

NW 22-15-12

KNOW ALL MEN BY THESE PRESENTS:

That Westchester Realty Company, a corporation, of the County of Douglas and State of Nebraska, for and in consideration of the sum of One Dollar (\$1.00), receipt of which is hereby acknowledged, and the further consideration of the performance of the covenants and agreements by grantee as hereinafter set out and expressed, do hereby GRANT, REMISE, and RELINQUISH unto Northern Natural Gas Company, a corporation, operating as PEOPLES NATURAL GAS division, the right, privilege, and easement to construct, erect, maintain and operate a district regulator station, and appurtenances thereto, upon the following described lands situated in the County of Douglas and State of Nebraska, to-wit:

A tract of land described by metes and bounds as follows: Commencing at the Northwest corner of Lot Five (5), Block Nine (9), Westchester, an addition in Douglas County, Nebraska: thence east ten (10) feet; thence north ten (10) feet; thence west ten (10) feet; thence south ten (10) feet to the point of beginning.

TO HAVE AND TO HOLD unto said Northern Natural Gas Company, a corporation, operating as PEOPLES NATURAL GAS division, its successors and assigns, so long as such regulating station and appurtenance thereto, shall be maintained, together with the right of ingress to and egress from said premises, for the purpose of constructing, inspecting, repairing, maintaining and replacing the property of the grantee located thereon, or the removal thereof, in whole or in part, at the will of the grantee.

It is agreed that the regulator, valves, buildings, and appurtenances thereto, to be constructed upon the above described lands shall not become affixed to the realty in the sense of permanent fixtures forming part of the freehold, but that they shall remain personal property, with the right of removal by the grantee as herein provided.

As a further consideration for this grant, the grantee herein agrees that it will pay to grantors any damages which may arise to growing crops, trees, shrubbery, fences, or buildings from the construction, maintenance or operation of said regulating station, provided, however, that the grantee shall not be liable for damages, either recurrent or otherwise, which shall arise solely from the deprivation of grantor's use of the area of said real estate upon which said regulating station may be erected.

This instrument, and the covenants and agreements herein contained, shall inure to the benefit of and be binding and obligatory upon the heirs, executors, administrators and assigns of the respective parties.

IN WITNESS WHEREOF, we have hereunto set our hands this 1st day of October, 1952.

ATTEST:

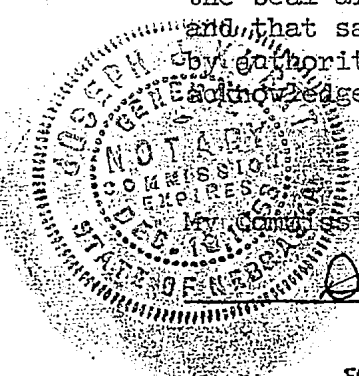
Ted Hicks Secretary

WESTCHESTER REALTY COMPANY

Robert W. Dillon President

STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

On this 1st day of October A.D., 1952, before me a Notary Public within and for said County, personally appeared R. W. Dillon and Ted Hicks to me personally known, who, being each by me duly sworn, did say that they are respectively the President and the Secretary of WESTCHESTER REALTY COMPANY, the corporation named in the foregoing instrument, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation, by authority of its Board of Directors, and said R. W. Dillon, and Ted Hicks acknowledged said instrument to be the free act and deed of said corporation.



Joseph J. Kubal Notary Public

9. ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA, 1 DAY Oct. 1952 AT 3:22 P.M. THOMAS J. O'CONNOR, REGISTER OF DEEDS.

2.25