

GRANT OF EASEMENT

James Hrabik, widower, for and in consideration of the sum of \$250.00 (Two hundred and fifty dollars) and receipt of which is hereby acknowledged and the further consideration of the performance of the covenants and agreements by the grantee, as hereinafter set out and expressed, does hereby grant, remise and release unto the Wilson Concrete Company, a corporation, its successors and assigns, full right, privilege and easement to construct, maintain and operate a water pipe line and appurtenances thereto, over and across the following described lands and appurtenances thereto belonging, situate in the County of Garry, State of Nebraska, to wit:

Block 12, in Section 22, Township 14 North, Range 13, East of the 6th P.M.

said pipe line to be located along a course to be selected by the grantee.

To have and to hold unto said Wilson Concrete Company, a corporation, its successors and assigns, so long as such pipe line, and appurtenances 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 grantee located thereon, or the removal thereof, in whole or in part, at the will of the grantee; it being the intention of the parties hereto that grantor is hereby granting the uses herein specified without divesting grantor of the rights to use and enjoy said above described premises; subject only to the right of grantee to use the same for the purposes herein expressed.

As a further consideration for this grant, the grantee herein agrees as follows:

(1) That it will bury all line pipe laid upon said land to a sufficient depth so as not to interfere with the cultivator of the soil.

(2) That it will pay the grantor any damages which may arise to growing crops, trees, shrubbery, fences or buildings from the construction, maintenance or operation of said pipe line, said damages, if not mutually agreed upon, to be ascertained and determined by three disinterested persons, one of whom shall be appointed by the grantor, one by grantee, and the third to be selected by the two appointed as aforesaid, and the written award of such three persons shall be final, conclusive and binding on the parties hereto.

This instrument and the covenants and agreements herein contained, shall inure to the benefit of and be binding and obligatory on the heirs, administrators, successors and assigns of the grantee hereto.

Witness my hand and seal this _____ day of _____, 1954.

James Hrabik, Secretary

James Hrabik, Secretary

State of Nebraska) ss.
County of Garry)

On this _____ day of _____, 1954, before me the undersigned a Notary Public in and for said county personally came James Hrabik, widower, to me personally known to be the identical person described in and who executed this instrument and who acknowledged the execution thereof to be his voluntary act and deed.

Filed in my official records and recorded in the Register of Deeds for Garry County, Nebraska
this _____ day of _____, 1954 at _____, Neb.
Geo. F. Hutchinson, County Clerk