

EASEMENT  
FOR  
ELECTRIC POWER LINE

1975 JAN 20

This easement is made and entered into this 20th day of January, 1975,

by and between The Magnus Division, NL Industries, Inc., hereinafter called "OWNER", and the DEPARTMENT OF UTILITIES OF THE CITY OF FREMONT, DODGE COUNTY, NEBRASKA, hereinafter called "CITY".

In consideration of one dollar and other valuable consideration (\$ 1.00 ) receipt whereof is hereby acknowledged, the OWNER hereby grants and conveys to the CITY, its successors and assigns, the right to construct, operate, and maintain a line or lines for the transmission and distribution of electrical energy, including the necessary poles, towers, wires, cables, fixtures, appliances, guy wires, anchors, stubs and brace poles, along with the right to fell or trim trees, shrubs, or vines which may present a hazard to the safe operation of said line or lines through and over the following described real estate:

A ten foot wide strip of land along the pole line detailed on the attached drawing MT-14-32 Costs of any and all operations undertaken on said property will be for the sole account of City.

The CITY shall have the <sup>reasonable</sup> right of ingress and egress over the OWNER'S property for any purpose necessary in connection with the construction, operation, maintenance and inspection or said line or lines, and shall be liable to the OWNER for any reasonable damage which may be caused in exercising this right.

The CITY shall protect and indemnify and save harmless the OWNER from all claims, demands, suits, judgements, costs, and expenses for loss, damages or injury to the person or property of any person or persons, having lawful right of being on the property, in any manner arising from or growing out of the construction, existence, or use of said lines, unless such loss, damage or expense shall be due <sup>solely</sup> to the negligence of anyone other than the CITY, its successors, assigns, agents, contractors or employees.

In witness whereof, we have hereunto set our hands this 20th day of January 1975.

ATTEST: J. T. Rafferty  
Assistant Secretary

NL Industries, Inc.  
Owner

Jay W. Dapp  
Vice President

State of New York )  
                          ) SS  
County of New York)

On this 20th day of January, 1975, before me the undersigned, a Notary Public duly commissioned and qualified for and residing in said county, personally came

JAY W. DAPP of NY known to me to be the identical person whose name is affixed to the foregoing instrument and acknowledged the same to be his voluntary act and deed.

At my hand and seal the day and year written above.

WILLIAM R. ADMIRAND  
Notary Public, State of New York  
No. 24-C022660  
Qualified in Kings County  
Certificate from New York County  
Commission Expires March 30, 1975

William R. Admirand  
Notary Public

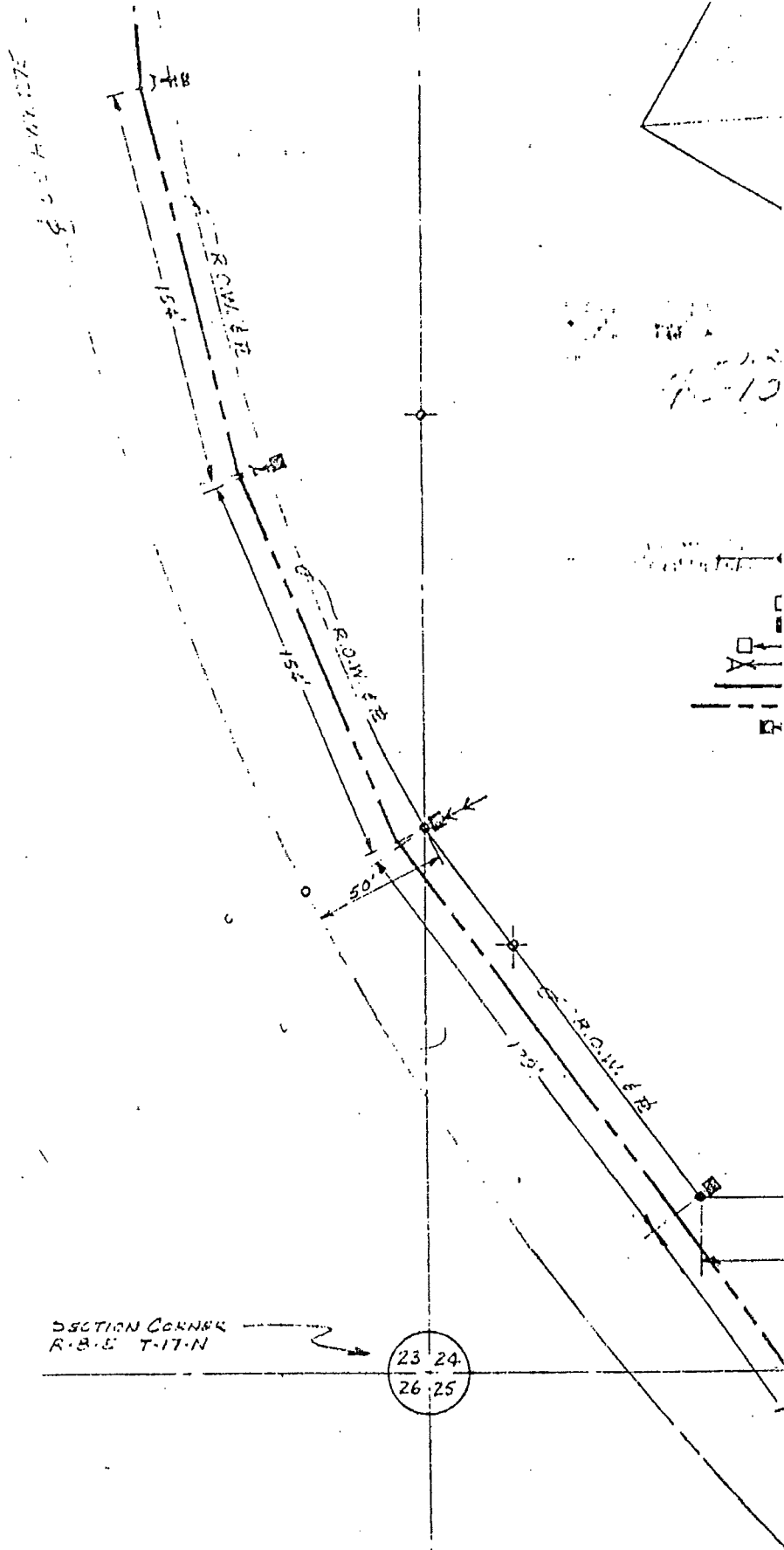


~~Nothing is to be done in reference with business appearing on Owner's~~

FILED FOR RECORD ON THIS 23 DAY OF May, A.D. 1975 AT 3:25 O'CLOCK P.M. AND RECORDED IN misc  
BOOK 9 - 143 - 325  
Richard Johnson  
Register of Deeds

Misc. book 9 Page 143.

143

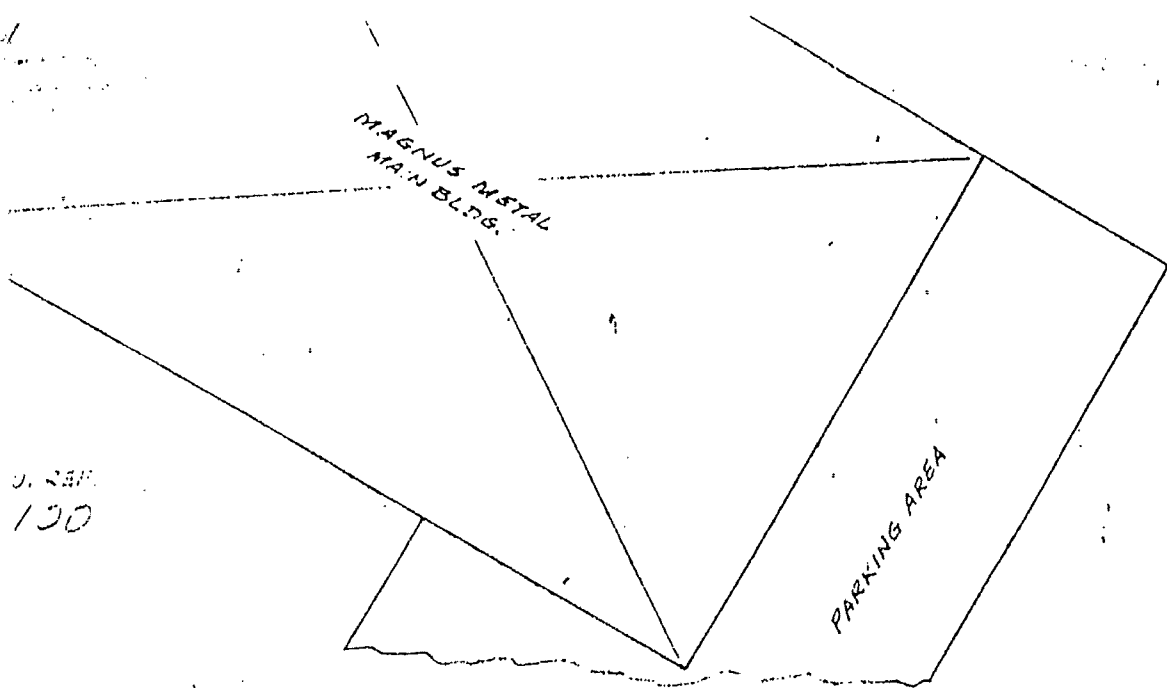


SECTION CORNER  
R.B.S T-17-N

23 24  
26 25

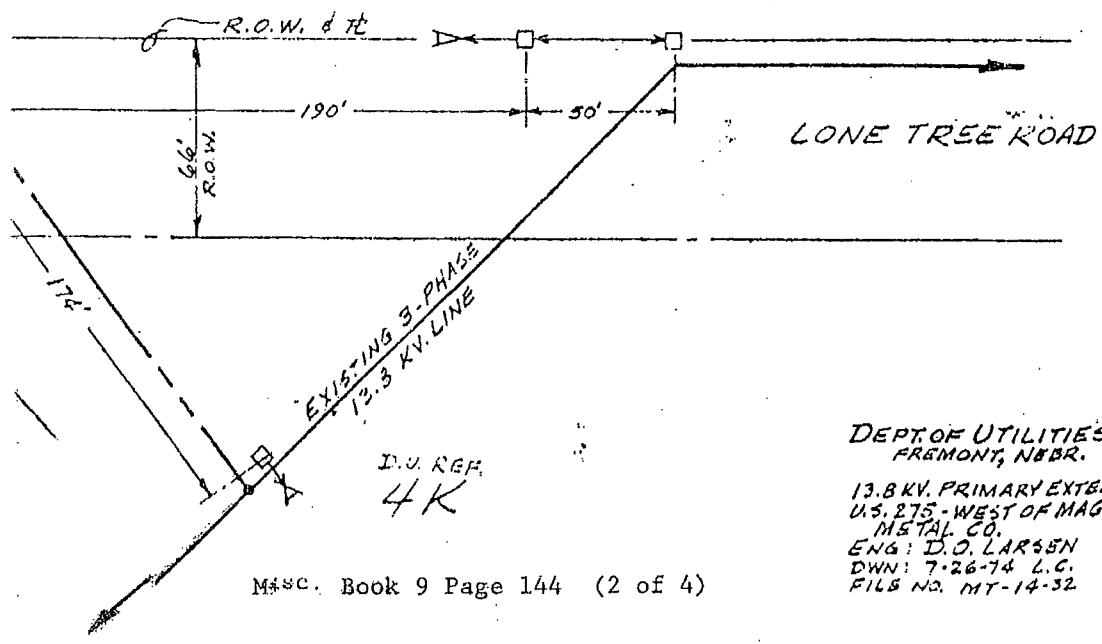
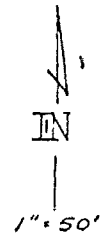
FILED FOR RECORD ON THIS 22 DAY OF May A.D. 1972 AT 3:34 O'CLOCK P.M. AND RECORDED IN Misc  
 BOOK 9 PAGE 144 FEE \$ 3.00  
 By Howard C. Keenan Register of Deeds  
 Deputy

27-10-76  
75-17-8



D. REF.  
130

- RIGHT-OF-WAY/PROPERTY LINE
- POINTS SET BY SURVEYOR (STANLEY G. SMITH & ASSOC., FREMONT, NEBR., - FEB. '74)
- EXISTING DEPT. OF UTILITIES POWER POLE
- PROPOSED POWER POLE LOCATION
- OVERHEAD GUY WIRE
- X— DOWNGUY & ANCHOR
- ||— EXISTING OVERHEAD 13.8 KV. LINE
- ||— PROPOSED 13.8 KV. LINE EXTENSION

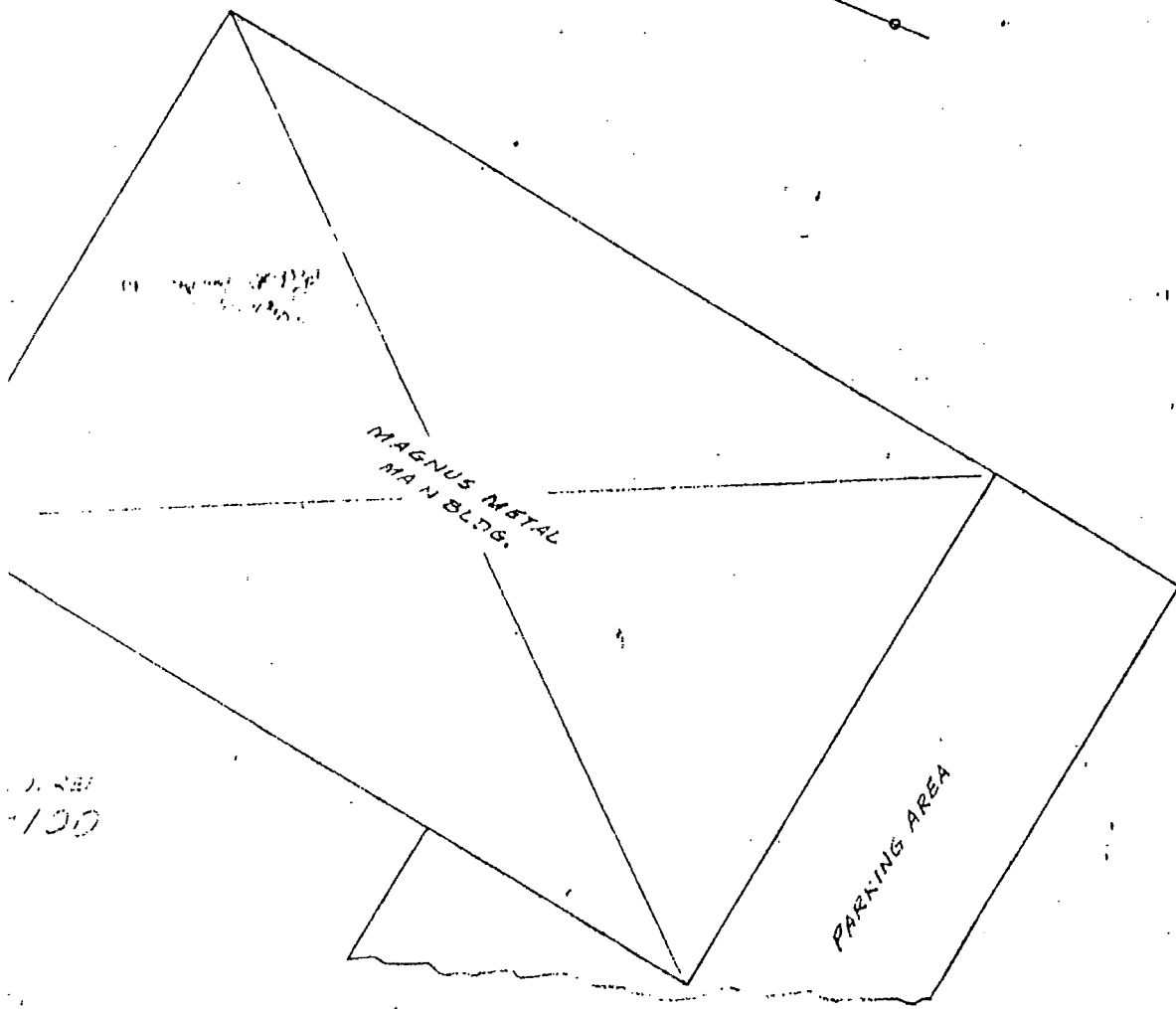


DEPT. OF UTILITIES  
FREMONT, NEBR.

13.8 KV. PRIMARY EXTENSION  
U.S. 275 - WEST OF MAGNUS  
METAL CO.

ENG: D.O. LARSEN  
DWN: 7-26-74 L.C.  
FILE NO. MT-14-32

R.O.W. & P.



J. 281  
-100

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