

6-15-12

MODIFICATION AND AMENDMENT OF EASEMENT GRANT

This instrument made and entered into this 14 day of July, 1971, by and between NORTHERN NATURAL GAS COMPANY, a Delaware corporation, (hereinafter referred to as "Northern") and ALBERT BAUERMEISTER (hereinafter referred to as "Owner").

WITNESSETH THAT:

WHEREAS, Northern is the holder of an Easement Grant covering the following described premises in Douglas County, Nebraska:

All that part of the South 38.62 acres of the E²NE⁴ lying East of the Papio Drainage Ditch in Section 6-T15N-R12E, Douglas County, Nebraska.

which Easement Grant has been recorded in Book 379 of Miscellaneous at Page 181 in the Office of the Register of Deeds for Douglas County, Nebraska; and

WHEREAS, pursuant to the authority contained in said Easement Grant, Northern has constructed and currently operates and maintains a 16-inch pipeline through and across the premises above-described; and

WHEREAS, of the premises described in said Easement Grant, Owner is present owner of the following described premises; hereinafter referred to as the "Owned Premises":

All of the property described above.

WHEREAS, the parties hereto desire to more clearly define their rights under such Easement Grant and further desire to modify and amend said Easement Grant in certain respects.

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements hereinafter set forth, it is agreed by and between the parties hereto as follows:

1. That Northern shall, and by these presents does, hereby limit its right-of-way under the aforescribed Easement Grant across the Owned Premises only to a strip of land 50 feet in width, the centerline of which strip shall be the present location of Northern's 16-inch pipeline. A plat showing the location of said strip of land is attached hereto as Exhibit "A" and is, by this reference, made a part hereof.

2. That Northern shall, and by these presents does, hereby release from its said Easement Grant all of the Owned Premises EXCEPT the strip of land described in Paragraph 1 above, upon which strip said Easement Grant is retained as herein modified.

3. That Owner shall not build, create, construct, nor allow to be built, created or constructed, any hard surface road, building, or other structure, nor alter the grade or permit such alteration anywhere on the land upon which Northern has reserved its Easement rights without the written consent of Northern.

This instrument and the covenants and agreements herein contained shall extend to and be binding upon the heirs, executors, administrators, successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this instrument the day and year first above written.

"NORTHERN"

"OWNER"

NORTHERN NATURAL GAS COMPANY

Albert Baumister

By [Signature]
Vice President

Attest [Signature]
Assistant Secretary

STATE OF NEBRASKA : SS.
COUNTY OF DOUGLAS :

On this 3rd day of August, A.D., 1971, before me, a Notary Public duly commissioned and qualified in and for said county and state, personally came Carl Vaughan, Vice President, and L. M. Aschell, Assistant Secretary of NORTHERN NATURAL GAS COMPANY, who are personally known to me to be the identical persons whose names are affixed to the above instrument as Vice President and Assistant Secretary of said corporation, and they acknowledged the said instrument to be their free and voluntary act and deed and the free and voluntary act and deed of said corporation.

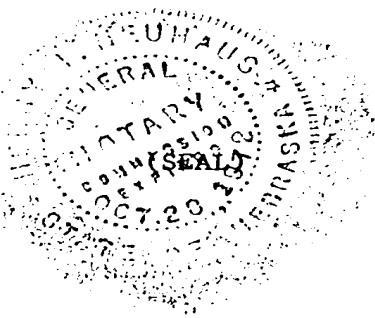
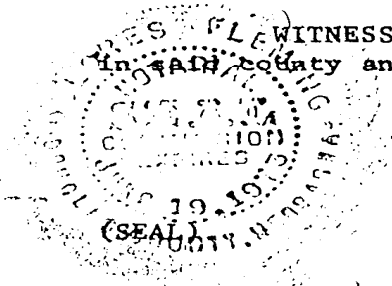
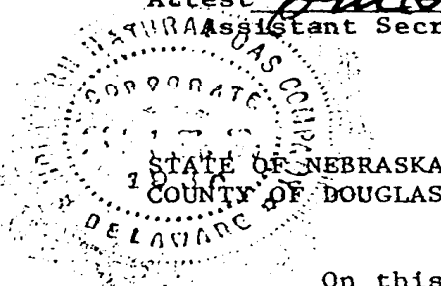
WITNESS my hand and official seal at Omaha, in said county and state, the date aforesaid.

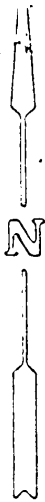
[Signature]
Notary Public
My Commission Expires June 12, 1973

STATE OF Nebraska :
COUNTY OF Douglas : SS.

On this 14 day of July, A.D., 1971, appeared Albert Baumister to me known to be the identical person named in and who executed the foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

[Signature]
Notary Public
My Commission Expires Oct 28, 1971





T15N, R12E
DOUGLAS COUNTY, NEBR.

6-15-12
NE CORNER
SE 1/4 NE 1/4

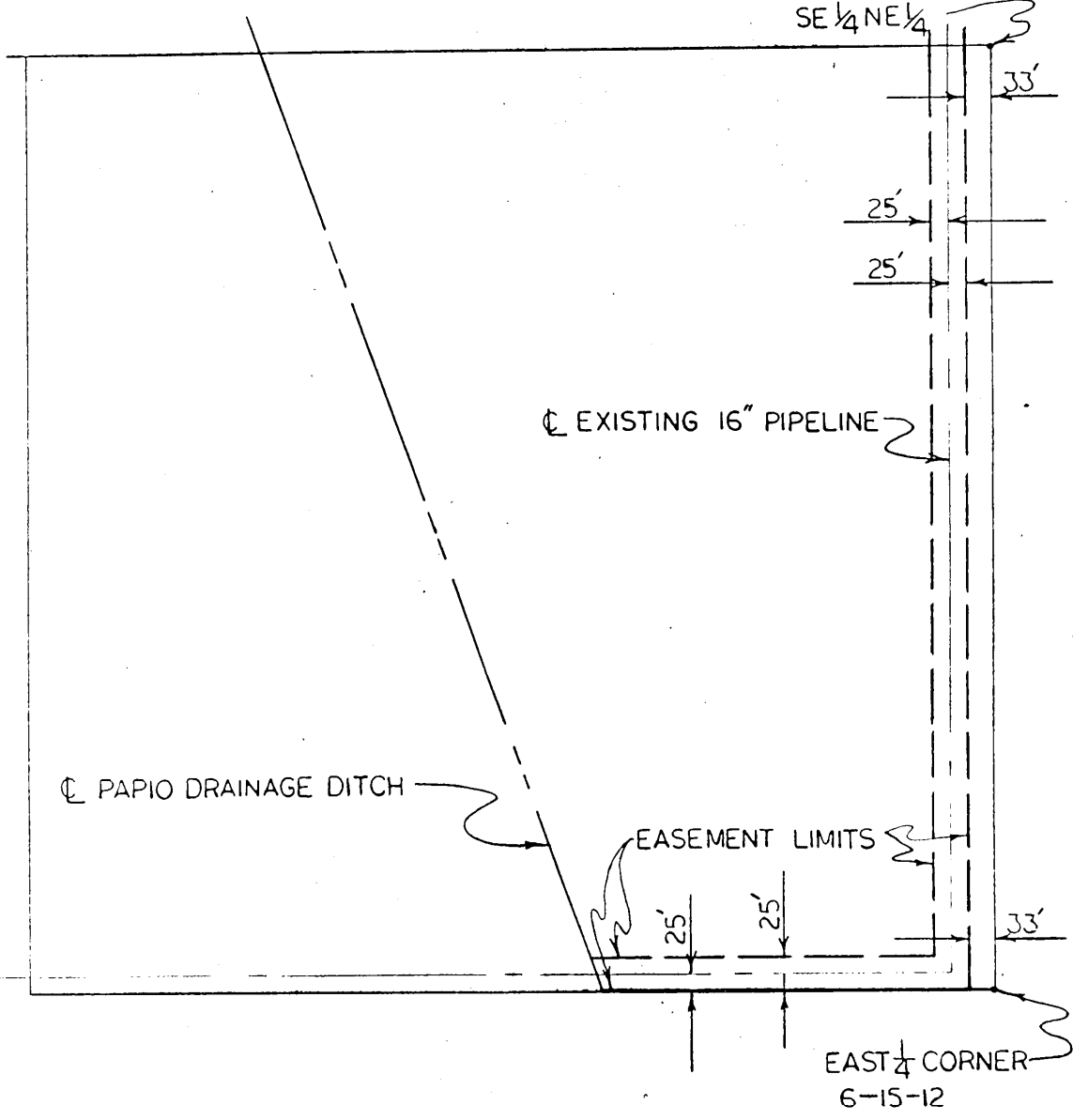


EXHIBIT "A"

SCALE: 1" = 200'

ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA, 13 August 21 1911 AT 12:50 P.M. C. HAROLD OSTLER, REGISTER OF DEEDS

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