

E A S E M E N T

Christensens, Inc., a Nebraska corporation, herein called Grantor, whether one or more, in consideration of One Hundred Fifty Dollars (\$150.00), receipt of which is hereby acknowledged, grant and convey unto the

CITY OF GRAND ISLAND,

a municipal corporation in Hall County, Nebraska, herein called the Grantee, a permanent and perpetual easement and right-of-way to survey, construct, reconstruct, relocate, inspect, repair, replace, extend, remove, maintain and operate thereon electrical overhead and underground distribution lines, consisting of poles, down guys, anchors, crossarms, insulators, wires, cables, supports, and other fixtures and equipment, upon, over, along, above, across, underneath and through the tract of land and real estate described as follows:

A tract of land in the Rains First Addition, an Addition to the City of Grand Island, Hall County, Nebraska, more particularly described as follows:

That Westerly eight (8) feet of the Easterly one hundred seventy-one and nine-tenths (171.9) feet of Lots Four (4) and Five (5) of said Addition,

together with the following rights:

1. Grantee shall have the right of unrestricted ingress and egress across Grantor's property for any purpose necessary in connection with the survey, construction, reconstruction, relocation, inspection, repair, replacement, extension, addition to, maintenance, operation and removal of said lines. Such ingress and egress shall be exercised in a reasonable manner.
2. Grantee shall have the right to trim or remove all trees and brush on said right-of-way as may be necessary to construct, reconstruct, relocate, inspect, repair, replace, extend, add to, maintain, operate and remove said overhead and underground distribution lines.
3. Grantor, for itself, devisees, executors, administrators and assigns hereby covenants that no structure shall be erected or permitted upon said right-of-way.
4. The rights and privileges herein conveyed shall be perpetual and shall pass with the title to the real estate on which such utilities are constructed, and such rights and privileges shall be binding upon their successors and assigns.

5. All electrical service lines, poles, equipment and appurtenances underground, electrical distribution cables, transformers, equipment and appurtenances placed over, upon, and within the confines of this easement shall remain the property of such City and may be removed or replaced at any time.

IN WITNESS WHEREOF, the parties hereto have signed their names and caused the execution of this instrument this 17th day of February, 1970.

CHRISTENSENS, INC.

By Earl L. Christensen
President

Attest J. B. Lockwood
Secretary

STATE OF NEBRASKA)
) ss
COUNTY OF HALL)

On this _____ day of _____, 1970, before the undersigned, a notary public duly commissioned and qualified for and residing in said county, personally came Earl L. Christensen, President of Christensen's, Inc., to me known to be the identical person who signed the foregoing instrument, and to me known to be such President, and acknowledged the foregoing signature to be his voluntary act and deed and the voluntary act and deed of such corporation.

Witness my hand and notarial seal the day and year above written.

Notary Public

My commission expires _____.

CONSENT BY MORTGAGEE TO EASEMENT FOR PUBLIC UTILITIES

In consideration of the payments made and agreed to be made to or for the account of the foregoing Grantor, the undersigned being the owner and holder of the indebtedness secured by the mortgage recorded IN Book 142 of Mortgages at Page 22 in the office of the Register of Deeds of Hall County, Nebraska, hereby grants to the City of Grand Island the same right-of-way and easement described in the foregoing grant and agrees that such right-of-way and easement shall be prior and paramount to all rights under such mortgage and under sale or foreclosure of same shall be subject to such right-of-way and easement.

IN WITNESS WHEREOF, the undersigned has executed this instrument or caused the due execution thereof this 18th day of February, 1970.

HOME FEDERAL SAVINGS & LOAN ASSOCIATION
Name of Mortgagee

By

Title

STATE OF NEBRASKA)
) ss
COUNTY OF HALL)

On this 18th day of February, 1970, before me, the undersigned, a Notary Public in and for said County and State, personally appeared J. B. Beltzer

to me known personally to be the identical person who signed the foregoing instrument and acknowledged the execution thereof to be his voluntary act and deed for the purpose therein expressed.

WITNESS my hand and Notarial Seal the date above written.

Retta Mathiesen
Notary Public Retta Mathiesen

My commission expires on the 12th day of June, 1971.

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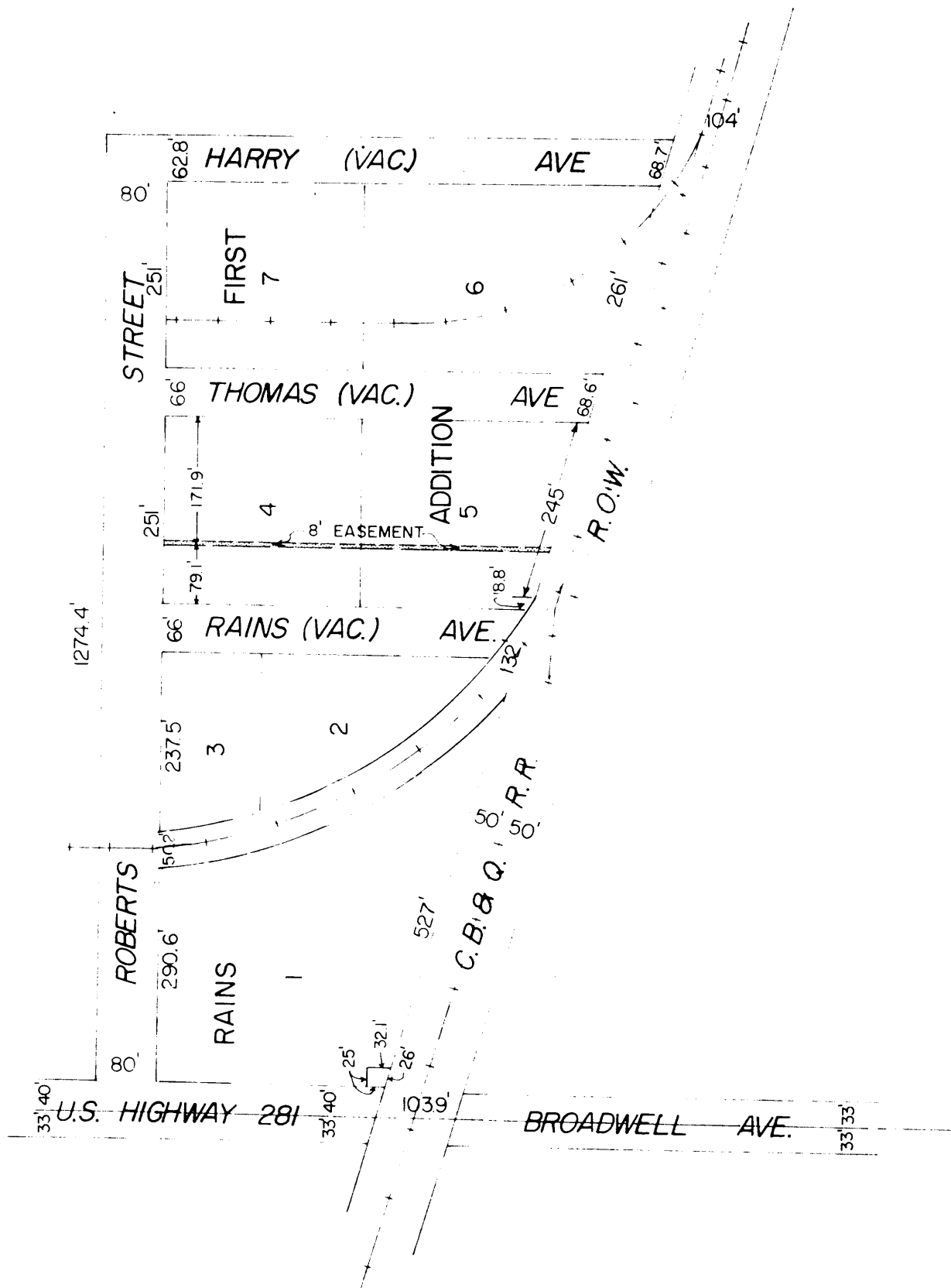


EXHIBIT 'A'
CITY OF GRAND ISLAND
UTILITIES DEPARTMENT
2/13/70 PT SANER