

## MISCELLANEOUS RECORD NO. 10

20334-REDFIELD &amp; COMPANY, INC., OMAHA

GRANT OF EASEMENT  
Walter O. Marolf et ux  
To:  
Mid-America Pipeline Company

COMPARED

Filed 29 May 1968 at: 8:45 A. M.  
Betty Philpot, Register of Deeds  
\$ 4.00

MA-88 - Rev. 6-64

R/W No. 43-N-CA-1

## GRANT OF EASEMENT

FOR AND IN CONSIDERATION of the sum of Five Dollars (\$5.00) in hand paid, receipt and sufficiency of which is hereby acknowledged, and a further sum, equal in the aggregate to Two Dollars (\$2.00) per rod for each lineal rod of pipeline to be constructed under the terms hereof, to be paid after a survey establishing the route of the line has been completed, and before construction is commenced, I, or we,

Walter O. Marolf and Helen E. Marolf, his wife

hereinafter referred to as "Grantor" (whether one or more), do hereby grant, bargain, sell and convey unto MID-AMERICA PIPELINE COMPANY, a Delaware corporation, its successors and assigns, hereinafter referred to as "Grantee", the right privilege and easement, at any time and from time to time to construct, maintain, inspect, operate, protect, repair, replace, change the size of, or remove a pipeline or pipelines, gate valves and other appurtenances, including cathodic protection equipment, within the confines of a right of way 50 feet in width, said right of way being 15 feet on the North/West side and 35 feet on the South/East side of a line (to be) (as) surveyed and definitely established by the centerline of the initial pipeline constructed for the transportation of natural gas, oil, petroleum products or any other liquids, gases or substances which can be transported through a pipeline, together with the right of ingress and egress to and from the same for the purposes aforesaid, over, under, through and across the following described lands, of which the Grantor warrants they are the owners in fee simple, situated in the County of Cass State of Nebraska to wit:

The West Half of the Northwest Quarter of Section 6, Township 11 North,  
Range 9 East AND the South Half of the Southwest Quarter of Section  
31, Township 12 North, Range 9 East.

TO HAVE AND TO HOLD said right of way and easement unto said Grantee, its successors and assigns forever. It is agreed that the pipeline or pipelines to be laid under this grant shall be constructed at sufficient depth below the surface of the ground to permit normal cultivation, and Grantor shall have the right to fully use and enjoy the above described premises, subject to the rights herein granted.

Grantee shall have the right to clear and keep clear all trees, undergrowth and other obstructions from the herein granted right of way, and Grantor agrees not to build, construct or create, not permit others to build, construct or create any buildings or other structures on the herein granted right of way that will interfere with the normal operation and maintenance of the said line or lines.

Grantee agrees to pay to the then owners and to any tenant, as their interests may be, any and all damages to crops, timber, fences, drain tile, or other improvements on said premises that may arise from the exercise of the rights herein granted. Any payment due hereunder may be made direct to the said Grantor or any one of them.

It is understood that the person securing this grant is without authority from Grantee to make any agreement with respect to the subject matter hereof not herein expressed.

Grantor represents that the above described land (is) (is not) rented for the period beginning \_\_\_\_\_, 19\_\_\_\_ to \_\_\_\_\_, 19\_\_\_\_ on (cash) (crop) basis to \_\_\_\_\_ Not rented

The terms and conditions hereof shall be binding upon and inure to the benefits of the heirs, executors, administrators, devisees, successors, trustees or assigns of the parties hereto.

In Witness Whereof the said Grantors have hereunto set their hands and seals this 13 day of March, 1968.

FILED IN

RECORD

MAY 29 1968

REGISTER OF DEEDS

OMAHA

100% LINEN LEDGER

Blue Border

100% LINEN LEDGER

MISCELLANEOUS RECORD NO. 10

20334-REVISED & COMPANY, INC., OMAHA

FLEXIBLE HINGE  
115 BORDERS  
100% LINEN LEDGER

WITNESS:  
O. R. Coleman

X Walter O. Marolf  
X Helen E. Marolf

(Individual)

FOR USE ONLY IN NEW MEXICO, TEXAS, OKLAHOMA, MISSOURI, NEBRASKA, MINNESOTA, WISCONSIN,  
IOWA, KANSAS

STATE OF NEBRASKA )  
 ) SS.  
COUNTY OF CASS )

BE IT REMEMBERED, That on this 14 day of MARCH, A. D., 1968 before me, a Notary Public in and for  
said County and State, personally appeared WALTER O. MAROLF & HELEN E. MAROLF, HIS WIFE  
to me known to be the identical persons described in and who executed the within and foregoing instrument, and  
acknowledged to me that THEY executed the same as THEIR free and voluntary act and deed for the uses, purposes,  
and consideration therein set forth.

IN WITNESS WHEREOF, I have hereunto set my official signature and affixed my notarial seal, the day and  
year first above written.

My commission expires Jan 1969

Roy E. Tennant Notary Public

(JUSTICE OF THE PEACE )  
(SEAL )  
(CASS CO. NEBRASKA )

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AFFIDAVIT  
David B. Robinson et ux  
To:  
Public

COMPARED

Filed 3 June 1968 at: 4:05 P. M.  
Betty Philpot, Register of Deeds  
\$ 2.50

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AFFIDAVIT

STATE OF NEBRASKA )  
 )  
COUNTY OF CASS )

David B. Robinson and Edith M. Robinson, each being first duly sworn, on oath deposes and state that they  
are husband and wife, and that the said David B. Robinson is the same person as the grantee in a certain sheriff's  
deed conveying Sub-Lot 3 of Lot 5 in Porter Place Addition to the City of Plattsmouth, Cass County, Nebraska,  
and that since the date of said Sheriff's deed, to-wit, January 21st, 1937, the said David B. Robinson has been in  
the sole, open, and undisputed possession of said premises, and now is in the sole and undisputed possession  
thereof; that no claims of ownership, possession or occupancy, or of right to possession have ever been made to  
said premises by any person whatsoever since said time, and no claims have been filed against said premises as  
required by the Marketable Title Act of 1947, Sections 76-288 to 76-298, R. S. Supp., 1947.

Affiants further state that they know that Charles J. Tasler, one of the parties to a certain contract  
involving said premises, which contract was filed in Book V of the miscellaneous records at Page 451 in the  
Office of the Register of Deeds of Cass County, Nebraska, on August 20th, 1927, is the same person as Charles  
J. Tassler, one of the defendants in an action in which the City of Plattsmouth, Nebraska, was plaintiff, and  
which action is shown at Appearance Docket 7, Page 271, in the office of the Clerk of the District Court of Cass  
County, Nebraska, notwithstanding the discrepancy in names.

Affiants further state that this affidavit is made for the purpose of showing their possession of said premises  
described above in accordance with the provisions of Sections 76-288 to 76-298, R. S. Supp., 1947.

David B. Robinson

Edith M. Robinson

Subscribed in my presence and sworn to before me this 27th day of April, 1948.

Blue Border  
100% LINEN LEDGER