

MODIFICATION AND AMENDMENT OF EASEMENT GRANT

This instrument made and entered into this 31 day of MAY, 1989, by and between NORTHERN NATURAL GAS COMPANY, Division of Enron Corp., a Delaware corporation (hereinafter referred to as "Northern"), and Laurel E. Schlaphoff, Trustee, for the Laurel E. Schlaphoff Trust, the Phyllis M. Brasch Trust, the R. Marjorie Zicafoose Trust, and the Donna J. McIntosh Trust (hereinafter referred to as "Owners").

WITNESSTH THAT:

WHEREAS, Northern is the holder of an Easement grant executed the 21st day of May, 1930, covering the following described premises in Lancaster County, Nebraska:

The West Half of the Northwest Quarter ( $W\frac{1}{2}$   $NW\frac{1}{4}$ ) of Section 22, Township 11 North, Range 8 East;

which Easement grant was recorded the 7th day of August, 1930, in Book 8 of Miscellaneous at Page 154 in the Office of the Register of Deeds for Lancaster County, Nebraska; and

WHEREAS, pursuant to the authority contained in said Easement grant, Northern has constructed and currently operates and maintains a 20-inch pipeline through and across the premises above-described; and

WHEREAS, Owners are present owners of the premises subject to said Easement grant (hereinafter referred to as "Owned Premises"); and

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 70 feet in width, the centerline of which strip shall be the present location of Northern's 20-inch pipeline.

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 is retained in full force and effect, with all rights (including, without limitation, multiple line rights) of Grantee as therein provided with respect to said strip of land.

3. The Owners shall not build, create, construct, nor allow to be built, created, or constructed, any hard, gravel, or similar surface road, any improvements or structures of any nature, 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"

"OWNERS"

NORTHERN NATURAL GAS COMPANY  
Division of Enron Corp.

DWS  
GK  
By *Dalel Conates*  
Title Agent and Attorney-in-Fact

*Laurel E. Schlaphoff*  
Laurel E. Schlaphoff, Trustee, for Trustee  
the Laurel E. Schlaphoff Trust,  
the Phyllis M. Brasch Trust,  
the R. Marjorie Zicafoose Trust,  
and the Donna J. McIntosh Trust

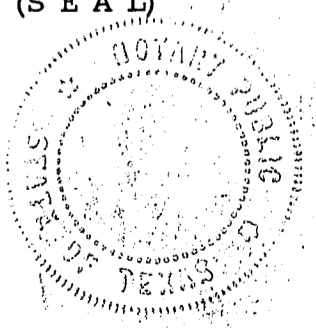
ATTEST:  
By *Lynnda Z. Jenkins*  
Title Assistant Secretary

STATE OF TEXAS )  
                          )SS  
COUNTY OF HARRIS )

On this 31 day of MAY, 1989, before me a Notary Public duly commissioned and qualified in and for said county and state, personally came DALEL CONATES, the Agent and Attorney-in-Fact of Northern Natural Gas Company, Division of Enron Corp., who is personally known to me to be the identical person whose name is affixed to the above instrument in the capacity stated, and he acknowledged the said instrument to be his free and voluntary act and deed and the free and voluntary act and deed of said corporation.

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

(S E A L)

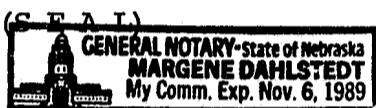


*Harold H. Tyler*  
Notary Public  
My Commission Expires 8-5-1989  
  
HAROLD H. TYLER  
Notary Public in and for State of Texas  
My Commission Expires Aug. 5, 1989

STATE OF Nebraska  
COUNTY OF Lancaster )SS

On this 19th day of May, 1989, before me a Notary Public duly commissioned and qualified in and for said county and state, personally appeared Laurel E. Schlaphoff, Trustee, for the Laurel E. Schlaphoff Trust, the Phyllis M. Brasch Trust, the R. Marjorie Zicafoose Trust, and the Donna J. McIntosh Trust, to me known to be the identical person named in and who executed the foregoing instrument, and acknowledged that she executed the same as her voluntary act and deed.

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



Margene Dahlstedt  
Notary Public  
My Commission Expires 11-6-89

BLOCK

CODE

CHECKED

ENTERED

EDITED

#1550

REGISTER OF DEEDS  
Dan Jalko

89 JUN 20 AM 9:38

INDEXED ON  
SERIAL INDEX  
FOR RECORD AS:  
INST. NO. 89 16533

This Instrument Drafted By:  
Gail Spevak  
Right-of-Way Department  
Enron Corp.  
2223 Dodge Street  
Omaha, Nebraska 68102

Enron  
Enu