

IN THE COUNTY COURT OF SALINE COUNTY, NEBRASKA

In the Matter of the Petition of)
Consumers Public Power District,)
a Public Corporation and Political)
Subdivision of the State of)
Nebraska, to Condemn Certain Lands)
in Saline County, Nebraska, for)
the Purpose of Acquiring a Per-)
manent Easement and Right of Way)
to Construct, Operate and Main-)
tain an Electric Transmission)
Line.)

Docket 12 Page 100

CONSUMERS PUBLIC POWER DISTRICT,)
A Public Corporation and Political)
Subdivision of the State of)
Nebraska.)

Condemner,)

-v-)

ROBERT BURDICK and WILMA)
BURDICK, Husband and Wife,)
TRACT No. S-13.)

LEONARD J. KELLOUGH and)
EDITH L. KELLOUGH, Husband)
and Wife. MAX KELLOUGH)
and ROBERTA KELLOUGH,)
Lessees. TRACT No. S-63.)

LEONARD J. KELLOUGH and)
EDITH L. KELLOUGH, Husband)
and Wife. MAX KELLOUGH and)
ROBERTA KELLOUGH, Lessees.)
TRACT No. S-72.)

CHARLES ROUSH and ALVINA)
ROUSH, Husband and Wife.)
WARREN WEBER and MARY WEBER,)
Lessees. TRACT No. S-60A.)

Condemnees.)

REPORT
OF
APPRAISERS

TO THE HONORABLE COUNTY JUDGE OF SALINE COUNTY, NEBRASKA:

We, undersigned Appraisers, duly appointed in the above
identified proceedings by virtue of an "Order Appointing Appraisers",
dated August 13, 1969, to appraise the property sought to be con-
demned and to ascertain and determine the damages sustained by the
respective condemnees, do hereby respectfully report that upon being

-2-

qualified and taking and subscribing the oath as prescribed by law, we proceeded in a body to carefully inspect and view the property of each condemnee sought to be taken and also any other property of each condemnee damaged thereby, and there fully informed ourselves in said matter, and heard all parties interested therein in reference to the amount of damages when so inspecting and viewing the property, and being fully advised in the premises, we did and hereby do assess the damages that each respective condemnee has sustained or will sustain by reason of the appropriation of the following described property to the use of the petitioner:

ROBERT BURDICK and WILMA
BURDICK, Husband and Wife,
TRACT No. S-13.

A permanent easement for a right of way, one hundred-fifty (150) feet in width, for the survey, construction, operation, maintenance, inspection, repair, removal, alteration, relocation and reconstruction of Condemner's electric transmission lines including necessary poles, towers, footings, guys, down-guys, anchors, conductors, shield wires and all other equipment used in connection therewith, together with all rights and privileges incident to the use and enjoyment thereof, on, over and across the following described property:

The East Half of the Southeast Quarter ($E\frac{1}{2} SE\frac{1}{4}$)
and the South Half of the South Half of the North-
east Quarter ($S\frac{1}{2} S\frac{1}{2} NE\frac{1}{4}$) of Section Nine (9),
Township Seven (7) North, Range Four (4) East
of the 6th P.M.

The above described property and the centerline of the easement is shown on Exhibit "A" which is attached hereto and incorporated herein by reference. The easement shall be a strip of land One Hundred-Fifty feet (150') in width, being Seventy-Five (75) feet on each side of the parallel to the following described reference line:

Entering the property on the east property line four hundred sixty-two (462) feet south of the northeast corner of the Southeast Quarter ($SE\frac{1}{4}$) and extending in a northwesterly direction on and across the above described property.

Condemner shall have the right of ingress and egress across and along the property within the easement area for any purpose in connection with its survey, construction, operation, maintenance, inspection, repair, removal, alteration, relocation and reconstruction of Condemner's electric transmission lines. Condemner shall also have the right at any time to trim or remove such trees and underbrush as may in any way endanger or interfere with the safe construction or operation of the easement area and its transmission lines and equipment used in connection therewith, including but not limited to removal of any and all trees and brush within the said one hundred-fifty (150) foot easement area and topping or removing any other trees which in falling would come within fifteen (15) feet of the nearest electric line conductor. All refuse from such tree cutting or trimming shall be burned or removed by Condemner, and Condemner shall have the right to control by chemicals all weeds, trees, and brush along the described right of way if said right of way is not being utilized for cultivated crops.

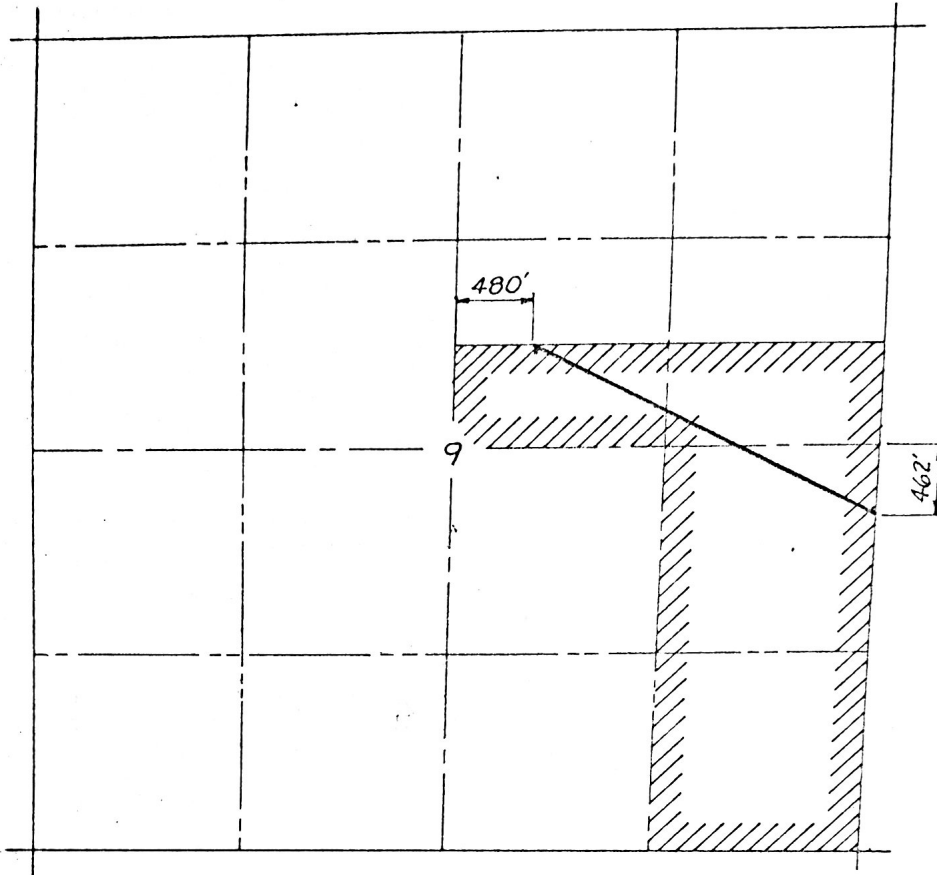
The Condemnees may cultivate, use, and enjoy the land within the right of way, provided that such use shall not endanger or be a hazard to or interfere with the survey, construction, reconstruction, repair, maintenance, inspection, operation, alteration, relocation and removal of said lines and provided further that the Condemnees shall not allow any combustible trash or property, buildings, structures, hay or straw stacks to remain or be placed within the said one hundred-fifty (150) foot easement area.

Pursuant to Section 76-710, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bills 575 and 348, Eightieth Session, Nebraska State Legislature, 1969, the assessment of damages in this condemnation proceeding shall include damages for fences and crops which are destroyed or damaged by reason of the original construction of said project. Damage to fencing and crops, if any, occurring after the original construction and resulting from the operation or maintenance of the improvement, shall not be included in such assessment, but shall be determined by agreement of the parties or as provided under Sections 67-710 to 76-724, Reissue Revised Statutes of Nebraska, 1943, as amended and paid to the owner or lessee by the condemner or its successors and assigns at the time such fencing or crops are damaged.

SALINE COUNTY
R-4-E



T-7-N



LEGEND

— ⊕ — TRANSMISSION LINE

Tract No. S-13

CONSUMERS PUBLIC POWER DISTRICT

Proposed 345 KV. Transmission Line
Across Property of Wilma Burdick et al.

DRAWN BY	TRACED BY	CHECKED BY	APPROVED BY
RAW 4 30 69			<i>[Signature]</i>

SCALE 1" = 1000'

DRAWING NO. 19-D-24.15

DATE	REVISIONS

STANDARD BLUE PRINT, GRAHA 112266

LEONARD J. KELLOUGH and EDITH L.
 KELLOUGH, Husband and Wife. MAX
 KELLOUGH and ROBERTA KELLOUGH,
 Lessees: TRACT No. S-68.

A permanent easement for a right of way, one hundred-fifty (150) feet in width, for the survey, construction, operation, maintenance, inspection, repair, removal, alteration, relocation and reconstruction of Condemner's electric transmission lines including necessary poles, towers, footings, guys, down-guys, anchors, conductors, shield wires and all other equipment used in connection therewith, together with all rights and privileges incident to the use and enjoyment thereof, on, over and across the following described property:

The Northeast Quarter (NE $\frac{1}{4}$) of Section
 Fifteen (15), Township Eight (8) North,
 Range One (1) East of the 6th P.M.

The above described property and the centerline of the easement is shown on Exhibit "A" which is attached hereto and incorporated herein by reference. The easement shall be a strip of land One Hundred-Fifty feet (150') in width, being Seventy-Five (75) feet on each side of the parallel to the following described reference line:

Entering the property in the east property line at a point approximately one thousand eighty-three (1083) feet north of the southeast corner of said property; thence in a northwesterly direction to the west line of said property.

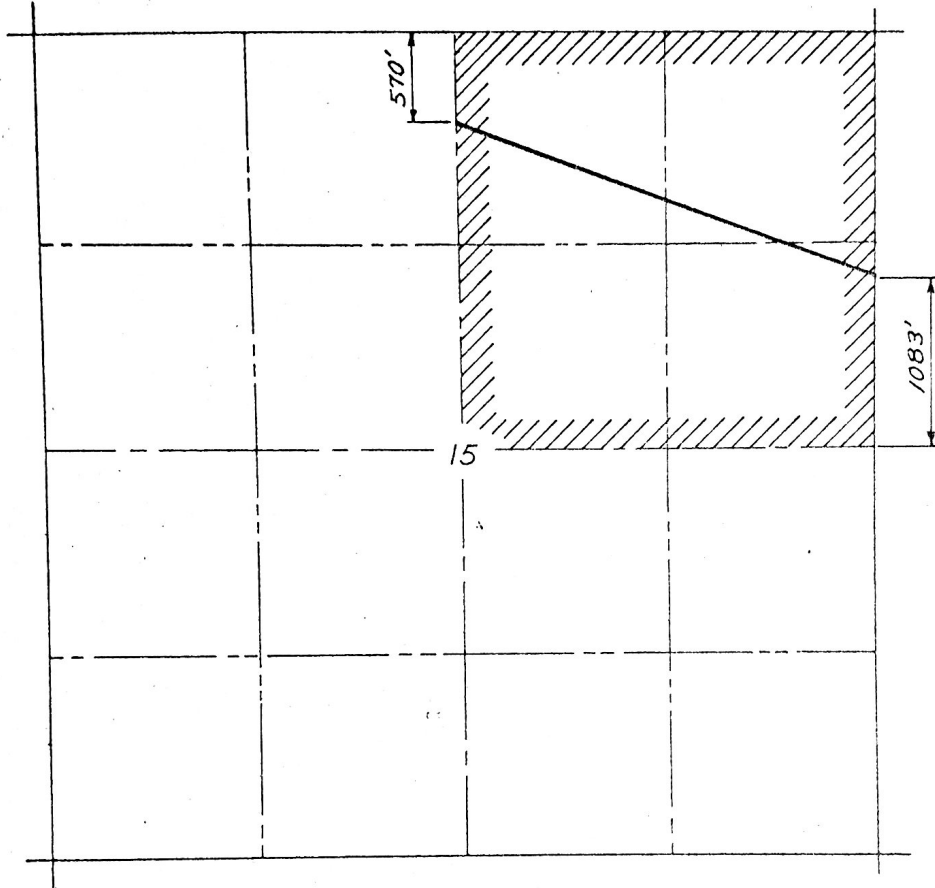
Condemner shall have the right of ingress and egress across and along the property within the easement area for any purpose in connection with its survey, construction, operation, maintenance, inspection, repair, removal, alteration, relocation and reconstruction of Condemner's electric transmission lines. Condemner shall also have the right at any time to trim or remove such trees and underbrush as may in any way endanger or interfere with the safe construction or operation of the easement area and its transmission lines and equipment used in connection therewith, including but not limited to removal of any and all trees and brush within the said one hundred-fifty (150) foot easement area and topping or removing any other trees which in falling would come within fifteen (15) feet of the nearest electric line conductor. All refuse from such tree cutting or trimming shall be burned or removed by Condemner, and Condemner shall have the right to control by chemicals all weeds, trees, and brush along the described right of way if said right of way is not being utilized for cultivated crops.

The Condemnees may cultivate, use, and enjoy the land within the right of way, provided that such use shall not endanger or be a hazard to or interfere with the survey, construction, reconstruction, repair, maintenance, inspection, operation, alteration, relocation and removal of said lines and provided further that the Condemnees shall not allow any combustible trash or property, buildings, structures, hay or straw stacks to remain or be placed within the said one hundred-fifty (150) foot easement area.

Pursuant to Section 76-710, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bills 575 and 348, Eightieth Session, Nebraska State Legislature, 1969, the assessment of damages in this condemnation proceeding shall include damages for fences and crops which are destroyed or damaged by reason of the original construction of said project. Damage to fencing and crops, if any, occurring after the original construction and resulting from the operation or maintenance of the improvement, shall not be included in such assessment, but shall be determined by agreement of the parties or as provided under Sections 67-710 to 76-724, Reissue Revised Statutes of Nebraska, 1943, as amended and paid to the owner or lessee by the condemner or its successors and assigns at the time such fencing or crops are damaged.

SALINE COUNTY
R-1-E

T-8-N



LEGEND

— TRANSMISSION LINE

Tract No. S-68

DATE	REVISIONS

CONSUMERS PUBLIC POWER DISTRICT

Proposed 345 KV. Transmission Line
Across Property of Edith Kellongh, et.al.

DRAWN BY	TRACED BY	CHECKED BY	APPROVED BY
RAW 4-25-69			1/1/70
SCALE 1" = 1000'		DRAWING NO. 19-D-24.5	

LEONARD J. KELLOUGH and EDITH L.
KELLOUGH, Husband and Wife. MAX
KELLOUGH and ROBERTA KELLOUGH,
Lessees. TRACT No. S-72.

A permanent easement for a right of way, one hundred-fifty (150) feet in width, for the survey, construction, operation, maintenance, inspection, repair, removal, alteration, relocation and reconstruction of Condemner's electric transmission lines including necessary poles, towers, footings, guys, down-guys, anchors, conductors, shield wires and all other equipment used in connection therewith, together with all rights and privileges incident to the use and enjoyment thereof, on, over and across the following described property:

The East Half of the Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$)
of Section Nine (9), Township Eight (8) North,
Range One (1) East of the 6th P.M.

The above described property and the centerline of the easement is shown on Exhibit "A" which is attached hereto and incorporated herein by reference. The easement shall be a strip of land One Hundred-Fifty feet (150') in width, being Seventy-Five (75) feet on each side of the parallel to the following described reference line:

Entering the property on the east property line at a point approximately four hundred seventeen (417) feet north of the southeast corner of said property; thence in a northwesterly direction to the west line of said property.

Condemner shall have the right of ingress and egress across and along the property within the easement area for any purpose in connection with its survey, construction, operation, maintenance, inspection, repair, removal, alteration, relocation and reconstruction of Condemner's electric transmission lines. Condemner shall also have the right at any time to trim or remove such trees and underbrush as may in any way endanger or interfere with the safe construction or operation of the easement area and its transmission lines and equipment used in connection therewith, including but not limited to removal of any and all trees and brush within the said one hundred-fifty (150) foot easement area and topping or removing any other trees which in falling would come within fifteen (15) feet of the nearest electric line conductor. All refuse from such tree cutting or trimming shall be burned or removed by Condemner, and Condemner shall have the right to control by chemicals all weeds, trees, and brush along the described right of way if said right of way is not being utilized for cultivated crops.

The Condemnees may cultivate, use, and enjoy the land within the right of way, provided that such use shall not endanger or be a hazard to or interfere with the survey, construction, reconstruction, repair, maintenance, inspection, operation, alteration, relocation and removal of said lines and provided further that the Condemnees shall not allow any combustible trash or property, buildings, structures, hay or straw stacks to remain or be placed within the said one hundred-fifty (150) foot easement area.

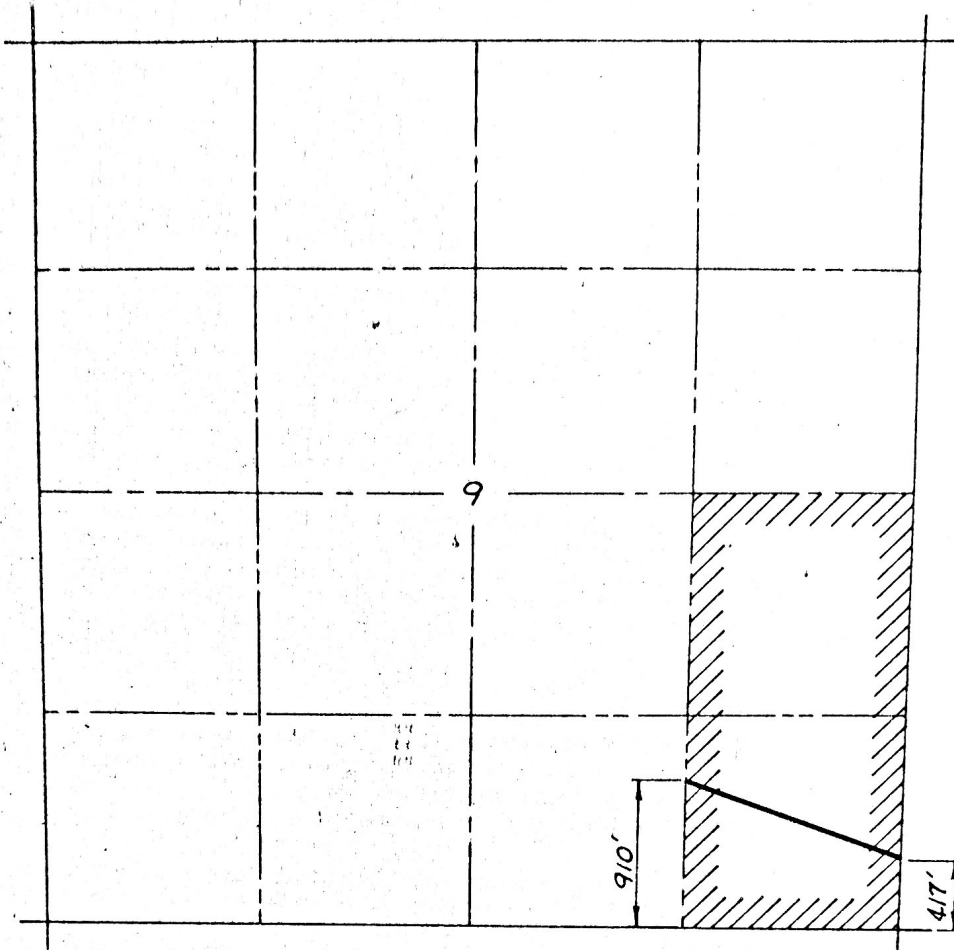
Pursuant to Section 76-710, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bills 575 and 348, Eightieth Session, Nebraska State Legislature, 1969, the assessment of damages in this condemnation proceeding shall include damages for fences and crops which are destroyed or damaged by reason of the original construction of said project. Damage to fencing and crops, if any, occurring after the original construction and resulting from the operation or maintenance of the improvement, shall not be included in such assessment, but shall be determined by agreement of the parties or as provided under Sections 67-710 to 76-724, Reissue Revised Statutes of Nebraska, 1943, as amended and paid to the owner or lessee by the condemner or its successors and assigns at the time such fencing or crops are damaged.

SALINE COUNTY

R-1-E



T-8-N



LEGEND

— ⊕ — TRANSMISSION LINE

Tract No. S-72

CONSUMERS PUBLIC POWER DISTRICT

*Proposed 345 KV. Transmission Line
Across Property of Leonard Kellough, et al.*

DRAWN BY	TRACED BY	CHECKED BY	APPROVED BY
RAW 4-24-67			<i>[Signature]</i>

SCALE 1" = 1000'

DRAWING NO. 19-D-24.1

DATE	REVISIONS

STANDARD BLUE PRINT, BRAMA 113264

CHARLES ROUSH and ALVINA
ROUSH, Husband and Wife.
WARREN WEBER and MARY WEBER,
Lessees. TRACT No. S-60A.

A permanent easement for a right of way, one hundred-fifty (150) feet in width, for the survey, construction, operation, maintenance, inspection, repair, removal, alteration, relocation and reconstruction of Condemner's electric transmission lines including necessary poles, towers, footings, guys, down-guys, anchors, conductors, shield wires and all other equipment used in connection therewith, together with all rights and privileges incident to the use and enjoyment thereof, on, over and across the following described property:

The West Half of the Northwest Quarter ($W\frac{1}{2}$ NW $\frac{1}{4}$)
of Section Nineteen (19) Township Eight (8)
North Range Two (2) East of the 6th P.M.

The above described property and the centerline of the easement is shown on Exhibit "A" which is attached hereto and incorporated herein by reference. The easement shall be a strip of land One Hundred-Fifty feet (150') in width, being Seventy-Five (75) feet on each side of the parallel to the following described reference line:

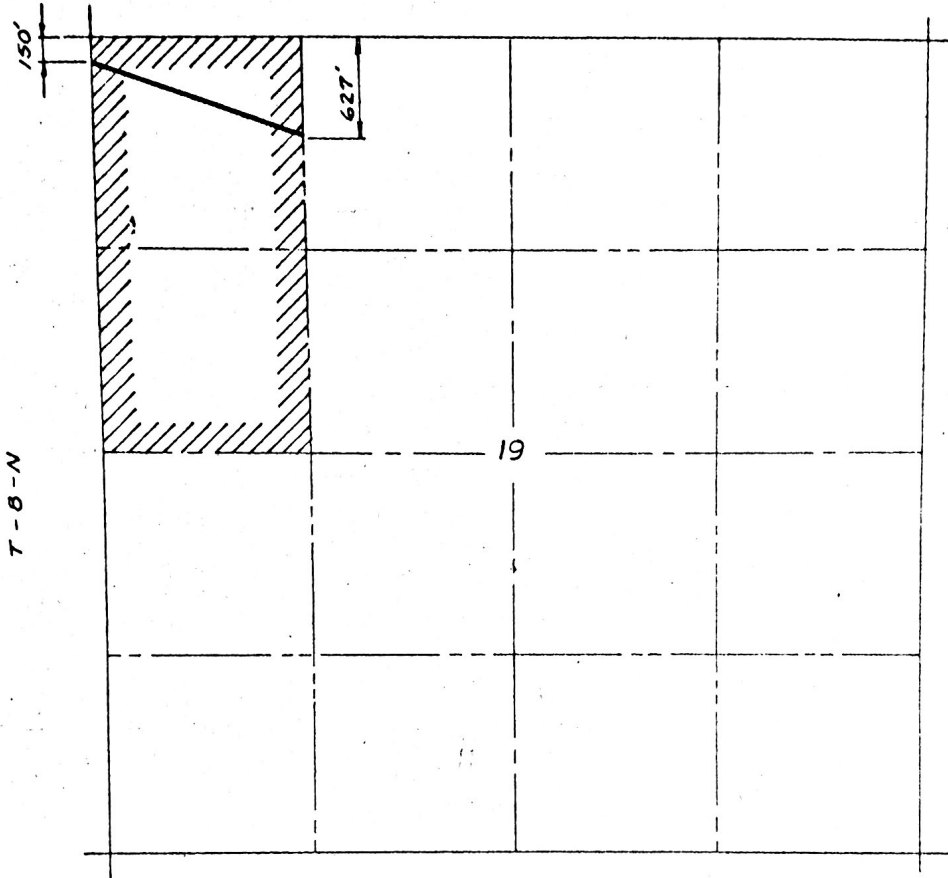
Entering the property on the east property line at approximately six hundred twenty-seven (627) feet south of the northeast corner of said property; thence in a northwesterly direction to the west line of said property.

Condemner shall have the right of ingress and egress across and along the property within the easement area for any purpose in connection with its survey, construction, operation, maintenance, inspection, repair, removal, alteration, relocation and reconstruction of Condemner's electric transmission lines. Condemner shall also have the right at any time to trim or remove such trees and underbrush as may in any way endanger or interfere with the safe construction or operation of the easement area and its transmission lines and equipment used in connection therewith, including but not limited to removal of any and all trees and brush within the said one hundred-fifty (150) foot easement area and topping or removing any other trees which in falling would come within fifteen (15) feet of the nearest electric line conductor. All refuse from such tree cutting or trimming shall be burned or removed by Condemner, and Condemner shall have the right to control by chemicals all weeds, trees, and brush along the described right of way if said right of way is not being utilized for cultivated crops.

The Condemnees may cultivate, use, and enjoy the land within the right of way, provided that such use shall not endanger or be a hazard to or interfere with the survey, construction, reconstruction, repair, maintenance, inspection, operation, alteration, relocation and removal of said lines and provided further that the Condemnees shall not allow any combustible trash or property, buildings, structures, hay or straw stacks to remain or be placed within the said one hundred-fifty (150) foot easement area.

Pursuant to Section 76-710, Reissue Revised Statutes of Nebraska, 1943, as amended by Legislative Bills 575 and 348, Eightieth Session, Nebraska State Legislature, 1969, the assessment of damages in this condemnation proceeding shall include damages for fences and crops which are destroyed or damaged by reason of the original construction of said project. Damage to fencing and crops, if any, occurring after the original construction and resulting from the operation or maintenance of the improvement, shall not be included in such assessment, but shall be determined by agreement of the parties or as provided under Sections 67-710 to 76-724, Reissue Revised Statutes of Nebraska, 1943, as amended and paid to the owner or lessee by the condemner or its successors and assigns at the time such fencing or crops are damaged.

SALINE COUNTY
R-2-E



LEGEND

— ⊥ — TRANSMISSION LINE

Tract No. S-60A

CONSUMERS PUBLIC POWER DISTRICT

Proposed 345 KV. Transmission Line
Across Property of Alvina Roush, et.al.

DATE	REVISIONS

DRAWN BY	TRACED BY	CHECKED BY	APPROVED BY
RAWY 4-29-69			11.1.551
SCALE 1" = 1000'			DRAWING NO 19-D-24.9

NOW, THEREFORE, we, as Appraisers aforesaid, do hereby find,
fix and assess said damages as follows:

TO: ROBERT BURDICK and WILMA BURDICK,
Husband and Wife, Tract No. S-13. \$ 3000.00

LEONARD J. KELLOUGH and EDITH L.
KELLOUGH, Husband and Wife, Tract
No. S-68. \$ 6079.00

MAX KELLOUGH and ROBERTA KELLOUGH,
Lessees. Tract No. S-68. \$ 1120.00

LEONARD J. KELLOUGH and EDITH L.
KELLOUGH, Husband and Wife, Tract
No. S-72. \$ 2400.00

MAX KELLOUGH and ROBERTA KELLOUGH,
Lessees. Tract No. S-72. 1.00

CHARLES ROUSH and ALVINA ROUSH,
Husband and Wife, Tract No. S-60A. \$ 1483.00

WARREN WEBER and MARY WEBER, Lessees,
Tract No. S-60A. \$ 600.00

Dated and respectfully submitted this 26th day of August,

1969.

Leonard Treou
Appraiser

Edward Ryckoff
Appraiser

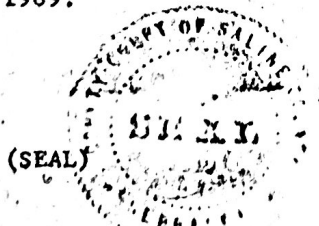
Karl Kerst
Appraiser

Subscribed and sworn to before me this 26th day of August

1969.

Eugene C. Zajicek
COUNTY JUDGE
Saline County, Nebraska

STATE OF NEBRASKA)
COUNTY OF SALINE) ss.



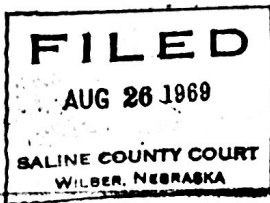
I do hereby certify this is a true
copy of the original on file with
this Court.

Date: 9/3/69

Eugene C. Zajicek
County Judge

By: Maryland L. Bond
Clerk

(Seal)



NO.	ALTB. IND.	PAID	COMPL.	
3				

J. Register of Deeds

REPORT OF APPRAISERS
Consumers Public Power Dist.
vs
Robert Burdick et al.

THE STATE OF NEBRASKA }
SALINE COUNTY } ss

Entered in numerical index and filed for record
in the County Clerk's Office of said County,
the 4 day of
September 19 69 at
9 o'clock and --- minutes
A. M., and Recorded in Book 35 of
Misc. Record on page 198
Levin W. Wark
County Clerk

From: County Court
Ret. to: Wilson, Barlow &
Watson
1201 J. Street
Lincoln, Nebraska
Att'n: Ted L. Schafer
Paid \$23.50