

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the mutual benefits to be derived therefrom and other valuable consideration, receipt of which is hereby acknowledged, the undersigned, Ronald D. Pomajzl and Gladys Roene Pomajzl, Husband and Wife, each in their own right and each as spouse of the other, the Grantors, do hereby grant, sell and convey to the City of Wilber, Saline County, Nebraska, a municipal corporation, its successors and assigns, the right of way and easement to construct and maintain water lines, sewer lines, poles, wire and other necessary appurtenances, including guy wires and anchors for said poles, on the following described real estate, to-wit:

Part of Lots Numbered Three (3) and Four (4) in Block Numbered Four (4) in Wilber's Third Addition to the City of Wilber, Saline County, Nebraska, described more specifically as follows, to-wit: Seven feet (7') either side of a line running through said Lots Numbered Three (3) and Four (4), said line beginning at a point located Twenty-two and one-half feet (22½') East (E) of the Northwest (NW) corner of said Lot Numbered Three (3) and running thence South (S) from the North (N) edge of said Lot Numbered Three (3) through said Lots Numbered Three (3) and Four (4), to a point on the South (S) edge of said Lot Numbered Four (4) located Twenty-two and one-half feet (22½') East (E) of the Southwest (SW) corner of said Lot Numbered Four (4).

TO HAVE AND TO HOLD unto said Grantee, its successors and assigns, a perpetual easement to construct and maintain water lines, sewer lines, poles, wire and other necessary appurtenances, including guy wires and anchors for said poles, with the right of ingress and egress over and across the above described premises, for the purpose of constructing, inspecting, repairing, maintaining and replacing the property of said Grantee above described and the removal of such at will in whole or in part.

It is further mutually agreed by and between the parties that the Grantors expressly waive any and all damages which it or its successors or assigns may accrue as a result of the placing and maintaining of said water lines, sewer lines, poles, wire and other necessary appurtenances, including guy wires and anchors for said poles by the Grantee in the area above described.

It is further mutually agreed by and between the parties that the Grantors by this agreement expressly consent that the Grantee may authorize the use of said water lines, sewer lines, poles, wire and other necessary appurtenances, including guy wires and anchors for said poles, by anyone to whom it grants written permission.

All covenants and agreements herein contained shall extend to and be binding upon the heirs, legal representatives, successors and assigns of the parties hereto, and it is further mutually agreed that said covenants herein contained shall run with the land.

Witness the execution hereof this 17th day of May, 1973.

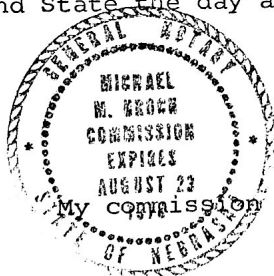
Ronald D. Pomajzl
 Ronald D. Pomajzl

Gladys Roene Pomajzl
 Gladys Roene Pomajzl

STATE OF NEBRASKA)
) SS.
 COUNTY OF SALINE)

On this 17th day of May, 1973, before me, the undersigned, a Notary Public in and for said County, personally came Ronald D. Pomajzl and Gladys Roene Pomajzl, Husband and Wife, each in their own right and each as spouse of the other, to me personally known to be the identical persons who executed the above Easement, and they acknowledged the execution thereof to be their voluntary act and deed.

Witness my hand and Notarial Seal at Wilber in said County and State the day and year last above written.

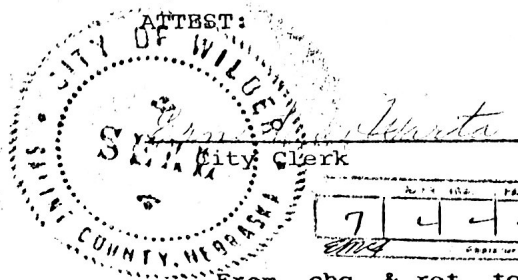


Michael W. Krohn
 Notary Public

My commission expires August 23, 1976.

The above accepted and approved by the City of Wilber, Saline County, Nebraska, this 17th day of May, 1973.

[Signature]
 Mayor



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From, chg. & ret. to:
 Eugene C. Zajicek, Wilber, Nebr.
 Fee: \$ 6.25 chg.

STATE OF NEBRASKA } ss
 SALINE COUNTY }

Entered in numerical index and filed for record, the 22 day of May 19 73 at 10 o'clock A.M. and recorded in Book 126 of Deeds Page 429

Ray E. Houska
 County Clerk
[Signature] Deputy