

DISCLAIMER OF INTEREST IN REAL ESTATE

1. The undersigned Loup River Public Power District, hereinafter referred to as the "District", pursuant to proceedings in eminent domain filed in the County Court of Sarpy County, Nebraska, and designated therein as Docket M-1, Page 114, Case No. 114, in about December of the year 1947 acquired an easement for the construction, operation, and maintenance of a high voltage transmission line for the transmission of electricity over, upon, along and above a portion of the Northwest Quarter of Section 26, Township 14 North, Range 13 East of the 6th P.M., Sarpy County, Nebraska, otherwise described as Tax Lot 5A1 in the real estate records of said county, all as disclosed by the records and files of said proceedings in said county court of Sarpy County, and the report of appraisers filed therein and in the real estate records of said County in Miscellaneous Records, Book 13 at Page 459, and has since (As shown by Report of Appraisers recorded in Misc. Records Book 15, page 81) acquired an additional similar easement across a portion of the same real estate, but located southwesterly from the route of said first described easement: and

2. The following described real estate (hereinafter referred to as the "Subject Real Estate"), namely:

"Beginning at a point on the North line of TL 5A1 which point of beginning is 400.0' East of the East edge of State Highway right-of-way; said point of beginning also being 974.0' south and 1298.1' East of the Northwest corner of Section 26, T14N, R13E, Sarpy County, Nebraska; thence South 200.0', thence West 423.9' to the East edge of State Highway right-of-way; thence $S7^{\circ}30'W$ along East edge of State Highway right-of-way a distance of 392.0'; thence $S69^{\circ}40'E$ a distance of 494.63'; thence $N26^{\circ}07'E$ a distance of 102.00'; thence $S74^{\circ}05'E$ a distance of 551.08'; thence $N47^{\circ}24'E$ a distance of 181.20'; thence $S61^{\circ}37'E$ a distance of 50.0'; thence $N28^{\circ}23'E$ a distance of 451.7' to centerline of paved Bellevue Road; thence $N13^{\circ}30'W$ along said centerline of Bellevue Road 89.9'; thence $S23^{\circ}21'W$ a distance of 354.4'; thence $N67^{\circ}03'W$ a distance of 84.62'; thence $N00^{\circ}24'W$ a distance of 517.68' to the North line of TL 5A1; thence $N90^{\circ}00'W$ a distance of 111.3' to the point of beginning.

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is so far removed to the north from the location of the route of said transmission line easements that the District at no time contemplated nor did it actually acquire any right, title, or interest in or to any of the Subject Real Estate by virtue of the acquisition of said transmission line easements; and

3. The Subject Real Estate was included in the description of the tract or tracts involved in said condemnation proceedings only in order that all possible damages claimable by the owners of the real estate at the time of said proceedings according to applicable law might be considered and determined in said proceedings:---

NOW THEREFORE, in consideration of One Dollar in hand paid the District, for itself, its successors and assigns, hereby relinquishes and disclaims any and all right, title, and interest in or to the above described Subject Real Estate, or any part thereof, which it or its successors or assigns may have or be thought to have as a result of the acquisition of said right-of-way easements.

IN WITNESS WHEREOF the District has caused these presents to be executed and acknowledged by its duly authorized officers this 27 day of June, 1958.

Attest:

Edd Kelly
Secretary

LOUP RIVER PUBLIC POWER DISTRICT,
a public corporation.

By Zack B. Howell
Its President

STATE OF NEBRASKA)
) ss.
COUNTY OF PLATTE)

On this 27 day of June, 1958 before me a Notary Public in and for said County personally came Zack B. Howell, President of Loup River Public Power District and Edd Kelly, Secretary of Loup River Public Power District, to me known to be the persons who executed the foregoing instrument, and acknowledged that they did so freely and voluntarily as such officers, and as the voluntary act and deed of said corporation, and that the Corporate Seal of said corporation was thereto affixed by its authority.

Witness my hand and Notarial Seal the date last above written.

Wm H. Romacker Notary Public

My commission expires: Feb 23, 1962