

FILED SARPY CO. NE.  
INSTRUMENT NUMBER  
2006-31159  
2006 SEP -8 P 1:06 8

*Sharon J. Dowling*  
REGISTER OF DEEDS

COUNTER   a   C.E.   a    
VERIFY   Pah   D.E.   a    
PROOF \_\_\_\_\_  
FEES \$   33.50    
CHECK # \_\_\_\_\_  
CHG \_\_\_\_\_ CASH   33.50    
REFUND \_\_\_\_\_ CREDIT \_\_\_\_\_  
SHORT \_\_\_\_\_ NOR \_\_\_\_\_

### QUITCLAIM AND ASSIGNMENT OF EASEMENTS

STATE OF NEBRASKA   )  
  )ss  
COUNTY OF SARPY    )

KNOW ALL MEN BY THESE PRESENTS THAT:

FOR VALUABLE CONSIDERATION, NORTHERN NATURAL GAS COMPANY, a Delaware corporation (hereinafter referred to as "Assignor"), does hereby quitclaim, sell, and grant unto AQUILA, INC. a Delaware corporation (hereinafter referred to as "Assignee") all of Assignor's right, title, and interest in and to those certain easements described as follows (hereinafter referred to collectively as the "Easements"):

See Exhibit "1" attached hereto  
and, by this reference, made a part hereof.

TO HAVE AND TO HOLD said Easements unto the said Assignee, Assignee's successors and assigns, forever.

The right, title, and interest herein and the provisions hereof shall extend to and be binding upon the parties hereto, their respective successors and assigns.

This Quitclaim is made by Assignor and accepted by Assignee without warranty of title, express or implied. The Assignee, by the acceptance hereof, does hereby covenant and agree to save and hold the Assignor harmless from and against any loss, liability, or expense arising out of or in any manner attributable to the exercise by said Assignee of any rights under said Easements granted from this day forward except as follows:

Assignor hereby covenants and agrees to release, indemnify, protect, defend, and hold harmless ASSIGNEE and its respective officers, directors, shareholders, agents, employees, representatives, successors, and assigns from and against any and all losses, liabilities, damages (whether compensatory, punitive, consequential, or special in nature), obligations, claims, costs, and expenses (including, without limitation, reasonable attorneys' and consultants' fees) suffered, incurred by, or asserted against ASSIGNEE

A

relating to, arising out of or connected with, directly or indirectly, the ownership or operation of the Easements, to the extent they arise from events or conditions that were created or caused by Assignor before the Closing Date and relate to:

- a) any release, threatened release, or disposal of hazardous materials from, in, upon, or adjacent to the Easements;
- b) any violation of environmental laws or environmental permits pertaining to the easements;
- c) any environmental claim in connection with the easements;
- d) Assignor's ownership, use, or actions with regard to the easements;

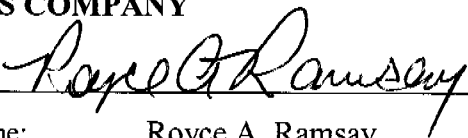
IN WITNESS WHEREOF, the Assignor has executed this Quitclaim and Assignment of Easements this 29<sup>th</sup> day of September, 2005.

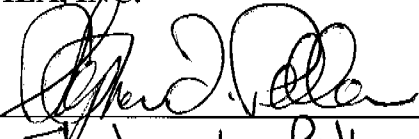
**ASSIGNOR**

**ASSIGNEE**

**NORTHERN NATURAL  
GAS COMPANY**

**AQUILA, INC.**

By:   
 Name: Royce A. Ramsay  
 Title: Vice President of Operations

By:   
 Name: Stephen L. Pella  
 Title: VP, Operations - NE

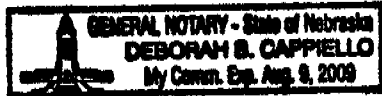
Mailing address of Assignee:  
Aquila, Inc.  
10700 East 350 Highway  
Raytown, MO 64133

ACKNOWLEDGMENTS

STATE OF NEBRASKA )  
 )SS  
COUNTY OF DOUGLAS )

The foregoing instrument was acknowledged before me this 29 day of September, 2005, by Royce A. Ramsay, Vice President of Operations, for Northern Natural Gas Company, a Delaware corporation, on behalf of the corporation.

(S E A L)

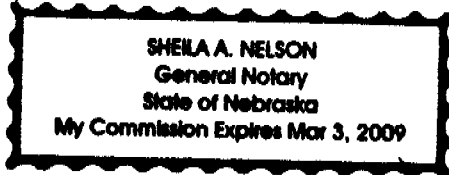


Deborah B. Cappiello  
Notary Public  
My Commission Expires \_\_\_\_\_

STATE OF Nebraska )  
 )SS  
COUNTY OF Douglas )

The foregoing instrument was acknowledged before me this 26 day of September, 2005, by Stephen L. Pella, the V.P. Operations - Nebraska of Aquila, Inc., a Delaware corporation, on behalf of the corporation.

(S E A L)



Sheila A. Nelson  
Notary Public  
My Commission Expires 3-3-09

**EXHIBIT "1" - EASEMENTS**

**Sarpy County, Nebraska**

<u>ID</u>	<u>NNG File No.</u>	<u>Grantor</u>	<u>Grantee</u>	<u>Caption</u>	<u>Dated</u>	<u>Recorded</u>	<u>Book</u>	<u>Page</u>	<u>Description</u>
01	NEB 49101-01	Gehrken, Henry	Northern Natural Gas Company	Easement Grant	3/26/62	4/05/62	029 Misc.	557	Tax Lot 2 (being E. 20 ac. of S $\frac{1}{2}$ SW $\frac{1}{4}$ ) & W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ in Sec. 33, T14N, R11E
02	NEB 49101-02	Dallmann, Ernest H.	Northern Natural Gas Company	Easement Grant	3/23/62	4/05/62	029 Misc.	563	West 61 ac. of S $\frac{1}{2}$ SW $\frac{1}{4}$ in Sec. 33, T14N, R11E
03	NEB 49101-04	Dallmann, Nolma E.	Northern Natural Gas Company	Easement Grant	3/23/62	4/05/62	029 Misc.	561	NE $\frac{1}{4}$ SE $\frac{1}{4}$ & Tax Lot 2 in Sec. 32, T14N, R11E
04	NEB 49101-04	Murray, Avon R. & Velma R.	Northern Natural Gas Company	Modification and Amendment of Easement Grant	5/13/77	6/21/77	050 Misc.	489	Modifies ID No. 03 above to a 50 foot wide strip across North 53.86 ac. of E $\frac{1}{2}$ SE $\frac{1}{4}$ in Sec. 32, T14N, R11E
05	NEB 49101-05	Ehlers, Glenn John & LoRene	Northern Natural Gas Company	Easement Grant	3/27/62	4/05/62	029 Misc.	559	W $\frac{1}{2}$ SE $\frac{1}{4}$ in Sec. 32, T14N, R11E
06	NEB 49101-06	Peterson, William G. & Rose	Northern Natural Gas Company	Easement Grant	3/28/62	4/05/62	029 Misc.	555	S $\frac{1}{2}$ NE $\frac{1}{4}$ in Sec. 32, T14N, R11E
07	NEB 49101-07	Schwening, William F. & Marie	Northern Natural Gas Company	Easement Grant	3/24/62	4/05/62	029 Misc.	553	S $\frac{1}{2}$ NW $\frac{1}{4}$ in Sec. 32, T14N, R11E

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08	NEB 49101-09	Schnack, Adolph & Mayme	Northern Natural Gas Company	Easement Grant	4/13/62	4/20/62	029 Misc.	623	S $\frac{1}{2}$ NE $\frac{1}{4}$ in <u>Sec. 31, T14N, R11E</u>
09	NEB 49101-10	Weeth, Cecelia E.	Northern Natural Gas Company	Easement Grant	3/24/62	4/05/62	029 Misc.	551	S $\frac{1}{2}$ NW $\frac{1}{4}$ in <u>Sec. 31, T14N, R11E</u>
10	NEB 49101-10	Cockerill, Mary C.	Northern Natural Gas Company	Modification and Amendment of Easement Grant	9/22/93	10/15/93	Doc. No. 93-025981		Modifies ID No. 09 above to a 70 foot wide strip across Tax Lot 1A1 in NW $\frac{1}{4}$ in <u>Sec. 31, T14N, R11E</u> , except the cemetery, Tax Lot 1B, Tax Lot 1A2, Tax Lot 2 & Weeth's First Addition.
11	NEB 49101-10	Northern Natural Gas Company	SID No. 196	Encroachment Agreement	8/03/01	8/22/01	Doc. No. 2001-26730		Agreement to allow certain improvements within the 70 foot wide easement strip (defined by ID No. 10 above) on the 198th St. temporary cul-de-sac between Lots 131 & 199 in <u>Northridge Estates</u> .

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2006-31159E

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12	NEB 49102-03	Kalhorn, Carl E. III & Lana R.	Northern Natural Gas Company	Pipeline Easement	3/03/97	3/13/97	Doc. No. 97-004723		Lot 10, Murray's Rusty Rose Ranchettes, in <u>Sec. 32, T14N, R11E</u>
13	NEB 49102-04	Harrell, Donald G. & Carol J.	Northern Natural Gas Company	Pipeline Easement	4/12/97	5/01/97	Doc. No. 97-008220		Tax Lot 11, Murray's Rusty Rose Ranchettes, in <u>Sec. 32, T14N, R11E</u>
14	NEB 49102-07	Ehlers, LoRene A.	Northern Natural Gas Company	Pipeline Easement	4/09/97	5/01/97	Doc. No. 97-008222		W <sup>1</sup> / <sub>2</sub> SE <sup>1</sup> / <sub>4</sub> in <u>Sec. 32, T14N, R11E</u>