

OK 437

DEED RECORD

RIGHT-OF-WAY DEED

THIS INDENTURE, made in Lincoln, Lancaster County, Nebraska, on November 7, 1949, by YANKEE HILL BRICK MANUFACTURING COMPANY, a corporation, having its principal place of business in Lancaster County, Nebraska, (herein called grantor), and C.W. SWINGLE & COMPANY, LTD., a partnership, having its principal place of business in Lancaster County, Nebraska, (herein called grantee).

WITNESSETH: Grantor in consideration of One Dollar (\$1.00) paid to it by grantee, receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey to grantee, a right-of-way for an underground pipe line in and through the following described property in Lancaster County, Nebraska:

Lot Nine (9), an irregular tract located in the Northeast Quarter (NE 1/4) of the Southwest Quarter (SW 1/4) of Section Twenty-two (22) Township Ten (10) North, Range Six (6) East of the Sixth P.M., and

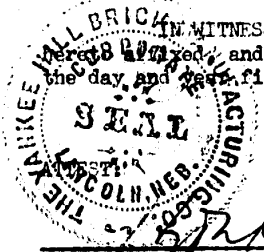
Lot One Hundred Fifteen (115), an irregular tract located in the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of Section Twenty-two (22), Township Ten (10) North, Range Six (6) East of the Sixth P. M.

Grantor hereby covenants with the grantee that the grantee shall have the right to construct, reconstruct and maintain an underground pipe line along said right-of-way, and do all things reasonable and necessary to the construction, reconstruction and maintenance thereof; and that the grantee, by any of its agents and employees, shall have the right to enter upon the premises at any time for purposes of constructing, reconstructing or maintaining the pipe line.

Grantor hereby covenants with the grantee that the grantee will replace soil moved in laying the pipe line in such a way that after settlement it shall be level, and that grantee shall pay to grantor for any and all damages done to grantors property by the construction of said pipe line and agrees to save grantor harmless from any and all liability to any and all persons caused by either the construction, reconstruction or repair of said pipe line.

Grantee agrees to permit grantor to use gas from said pipe line at any time in the future that grantor might desire to do so, providing that said pipe line has sufficient capacity to supply gas for such use.

IN WITNESS WHEREOF, the grantor has caused its corporate seal to be hereon affixed, and this instrument to be signed by its duly authorized officer the day and date first above written.



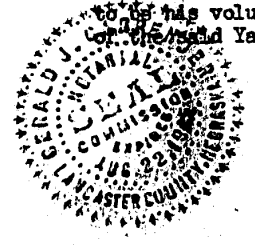
YANKEE HILL BRICK MANUFACTURING COMPANY, a corporation

[Signature]  
Secretary

BY Robert L. Ferguson  
President

STATE OF NEBRASKA )  
LANGASTER COUNTY ) SS

ON THIS 7th day of November, 1949, before me, the undersigned, a notary public in and for Lancaster County, Nebraska, personally came Robert L. Ferguson, President of Yankee Hill Brick Manufacturing Company, to me personally known to be the President and the identical person whose name is affixed to the above right-of-way deed, and acknowledged the execution thereof to be his voluntary act and deed as such officer and the voluntary act and deed of the said Yankee Hill Brick Manufacturing Company.



Gerald J. Carpenter  
Notary Public

Commission expires Aug. 22, 1951

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INDEXED -6 1/2-39.  
GENERAL \* L. J.  
COMPARED  
PAGED

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STATE OF NEBRASKA  
Lancaster County } ss.

Entered on Numerical Index and  
filed for record in the Register of  
Deeds Office of said County the

8 day of November 1939

at 12 o'clock and 15

minutes A M, and recorded in

Book          of         

at page         

J. G. Laughan Register of Deeds  
W. A. L. Henry Deputy

C. W. Swingle & Co.

P.O. Box 947.

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