

PARTIAL RELEASE AND GRANT OF RIGHT OF WAY

KNOW ALL MEN BY THESE PRESENTS that WILLIAMS PIPE LINE COMPANY, (formerly Williams Brothers Pipe Line Company), a Delaware Corporation with its principal place of business in Tulsa, Oklahoma, party of the first part, hereinafter called Grantor, for and in consideration of One Dollar (\$1.00) in hand paid by CONSTRUCTION SCIENCES, INC., party of the second part, hereinafter called Grantee, and the covenants hereinafter contained to be kept by Grantee, does hereby release, quit claim, and convey unto the said CONSTRUCTION SCIENCE, INC. with the intent to extinguish, all of its right, title and interest acquired by that certain Right of Way Agreement executed by Henry A. Schuemann and wife, Helen Schuemann, on the 24th day of November, 1945, and filed for record in the office of the County Clerk of Sarpy County, Nebraska on the 14th day of February, 1946, in Book 12 of Misc. at Page 620 and assigned to Williams Brothers Pipe Line Company by Conveyance and Assignment dated March 15, 1966, and filed for record in the office of the said County Clerk, in Book 126 of Deeds at Page 277 Document #5303, in and to the following and no other described land in the County of Sarpy and the State of Nebraska:

Lots 1-13 inclusive and Lots 18-132 inclusive, Oakridge, a subdivision in Section 9, Township 13 North, Range 13 East.

EXCEPTING AND RESERVING unto Grantor, its successors and assigns, all right, title and interest acquired by virtue of the aforementioned Right of Way Agreement in and to the following described parcel or strip of land:

The East 50 feet of Lot 29 and Lots 117-132 inclusive, as shown on the attached Exhibit A.

AND FURTHER EXCEPTING AND RESERVING unto Grantor, the right of ingress and egress and the right to use temporary work space as desired, on, over, and across the above described released tract.

TO HAVE AND TO HOLD unto the said Grantee, its successors and assigns forever.

It is strictly understood that nothing herein contained shall in anywise diminish Grantor's right, title, and interest, in and to the tract of land above excepted unto Grantor.

It is further understood and agreed that the said Grantee will not erect, construct, or create any building, improvement, structure, or obstruction of any kind either on, above, or below the surface of the ground on the strip or tract of land above excepted unto Grantor, or change the grade or elevation thereof, or cause or permit these things to be done by others, without the express written permission of Grantor. The Grantee shall assume, indemnify, and save harmless the Grantor, its successors and assigns, from all cost, loss, damage, expense, or claim of any nature arising from any acts of the Grantee so permitted by the Grantor or from the existence of any construction so permitted. The covenants contained in this paragraph shall constitute covenants running with the land and shall be binding upon and inure to the benefit of the parties hereto, their personal representatives, heirs, successors, and assigns.

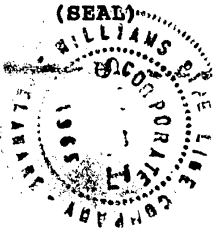
In consideration of One Dollar and other consideration paid by Williams, the aforementioned Right of Way Agreements are hereby amended by Grantee, to grant Williams, its successors and assigns the right within the land excepted and reserved above, to construct, install, operate, maintain, replace, repair, and remove such pipeline and underground communications systems as Williams may from time to time require for pipeline communications or transmission of communications for or by others. Such communications systems shall consist of underground conduits, cables, and other appurtenances, together with the rights of ingress and egress over and across the above described released tracts.

The conduits and cables will be placed in an existing pipeline. Any appurtenances not capable of being installed in the pipeline will be buried at a depth equal to the pipeline containing the communications system.

It is further understood and agreed that Grantor may clear any trees, shrubs, or other landscape objects from the reserved tract at any time or times it desires. Grantee is not entitled to any compensation for such items removed.

It is further understood and agreed that Grantor is hereby released from the covenants contained in the aforesaid Right of Way Agreement as to the lands herein released from the burdens thereof.

IN WITNESS WHEREOF, we hereunto set our hands and seals on the day and year below our signatures indicated.



FILED BANK CO. NO.   
 INSTRUMENT NUMBER   
 93 004874

93 MAR 15 AM 10:24

Carol A. Gavin   
 REGISTER OF DEEDS

Proof	<u>  </u>
D.E.	<u>  </u>
Verify	<u>  </u>
Films	<u>  </u>
Checked	<u>  </u>
Fee \$	75 <sup>50</sup>

GRANTOR:

WILLIAMS PIPE LINE COMPANY

By C. M. Proud   
 C. M. Proud, Manager   
 Land, Records & Claims   
 Attorney-in-Fact

Date 12-31-92

GRANTEE:

CONSTRUCTION SCIENCES, INC.

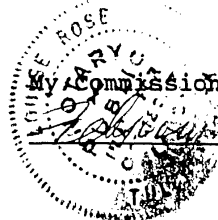
By [Signature]

Date 3/2/93

STATE OF OKLAHOMA )   
 ) SS   
 COUNTY OF TULSA )

Before me, the undersigned, a Notary Public in and for the county and state aforesaid, on this 31 day of December, 1992, personally appeared C. M. Proud, Manager of Land, Records and Claims, who being by me duly sworn, did say that he is the Attorney-in-Fact for Williams Pipe Line Company, a Delaware corporation, by virtue of a December 27, 1991 Power of Attorney filed for record January 24, 1992, in the County of Tulsa, State of Oklahoma, in Book 5376 at Page 252, as Document 92005849, and that the seal affixed to this instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation, and said C. M. Proud acknowledged said instrument to be the free act and deed of said corporation.

In testimony whereof, I have hereunto set my hand and affixed my official seal at my office in said county and state the day and year last above written.



My Commission Expires: 8, 1995

Louise Rose   
 Notary Public

93-04874 B

STATE OF NEBRASKA )  
 ) SS  
COUNTY OF DOUGLAS )

On this 2 day of MARCH, 1993, before me appeared JOHN J. SMITH, to me personally known, who, being by me duly sworn, did say that he is the PRESIDENT of CONSTRUCTION SCIENCES, INC and that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its PRESIDENT, and said JOHN J. SMITH acknowledged said instrument to be the free act and deed of said corporation.

In testimony whereof, I have hereunto set my hand and affixed my official seal at my office in said county and state the day and year last above written.

Homer R. Hunt  
Notary Public

My Commission Expires:

APRIL 30, 1995



This instrument was drafted by  
Williams Pipe Line Company,  
a Delaware Corporation,  
P.O. Box 3448,  
Tulsa, Oklahoma 74101

93-04874 C

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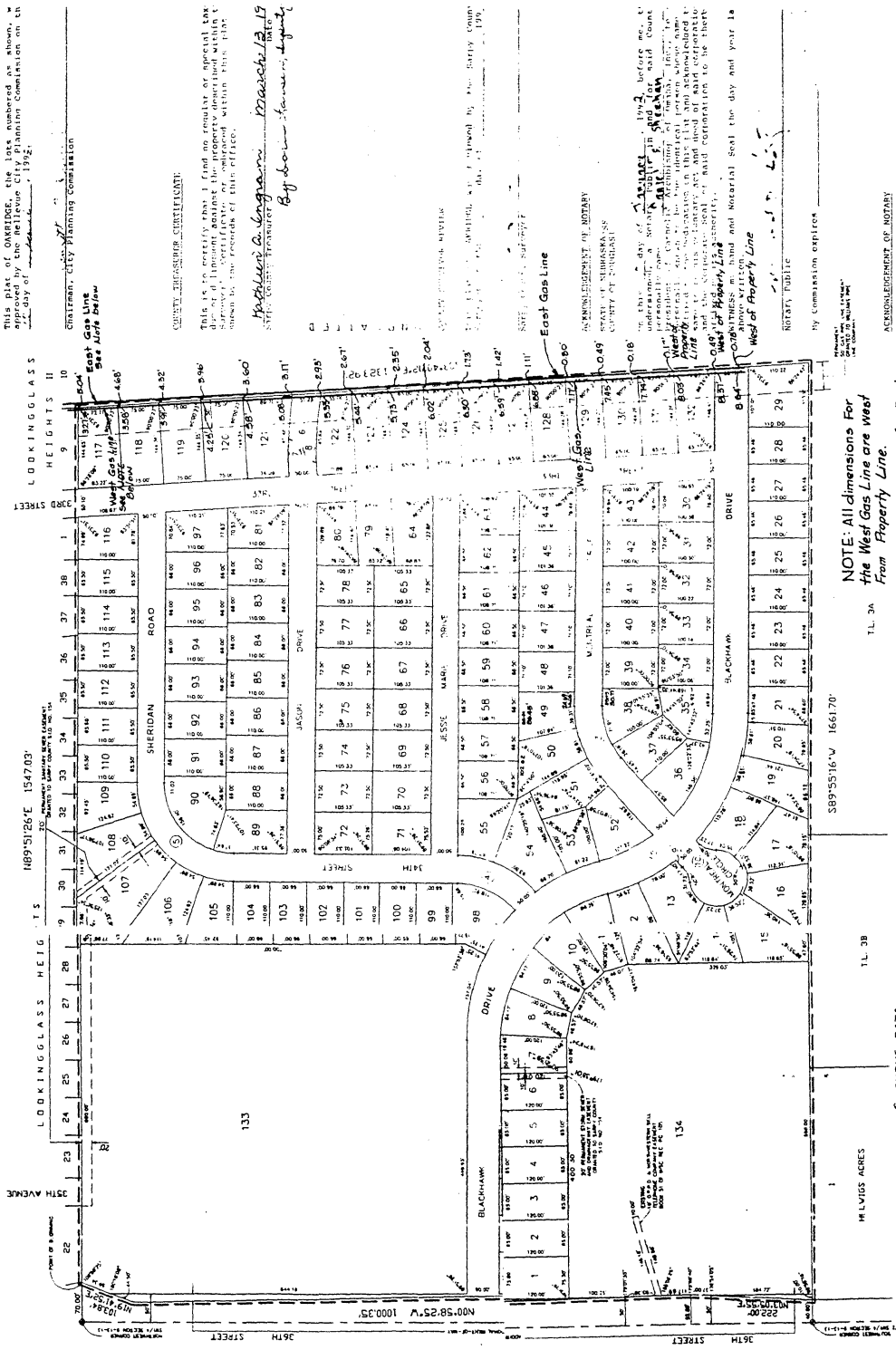
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VANNUIDGE

LOTS 1 THRU 134 INCLUSIVE  
TAX LOTS LOCATED IN THE N1/2 OF THE SW1/4  
OF SECTION 9, TOWNSHIP 13 NORTH, RANGE 13 EAST OF THE  
6TH P.M., SADDY COUNTY, NEBRASKA

2 Direct vehicular access to 36th Street will  
not be allowed from Lot 1.



APPROVAL OF BELLEVUE CITY PLANNING COMMISSION  
This plat of subdivision and on hereby approved as shown, approved by the Bellevue City Planning Commission on the 15th day of February, 1992.

CHELSEA, City Planning Commission  
East Gas Line  
See Note Below

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NOTE: All dimensions for  
the West Gas Line are West  
From Property Line.  
Dimensions for East  
Gas Line are east from Property  
Line unless noted otherwise.

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NO	θ	π CURVE DATA	MLVDS ACRES
1	75° 35' 40"	395.81'	19.09860'
2	75° 31' 50"	395.48'	19.09860'
3	42° 28' 00"	160.00'	8.00000'
4	89° 51' 25"	235.25'	11.76250'
5	89° 51' 25"	145.64'	7.28125'

HELVUE CITY COUNCIL APPROVAL

TL 3A

389°55'16" W 1661'70"

TL 3B

By Commission Expires

Notary Public

STATE OF NEBRASKA  
COUNTY OF DOUGLAS

ACKNOWLEDGMENT OF NOTARY  
STATE OF NEBRASKA  
COUNTY OF DOUGLAS  
On this 15th day of February, 1992, before me, I personally saw Robert H. Schumm, who is personal representative of the estate of the decedent, and to the publication on this plat and acknowledged it.

FOOR COPY FILED

EXHIBIT A