

51-105

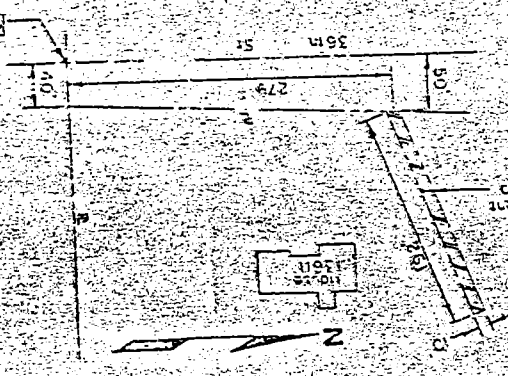
RIGHT-OF-WAY EASEMENT

Richard Schuenemann and Barbara Schuenemann

The North one-half of the Southwest Quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$) of Section Nine (9), Township Thirteen (13) North, Range Thirteen (13) East of the 6th P.M., Sary County, Nebraska, containing Fifty (50) acres, more or less.

FILED FOR REGISTRATION BY *Richard Schuenemann* 51 of *Mud Run* 325
PAGE 105 *Carl G. H. ...*
REGISTER OF DEEDS, SARY COUNTY, NEB.

In consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, do hereby grant to the successors and assigns, collectively referred to as "grantees", a permanent right of way easement to install, operate, maintain, repair, replace, and renew its electric and telephone facilities over, upon, above, along, under, in and across the following described real estate, to wit:



AFFECTS LOT 134 ONLY

CONDITIONS

- (a) where grantee's facilities are constructed grantee shall have the right to operate, maintain, repair, replace and renew said facilities consisting of poles, wires, cables, fixtures, guys and anchors and other instrumentalities within a strip of land as indicated above, together with the right to trim or remove any trees along said line so as to provide a minimum clearance from the overhead facilities of at least twelve feet (12').
- (b) The grantees shall have the right of ingress and egress across the grantor's property for any purpose hereinbefore granted. Such ingress and egress shall be exercised in a reasonable manner.
- (c) where grantee's facilities have been installed, no trees, permanent buildings or other structures shall be placed in or encroach the easement and no change of grade elevation or any excavations shall be made therein without prior written approval of the grantees, but the same may be used for landscaping or other purposes that do not then or later interfere with the granted easement uses.
- (d) It is further agreed that grantor has lawful possession of said real estate, good, right and lawful authority to make such conveyance and that his/her heirs, executors, administrators, successors and assigns shall warrant and defend the same and will indemnify and hold harmless the District forever against the claims of all persons whomsoever in any way asserting any right, title or interest prior to or contrary to this conveyance.

IN WITNESS WHEREOF, the parties hereto have signed their names and caused the execution of this instrument this 12th day of April, 1978.

Richard Schuenemann
Barbara Schuenemann

STATE OF NEBRASKA
COUNTY OF SARY

On this 12th day of April, 1978, before me the undersigned, a Notary Public in and for said County and State, personally appeared *Richard Schuenemann* and *Barbara Schuenemann*

personally to me known to be the identical person(s) and who acknowledged the execution thereof to be *Richard Schuenemann* and *Barbara Schuenemann* for the purpose therein expressed.

GENERAL NOTARY - State of Nebraska
PAMELA S. CENK
My Comm. Exp. Sept. 7, 1981

My Commission expires: Sept. 7, 1981