

KNOW ALL MEN BY THESE PRESENTS:

James F. Kelly, Sr. and Henriette W. Kelly,

BOOK 344 PAGE 403

That husband and wife  
of the County of Douglas and State of Nebraska, for and  
in consideration of the sum of One Dollar (\$1.00) per lineal rod, receipt of One  
Dollar (\$1.00) of which consideration is hereby acknowledged and balance of which  
is to be paid when and as the location of pipe lines over and through the lands  
hereinafter described shall be established, surveyed and measured, and the further  
consideration of the performance of the covenants and agreements by the grantee,  
as hereinafter set out and expressed, do es hereby GRANT, REMISE and RELINQUISH  
unto NORTHERN NATURAL GAS COMPANY, a Delaware corporation, its successors or  
assigns, (Operating as Peoples Natural Gas division), the RIGHT, PRIVILEGE and  
EASEMENT to construct, maintain and operate pipe lines, and appurtenances thereto,  
over and through the following described lands and appurtenances thereunto belonging,  
including riparian rights, situated in the County of Douglas and  
State of Nebraska, to-wit:

Except road and 4 acres in N.W. corner, N.E.  $\frac{1}{4}$  of Section 24, Township  
15, Range 10 - 150.916 acres. Except the irregular north 788, the  
east 199.7 and the north 560, the west 310, east 510 ft. and  $\frac{1}{4}$  acre  
in the N.W. corner west of the road S.E.  $\frac{1}{4}$  of N.E.  $\frac{1}{4}$ , Section 23,  
Township 15, range 10 and the S  $\frac{1}{2}$  of N.W.  $\frac{1}{4}$  of Section 24, Township  
15, Range 10.

TO HAVE AND TO HOLD unto said NORTHERN NATURAL GAS COMPANY, its successors  
and assigns, so long as such pipe lines, and appurtenances thereto, shall be  
maintained, together with the right of ingress to and egress from said premises,  
for the purpose of constructing, inspecting, repairing, maintaining and replacing  
the property of the grantee located thereon, or the removal thereof, in whole or  
in part, at the will of the grantee; it being the intention of the parties hereto  
that grantors are hereby granting the uses herein specified without divesting  
grantors of the rights to use and enjoy said above described premises, subject  
only to the right of the grantee to use the same for the purposes herein expressed.

As a further consideration for this grant, the grantee herein agrees  
as follows:

(1) That it will bury all line pipe laid upon said land to a sufficient  
depth so as not to interfere with the cultivation of the soil.

(2) That it will pay to grantor s any damages which may arise to  
growing crops, trees, shrubbery, fences or buildings from the construction,  
maintenance or operation of said pipe lines, said damages, if not mutually  
agreed upon, to be ascertained and determined by three disinterested persons,  
one of whom shall be appointed by the grantor s, one by the grantee, and  
the third to be selected by the two appointed as aforesaid, and the written  
award of such three persons shall be final, conclusive and binding upon the  
parties hereto.

This instrument, and the covenants and agreements herein contained,  
shall inure to the benefit of and be binding and obligatory upon the heirs,  
executors, administrators, successors and assigns of the respective parties.

IN WITNESS WHEREOF we have hereunto set our hands this 15 day of

May, 1959.

J. Shackray  
Witness

James F. Kelly Sr.  
Henriette W. Kelly  
Owner(s)

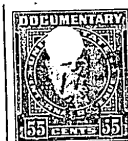
STATE OF Nebraska )  
COUNTY OF Douglas ) SS.

On this 15 day of May, A.D., 1959, before me the  
undersigned duly commissioned and qualified authority in and for said county  
and state, personally came James F. Kelly Sr. and Henriette W.  
Kelly to me known to be the identical  
person whose name s are subscribed to the foregoing instrument as Grantor  
and duly acknowledged the execution of the same as their voluntary act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal on the  
15 day and year above written.

My Commission expires

Nov. 5, 1959



Minnie L. Band  
Notary Public in and for  
Douglas County Nebraska

W071-1883

Loc. 35-61

Code 513-40

10.  
ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA  
28 DAY July 1959 AT 12:35 P.M. THOMAS L. O'CONNOR - REGISTER OF DEEDS