

Inst # 2016041670 Thu Oct 06 13:11:36 CDT 2016  
Filing Fee: \$22.00  
Lancaster County, NE Assessor/Register of Deeds Office REEASE  
cpodal  
Pages 3



**After recording, please return to:**  
Windstream – Easements  
11101 Anderson Drive  
Little Rock, AR 72212

**This instrument was prepared by:**  
Windstream Communications, Inc.  
4001 North Rodney Parham Road  
Little Rock, AR 72212  
Local contact person:

\_\_\_\_\_ *[space above this line for recording data]* \_\_\_\_\_

### **RELEASE OF EASEMENT**

For Ten Dollars and other good, valuable consideration, receipt of which is hereby acknowledged, Windstream Nebraska, Inc. (“Windstream”) a DE corporation, successor in interest to Lincoln Telephone and Telegraph Company, with local offices at 1440 M Street, Lincoln, NE and having its corporate headquarters at 4001 Rodney Parham Road, Little Rock, AR 72212-2442, has abandoned, released, and discharged, and does hereby abandon, release and discharge an easement Windstream acquired by way of a document recorded at Instrument No. 75-6499 of Lancaster County, Nebraska records as set forth in the attached Exhibit A, which is attached hereto and made a part hereof.

Check here if a real property and/or Easement legal description is attached on an Exhibit A:  X .

For a “Partial Release,” the Easement shall remain in full force and effect as to additional property described in the Easement and/or Plat and not released hereby, and nothing herein shall in anywise impair, alter or diminish Windstream’s (or its successors’) rights under the Easement with respect to any such property not released hereby.

IN WITNESS WHEREOF, this RELEASE OF EASEMENT is executed to be effective as of the 5<sup>th</sup> day of October, 2016.

**WINDSTREAM NEBRASKA, INC.**

By: Leanne Gingerich, Manager-OSP Engineering

Signature: *Leanne Gingerich*

Date: 10-5-16

**ACKNOWLEDGMENT**

STATE OF ARKANSAS

COUNTY OF PULASKI

On this, the 5<sup>th</sup> day of October, 2016, before me, a Notary Public, personally appeared

**Leanne Gingerich**, who is known to me to be the person whose name is subscribed to the within instrument, and she acknowledged to me that she executed the same for the purposes therein contained, in her capacity as the Manager-OSP Engineering of **Windstream Nebraska, Inc.**

In witness whereof, I hereunto set my hand and official seal.

(seal)



*Dia Heard*  
Signature of Officer / Notary Public

Dia Heard  
Printed Name / Rank of Officer / Notary Public

My Commission Expires: 6/20/2018

Exhibit 'A'

No. 11

THE LINCOLN TELEPHONE AND TELEGRAPH COMPANY  
EASEMENT FOR RIGHT-OF-WAY  
BURIED CABLE

\$ 50.00

Received of The Lincoln Telephone and Telegraph Company  
Fifty and 00/100 Dollars in  
consideration of which the undersigned hereby grant and convey unto said  
Company, its successors, assigns, lessees and agents, a right-of-way and  
easement to construct, operate, maintain, replace and remove, a communi-  
cation system consisting of one or more underground cables and such  
conduits, wires, manholes, drains and splicing boxes, and such surface  
testing terminals, repeaters and markers, and such other appurtenances,  
as the grantees may from time to time require, upon, across, over and  
under the land which the undersigned own or in which the undersigned have  
any interest in Section 36, Township 9-North, Range 6-East,  
County of Lancaster and State of Nebraska, known as Lot 61  
for 330 feet along east side of property

including the following rights: Of ingress and egress over and across the  
lands of the undersigned to and from said system for the purpose of exer-  
cising the rights herein granted; to clear and keep cleared all trees,  
roots, brush and other obstructions from the surface and subsurface within  
eight feet of the system; to install gates in any fences crossing said  
system; and to carry in said system the wires, circuits and appurtenances  
of any other company. The undersigned for hisself, his heirs,  
executors, administrators, successors and assigns, hereby covenant that  
no structure shall be erected or permitted within eight feet of said system.  
The grantees agree to pay for damage to fences and growing crops arising  
from the construction and maintenance of the aforesaid system.

\* Now Known as Lot 85 IT, located in  
NE Quarter of Section 36, T9N, R6E  
located in Lincoln, Lancaster County, Nebraska.

Signed and sealed this 24th day of March, 1975,  
at Lincoln, Nebraska

(Signed) Alfred C. W. Heckel, Jr.  
Alfred C. W. Heckel, Jr.

(Signed) \_\_\_\_\_

State of Nebraska ) SS  
Lancaster County )

On this 24th day of March, 1975, before me,  
the undersigned, a Notary Public in and for said County, personally came  
Alfred C. W. Heckel, Jr. and \_\_\_\_\_, to me known  
to be the identical persons whose names are affixed to the foregoing  
instrument and acknowledged the execution thereof to be their voluntary  
act and deed.

Witness my hand and Notarial Seal at Lincoln, Neb. in  
said County the day and year last above written.

(Signed) Jerry A. Althouse  
Notary Public

My Commission expires 31st day of July, 1978 212014

