

PARTIAL RELEASE OF RIGHT OF WAY

KNOW ALL MEN BY THESE PRESENTS that GREAT LAKES PIPE LINE COMPANY, a Delaware corporation with its principal place of business in Kansas City, Missouri, party of the first part, hereinafter called Grantor, for and in consideration of \$1.00 in hand paid by TOMAHAWK HILLS, INCORPORATED, a corporation of Omaha, Nebraska, party of the second part, hereinafter called Grantee, and the covenants hereinafter contained to be kept by Grantee, does hereby release, quitclaim, and convey unto said TOMAHAWK HILLS, INCORPORATED, all of its right, title and interest acquired by virtue of that certain Right of Way Agreement dated November 12, 1945, and filed for record in book 205 of Miscellaneous at page 625, in the office of the Register of Deeds, Douglas County, Nebraska, in and to the following, and no other, described land in the county of Douglas and state of Nebraska:

West Half of the Northwest Quarter ( $W\frac{1}{2}$  NW $\frac{1}{4}$ ) of Section 3, Township 15, Range 12,

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 tract of land:

A certain strip or parcel of land lying, being and situate in the West Half of the Northwest Quarter ( $W\frac{1}{2}$  NW $\frac{1}{4}$ ) of Section 3, Township 15 North, Range 12 East of the Sixth principal meridian, Douglas County, Nebraska, said strip or parcel being 100 feet in width, that is to say 50 feet on either side, measured at right angles, from the following described centerline:

Commencing at an iron pin marking the southwest corner of said West Half of the Northwest Quarter ( $W\frac{1}{2}$  NW $\frac{1}{4}$ ) of Section 3; thence on an assumed bearing of North 89° 59' 22" East, on the South line of said West Half of the Northwest Quarter ( $W\frac{1}{2}$  NW $\frac{1}{4}$ ), a distance of 62.98 feet to the point of beginning; thence North 0° 09' 10" West, a distance of 1936.51 feet to a point; thence North 12° 32' 30" East, a distance of 661.34 feet, more or less, to the point of ending on the north line of said West Half of the Northwest Quarter ( $W\frac{1}{2}$  NW $\frac{1}{4}$ ), said point being 210.97 feet easterly, measured along said north line, from the northwest corner of said West Half of the Northwest Quarter ( $W\frac{1}{2}$  NW $\frac{1}{4}$ ) of Section 3.

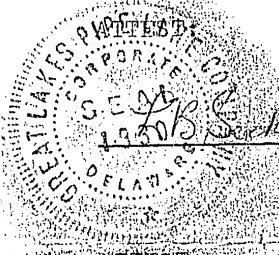
TO HAVE AND TO HOLD unto the said Grantee, its successors, administrators, executors, and assigns, forever.

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, its successors or assigns, will not erect, construct or create any building, improvement, structure or obstruction of any kind either above or below the surfact of the ground on the strip or tract of land above excepted unto Grantor, or change the grade thereof, or cause these things to be done by others, without the express written permission of Grantor. The covenants in this paragraph contained shall constitute covenants running with the land and shall be binding upon Grantee, its administrators, executors, successors and assigns.

It is further understood 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 this 11th day of January, 1960.



L. B. Seck Secretary

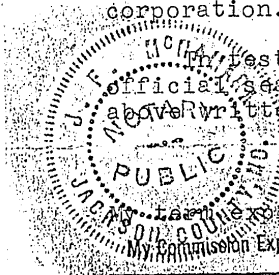
GRANTOR  
GREAT LAKES PIPE LINE COMPANY  
By R. L. Wagner  
Administrative Vice President

Allan Jay Gasfinkle  
Secretary

GRANTEE  
TOMAHAWK HILLS, INCORPORATED  
By R. Cohen  
President

STATE OF MISSOURI )  
COUNTY OF JACKSON ) ss.

On this 18th day of January, ~~1959~~ <sup>1960</sup>, before me appeared R. L. Wagner, to me personally known, who being by me duly sworn, did say that he is the Administrative Vice President of Great Lakes Pipe Line Company, a Delaware corporation, 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 board of directors, and said R. L. Wagner 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.

J. J. M. Namara  
Notary Public

My Commission Expires: March 26, 1962

STATE OF NEBRASKA )  
COUNTY OF DOUGLAS ) ss.

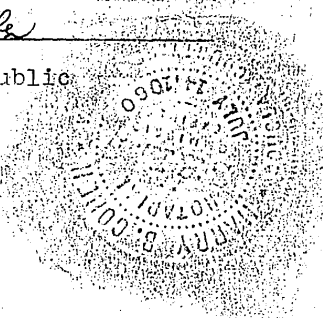
On this 11th day of January, 1960, before me appeared

R. Cohen, to me personally known, who being by me duly sworn, did say that she is the President of Tomahawk Hills, Incorporated, a Nebraska corporation, 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 board of directors, and said R. Cohen 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.

Tammy Blake  
Notary Public

My term expires: July 14, 1960



9. 26 DAY Jan 1960 AT 3:05 P. M. 3.00 THOMAS J. O'CONNOR, REGISTER OF DEEDS