

Interlocal Cooperative Agreement
Sanitary and Improvement District #2
County of Knox

The Sanitary and Improvement District #2, "SID #2" and the County of Knox, "Knox County" agree:

1. The parties are political subdivisions of the State of Nebraska.
2. SID #2 has a permanent, non-exclusive easement for purposes of ingress and egress to the Devil's Nest Development Area described as:

Commencing at the Northeast corner of Section 21, Township 33 North, Range 3 West of the 6th P.M., Knox County, Nebraska; thence West on the North Section line a distance of 660 feet to the 1/16th corner; thence South on the 1/16th Section line a distance of 1,240 feet to the point of beginning, such point being the center line of the existing asphalt roadway.

Said easement shall extend a width of seventeen (17) feet either side of a line which shall be defined as the center line of the existing asphalt roadway for a distance of approximately three (3) miles to the West, ending at the entrance to the Devil's Nest Development Area.

Book 27, Page 538, Miscellaneous Roads, Knox County Register of Deeds.

3. On July 16, 2004, Richard Stewart and Eileen Stewart made, executed, and delivered a quit claim deed to The State of Nebraska, described as:

A road located in Section Twenty-one (21), Township Thirty-three (33) North, Range Three (3) West of the 6th P.M., Knox County, Nebraska, described as follows:

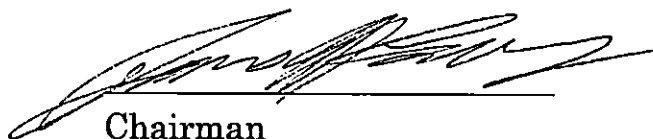
Commencing from the Northwest corner of the South Half of the South Quarter of the South Quarter ($S\frac{1}{2}S\frac{1}{4}S\frac{1}{4}$). Northeasterly to a point at the Southeast corner of the Southeast Quarter of the Southeast Quarter of the Northwest Quarter of the Southwest Quarter ($SE\frac{1}{4}SE\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$) of Section Twenty-one (21) further in Easterly direction to a point in the Southeast corner of the North Half of the Southeast Quarter of the Southeast Quarter of the Northeast Quarter of the Southwest Quarter ($N\frac{1}{2}SE\frac{1}{4}SE\frac{1}{4}NE\frac{1}{4}SW\frac{1}{4}$) of Section Twenty-one (21) thence East/Northeasterly across the Northwest Quarter of the Southeast Quarter ($NW\frac{1}{4}SE\frac{1}{4}$) of Section Twenty-one (21) to an ending point in the East Half of the Northwest Quarter of the Southeast Quarter of the Northeast Quarter ($E\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}NE\frac{1}{4}$) of said Section Twenty-one (21), Township Thirty-three (33) North, Range Three (3) West of the 6th P.M., Knox County, Nebraska, all subject to easements of record and subject to any prospective easements to public travel or use.

Book 122, Page 180-181, Deed Records, Knox County Register of Deeds. [Note this describes the eastern third of the easement described in paragraph 2, all within Section 21]

4. The Nebraska Department of Administrative Services would like to dispose of the Games and Parks property by giving Knox County a quit claim deed, in anticipation, Knox County would in turn deed the Games and Parks property to SID #2.
5. SID #2 would benefit by having full ownership of the Games and Parks property.
6. The SID #2 easement and the Games and Parks property have never been a part of the Knox County Road System.
7. Knox County will complete the procedure to obtain the Games and Parks property.

8. Knox County will immediately make, execute, and deliver a quit claim deed of the Games and Parks property to SID #2, which will accept the deed.
9. SID #2 will maintain and have full responsibility for the SID #2 easement and Games and Parks property, under Nebraska Revised State Statute § 31-736.
10. Knox County will not maintain or have responsibility for the SID #2 easement or Games and Parks property.
11. The SID #2 easement has been called Devil's Nest Road or Miller Creek Road. It has been designated 895 Road on some maps but has not in fact been a County road in the County Road System.
12. SID #2 may name it as it sees fit.

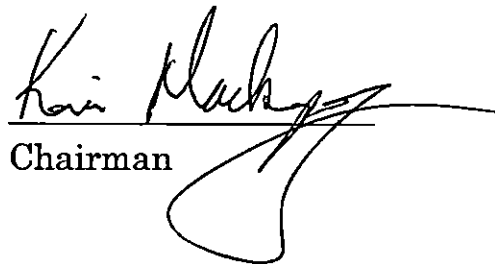
Sanitary and Improvement
District #2



Chairman

James M Coburn

County of Knox



Chairman