

0720

LIBER 762 PAGE 1002

Easement

The Undersigned, hereinafter called the Grantor, being the owner of or having an interest in land situate in the Town of Geneva of the County of Ontario, State of New York, fronting on the street or highway known as State Highway Route 5 & 20 and bounded Easterly by the land of Raymond Moore and Westerly by the land of Raymond Moore.

In Consideration, of \$1.00 paid by the Grantee, hereby grants and releases unto the NEW YORK STATE ELECTRIC & GAS CORPORATION, a corporation organized under the laws of the State of New York, having an office at Town of Dryden, (no street address), County of Tompkins, State of New York, herein called the Grantee, its successors and assigns, its or their lessees or licensees, the right, privilege, and authority at anytime to construct, reconstruct, extend, operate, inspect, maintain, and at its pleasure, remove a pole line with the necessary wires, cross arms, guy wires, braces and other fixtures and appurtenances used or adopted for the transmission and/or distribution of electric current and/or for telephone or telegraph communication for public or private use, upon and over said land and property and/or the highways abutting or running through said land. The easement and right of way hereby granted and released is 20 feet in width throughout its extent, situate, lying and being as follows:

The center line of said Easement and right of Way enters Grantors land on the East at a point of about 21 feet Southerly from Grantors Northerly property line; thence said center line extends in a Westerly direction across Grantors land to Grantors Westerly property line at a point of about 21 feet Southerly from Grantors Northerly property line. Together with the right to install necessary guying facilities on Grantors land and service wires to Grantors building.

Together with the right to trim, cut, and remove trees and brush to the extent necessary to clear said wires and pole line by 10 feet.

Provided, however, that any damage (other than for trimming, cutting, or removing trees, as above provided) to the property of the Grantor, caused by the Grantee in constructing or repairing said line, shall be borne by the Grantee.

Reserving, however, to the Grantor the right to cultivate the ground between said poles and supporting structures and beneath said wires and fixtures and the right to cross and recross said easement and right of way provided that such use of said ground shall not interfere with, obstruct or endanger any rights granted as aforesaid and shall not disturb the grade of said ground as it now exists, and provided that no structure shall be erected, and no excavating, mining or blasting shall be undertaken within the limits of the right of way without written consent of the Grantee. Grantor is said use of said ground shall maintain a clearance of 10 feet or more from Grantee's aerial wires with equipment or otherwise.

In Witness Whereof, the Grantor, has hereunto set hand and seal this 11th day of November, 1976.

In Presence of:

[Signature]

Brenda J Butler

2152

RECEIVED REAL ESTATE FEB 16 1977 TRANSFER TAX ONTARIO COUNTY

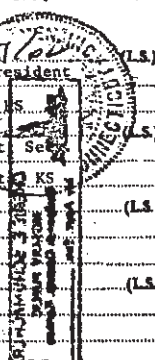
PIZZA HUT NORTH HAVEN, INC.

Robert E. Cassier, President (L.S.) Address: 119 Douglas, Wichita, KS

Ronald D. Watson, Asst. Secy (L.S.) Address: 914 S. Holyoke, Wichita, KS

Address: (L.S.)

Address: (L.S.)



RW-34-75

(E)

NEW YORK STATE ELECTRIC & GAS CORP-ITHACA DOCUMENT FILE GENERAL RWC-12

4.00

Encement

Line 62-74
Auth. 43087-900 Parcel No. 4-27
J-4376-2493
Construction W. O. No. COSI CENTER 42-70

PIZZA HUT NORTH HAVEN, INC.
1849

114 to
NEW YORK STATE ELECTRIC
& GAS CORPORATION
Dated NOVEMBER 4, 19 76

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Recorded on the 15 day of February, 19 77
at 11:20 o'clock A.M.
In Book 762 of Deeds at
Page 1002 and examined.
Marion L. Allen, Deputy
(Clerk)

(Corporate Acknowledgment With Seal)

State of KANSAS
County of SEDGWICK ss:

On this 4th day of November, 19 76, before me came Robert E. Gressler

to me personally known, who being by me duly sworn, did depose and say that he resides at #13 Douglas, Wichita, KS in the County of Sedgwick and that he is President of Pizza Hut of North Haven, Inc. the corporation described in and which executed the above instrument that he knows the seal of said Corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Corporation, and that he signed his name thereon by like order.

(Subscribing Witness Acknowledgment)

State of New York
County of ... ss:

On this ... day of ..., 19 ..., before me personally came ...

the subscribing witness to the foregoing instrument, with whom I am personally acquainted, who being by me duly sworn, did depose and say that he resides at ... in the ... County of ... and that he knew ... to be the individual described in and who executed the foregoing instrument; that he, said subscribing witness, was present and saw ... execute the same; and that he, said witness, at the same time, subscribed his name as witness thereon.

Cherie E. Schumacher
(Notary Public)



REMARKS
FEB 10 1977
Paid from Working Fund ... Office ...
Ck. No. ... Amt. ... Date ...
Ck. No. ... Amt. ... Date ...

RETURN TO
CORPORATE DOCUMENT DEPARTMENT
NEW YORK STATE ELECTRIC & GAS CORP.
POST OFFICE BOX 287
ITHACA, NEW YORK 14850