

NORRIS PUBLIC POWER DISTRICT AND CITY OF HICKMAN,
NEBRASKA

Agreement to Amend the Hickman)
Service Area Agreement No. 363, by) SAA 363-23-A
the City of Hickman, Nebraska, and)
Norris Public Power District headquartered)
in Beatrice) Amendment to
SAA363

This Amendment, made and executed 22nd day of February, 2023
by and between the City of Hickman, Nebraska, ("City") a municipal corporation of
the State of Nebraska, and the Norris Public Power District ("District") a public
corporation and political subdivision of the State of Nebraska.

WHEREAS, City and District serve customers at retail in adjoining areas;
and,

WHEREAS, Chapter 70, Article 10 of the Revised Statutes of the State of
Nebraska authorizes and directs suppliers of electricity serving customers at retail
in adjoining service areas to enter into written agreements specifying either the
service areas or customers each shall serve; and,

WHEREAS, the District does not serve any existing customers within the
annexed geographical area.

WHEREAS, Norris Public Power District currently owns, maintains and
operates an electric line along the westerly right-of-way of 82nd Street and the
northerly right-of-way of Hickman Road, within the area of annexation by the City
of Hickman. The District will continue to own, operate, and maintain the electric
line, as well as have the perpetual right to rebuild, construct, survey, reconstruct,
relocate, maintain, inspect, operate, convert, alter and replace the electric lines and
appurtenances thereto including structures, structure foundations, poles, pole
foundations, down guys, anchors, insulators, underground cables, communication
lines, wires and supports, and anything else incidental thereto. The District will not
have the right to serve any customers within the annexed area utilizing this herein
described electric line unless otherwise mutually agreed by the City of Hickman and
the District.

WHEREAS, the Parties did pursuant to such statutes enter into a retail
Service Area Agreement designated as SAA 363 on August 25, 1964 which was

approved by the Nebraska Power Review Board on May 12th, 1965; and,

NOW, THEREFORE, the Parties enter into this Amendment to SAA 363 pursuant to said statutes for the purpose of assigning or modifying specific adjoining retail service areas and customers to be served under the terms of the following mutual provisions.

FIRST

Attached hereto, marked Exhibit A-1 and Exhibit A-2, and made apart hereof by reference as though set forth in detail herein, are maps that show the existing retail service area for the City adjacent to the service area of the District, the existing boundary between the two and clearly identifies the proposed amended service area boundary between City and District.

NORRIS PUBLIC POWER DISTRICT AND CITY OF HICKMAN,
NEBRASKA

The parties hereto propose that the existing retail Service Area Agreement 363 between the Parties be amended as generally set forth on Exhibit A-1, and per the legal description set forth on Exhibit A-2.

SECOND

This amendment to the retail Service Area Agreement 363 shall become effective only after approval by the Nebraska Power Review Board and shall thereafter become a part of the retail Service Area Agreement 363.

THIRD

This amendment to the retail Service Area Agreement 363 is executed by the Parties to assign or modify only the retail service areas set forth in retail Service Area Agreement 363. All other provisions of retail Service Area Agreement 363 shall remain in full force and in effect.

CITY OF HICKMAN, NEBRASKA

By: Phil Goering

Print Name: Phil Goering

Title: Mayor

NORRIS PUBLIC POWER DISTRICT

By: Bruce Vitosh

Print Name: Bruce Vitosh

Title: General Manager + CEO

Hickman Service Area Boundary
Exhibit A-1

SAA 363-23-A



City of Hickman
Current service area — Red
New service area addition - Blue

City of Hickman Annexed Property per
Ordinance #2022-14

Location: A tract of land, located in the SE1/4 of Section 27 and the SW1/4 of Section 26 and the NW1/4 of Section 35 and the NE1/4 of Section 34 all in Township 8 North, Range 7 East, of the 6th Principal Meridian, Lancaster County, Nebraska, more particularly described in Exhibit A-2

Agreement Date: 7th day of February 2023

Signature: *Phil Goering*
Supplier: City of Hickman, Nebraska
Name/Title: Phil Goering, Mayor
Address: 115 Locust Street, P.O. Box 127
Hickman, NE 68372

Signature: *Bruce Vitosh*
Supplier: Norris Public Power District
Name/Title: *Bruce Vitosh, General Manager*
Address: 606 Irving Street, P.O. Box 399
Beatrice, NE 68310

Norris Public Power District & City of Hickman Agreement to Amend the Hickman Service Area Agreement No. 363 Exhibit A-2

A tract of land, located in the SE1/4 of Section 27 and the SW1/4 of Section 26 and the NW1/4 of Section 35 and the NE1/4 of Section 34 all in Township 8 North, Range 7 East, of the 6th Principal Meridian, Lancaster County, Nebraska, more particularly described as follows:

All of Outlots B, C, D & E, Terrace View 1st Addition and Outlots A & B, Terrace View 4th Addition and Lots 1-9, Block 1, Lots 1-3, Block 2, Lots 1-17, Block 3, Lots 1-18, Block 4, Lots 1-9, Block 5 and Outlots A, B, C, D, E & F, Terrace View 5th Addition. Also the following tract of land.

Commencing at the southwest corner of the said SE1/4 of section 27; thence in an easterly direction, with the south line of the said SE1/4, a distance of 185.00 feet, to a point of intersection with the southerly extension of the easterly right-of-way line of "Terrace View Drive", said point being the TRUE POINT OF BEGINNING; thence in a northerly direction, with the southerly extension of the easterly right-of-way line of "Terrace View Drive", a distance of 50.00 feet, to a point of intersection with the northerly right-of-way line of "Hickman Road", said point being the southwest corner of outlot 'A', "Terrace View 4th Addition"; thence in an easterly direction, parallel with and 50.00 feet northerly from the said SE1/4, with the south line of "Terrace View 4th Addition", a distance of 479.76 feet, to a point of intersection with the west line of Lot 46 I.T., in the said SE1/4, said point being the southeast corner of outlot 'A', "Terrace View 4th Addition"; thence in a southerly direction, with the west line of Lot 46 I.T., in the said SE1/4, a distance of 17.00 feet, to a point of intersection with the northerly right-of-way line of "Hickman Road", said point being a point for corner; thence in an easterly direction, parallel with and 33.00 feet northerly from the south line of the said SE1/4, with the northerly right-of-way line of "Hickman Road", a distance of 810.31 feet, to a point of intersection with the east line of Lot 46 I.T., in the said SE1/4; thence in a northerly direction, with the east line of Lot 46 I.T., in the SE1/4, a distance of 17.00 feet, to a point of intersection with the northerly right-of-way line of "Hickman Road", said point being the southwest corner of outlot 'E', "Terrace View 1st Addition"; thence in an easterly direction, parallel with and 50.00 feet northerly from the south line of the said SE1/4, with the northerly right-of-way line of "Hickman Road", a distance of 1107.51 feet, to a point of intersection with the westerly right-of-way line of "South 82nd Street", said point being the southeast corner of outlot 'C', "Terrace View 1st Addition"; thence in a northerly direction, parallel with and 50.00 feet westerly from the east line of the said SE1/4, with the westerly right-of-way line of "South 82nd Street", a distance of 1927.31, to a point of intersection with the north line of "Terrace View 3rd Addition", said point being the northeast corner of outlot 'E', "Terrace View 3rd Addition"; thence in an easterly direction, with the easterly extension of the north line of outlot 'E', "Terrace View 3rd Addition", a distance of 100.00 feet, to a point of intersection with the easterly right-of-way line of "South 82nd Street", to a point for corner; thence in a southerly direction, parallel with and 50.00 feet easterly from the west line of the SW1/4 of section 26, with the easterly right-of-way line of "South 82nd Street", a distance of 292.56 feet, to a point of intersection with the north line of Lot 38 I.T., in the said SW1/4, said point being the northwest corner of Lot 38 I.T., in the said SW1/4; thence in a southerly direction, with the easterly right-of-way line of "South 82nd Street", a distance of 43.27 feet, to a point located 60.00 feet easterly from the west line of the said SW1/4, said point being a point for corner; thence in a southerly direction, with the easterly right-of-way line of "South 82nd Street", a distance of 101.12 feet, to a point located 75.00 feet easterly from the west line of the said SW1/4, said point being a point for corner; thence in a southerly direction, with the easterly right-of-way line of "South 82nd Street", a distance of 100.12 feet, to a point located 80.00 feet easterly from the west line of the said SW1/4, said point being a point for corner; thence in a southerly direction, with the easterly right-of-way line of "South 82nd Street", a distance of 200.25 feet, to a point located 70.00 feet easterly from the west line of the said SW1/4, said point being a point for corner; thence in a southerly direction, with the easterly right-of-way line of "South 82nd Street", a distance of 250.80 feet, to a point located 50.00 feet easterly from the west line of the said SW1/4, said point being a point for corner; thence in a southerly direction, with the west line of Lot 38 I.T., in the said SW1/4, parallel with and 50.00 feet easterly from the west line of the said SW1/4, a distance of 992.89 feet, to a point of intersection with the south line of the said SW1/4, said point being the southwest corner of Lot 38 I.T., in the said SW1/4; thence in a southerly direction, parallel with and 50.00 feet easterly from the west line of the NW1/4 of section 35, a distance of 33.00 feet, to a point of intersection with the southerly right-of-way line of "Hickman Road", said point being a point for corner; thence in a westerly direction, parallel with and 33.00 feet southerly from the north line of the said NW1/4, a distance of 50.00 feet, to a point of intersection with the west line of the said NW1/4, said point being a point for corner; thence in a westerly direction, parallel with and 33.00 feet southerly from the north line of the NE1/4 of section 34, a distance of 2446.44 feet, to a point of intersection with the southerly extension of the easterly right-of-way line of "Terrace View Drive", said point being a point for corner; thence in a northerly direction, with the southerly extension of the easterly right-of-way line of "Terrace View Drive", a distance of 33.00 feet, to the TRUE POINT OF BEGINNING. EXCEPT the 66.00 feet of right-of-way adjacent to Lot 46 I.T., located in the said SE1/4.

SAA 363-23-A

STATE OF NEBRASKA- NEBRASKA POWER REVIEW BOARD

In the Matter of the Joint Application)
of Norris Public Power District)
and the City of Hickman Municipal)
Electric System to Amend and Modify)
existing Service Area Agreement No. 363)

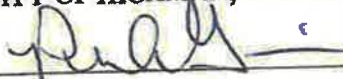
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JOINT APPLICATION TO
MODIFY SERVICE AREA
AGREEMENT SAA 363

COMES NOW the Norris Public Power District, a political subdivision of the State of Nebraska, hereinafter referred to as "District" and the City of Hickman, Nebraska, a Municipal Corporation of the State of Nebraska, hereinafter referred to as "City", jointly apply to the Nebraska Power Review Board for an order approving the amended Retail Service Area Agreement No. 363 which has been agreed to, executed by the parties, and attached including Exhibit A-1 and Exhibit A-2 hereto and made apart hereof by reference.

Date this 7th day of February, 2023

CITY OF HICKMAN, NEBRASKA

By: 

Print Name: Phil Goering

Title: Mayor

NORRIS PUBLIC POWER DISTRICT

By: 

Print Name: Bruce Vitosh

Title: General Manager + CEO