

West of U.S.

23-16-12
GRANT OF EASEMENT

BOOK 498 PAGE 523

KNOW ALL MEN BY THESE PRESENTS, THAT THE UNDERSIGNED, SANITARY AND IMPROVEMENT DISTRICT NO. 222, of Douglas County, Nebraska, being sometimes hereinafter referred to as Grantor(s), for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant and convey unto SANITARY AND IMPROVEMENT DISTRICT NO. 222, of Douglas County, Nebraska, its successors and assigns, including but not in limitation of the foregoing, the City of Omaha and any and all contractors working for the said Sanitary and Improvement District or the said City of Omaha, the said Grantees being sometimes hereinafter referred to as Grantee, an easement and right of way to use, construct, build, lay maintain, repair and reconstruct a sanitary or storm sewer pipe or both for the passage of sewer water and sewage, together with all appurtenances, wires, lines, poles, structures, and other applicable equipment pertaining to any sewer, in through, over and under the parcel of land described as follows, to wit:

A permanent Sewer and Drainage Easement in the Southwest 1/4 of the Southeast 1/4 of Section 33, Township 16 North, Range 12 East of the 6th P.M., Douglas County, Nebraska, more particularly described as follows:

Commencing at the Northeast corner of said Southwest 1/4 of the Southeast 1/4 of Section 33; thence S 89°56'20" W, along the North line of said Southwest 1/4 of the Southeast 1/4 of Section 33, a distance of 353.00 feet to the Point of Beginning; thence S 00°02'00" E, a distance of 374.21 feet; thence S 89°58'00" W, a distance of 321.94 feet; thence S 00°02'00" E, a distance of 486.60 feet; thence S 20°14'20" E, a distance of 290.50 feet; thence S 71°16'07" E, a distance of 100.38 feet; thence S 05°07'40" W, a distance of 26.12 feet to a point on the Northerly right-of-way line of Fort Street; thence N 84°52'40" W, along said Northerly right-of-way line of Fort Street, a distance of 90.59 feet to a point on the Easterly right-of-way line of Interstate Highway No. 680; thence N 20°14'20" W, along said Easterly right-of-way line of Interstate Highway No. 680, a distance of 355.58 feet; thence N 00°02'00" W, a distance of 475.68 feet; thence S 89°58'00" W, a distance of 46.31 feet; thence N 17°11'04" W, a distance of 257.37 feet to a point on the Easterly right-of-way line of Interstate Highway No. 680; thence N 01°47'30" E, along said Easterly right-of-way line of Interstate Highway No. 680, a distance of 46.13 feet; thence S 17°11'04" E, a distance of 279.46 feet; thence N 89°58'00" E, a distance of 355.16 feet; thence N 00°02'00" W, a distance of 349.20 feet to a point on the North line of said Southwest 1/4 of the Southeast 1/4 of Section 33; thence N 89°56'20" E, along said North line of the Southwest 1/4 of the Southeast 1/4 of Section 33, a distance of 25.00 feet to the Point of Beginning.

See Attached Exhibit A for Easement Plat.

No buildings, improvements, or structures, shall be placed in, on, over or across said easements by Grantor(s), his or its heirs, successors and assigns without express approval of the Grantee. Any trees, grass, and shrubbery placed on said easement shall be maintained by Grantor(s), his or its heirs, successors and assigns.

Said Grantee shall cause any trench made on aforesaid realty to be properly refilled, and shall cause grass seed to be sown over said trench, and shall cause the premises to be left in a neat and orderly condition.

This easement is also for the benefit of any contractor, agent, employee and representative of the Grantee in any of said construction and work.

Said Grantor(s) for itself and his or its heirs, executors, administrators, successors and assigns does or do confirm with the said Grantee and its assigns, that he or it, the Grantor(s) is or are well seized in fee of the above described property and that he or it has or have the right to grant and convey this easement in the manner and form aforesaid, and that he or it will, and his or its heirs, executors, administrators, successors and assigns, shall warrant and defend this easement to said Grantee and its assigns against the lawful claims and demands of all persons. This easement runs with the land.

The consideration received includes damages for change of grade, if any, and any and all claims for damage arising from change of grade or grading are hereby waived.

This Grant of Easement is conveyed by the undersigned to the said Grantee, its successors and assigns, together with the right of ingress and egress from and to said premises for the purpose of construction, inspecting, repairing, and reconstructing, maintaining, enlarging and replacing the said sewer pipelines and mains at the will of said Grantee.

IN WITNESS WHEREOF said Grantor(s) has or have hereunto set his, or their, or its hand(s) and seal(s) the 13TH day of APRIL, 1971

SANITARY AND IMPROVEMENT DISTRICT
NO. 222, DOUGLAS COUNTY, NEBRASKA

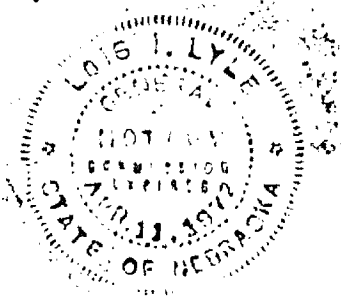
By Edward Wilczewski
Edward Wilczewski, Chairman

Attest: Gerald Keating
Gerald Keating, Clerk

STATE OF NEBRASKA)
) ss.
 COUNTY OF DOUGLAS)

On this 13th day of April, 1971, before me, the undersigned, a Notary Public in and for said County, personally came:
Edward Wilczynski Chairman of A.D.U.
122, a Nebraska corporation, and Paul
Deating Clerk of said corporation, to me personally known to be the Chairman and Clerk respectively of said corporation and the identical persons whose names are affixed to the foregoing instrument, and acknowledged the execution thereof to be their respective voluntary act and deed as such officers and the voluntary act and deed of said corporation, and the corporate seal of said corporation to be thereto affixed by its authority.

WITNESS my hand and Notarial Seal at Omaha in said county the day and year last above written.



Lois L. Lyle
 Notary Public

My Commission expires:

Apr 11, 1972

Scale: 1"=100'

Northerly R.O.W. Line Fort St.

N 84° 52' 20" W

90.59'

100.38'
S 71° 16' 07" E

26.12'
S 05° 07' 40" W

N 20° 14' 20" W
S 20° 14' 20" E

355.58'
290.50'

"AUGUST MOON"
S. & I. D. 222

Sewer and Drainage Easement

500° 02' 00" E 486.60'

N 00° 02' 00" W 475.68'

46.31'
S 89° 58' 00" W

Easterly R.O.W. Line Interstate 680

N 01° 47' 30" E

46.13'

25.73'
N 17° 11' 04" W
S 17° 11' 04" E
279.46'

S 89° 58' 00" W 321.84'

N 89° 58' 00" E 355.16'

500° 02' 00" E 374.21'

N 00° 02' 00" W 349.20'

Point of Beginning

North line of SW 1/4 SE 1/4 Sec. 33
S 89° 56' 20" W

353.00'

SEWER AND DRAINAGE EASEMENT

E 99th Street

NE Cor. SW 1/4 SE 1/4
Sec. 33, T16N, R12E

EXHIBIT A

6.

ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA.

16 DAY OF April 1971 AT 2:07 P.M.

G. HAROLD OETLER, REGISTER OF DEED.

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