

EASEMENT

CREATING RIGHT OF WAY

This Agreement made on the 1st day of October, 1985, by and between C D S INVESTMENT COMPANY...A NEBRASKA CORPORATION of 6714 South 78th, City Ralston, State Nebraska, party of the first part, and Public of Cass County, City, Plattsmouth, State Nebraska, party of the second part.

Witnesseth, that the party of the first part, for himself, his heirs, successors, and assigns, grants and conveys unto the party of the second part, his heirs, successors, and assigns, and easement in, to, upon and over all that portion of a certain property:

An easement for ingress and egress, granted to the owners, heirs, successors and assigns of Lots 11 and 12 Block 26 from the owners, heirs, successors and assigns of Lots 11 and 12 Block 26 from the owners, heirs, successors and assigns of Lots 10 and 13 Block 26 (All in Buccaneer Bay Subdivision in Sec. T13N-R13E of the 6th P. M. ) within the boundary of a tract of land described as follows:

- (a) the north 15' of that part of Lot 13 which is adjacent to Lot 11
(b) 15' each side of the line common with Lots 10 and 13 extending from Lot 11 thence southeasterly to the common area line.

Said easement is given for the sole purpose of ingress and egress and it is agreed and understood that it is not to be construed as an easement given to the exclusion of the party of the first part, his heirs, successors, and assigns, or to other later granted a similar right.

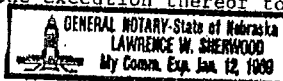
The party of the second part, his heirs, successors, and assigns, covenants with the party of the first part, his heirs, successors, and assigns, to at all times maintain and make necessary repairs, at his or their own expenses, should the property require same for its proper upkeep and maintenance.

To have and to hold the said right of way easement unto the party of the second part for a period of Perpetual years.

In witness whereof, the parties hereto have duly executed this agreement.

Doc # 233 FILED FOR RECORD 1-12-85 AT 11:45 A.M. IN BOOK 32 OF ... C D S INVESTMENT COMPANY PAGE 635 REGISTER OF DEEDS, CASS CO., NEBR. \$ 7.00 Betty Philpot STATE OF NEBRASKA ) SS COMPARE Lawrence W. Sherwood President COUNTY OF DOUGLAS )

Before me, a notary public qualified for said county, personally came Bruce G. Nieto, President of C D S INVESTMENT COMPANY and known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to be their voluntary act and deed.



WITNESS my hand and notarial seal on the 1st day of October, 1985. My Commission Expires: January 12, 1989 NOTARY PUBLIC