

Box 35

EASEMENT

In consideration of the mutual covenants and promises contained in the Supplemental Purchase Agreement dated ~~May~~^{July} 1st, 1993, between SEECHOL PROPERTIES II, a Nebraska general partnership, and STEPHEN A. BURKE, and JOYCE G. BURKE, husband and wife, their heirs, executors, administrators, successors and assigns (hereinafter "Grantors") said Grantors do hereby grant and convey to Seechol Properties II, its successors and assigns (hereinafter "Grantee"), a perpetual easement and right of way for a certain storm sewer over and across real property owned by them and situated in the County of Douglas, State of Nebraska, and more particularly described in Exhibit "A" attached hereto and made a part hereof.

The permanent right of way easement shall be to survey, pave, install, construct, reconstruct, relocate, alter, inspect, repair, replace, add to, maintain and operate thereon a storm sewer and all other necessary fixtures over, upon, above, along, under, in and across the property above as described in Exhibit "A."

It is further agreed that the Grantors have lawful possession of said real estate, good, right and lawful authority to make such conveyance and that their heirs, executors, administrators, successors and assigns shall warrant and defend the same and will indemnify and hold harmless the Grantee forever against the claims of all persons whatsoever in any way asserting any right, title or interest prior to or contrary to this conveyance.

This instrument, and the covenants and agreements contained in this instrument shall run with the land and shall inure to the benefit of and be binding and obligatory upon the heirs, executors, administrators, successors, and assigns of the respective parties.

IN WITNESS WHEREOF, the Grantors have executed this instrument this 1st day of ~~May~~^{July}, 1993.

RECEIVED

JUL 14 8 57 AM '93

GEORGE J. BULLWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

Stephen A. Burke
Stephen A. Burke
Joyce G. Burke
Joyce G. Burke

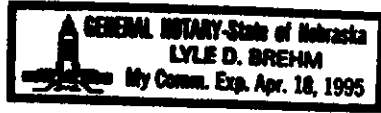
STATE OF NEBRASKA)
) ss:
COUNTY OF DOUGLAS)

On this 1st day of ~~May~~^{July}, 1993, before me the undersigned, a

CASH 194423 BK 1083 R Comp FB mc-11531
TYPE Misc PG 610-612 C/O _____ COMP mc SCAN CL
FEE 15⁰⁰ OF Misc LEGL PG _____ MC _____ FV _____

notary public in and for said county and state, personally appeared Stephen A. Burke and Joyce G. Burke, husband and wife, personally known to me to be the identical persons and who acknowledged the execution thereof to be their voluntary act and deed for the purpose therein expressed.

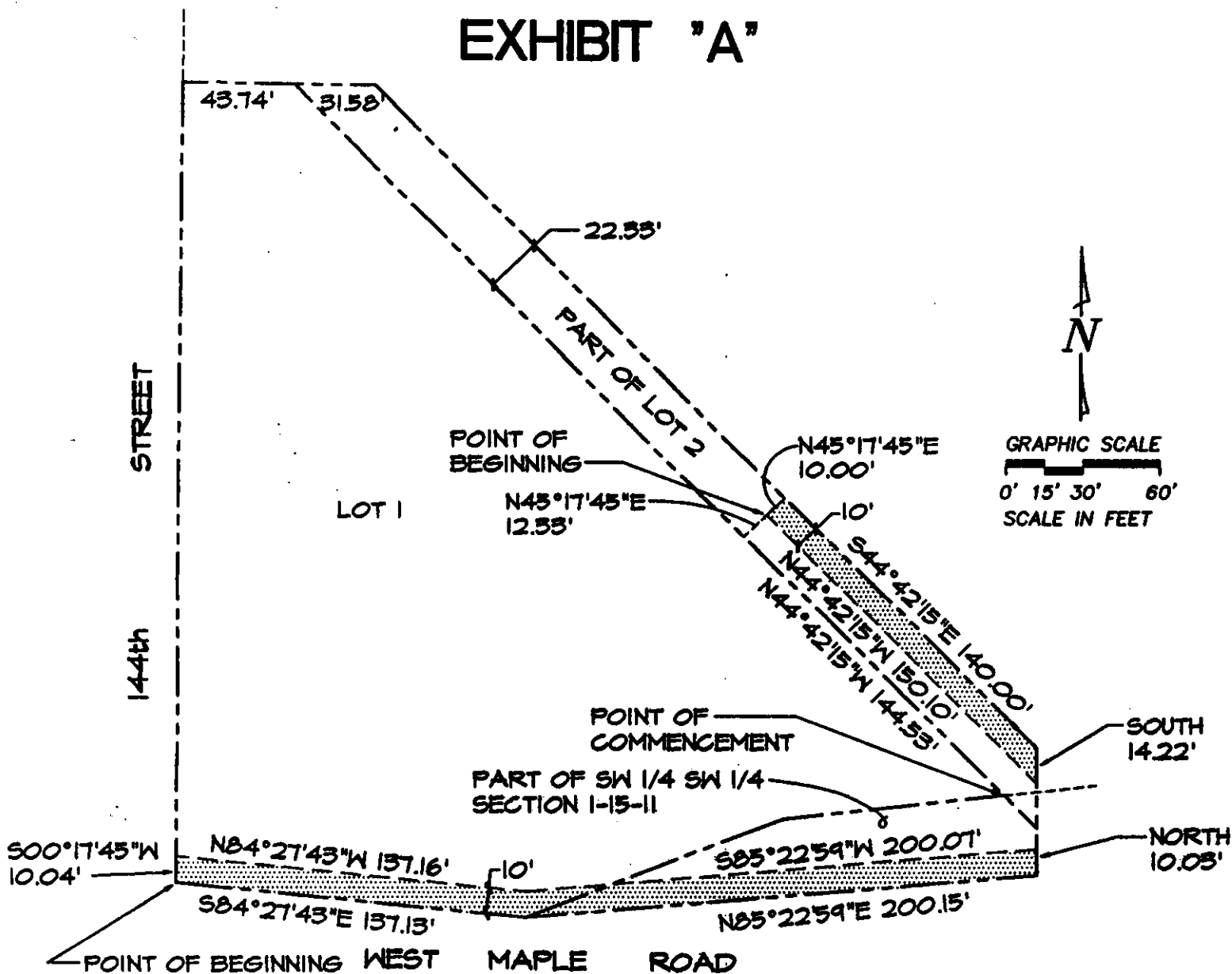
Witness my hand and notarial seal the date above written.



Lyle D. Brehm
Notary Public

PJV/hlr

EXHIBIT "A"



LEGAL DESCRIPTION

THAT PART OF LOT 2, HILLSBOROUGH REPLAT II, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS; COMMENCING AT THE COMMON SOUTH CORNER BETWEEN LOTS 1 AND 2 SAID HILLSBOROUGH REPLAT II; THENCE N44°42'15"W (ASSUMED BEARING) 144.53 FEET ON THE SOUTHWESTERLY LINE OF SAID LOT 2; THENCE N45°17'45"E 12.53 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N45°17'45"E 10.00 FEET; THENCE S44°42'15"E 140.00 FEET ON A LINE 22.53 FEET NORTHEASTERLY OF AND PARALLEL WITH THE SOUTHWESTERLY LINE OF SAID LOT 2; THENCE SOUTH 14.22 FEET; THENCE N44°42'15"W 150.10 FEET ON A LINE 12.53 FEET NORTHEASTERLY OF AND PARALLEL WITH THE SOUTHWESTERLY LINE OF SAID LOT 2 TO THE POINT OF BEGINNING.

AND

PART OF LOT 1, HILLSBOROUGH REPLAT II, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, TOGETHER WITH PART OF THE SW 1/4 OF THE SW 1/4 OF SECTION 1, T15N, R11E OF THE 6TH P.M., SAID DOUGLAS COUNTY, ALL MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SW CORNER OF SAID LOT 1; THENCE S84°27'43"E (ASSUMED BEARING) 137.13 FEET ON THE SOUTHERLY LINE OF SAID LOT 1; THENCE N85°22'59"E 200.15 FEET; THENCE NORTH 10.05 FEET; THENCE S85°22'59"W 200.07 FEET; THENCE N84°27'43"W 137.16 FEET ON A LINE 10.00 FEET NORTH OF AND PARALLEL WITH THE SOUTHERLY LINE OF SAID LOT 1 TO THE WEST LINE OF SAID LOT 1; THENCE S00°17'45"W 10.04 FEET ON THE WEST LINE OF SAID LOT 1 TO THE POINT OF BEGINNING.

now known as a part of Lot 1, Hillsborough Replat 4. JOB NO. 929-101
SHEET NO.
BOOK PAGE
DATE: MAY 12, 1993

MC-16531