



BK 0966 PG 528-529



MISC 1991 11022

THIS PAGE INCLUDED FOR
INDEXING
PAGE DOWN FOR BALANCE OF INSTRUMENT

EASEMENT

THIS INDENTURE, made this 15 day of March, 1991

between HENRY H. HERT AND FRANCES T. HERT, HUSBAND AND WIFE

hereinafter referred to as "Grantor(s)," and the County of Douglas, State of Nebraska, hereinafter called "County."

WITNESSETH:

That said Grantor(s) in consideration of the sum of TWO HUNDRED FORTY Dollars (\$ 240.00) and other valuable consideration, to Grantor(s) in hand paid by said County, the receipt whereof is hereby acknowledged, does or do hereby grant, sell, convey and confirm unto said County and its assigns forever, a drainage easement for the right to use, construct, build, maintain, repair and construct a drainage ditch and/or culvert, together with all appurtenances, structures, and other applicable works pertaining to such drainage facility in, through, over or under the parcel of land described as follows, to wit:

TRACT 2A
PERMANENT EASEMENT

THE NORTHEAST 1/4 OF
A PARCEL OF LAND LYING IN THE SOUTHWEST 1/4 OF SECTION 2, TOWNSHIP 14 NORTH, RANGE 10 EAST OF THE 6TH P.M., IN DOUGLAS COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 2; THENCE N. 02° 02' 43" W. (ASSUMED BEARING) ALONG THE EAST LINE OF SAID SOUTHWEST 1/4, 1324.08 FEET; THENCE S. 87° 44' 02" W., 33.00 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF COUNTY ROAD 82, SAID POINT BEING THE POINT OF BEGINNING; THENCE S. 87° 44' 02" W., 52.00 FEET; THENCE N. 07° 51' 54" E., 203.36 FEET, THENCE N. 87° 57' 17" E., 17.00 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF COUNTY ROAD 82; THENCE S. 02° 02' 43" E. ALONG SAID WEST RIGHT-OF-WAY LINE, 200.13 FEET TO POINT OF BEGINNING.

SAID PARCEL CONTAINS 6906 SQUARE FEET, (0.16 ACRES) MORE OR LESS.

No buildings, improvements or structures shall be placed in, on, over or across said easements by undersigned, its successors and assigns without express approval of Douglas County. Any trees, grass and shrubbery placed on said easement shall be maintained by Grantor, its successors and assigns.

Said County shall cause any trench made on aforesaid realty to be properly refilled, seeded or sodded, 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 County in connection with any of said construction and work. Said County shall maintain its culvert and/or ditch in good order so as to protect Grantor's lands from damage on account of improper failure of maintenance.

Said Grantor for itself and its successors and assigns does confirm with the said County and its assigns, that the Grantor is well seized in fee of the above described property and that it has the right to grant and convey this easement in the manner and form aforesaid, and that it will, and its successors and assigns shall warrant and defend this easement to said County and its assigns against the lawful claims and demands of all persons.

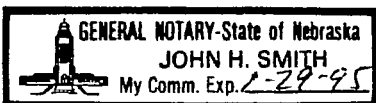
IN WITNESS WHEREOF, said Grantor(s) has or have hereunto set his or their hand(s) and seal(s) the day and year first above written.

Frances T. Hert

Henry H. Hert Sr

STATE OF NEBRASKA, COUNTY OF Douglas

The foregoing instrument was acknowledged before me March 15, 1991, by Henry H. Hert Sr and Frances T. Hert.



John H. Smith
Signature of Person Taking Acknowledgement
General Notary
Title

Misc #

RECEIVED

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GEORGE L. DUGLEWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

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BK 966 N GA C/O FEE 10.50
PG 528-529 N 2-14-10 DEL VP MC 62c
OF 11022 COMP VP F/B 01-60000

11022

TOM DOYLE
DOUGLAS COUNTY ENGINEER
156th and WEST MAPLE ROAD
OMAHA, NEBRASKA 68164