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281PARTY WALL AGREEMENT.

WHEREAS, Joseph F. Murphy, Jr., is the owner of:

The North 5 Feet of the East 75 Feet of Lot Two (2), Block Seventy-eight (78), in South Omaha, now a part of the City of Omaha, Douglas County, Nebraska,

and is likewise the owner of:

The South 23.1 Feet of the North 28.1 Feet of the East 75 Feet of Lot Two (2), Block Seventy-eight (78), in South Omaha, now a part of the City of Omaha, Douglas County, Nebraska,

and

WHEREAS, each of said parcels of real estate are improved with a Brick Store Building, there being one wall dividing said buildings, which wall is largely situated on the South 1 Foot of the tract first described above, and

WHEREAS, One of said buildings may be sold, or both buildings sold to different parties, and it is necessary to provide that the wall dividing said buildings will remain as a Common Wall.

NOW, THEREFORE, the undersigned, being the owners of both of said parcels of real estate, joined by his wife, hereby declare that the wall separating the above two parcels of real estate shall remain a Party Wall for the benefit of the respective owners of said real estate, regardless of the exact location of said wall, and no owner of either parcel above described shall damage or destroy said wall, and in the event that the remainder of either building is wrecked said wall shall remain for the benefit of the remaining building.

Any necessary upkeep of said wall shall be equally divided between the respective owners of said real estate as long as same is used as a Party Wall.

This Agreement shall run with the land and be binding on the heirs and assigns of the respective owners of said real estate.

DATED this 5th day of September, 1975.

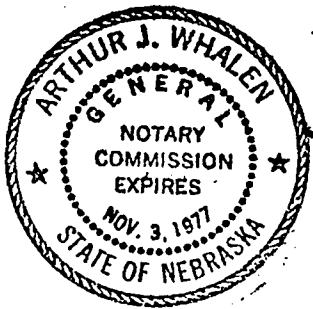
Joseph F. Murphy Jr.
Helen Clare Murphy

STATE OF NEBRASKA, County of Douglas:

Before me, a notary public qualified for said county, personally came Joseph F. Murphy, Jr., and Helen Clare Murphy, 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 September 5, 1975.

Arthur Whalen Notary Public
My commission expires _____, 19____.



32 paid
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RECEIVED
1975 SEP -8 PM 3:47
C. HAROLD OSTLER
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

THE STATE OF NEBRASKA }
Douglas County }
Efficed in Numerical Index and filed
for Record in the office of the Register of
Deeds of said County and recorded in
Book 555 of page
Page 69

C. Harold Ostler

Register of Deeds
By _____ Deputy
MAILED _____
N. P. G. _____
Comptroller 1975-28 Fee 6.25

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