## UTILITY EASEMENT

BOARD OF AMERICAN MISSIONS OF THE LUTHERAN CHURCH IN AMERICA, herein called the Grantor, in consideration of Twenty Five Dollars and no cents (\$25.00)

receipt of which is hereby acknowledged, hereby grants and conveys unto the

CITY OF GRAND ISLAND, NEBRASKA,

a municipal corporation in Hall County, Nebraska, herein called the Grantee, a permanent and perpetual easement and right-of-way to construct, operate, maintain, repair, replace, and remove an underground dewatering well and other appurtenances necessary for dewatering well operation and maintenance upon, in, and through a tract of land located in the Southeast Quarter (SE 1/4) of Section Two (2), Township Eleven (11) North, Range Ten (10) West of the Sixth P.M., in the City of Grand Island, Hall County, Nebraska, more particularly described as follows:

Beginning at a point fifteen (15) feet West and fifteen (15) feet North of the Southwest corner of Lot One (1), Block Five (5) of Jenkinson Subdivision; thence running westerly along a line fifteen (15) feet North of and parallel to the North right-of-way line of Capital Avenue for a distance of fifteen (15) feet; thence running northerly along a line thirty (50) feet West of and parallel to the West line of Jenkinson Subdivision for a distance of five (5) feet; thence running easterly along a line twenty (20) feet North of and parallel to the North right-of-way line of Capital Avenue for a distance of fifteen (15) feet; thence running southerly along a line fifteen (15) feet west of and parallel to the West line of Jenkinson Subdivision for a distance of five (5) feet, said tract containing 75 square feet, more or less, as shown on the plat dated 6/26/85, marked Exhibit "A" attached hereto and incorporated herein by reference;

together with the following rights, namely, unrestricted ingress and egress under and across such land for the purpose of exercising the rights herein granted, to clear and keep clear of trees, roots, brush, and other obstructions from the surface of such tract. Any such underground dewatering well and appurtenances placed upon and under such tract of land shall remain the property of the Grantee and may be removed or replaced at any time.

The Grantee shall cap the dewatering well within thirty days after each use. The use may entail either dewatering for construction purposes or area wide dewatering for lowering of the water table. Capping of the well shall be accomplished by attaching either a steel or concrete cap to the casing at ground level.

The Grantor, for itself, its successors and assigns, hereby covenants that no buildings, fences, or structures shall be erected or permitted on said tract, and that the easement herein granted shall run with the title to such tract of land and be binding upon the Grantor, its successors and assigns.

Dated \_\_\_\_\_\_ 9,1955

BOARD OF AMERICAN MISSIONS OF LUTHERAN CHURCH IN AMERICA

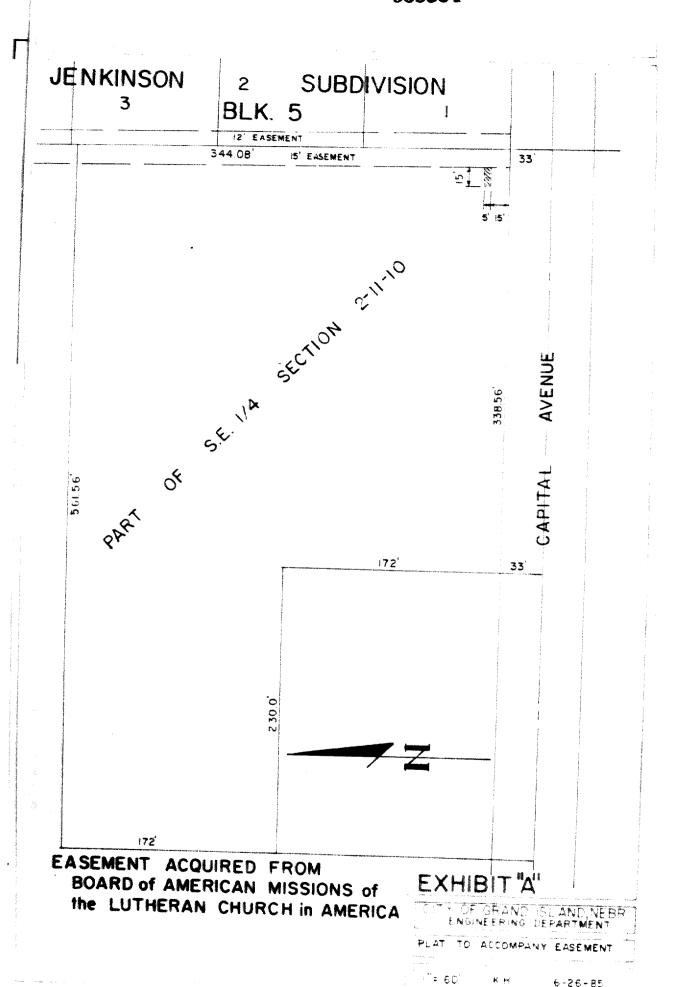
Βv

Norman C. Nedge, Treasurer

STATE OF NEW YORK CITY)
COUNTY OF NEW YORK

WITNESS my hand and notarial seal the date above written.

Notary Public
Notary Fundo, State of New York
No 30-58-4212
Qualfied in Nosaau County
Commission Express March 20



6-26-85

City Jost

Entered as Document No. 85— 0.03584 Crantor Crantor Crantor STATE OF REBRAGKA) 55 COURTY OF HELL ) 55

7

. 45 to .