

Rev. November, 1963

EASEMENT

THIS INDENTURE, made this 12th day of January 19 65 between

SUNSET VALLEY FAMILY GOLF ASSOCIATION

parties of the first part, and the City of Omaha, Nebraska, a Municipal Corporation, hereinafter called City, witnesseth:

That said parties of the first part in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, to them in hand paid by said City, the receipt whereof is hereby acknowledged, doth hereby grant, sell, convey and confirm unto said City and its assigns forever, the right to use, construct, build, lay, maintain, repair and reconstruct a sanitary or storm sewer pipe or both for the passage of sewer water and sewage, together with all appurtenances, wires, lines, poles and other applicable equipment pertaining to any sewer, in, through, over and under the parcel of land described as follows, to-wit:

A 40 Foot strip of land adjacent to and Southwesterly of a line described to wit: Beginning at a point in the Northwest Quarter (NW $\frac{1}{4}$) of Section 34, Township 15 North, Range 12 East located 562.21 Feet West, and 125.66 Feet South of Northeast (NE) corner of said Quarter Section. (This point is also the Centerline of 93rd Street, 33 Feet North of the Centerline of West Center Road as existed April 11, 1964); thence ^{INTO} Northwesterly through the NW $\frac{1}{4}$ of Section 34, Township 15 North, Range 12 East and the Southwest Quarter (SW $\frac{1}{4}$) of Section 27, Township 15 North, Range 12 East, on a straight line to a point that is 643.50 Feet East, and 1000 Feet South of the Northwest corner of last mentioned Quarter Section, all in Omaha, Douglas County, Nebraska as surveyed, platted and recorded.

NE of NW $\frac{1}{4}$ of 34-15-12
SW of SW 27-15-12

Said easement is granted upon the expressed condition that if any changes, repairs or alterations are necessary to be made at any time or if any portion of any sewer needs to be reconstructed after the lots are filled or improved, the City shall make good or cause to be made good to the owner or owners of the above property any damage that may be done by said changes, alterations, repairs or reconstruction in the way of damage to trees, grounds, buildings or other improvements thereon, including crops, vines, gardens and lawns, caused by work and construction done by the City.

growing Blue Grass sod to be laid
Said City shall cause any trench made on foresaid realty to be properly refilled, and shall cause ~~grass sod to be laid~~ over said trench, 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 City in any of said construction and work.

Said parties of the First part for themselves and their heirs, executors and administrators do confirm with the said City and its assigns, that they, the parties of the first part, are well seized in fee of the above described property and that they have the right to grant and convey this easement in the manner and form aforesaid, and that they will, and their heirs, executors and administrators, shall warrant and defend this easement to said City and its assigns against the lawful claims and demands of all persons.

The consideration recited includes damages for change of grade, if any, and any and all claims for damage arising from change of grade or grading are hereby waived.

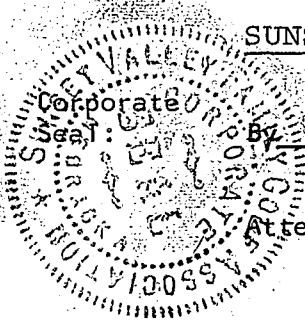
IN WITNESS WHEREOF said parties of the first part have hereunto set their hands and seals the day and year first above written.

SUNSET VALLEY FAMILY GOLF ASSOCIATION

Name of Corporation

By [Signature]
President

Attest [Signature]
Secretary



(Acknowledgment on backside hereof)

STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

On this _____ day of _____, 19____, before me a Notary Public in and for said County, personally came the above named

who is (are) personally known to me to be the identical person(s) whose name(s) is (are) affixed to the above instrument and acknowledged the instrument to be his (their) voluntary act and deed for the purpose therein stated.

WITNESS my hand and Notarial Seal the date aforesaid.

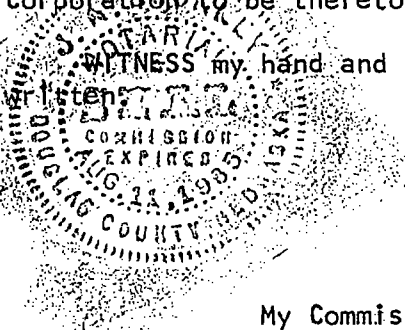
Notary Public

My Commission expires _____

STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

On this 12th day of January, 1965, before me, the undersigned, a notary public in and for said County, personally came R. R. Otis, Jr., President of SUNSET VALLEY FAMILY GOLF ASSOCIATION a Corporation, and Warren Johnson, Secretary of _____ said Corporation, to me personally known to be the President and Secretary respectively of said Corporation and the identical persons whose names are affixed to the foregoing instrument, and acknowledged the execution thereof to be their respective voluntary act and deed as such officers, and the voluntary act and deed of said Corporation, and the Corporate Seal of said Corporation, to be thereto affixed by its authority.

WITNESS my hand and Notarial Seal at Omaha in said County the day and year last above



[Signature]
Notary Public

My Commission expires August 11, 1965

By _____ Deputy
MAIL City of Omaha
Public
N 34-15-12 G.P.N.P.C.
Compared 27-15-12 fee 3
34-15-12

RECORDED (S.A.) SS.
INDEXED
Books 429 of 521
Pages 521
in _____ of the Register of Deeds _____ and recorded in _____
By _____

18
RECEIVED
1965 SEP 20 PM 3 34
THOMAS J. O'CONNOR
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.