

FILED SAPP CO. NE.  
INSTRUMENT NUMBER  
92-017432

1992 AUG 24 PM 4:15

EASEMENT

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Verify	<u>fw</u>
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Fee \$	<u>155.00</u>

92-17432

This agreement is made and entered into this 21 day of August, 1992, by and between SAPP BROS. PETROLEUM, INC., a Nebraska corporation, hereinafter referred to as "Sapp Bros." and DONALD J. NEITZEL, ROSE MARIE NEITZEL, DUANE E. NEITZEL, JOYCE A. NEITZEL and NEITZEL BROTHERS PARTNERSHIP, hereinafter collectively referred to as "Neitzel".

WHEREAS, Sapp Bros. is the owner of part of Lot 7A2, Grand Square Addition to Springfield, Sarpy County, Nebraska; and,

WHEREAS, Neitzel is the owner of Lot 7B, Grand Square Addition to Springfield, Sarpy County, Nebraska; and;

WHEREAS, underground storage petroleum tanks have been installed on the property owned by Sapp Bros. (7A2) which extend across the North boundary line dividing the property owned by Sapp Bros. and the property owned by Neitzel (7B); and,

WHEREAS, the parties desire to enter into an agreement whereby the owners of Lot 7A2, Grand Square Addition, as described above, will be granted an easement over the portion of Lot 7B, Grand Square Addition, upon which and under which the petroleum tanks exist.

NOW THEREFORE, for and in consideration of the mutual covenants contained herein and also for and in consideration of \$1.00 paid from Sapp Bros. to Neitzel, the receipt of which is hereby acknowledged, the parties agree as follows:

1. Neitzel, their heirs, successors and assigns hereby give and grant to Sapp Bros., their heirs, successors and assigns, a perpetual easement over that portion of Lot 7B, Grand Square Addition, upon which and under which the current petroleum storage tanks exist.

2. With respect to this easement, the property of Sapp Bros. (7A2) shall be the dominate tenement and the property of Neitzel (7B) shall be the serviant tenement.

3. The parties further agree that any and all expenses associated with the maintenance and/or repair of the petroleum

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James J. Blaz  
Notary Public

Donald J. Neitzel  
DONALD J. NEITZEL

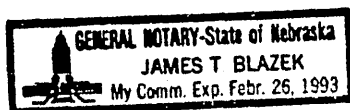
Rose Marie Neitzel  
ROSE MARIE NEITZEL

Duane E. Neitzel  
DUANE E. NEITZEL

Joyce A. Neitzel  
JOYCE A. NEITZEL

STATE OF NEBRASKA )  
 ) ss.  
COUNTY OF DOUGLAS )

The foregoing instrument was acknowledged before me on this 21 day of August, 1992, by DONALD J. NEITZEL, ROSE MARIE NEITZEL, DUANE E. NEITZEL and JOYCE A. NEITZEL.



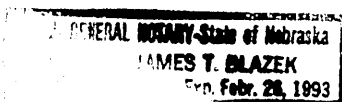
James T. Blazek  
Notary Public

NEITZEL BROTHERS PARTNERSHIP,

By: Donald J. Neitzel

STATE OF NEBRASKA )  
 ) ss.  
COUNTY OF DOUGLAS )

The foregoing instrument was acknowledged before me on this 21 day of August, 1992, by DONALD J. NEITZEL Partner, on behalf of NEITZEL BROTHERS PARTNERSHIP, a Nebraska partnership.



James T. Blazek  
Notary Public