

19 4-17-8
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FILED FOR RECORD ON THIS 28 DAY OF Aug 1987 AT 1:17 P M. AND RECORDED IN Miss
BK. 18 PG. 187 DODGE CO. NE. Register of Deeds Vaughan Stegen
by C Jeanbeck deputy

THIS IS A LEGAL BINDING CONTRACT, IF
NOT UNDERSTOOD, SEEK LEGAL ADVICE

✓ FEE BOOK
INDEXED ✓
COMPARED ✓
GRANTOR ✓
GRANTEE ✓
FEE \$ 21.00

CONSTRUCTION, STORAGE AND FLOWAGE AND OPERATION AND
MAINTENANCE EASEMENT

For and in consideration of Twenty Thousand Eight Hundred
Sixty Nine Dollars (\$20,869.00) the receipt whereof is hereby
acknowledged.

ROBERT E. KNOELL & BEVERLY J. KNOELL (Husband & Wife)

of Fremont, Neaska herein called the Grantor, whether one
or more, does hereby grant, convey and release unto the

LOWER PLATTE NORTH NATURAL RESOURCE DISTRICT

a political subdivision of the State of Nebraska, with its
principal office located at David City, Nebraska, herein
called the Grantee, its successors and assigns, a perpetual
easement in, over and upon the following described land
situated in the County of Dodge, State of Nebraska, to wit:

A DIAGONAL TRACT OF LAND IN PART OF THE NW1/4 OF
THE NW1/4 SECTION 4, T17N, R8E OF THE 6TH P.M.
IN DODGE COUNTY, NEBRASKA; BEGINNING AT A POINT
IN THE WEST 1/16 LINE OF SAID SECTION 4; SAID
POINT BEING 76.55 FEET NORTHERLY FROM THE
NORTHWEST 1/16 CORNER AND SAID WEST 1/16 LINE
IS ASSUMED TO BEAR NORTH 00 31'47" EAST; THENCE
WITH SAID WEST 1/16 LINE NORTH 00 31'47" EAST, A
DISTANCE OF 181.51 FEET; THENCE IN A LINE PARALLEL
WITH AND 90.00 FEET NORTHWESTERLY FROM THE CHANNEL
CENTERLINE SOUTH 51 00'05" WEST, A DISTANCE OF
405.77 FEET TO A POINT IN THE NORTH 1/16 LINE
OF SAID SECTION 4; THENCE WITH SAID NORTH 1/16
LINE SOUTH 89 30'27" EAST, A DISTANCE OF 220.14 FEET;
THENCE IN A LINE PARALLEL WITH AND 50.00 FEET
SOUTHEASTERLY FROM THE CHANNEL CENTERLINE NORTH
51 00'05" EAST, A DISTANCE OF 120.36 FEET TO THE
POINT OF BEGINNING; CONTAINING AN AREA OF 0.85 ACRES
MORE OR LESS; AS ILLUSTRATED IN ATTACHMENT A;

AND;

A STORAGE AND FLOWAGE AREA IN PART OF THE NW1/4
OF THE NW1/4 SECTION 4, TOWNSHIP 17N, RANGE 8E
AND PART OF THE NE1/4 OF THE NE1/4 SECTION 5,
TOWNSHIP 17N, RANGE 8E OF THE 6TH P.M. IN DODGE
COUNTY, NEBRASKA, CONSISTING OF 76 ACRES MORE OR
LESS AS ILLUSTRATED IN ATTACHMENT B.

For or in connection with the construction, operation and
maintenance, repair and inspection of the flood control chan-
nel, a portion of which is located as described herein; for
the flowage of any water, in, over, upon, or through such
structure and adjacent storage as is herein described; for
the flood control channel designated as:

RAWHIDE FLOOD CONTROL CHANNEL

The rights and privileges herein granted shall be subject to
the following terms and conditions:

1. The consideration recited herein shall constitute
payment in full for all damages sustained or to be
sustained by the Grantor by reason of the proper
exercise of any of the rights or activities granted or
described by the above, and Grantor hereby releases
Grantee from any and all damages, liability, claims
and expenses arising out of the proper exercise of

construction, operation, maintenance, inspection and repair of the structure, except as herein described.

2. There is reserved to the Grantor, his heirs and assigns, the right and privilege to use the above described land of the Grantor at any time, in any manner and for the purpose not inconsistent with the full use and enjoyment by the Grantee, its successors and assigns, of the rights and privileges herein granted.

3. The Grantee is responsible for operating and maintaining the facilities constructed.

4. This easement shall not convey nor shall the same be construed to convey, to the Grantee any fee simple interest or title to the above described lands.

5. This easement includes the right of ingress and egress at any time over and upon the above described land of the Grantor and any other land of the Grantor adjoining said land for purposes of operation and maintenance activities with full concurrence of the landowner on land not covered by this easement.

6. This contract shall be binding upon the parties hereto, their heirs, successors and assigns.

7. Grantee will provide infield entrance to subject property consistent with needs of the Grantor.

8. Grantee will assist Grantor in distribution of excavated material as required, subject to availability.

9. Grantee will maintain the three curved piece of land with southeast corner of the property in conformance with normal channel maintenance.

TO HAVE AND TO HOLD the aforesaid Easement in, over, and upon the above described land of the Grantor, with all rights, privileges, and appurtenances thereto belonging or in any way pertaining, unto the Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the Grantor has executed this agreement on the 27 day of June, 1987.

Robert Knoll
(Signature of Grantor)

Beverly J. Knoll
(Signature of Grantor)

STATE OF NEBRASKA)
) SS.
Dodge COUNTY)

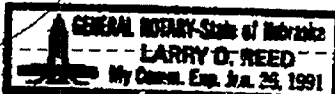
Before me, a Notary Public, qualified for said county, personally came

Robert Knoll and Beverly J. Knoll
known to me to be the identical person or persons who signed the foregoing instrument and acknowledged the execution thereof to be his, her or their voluntary act and deed.

WITNESS my hand and Notarial Seal the day and year last above written.

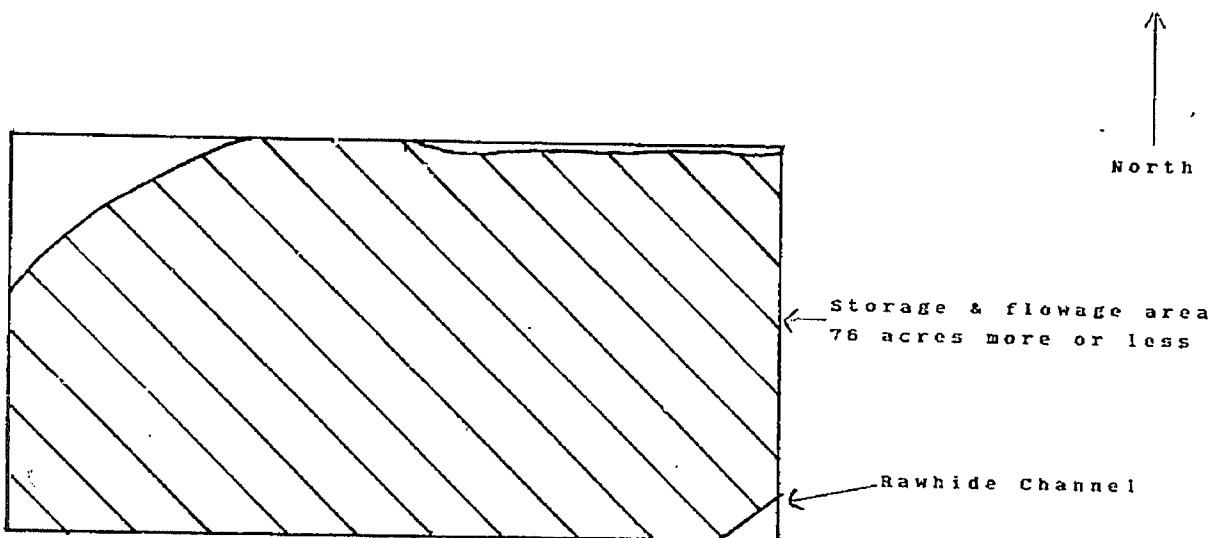
[Signature]
Notary Public

My commission expires



ATTACHMENT B
ROBERT E. & BEVERLY J.
KNOELI (Husband & Wife)
RAWHIDE FLOOD CONTROL PROJECT
FLOOD STORAGE & FLOWAGE AREA

A STORAGE AND FLOWAGE AREA IN PART OF THE NW1/4
OF THE NW1/4 SECTION 4, TOWNSHIP 17N, RANGE 8E
AND PART OF THE NE1/4 OF THE NE1/4 SECTION 5,
TOWNSHIP 17N, RANGE 8E OF THE 6TH P.M. IN DODGE
COUNTY, NEBRASKA, CONSISTING OF 76 ACRES MORE OR
LESS AS ILLUSTRATED HEREIN.



ATTACHMENT A
 ROBERT E. & BEVERLY J.
 KNOELL (Husband & Wife)
 RAWHIDE FLOOD CONTROL PROJECT

A DIAGONAL TRACT OF LAND IN PART OF THE NW 1/4 OF THE NW 1/4 SECTION 4, T17N, R8E OF THE 6TH P.M. IN DODGE COUNTY, NEBRASKA; BEGINNING AT A POINT IN THE WEST 1/16 LINE OF SAID SECTION 4; SAID POINT BEING 76.55 FEET NORTHERLY FROM THE NORTHWEST 1/16 CORNER AND SAID WEST 1/16 LINE IS ASSUMED TO BEAR NORTH 00 31'47" EAST; THENCE WITH SAID WEST 1/16 LINE NORTH 00 31'47" EAST, A DISTANCE OF 181.51 FEET; THENCE IN A LINE PARALLEL WITH AND 90.00 FEET NORTHWESTERLY FROM THE CHANNEL CENTERLINE SOUTH 51 00'05" WEST, A DISTANCE OF 405.77 FEET TO A POINT IN THE NORTH 1/16 LINE OF SAID SECTION 4; THENCE WITH SAID NORTH 1/16 LINE SOUTH 89 30'27" EAST, A DISTANCE OF 220.14 FEET; THENCE IN A LINE PARALLEL WITH AND 50.00 FEET SOUTHEASTERLY FROM THE CHANNEL CENTERLINE NORTH 51 00'05" EAST, A DISTANCE OF 120.36 FEET TO THE POINT OF BEGINNING; CONTAINING AN AREA OF 0.85 ACRES MORE OR LESS.

