

Donated Land Rights
L-12 Upper Big Nemaha

For and in consideration \$3,000. Dollar(s) and other good and valuable considerations, the receipt whereof is hereby acknowledged, Gary Bentzinger and Patricia Bentzinger (Husband and Wife), Grantor(s), do hereby grant, convey and release unto the Nemaha Natural Resources District of Tecumseh, Nebraska, Grantee, its successors and assigns, a perpetual easement in, over, and upon the following described land situated in the County of Lancaster, State of Nebraska, to wit: NE 1/4 of Section 36, Township 7 North, Range 8 East of the 6th P.M., for the purpose of or in connection with construction, operation, maintenance and inspection of a grade stabilization structure for the flowage of any waters in, over, upon or through such structure; and for the permanent storage and temporary detention, either or both, of any waters and sediment that are impounded, stored or detained by such structure, and to include a site where suitable borrow materials may be obtained for construction.

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(s) by reason of the construction, operation, maintenance and inspection of the works of improvement described above.
2. The Grantor(s) shall provide the Grantee with ingress and egress as required to carry out the provisions of the easement.
3. There is reserved to the Grantor(s), their heirs and assigns, the right and privilege to use the above described land of the Grantors at any time, in any manner and for any purpose not inconsistent with the full use and enjoyment by the Grantee, its successors and assigns, of the right and privilege herein granted.
4. The Grantee is responsible for operating and maintaining the above described works of improvement.
5. This easement shall not pass nor shall the same be construed to pass, to the Grantee any fee simple interest or title to the above described lands.

TO HAVE AND TO HOLD the aforesaid easement in, over and upon the above described land of the Grantor(s) with all the rights, privileges and appurtenances thereto belonging or in anywise appertaining, unto the Grantee, its successors and assigns, forever.

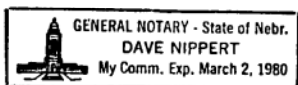
IN WITNESS WHEREOF the Grantor(s) have executed this instrument on the 20th day MARCH, 1979.

Gary Bentzinger
Signature of Grantor

Patricia Bentzinger
Signature of Grantor

STATE OF NEBRASKA

On this, the 20th day of MARCH, A.D. 1979, before me the undersigned Dave Nippert, a Notary Public, duly commissioned and qualified for said county, personally came Gary & Patricia Bentzinger to me known to be the identical person(s) whose name(s) affixed to the foregoing instrument and acknowledge the same to be their voluntary act and deed. Witness my hand and Notarial Seal the day and year last above written.



Dave Nippert
Notary Public

My commission expires on the 2nd day of MARCH, 1980.

INDEXED
MICRO-FILED
GENERAL

8-176
Misc.

LANCASTER COUNTY, NEBR.
Recorder's Office
REGISTER OF DEEDS

1979 APR -3 AM 8:05

\$3.25

ENTERED ON
NUMERICAL INDEX
FILED FOR RECORD AS:

INST. NO. 79- 7551

Nemaha Nat. Res. Dist.