



Lancaster County  
444 Cherrycreek Road  
Bldg. C  
Lincoln, NE 68528

PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS

That, Benson, LLC, herein called the "Grantor", record owner of the real property hereinafter described, for and in consideration of the sum of One and 00/100 Dollars (\$1.00), duly paid, the receipt whereof is hereby acknowledged and the further consideration of the performance of the covenants and agreements by Grantee as hereinafter set out and expressed does hereby grant, remise and relinquish unto Lancaster County, a governmental subdivision of the State of Nebraska, herein called "Grantee", permanent easement on the following legally described real estate situated in Lancaster County, Nebraska, to wit:

A part of Lot 2, Irregular Tracts, located in the NW ¼, of Section 18, Township 9 North, Range 5 East of the 6th Principal Meridian, Lancaster County, Nebraska, more particularly described as follows:

Referring to the northwest corner of said NW ¼, thence southerly with the west line of said NW ¼, a distance of 617.42 feet to a point; thence easterly perpendicular to the west line of said NW ¼, a distance of 33.00 feet to the point of beginning, said point also being the northwest corner of Lot 1, Irregular Tracts, located in said NW ¼; thence northerly 33.00 feet east of and parallel with the west line of said NW ¼, a distance of 37.86 feet to a point, thence southeasterly to a point of intersection with the north line of said Lot 1, Irregular Tracts, said point being located 90.00 feet east of as measured perpendicular to the west line of said NW ¼, said point also being located 632.18 feet south of the northwest corner of said NW ¼, as measured with the west line of said NW ¼, thence northwesterly with the north line of said Lot 1, Irregular Tracts, to the point of beginning

Containing 0.02 acres, more or less

TO HAVE AND TO HOLD unto Lancaster County, Nebraska, its successors and assigns, the right to construct, use and maintain on the land herein described utilities, such slopes as are necessary to retain and support the County road, the construction and/or extension of drainage structures and/or the construction of a drainage channel or drainage ditch and so long as such utilities, slopes, drainage structure, drainage channel or drainage ditch is used and maintained, the right of ingress and egress to said property herein described from the County road for the purpose of inspecting, repairing, and maintaining the said utilities, slopes, drainage structure, drainage channel and/or drainage ditch located thereon at the will of the Grantee, it being the intention of the parties hereto that the Grantee shall have the right to assign, grant and dedicate utility easements and that Grantor is hereby granting the uses herein specified without divesting Grantor of title and ownership of the rights to use the above described property for any purpose that does not interfere with the uses herein granted.

The Grantor, in consideration of the payments herein stated, agrees not to construct buildings, ornamental fences or other improvements which may be damaged by the Grantees uses herein specified. If the Grantor chooses to make such improvements, Grantor hereby waives all claims for damages which may occur from the Grantees use as herein specified with the exception of necessary fence removal and replacement costs, or damages caused by negligence of the Grantee.

THIS INSTRUMENT, and the covenants and agreements herein contained shall inure to the benefit of and be binding and obligatory upon the heirs, executors, administrators, successors and assigns of the respective parties.

In witness whereof the Grantor has signed this 18 day of October, 2012.

CP-N-63 #3

x Wayne C. Benson  
Benson LLC, by Wayne C. Benson,  
Registered Agent

State of Nebraska, County of Lancaster :

Before me, a Notary Public qualified for said County, personally came \_\_\_\_\_

Wayne C. Benson

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 on October 18, 2012

My commission expires April 12, 2014

Notary Public John E. Mahan II

