

93-22771

EASEMENT

This agreement made this 24th day of May, 1993, by and between Earl May Seed and Nursery, a Limited Partnership, of Shenandoah, Iowa, party of the first part, and Avery Rental Yard, Inc., of Bellevue, Sarpy County, Nebraska, party of the second part.

WITNESSETH, that the party of the first part, for itself, its heirs and assigns, grants and conveys unto the party of the second part, it heirs and assigns, an easement in, to upon, and over all that paved portion of a certain roadway situated as follows:

Commencing at the Northeast corner of Tax Lot 9E1, abutting Tax Lot 9G1 and the Galvin Road right-of way, more particularly described as a parallelogram on the easternmost 35 feet of the common line between Tax Lot 9G1 and Tax Lot 9E1 and the northernmost 45 feet of the Galvin Road right-of-way abutting Tax Lot 9E1. Above Tax Lot 9G1 n/k/a Lot 2, Faust's Replat; all in SW $\frac{1}{4}$ Sec 23, Township 14 North, Range 13 East, 6th Prime Meridian.

Said easement is given for the sole purpose of ingress and egress and it is agreed and understood that it is not to be construed as an easement given to the exclusion of the party of the first part, its heirs and assigns, or to others later granted a similar right.

The party of the second part, its heirs or assigns, covenants with the party of the first part, its heirs and assigns, to at all times maintain and make necessary repairs, at his or their own expenses, should the roadway require same for its proper upkeep and maintenance.

To have and to hold the said right of way easement unto the party of the second part for as long as the party of the first part continues to occupy the property.

IN WITNESS WHEREOF, the parties hereto have duly executed this agreement.

EARL MAY SEED AND NURSERY, A LIMITED PARTNERSHIP OF SHENANDOAH, IOWA

By [Signature]

AVERY RENTAL YARD, INC.,

By Wayne W Faust

FILED SAULT CL. REG.
INSTRUMENT NUMBER
93-022771

93 SEP -9 PM 1:14

Carol A. Savin
REGISTER OF DEEDS

Proof	<u>[Signature]</u>
D.E.	<u>[Signature]</u>
Verify	<u>[Signature]</u>
Filmed	
Checked	
Fee \$	<u>5.50</u>

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Yard