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EASEMENT

THIS INDENTURE, made this 1st day of ~~September~~ <sup>October</sup>, 1968,  
 by and between LOMA J. CRITCHFIELD and JOHN H. CRITCHFIELD,  
 wife and husband; DONALD E. LIKES and ARLA G. LIKES, husband  
 and wife; VELMA E. KEECH and CHARLES F. KEECH, wife and husband;  
 and LEITA M. SHIELDS and GARLAND L. SHIELDS, wife and husband,  
 all being the owners of a certain parcel of land situate in  
 the City of Lincoln, Lancaster County, Nebraska, to-wit:

A tract consisting of Part of Lot 144 I.T.;  
 all of Lot 145 I.T.; those portions of Lots  
 4, 5, 6 and 7, Block 17, Corner Addition to  
 Bethany Heights lying North of Corner Blvd.;  
 the South  $\frac{1}{2}$  of vacated "W" Street North of  
 and adjacent to said Lots 4, 5, 6 and 7; and  
 a portion of 63rd Street which has been vacated  
 West of said Lot 7; all in the North  $\frac{1}{2}$  of  
 Section 21, T10N, R7E of the 6th P.M. in the  
 City of Lincoln, Lancaster County, Nebraska,  
 more particularly described as follows:

Commencing at the Northeast corner of Lot 33  
 I.T. in the North  $\frac{1}{2}$  of said Section 21; thence  
 South 00° 00' East (assumed bearing) along the  
 East line of said Lots 33 I.T. and 144 I.T.  
 a distance of 911.63 feet to the point of be-  
 ginning; thence continuing S 00° 00' E a dis-  
 tance of 37.37 feet; thence South 89° 39' 00"  
 East a distance of 190.03 feet to the West  
 right-of-way line of Corner Blvd.; thence  
 Southwesterly along a curve to the right an  
 arc distance of 175.61 feet, said curve having  
 a radius of 792.63 feet and a total arc length  
 of 686.58 feet; thence South 49° 56' 00" W  
 a distance of 247.53 feet to the North right-  
 of-way line of the Missouri Pacific Railroad; thence  
 North 54° 59' 30" West a distance of 570.16  
 feet; thence Northwesterly along a curve to  
 the left an arc distance of 549.11 feet, said  
 curve having a radius of 2,914.79 feet and a  
 total arc length of 1,745.75 feet; thence North  
 00° 00' 15" West a distance of 430.58 feet to the  
 centerline of Dead Man's Run; thence South  
 45° 29' 10" East a distance of 299.67 feet;  
 thence Southeasterly along a curve to the left  
 having a radius of 1,432.69 feet, an arc dis-  
 tance of 730.0 feet; thence Southeasterly along  
 a curve to the right an arc distance of 264.53  
 feet, said curve having a radius of 477.46 feet and  
 a total arc length of 439.58 feet, to the point of

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beginning; the previous three courses being along the centerline of Dead Man's Run,

hereinafter referred to as grantors, and the SALT VALLEY WATER-REND DISTRICT, hereinafter called grantee.

### W I T N E S S E T H:

That said grantors in consideration of the sum of Two Dollars and other good and valuable consideration, to grantors in hand paid by said grantee, the receipt whereof is hereby acknowledged, do hereby grant, sell, convey and confirm unto said grantee and its successors and assigns forever, the right, privilege and easement to construct, reconstruct, maintain and operate an open drainage channel over and through the following described lands and appurtenances thereunto belonging, situate in Lancaster County, Nebraska, to-wit:

A 60 foot wide permanent drainage easement consisting of part of Lot 144 I.T.; part of Lot 145 I.T., part of Lot 7, Block 17, Cotner Addition to Bethany Heights and portions of vacated "W" and 63rd Streets in the North ½ of Section 21, T10N, R7E of the 6th P.M. in the City of Lincoln, Lancaster County, Nebraska, more particularly described as follows:

Commencing at the Northeast corner of Lot 33 I.T. in the North ½ of said Section 21; thence South 00° 00' East (assumed bearing) along the East line of said Lots 33 I.T. and 144 I.T. a distance of 911.63 feet to the point of beginning; thence continuing S 00° 00' East a distance of 37.37 feet; thence S 89° 39' 00" E a distance of 31.53 feet; thence Southeasterly along a curve to the right an arc distance of 123.92 feet, said curve having a radius of 477.46 feet and a total arc length of 439.58 feet; thence Southwesterly along a curve to the right an arc distance of 31.09 feet, said curve having a radius of 792.63 feet and a total arc length of 686.58 feet; thence South 49° 56' 00" West a distance of 32.25 feet; thence North 21° 55' 50" West a distance of 18.23 feet; thence Northwesterly along a curve to the left having a radius of 417.46 feet an arc distance of 384.34 feet; thence Northwesterly along a curve to the right having a radius of 1,492.69 feet,

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an arc distance of 760.58 feet; thence North 45° 29' 10" West a distance of 240.67 feet; thence North 00° 00' 15" West a distance of 84.15 feet to the centerline of Dead Man's Run; thence South 45° 29' 10" East a distance of 299.67 feet; thence Southeasterly along a curve to the left having a radius of 1,432.69 feet, an arc distance of 730.0 feet; thence Southeasterly along a curve to the right an arc distance of 264.53 feet, said curve having a radius of 477.46 feet and a total arc length of 439.58 feet, to the point of beginning; the previous three courses being along the centerline of Dead Man's Run.

TO HAVE AND TO HOLD unto the said SALT VALLEY WATERSHED DISTRICT, its successors and assigns, so long as such open drainage channel, and appurtenances thereunto shall be maintained, together with the right of ingress and egress to said property for the purpose of constructing and maintaining said open drainage channel and appurtenances thereto, located thereon, or the removal thereof, in whole or in part at the will of the grantee, it being the intention of the parties hereto that grantors are granting the uses herein specified without divesting themselves of title and ownership of and the right to use and enjoy said above described property subject only to the right of the grantee to use the same for the purposes herein expressed.

In addition to the right, privilege and easement hereinabove granted, the said grantors do hereby also grant, remise and relinquish unto the SALT VALLEY WATERSHED DISTRICT the right, privilege and easement to use and occupy during the construction of the above described open channel.

And, as further consideration of this grant, grantees herein agrees as follows: that it will, immediately following the construction of the open drainage channel, hereinabove referred to, remove from the lands hereinabove described all construction equipment and debris placed thereunder in the construction

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operation and further leave the premises in a neat, clean and present presentable condition.

Grantee further agrees that it will immediately, following the construction of the open drainage channel hereinabove referred to, completely repair and restore all grounds, surfaces, lawns and fences on the lands hereinabove described to a condition fully equal to that existing before construction operations were commenced.

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 hereto.

*W. M. P. G.*  
Witness

*Loma J. Critchfield*  
Loma J. Critchfield

*W. M. P. G.*  
Witness

*John H. Critchfield*  
John H. Critchfield

*Phonon P. G.*  
Witness

*Donald E. Likes*  
Donald E. Likes

*L. G. Likes*  
Witness

*Arla G. Likes*  
Arla G. Likes

*W. M. P. G.*  
Witness

*Velma E. Keech*  
Velma E. Keech

*W. M. P. G.*  
Witness

*Charles F. Keech*  
Charles F. Keech

*W. M. P. G.*  
Witness

*Leita M. Shields*  
Leita M. Shields

*W. M. P. G.*  
Witness

*Garland L. Shields*  
Garland L. Shields

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STATE OF NEBRASKA )  
COUNTY OF LANCASTER ) ss

Now on this 7<sup>th</sup> day of ~~September~~<sup>October</sup>, 1968, before me, the undersigned, a Notary Public duly commissioned and qualified for said County, personally came Loma J. Critchfield and John H. Critchfield, wife and husband, to me known to be the identical persons whose names are affixed to the foregoing Easement and acknowledge the execution thereof to be their voluntary act and deed.



WITNESS my hand and notarial seal the date last aforesaid.

*[Signature]*  
Notary Public

My Commission expires APR 15, 1970.

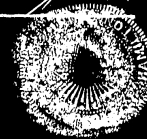
STATE OF OHIO )  
COUNTY OF HAMILTON ) ss

Now on this 1<sup>ST</sup> day of ~~September~~<sup>OCTOBER</sup>, 1968, before me, the undersigned, a Notary Public duly commissioned and qualified for said County, personally came Donald E. Likes and Arla G. Likes, husband and wife, to me known to be the identical persons whose names are affixed to the foregoing Easement and acknowledge the execution thereof to be their voluntary act and deed.

WITNESS my hand and notarial seal the date last aforesaid.

*[Signature]*  
Notary Public

My Commission expires THOMAS P. FINN  
Notary Public - Hamilton County, Ohio  
My Commission Expires Apr. 9, 1970



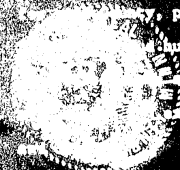
STATE OF ~~NEBRASKA~~ MINNESOTA )  
COUNTY OF ~~LANCASTER~~ DOUGLAS ) ss

Now on this 4<sup>th</sup> day of ~~September~~<sup>October</sup>, 1968, before me,

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MISCELLANEOUS RECORD NO. 114

the undersigned, a Notary Public duly commissioned and qualified for said County, personally came Velma E. Kasch and Charles F. Kasch, husband and wife, to me known to be the identical persons whose names are affixed to the foregoing Easement and Execution thereof to be their voluntary act



WITNESS my hand and notarial seal the date last aforesaid.

*A. J. Johnson*  
Notary Public

My Commission expires \_\_\_\_\_  
A. J. JOHNSON  
Notary Public, Douglas County, Minn.  
My Commission Expires Jan. 22, 1971.

STATE OF MINNESOTA MINNESOTA )  
COUNTY OF DOUGLAS DOUGLAS ) as

October  
Now on this 4th day of SEPTEMBER, 1968, before me, the undersigned, a Notary Public duly commissioned and qualified for said County, personally came Leita M. Shields and Garland L. Shields, wife and husband, to me known to be the identical persons whose names are affixed to the foregoing Easement and Execution thereof to be their voluntary act



and notarial seal the date last aforesaid.

*A. J. Johnson*  
Notary Public

My Commission expires \_\_\_\_\_  
A. J. JOHNSON  
Notary Public, Douglas County, Minn.  
My Commission Expires Jan. 22, 1971.

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CLERK COUNTY CLERK  
FILED FOR RECORD IN  
BOOK  
1968 OCT 21 PM 3:19  
REGISTER OF DEEDS

*Leita M. Shields*  
\$9.50

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