

\$10.50

LANCASTER COUNTY, NE.

*Dan Diller*  
REGISTERED DEEDS

NEBRASKA DOCUMENTARY  
STAMP TAX

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INST. NO 96

JAN 29 1996

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**CITY OF LINCOLN, NEBRASKA  
QUITCLAIM DEED**

The Grantor, **CITY OF LINCOLN, NEBRASKA**, a municipal corporation, organized and existing under and by virtue of the laws of the State of Nebraska, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration received from Grantee, does quitclaim, grant, bargain, sell, convey, and confirm unto **OTTO and ANNELIES GASPAR, husband and wife**, herein called the Grantee, the following described real property in Lincoln, Lancaster County, Nebraska:

*PLS  
Chateau 1st add.*

North 63rd Street from a line 10 feet north of and parallel to the north right-of-way line of Cotner Boulevard to the centerline (extended) of vacated "W" Street, all in the Northeast Quarter of Section 21, Township 10 North, Range 7 East of the 6th P.M., Lincoln, Lancaster County, Nebraska, as vacated by Ordinance No. 15533, passed by the City Council on April 30, 1990.

Grantor hereby excepts and reserves in perpetuity to itself and to any person, firm, or corporation, public or private, lawfully engaged in a utility operation, their successors and assigns, easements for and rights of access to any and all existing electrical power and light, telephone, sanitary sewer, water service, open or underground storm sewer or drainage, gas service, and community antenna television utilities in, through, over, upon or under the above described premises. Said exceptions and reservations apply to the entire width and length of said premises and include, but are not limited to, the right to construct, reconstruct, operate, maintain, repair, replace, and remove such utilities, including lines, conduits, cables, wires, poles, mains, meters, pipes, and all appurtenances thereto. No building or structure shall be constructed or used so as to interfere in any manner with any of the aforesaid exceptions and reservations, unless Grantee: (1) bears the cost of relocating such utilities to the extent that such relocation is necessitated by such construction or use; and (2) obtains and provides at Grantee's expense the easements and rights of access required by reason of any such relocation, whether such relocation be upon any property owned by Grantee or upon any property owned by any persons other than Grantee; provided, of course, that this shall not prohibit affected utility operations from agreeing to bear any or all of the foregoing expense.

Grantor further except and reserves to itself and to the Lower Platte South Natural Resources District, its successors and assigns an easement to construct, reconstruct, maintain and operate a drainage channel and structures appurtenant thereto over and through the following described lands situated in Lancaster County, Nebraska, to wit:

All that portion of the above-described premises lying south of the centerline of vacated "W" Street extended, and lying north of a straight line between a point on the west line of vacated 63rd Street located 50.0 feet south of the centerline extended of vacated "W" Street, and a point on the east line of vacated 63rd Street located 90.0 feet south of the centerline extended of vacated "W" Street.

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*City Attorney*  
*m*

Said easement shall be perpetual, so long as such 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.


To have and to hold the above described premises together with all tenements, hereditaments, and appurtenances thereto belonging unto the Grantee and to Grantee's successors and assigns forever.

In witness whereof, Grantor has hereunto caused its corporate seal to be affixed and these presents signed by its Mayor.

Dated this 9 day of January, 1996.

ATTEST:

CITY OF LINCOLN, NEBRASKA,  
a municipal corporation

  
City Clerk

  
Mayor

STATE OF NEBRASKA     )  
                                  ) ss:  
COUNTY OF LANCASTER    )

The foregoing instrument was acknowledged before me this 9<sup>th</sup> day of January, 1996, by Mike Johanns, Mayor of the City of Lincoln, Nebraska.

[VAC436.QCD]



  
Notary Public