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By

RICHARD H. TAKECHI
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

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EASEMENT

This Agreement made this 23rd day of November, 1999, between Donald E. Peacock, a single person, party of the first part, and William J. Merwald and Delores E. Merwald, husband and wife, party of the second part:

WHEREAS, the party of the first part is the owner and holds legal title to a parcel of property located at 4907 and 4909 South 24th Street, Omaha, Douglas County, Nebraska, legally described as follows:

The North One-Half (1/2) of Lot Thirteen (13), Block Eighty-Six (86), City of South Omaha, now Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

WHEREAS, the party of the second part are the owners and hold legal title to the real property located at 4901, 4903, and 4905 So. 24th Street, Omaha, Douglas County, Nebraska, which real property is legally described as follows:

Lot 14, in Block 86, in the ORIGINAL CITY OF SOUTH OMAHA, now a part of the City of Omaha, as surveyed, platted and recorded, in Douglas County, Nebraska, EXCEPT that part thereof described as follows:

Beginning at the Northeast corner of said Lot 14; thence South (assumed bearing), 59.20 feet, on the East line of said Lot 14; then South 89°55'00" West, 35.40 feet, on a line 59.20 feet South of and parallel in the North line of said Lot 14; thence North 23.95 feet; thence South 89°55'00" West, 34.86 feet; thence North 00°11'40" East, 35.25 feet, to the North line of said Lot 14; thence North 89°55'00" East, 70.14 feet, on the North line of said Lot 14, to the Point of Beginning;

Together with the vacated East 2 feet of 14th Street adjacent to said Lot 14 on the West, and together with the vacated South 2 feet of "N" Street adjacent to said

RETURN TO JERRY MERWALD, 11725 ARBOR STREET, OMAHA, NEWBRASKA 68144

C99-5018
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portion of Lot 14 on the North.

WHEREAS, Donald E. Peacock, party of the first part, has recently acquired the real property from William J. Merwald and Delores E. Merwald, legally described as follows:

North One-Half (1/2) of Lot Thirteen (13), Block Eighty-Six (86), City of South Omaha, now Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

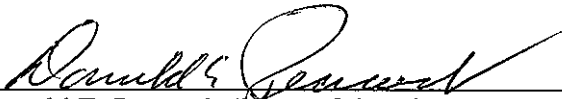
WHEREAS, in order to insure that William J. Merwald and Delores E. Merwald, party of the second part, and their successors in interest can enjoy access to the rear entrances of 4901, 4903, and 4905 So. 24th Street, Omaha, Nebraska, allowing access for egress and ingress to the rear entrances of said property, the parties now wish to reduce to writing a description of an easement;


NOW THEREFORE, in consideration of One Dollar (\$1.00) and the mutual promises, Donald E. Peacock, party of the first part grants to William J. Merwald and Delores E. Merwald, party of the second part, a perpetual easement for a 50 foot by 12 foot section in the Northeast corner of the North One-half (1/2) of said Lot Thirteen (13), Block Eighty Six (86), City of South Omaha, now Omaha, as surveyed, platted and recorded in Douglas County, Nebraska, which easement is graphically described but not to scale on the diagram which is attached hereto, incorporated herein by reference, and marked as Exhibit "A".

The party of the second part, as well as their tenants, servants, visitors, and licensees, shall have full right and liberty to use said right-of-way for all purposes connected with the use and enjoyment of said land of the party of the second part for whatever purpose said land, from time to time, may lawfully be used and enjoyed, and finally, to pass along said right-of-way for the purpose of going to and from the rear entrances of the property of the party of the first part.

This Agreement shall run with the land and be binding upon the heirs, executors, personal representatives, administrators and assigns of the respective parties.

IN WITNESS WHEREOF, the parties have set their hands this 23rd day of November 1999.


Donald E. Peacock, Party of the First Part


William J. Merwald, Party of the Second Part

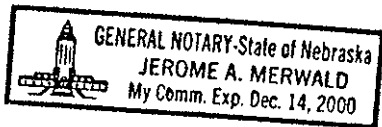

Delores E. Merwald, Party of the Second Part

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

Before me, a Notary Public, duly qualified for said County, personally came Donald E. Peacock, a single person, known to me to be the identical person who signed the foregoing

easement and acknowledged the execution thereof to be his voluntary act and deed.

Witness my hand and notarial seal on the 23rd day of November, 1999



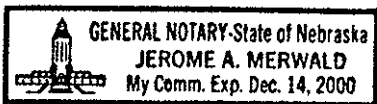


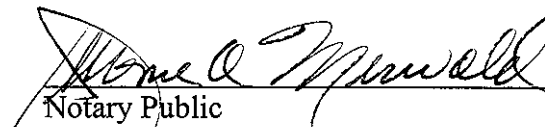
Notary Public

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

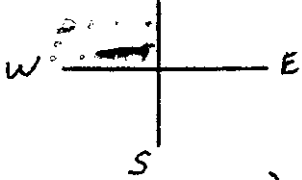
Before me, a Notary Public, duly qualified for said County, personally came William J. Merwald and Delores E. Merwald, husband and wife, known to me to be the identical persons who signed the foregoing easement and acknowledged the execution thereof to be their voluntary act and deed.

Witness my hand and notarial seal on the 23rd day of November, 1999





Notary Public

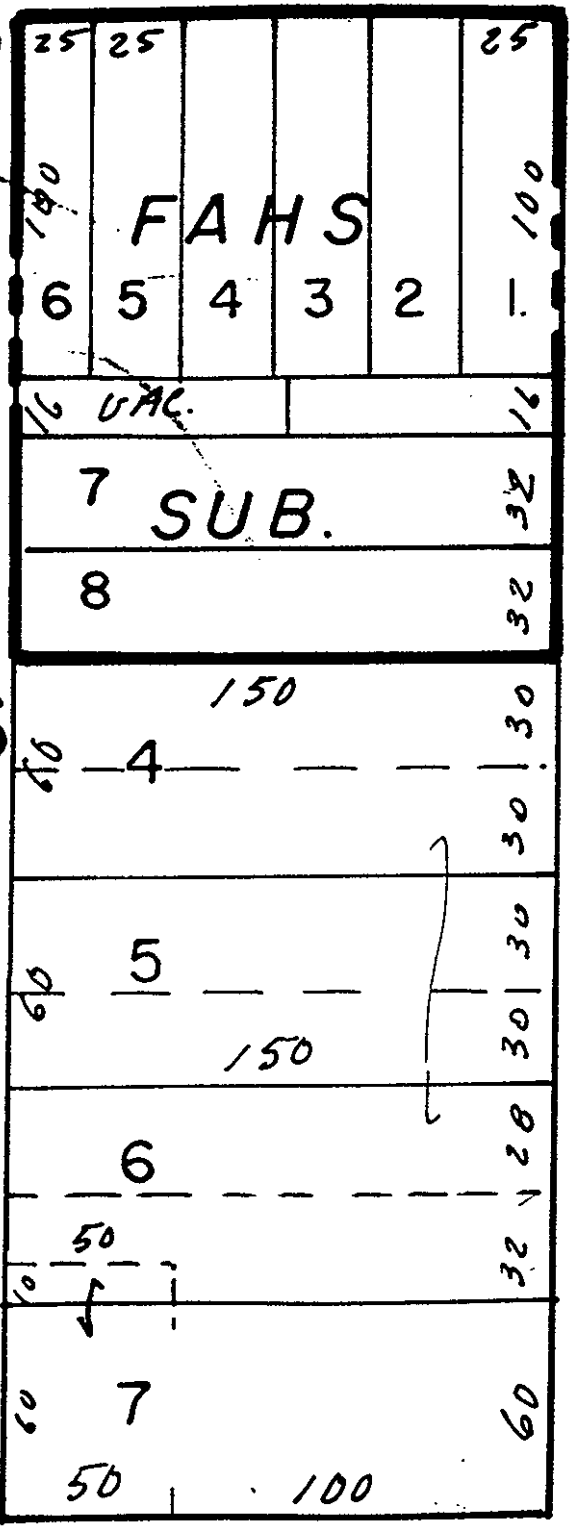
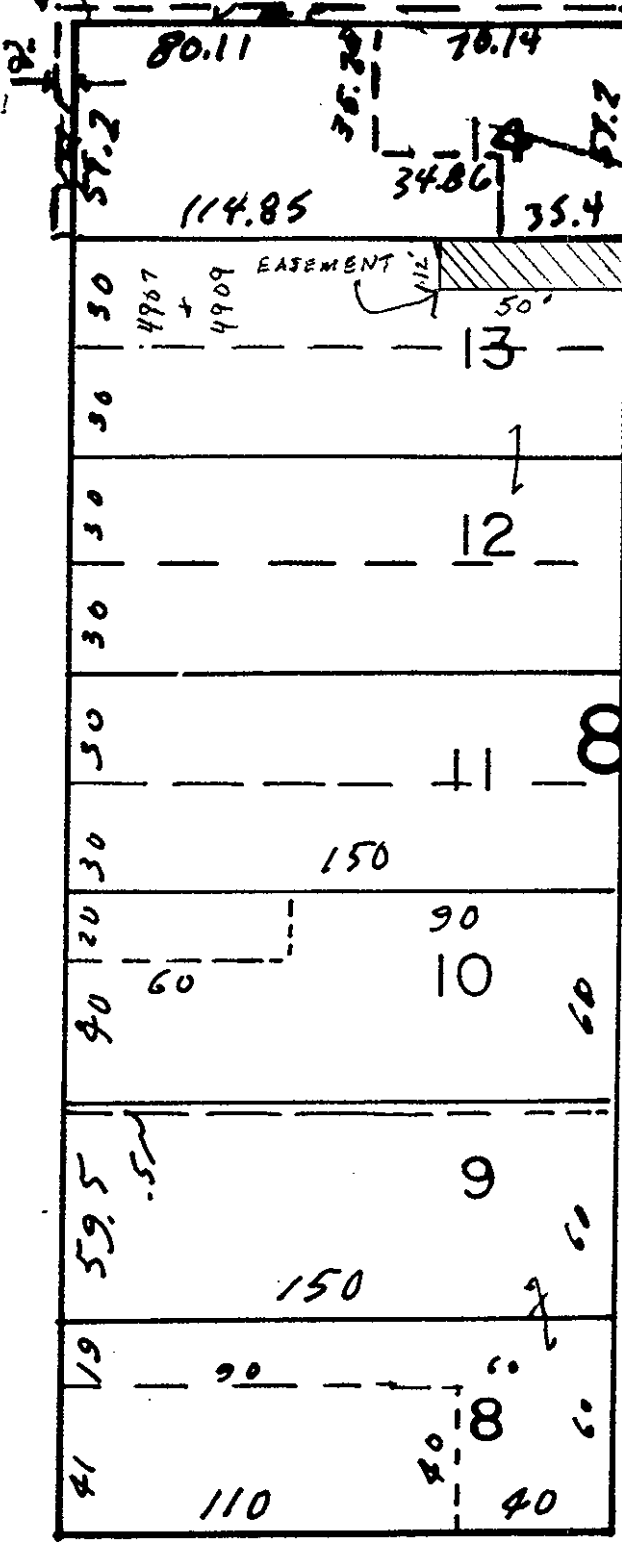


"N" ST.

80'

ORD # 31339
9-22-87

100'



24TH ST.

Exhibit "A"

80'