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PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That, Russel Wieseler and Amy A. Wieseler, husband and wife, 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 Irongate Estates 3<sup>rd</sup> Addition, Outlot "A" located in the SE 1/4, of Section 11, Township 9 North, Range 7 East of 6th Principal Meridian, Lancaster County, Nebraska, more particularly described as follows:

part of A

Beginning at a point 50.00 feet north of and 70.00 feet west of the southeast corner of the said SE 1/4; thence northerly 70.00 feet west of and parallel with the east line of the said SE 1/4, a distance of 449.57 feet to a point; thence westerly perpendicular to the east line of the said SE 1/4, a distance of 15.00 feet to a point; thence southwesterly to a point, said point being 95.00 feet west of as measured perpendicular to the east line of the said SE 1/4, said point also being 400.00 feet north of the southeast corner of the said SE 1/4, as measured with the east line of the said SE 1/4; thence southeasterly to a point, said point being 85.00 feet west of as measured perpendicular to the east line of the said SE 1/4, said point also being 135.00 feet north of the southeast corner of the said SE 1/4 as measured with the east line of the said SE 1/4; thence southwesterly to a point, said point being 165.00 feet west of as measured perpendicular to the east line of the said SE 1/4, said point also being 80.00 feet north of the southeast corner of the said SE 1/4 as measured with the east line of the said SE 1/4; thence southerly 165.00 feet west of and parallel with the east line of the said SE 1/4 to a point of intersection with the northerly right-of-way of Old Cheney Rd., said point being 50.00 feet north of as measured perpendicular to the south line of the said SE 1/4; thence easterly 50.00 feet north of and parallel with the south line of the said SE 1/4, to the point of beginning.

AND

Referring to the southeast corner of the said SE 1/4; thence northerly with the east line of the said SE 1/4, a distance of 1,225.00 feet to a point; thence westerly perpendicular to the east line of the said SE 1/4, a distance of 60.00 feet to a point, said point also being the point of beginning; thence northerly 60.00 feet west of and parallel with the east line of the said SE 1/4, a distance of 990.17 feet to a point of intersection with the north line of said Outlot "A" and the south line of Outlot "B", Himark Estates 7th Addition; thence northwesterly with the north line of said Outlot "A" and the south line said Outlot "B", to a point, said point being 85.00 feet west of as measured perpendicular to the east line of the said SE 1/4, said point also being 2,218.95 feet north of the southeast corner of the said SE 1/4, as measured with the east line of the said SE 1/4; thence southwesterly to a point, said point being 110.00 feet west of as measured perpendicular to the east line of the said SE 1/4, said point also being 2,100.00 feet north of the southeast corner of the said SE 1/4, as measured with the east line of the said SE 1/4; thence southeasterly to a point, said point being 100.00 feet west of as measured perpendicular to the east line of the said SE 1/4, said point also being 2,000.00 feet north of the southeast corner of the said SE 1/4, as measured with the east line of the said SE 1/4; thence southeasterly to a point, said point being 70.00 feet west of as measured perpendicular to the east line of the said SE 1/4, said point also being 1,900.00 feet north of the southeast corner of the said SE 1/4, as measured with the east line of the said SE 1/4; thence southeasterly to a point, said point being 65.00 feet west of as measured perpendicular to the east line of the said SE 1/4, said point also being 1,725.00 feet north of the southeast corner of the said SE 1/4, as measured with the east line of the said SE 1/4; thence southwesterly to a point, said point being 85.00 feet west of as measured perpendicular to the east line of the said SE 1/4, said point also being 1,600.00 feet north of the southeast corner of the said SE 1/4, as measured with the east line of the said SE 1/4; thence southeasterly to a point, said point being 70.00 feet west of as measured perpendicular to the east line of the said SE 1/4, said point also being 1,225.00 feet north of the southeast corner of the said SE 1/4, as measured with the east line of the said SE 1/4; thence easterly to the point of beginning.

AND

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Referring to the southeast corner of the said SE ¼; thence northerly with the east line of the said SE ¼, a distance of 2,240.45 feet to a point; thence westerly perpendicular to the east line of the said SE ¼, a distance of 60.00 feet to a point, said point also being the point of beginning; thence northwesterly with the south line of said Outlot "A" and the north line said Outlot "B", to a point, said point being 85.00 feet west of as measured perpendicular to the east line of the said SE ¼, said point also being 2,244.24 feet north of the southeast corner of the said SE ¼, as measured with the east line of the said SE ¼; thence northeasterly to a point, said point being 80.00 feet west of as measured perpendicular to the east line of the said SE ¼, said point also being 2,300.00 feet north of the southeast corner of the said SE ¼, as measured with the east line of the said SE ¼; thence easterly perpendicular to the east line of the said SE ¼, a distance of 20.00 feet to a point, said point being 60.00 feet west of as measured perpendicular to the east line of the said SE ¼; thence southerly 60.00 feet west of and parallel with the east line of the said SE ¼, to the point of beginning.

Containing 0.79 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 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 14 day of March, 2008

x Amy J. Wuseler

x Russel Wuseler

State of Nebraska, County of Lancaster:

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

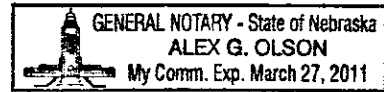
Russel + Amy A Wiseler

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 3-14-08

My commission expires March 27 2011

Notary Public Alex Olson



State of \_\_\_\_\_, County of \_\_\_\_\_:

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

\_\_\_\_\_

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 \_\_\_\_\_

My commission expires \_\_\_\_\_

Notary Public \_\_\_\_\_