

95-00367

95-00267 EASEMENT AND RIGHT-OF-WAY

SCHOOL DISTRICT OF GRETNA ALSO KNOWN AS SCHOOL DISTRICT #37 OF SARPY COUNTY, NEBRASKA, Owner(s) of the real estate described below, and hereafter referred to as "Grantor(s)", in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, do hereby grant to the City of Gretna, a municipal corporation, its successors and assigns, hereafter referred to as "City," a temporary construction easement to construct sewer mains and a permanent right-of-way to operate, maintain, repair, replace and renew its sewer lines in and across the following real estate, to wit:

ALL OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 14 NORTH, RANGE 10 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, EXCEPT THE NORTH 498 FEET THEREOF, ALSO EXCEPT HIGHWAY 6 RIGHT OF WAY, THE EAST 160 FEET OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER AND ALSO EXCEPTING THEREFROM ALL THAT PORTION OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER LYING SOUTH AND EAST OF HIGHWAY 6 RIGHT OF WAY AND THAT PORTION LYING WITHIN THE STREET, ALSO KNOWN AS TAX LOT 18A1.

See attached Exhibit A.

CONDITIONS:

Where the City's facilities are constructed, the City shall have the right to survey, construct, reconstruct, relocate, alter, inspect, repair, replace, add to, maintain and operate, at any time, sewer mains, on the above described real estate, over, upon, along, above, under, in and across a strip of land Ten feet (10') in width as constructed.

The City shall have the right of ingress and egress across the Grantor's property for any purpose hereinbefore granted. Such ingress and egress shall be exercised in a reasonable manner.

Grantor, its heirs, successors or assigns, covenant that at no time will any buildings, structures, pipelines or other property, except walks or driveways be erected, constructed, used or placed on or below the surface of said land where the City's facilities have been constructed.

The City shall restore the surface of the soil excavated for any purpose hereunder to the original contour thereof as near as may be and to repair or replace the surface of any walks or driveways which may have been disturbed for any purpose hereunder as near as may be.

Proof	✓
D.E.	<i>[Signature]</i>
Verify	<i>[Signature]</i>
Filed	

60267

15-008077

It is further agreed Grantor has lawful possession of said real estate, good, right and lawful authority to make such conveyance and that his/her/its/their heirs, executors, administrators, successors or assigns shall warrant and defend the same and will indemnify and hold harmless the City forever against the claims of all persons whomsoever in any way asserting any right, title or interest prior to or contrary to this City.

IN WITNESS WHEREOF, the Owner(s) have executed this instrument this 14<sup>th</sup> day of October, 1994.

OWNERS SIGNATURE(S)

Gail F. Kopplin, Supt.

James E. Warren

CORPORATE ACKNOWLEDGEMENT

CORPORATE  
~~INDIVIDUAL~~ ACKNOWLEDGEMENT

STATE OF NEBRASKA

STATE OF NEBRASKA

COUNTY OF SARPY

COUNTY OF SARPY

On this 14<sup>th</sup> day of October, 1994, before me the undersigned, a Notary Public in and for said County, personally came

On this 14<sup>th</sup> day of October, 1994, before me the undersigned, a Notary Public in and for said County, personally appeared

Gail F. Kopplin, Supt.  
James E. Warren

James E. Warren

School District #37 of Sarpy County, NE  
Mayor of Gretna, Nebraska

Mayor of Gretna, Nebraska  
personally to me known to be the identical person(s) and who acknowledged the execution thereof to be his voluntary act and deed for the purpose therein expressed.

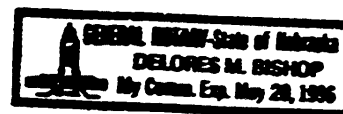
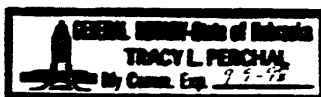
personally to me known to be the identical person(s) who signed the foregoing instrument as grantor(s) and who acknowledged the execution thereof to be his voluntary act and deed for the purpose therein expressed.

Witness my hand and Notarial Seal the date above written.

Witness my hand and Notarial Seal the date above written.

Tracy L. Perchal 10-17-94  
NOTARY PUBLIC

Delores M. Bishop  
NOTARY PUBLIC



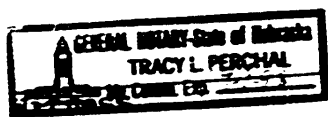
95-00807-12

**PURCHASE AGREEMENT FOR  
EASEMENT AND RIGHT-OF-WAY**

The City of Gretna, Sarpy County, Nebraska (City of Gretna), a municipal corporation, and the School District of Gretna a/k/a School District #37 of Sarpy County, Nebraska (Owner), including each party's heirs, successors, and assigns, as the context so requires or admits, hereby covenant, stipulate and agree that Owner shall grant to the City of Gretna a temporary construction easement and right-of-way (10' wide x 690' long) to construct sewer mains, including ingress/egress during construction, and in exchange the City of Gretna shall pay the sum of One Hundred Dollars and 00/100 (\$100.00) to Owner, receipt of which is hereby acknowledged, and Owner shall grant a permanent easement and right-of-way (10' wide x 690' long) to the City of Gretna to operate, maintain, repair, replace and renew its sewer lines in and across the following real estate, to wit:

ALL OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 14 NORTH, RANGE 10 EAST OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, EXCEPT THE NORTH 498 FEET THEREOF, ALSO EXCEPT HIGHWAY 6 RIGHT OF WAY, THE EAST 160 FEET OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER AND ALSO EXCEPTING THEREFROM ALL THAT PORTION OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER LYING SOUTH AND EAST OF HIGHWAY 6 RIGHT OF WAY AND THAT PORTION LYING WITHIN THE STREET, ALSO KNOWN AS TAX LOT 18A1.

IN WITNESS WHEREOF, the Owner(s) and City of Gretna have executed this instrument this 19<sup>th</sup> day of October, 1994.



*Tracy L. Perchal*  
Notary Public

*Gail F. Kopplin*  
Gail Kopplin, Gretna Public School

*Walter A. Bealox*  
Witness

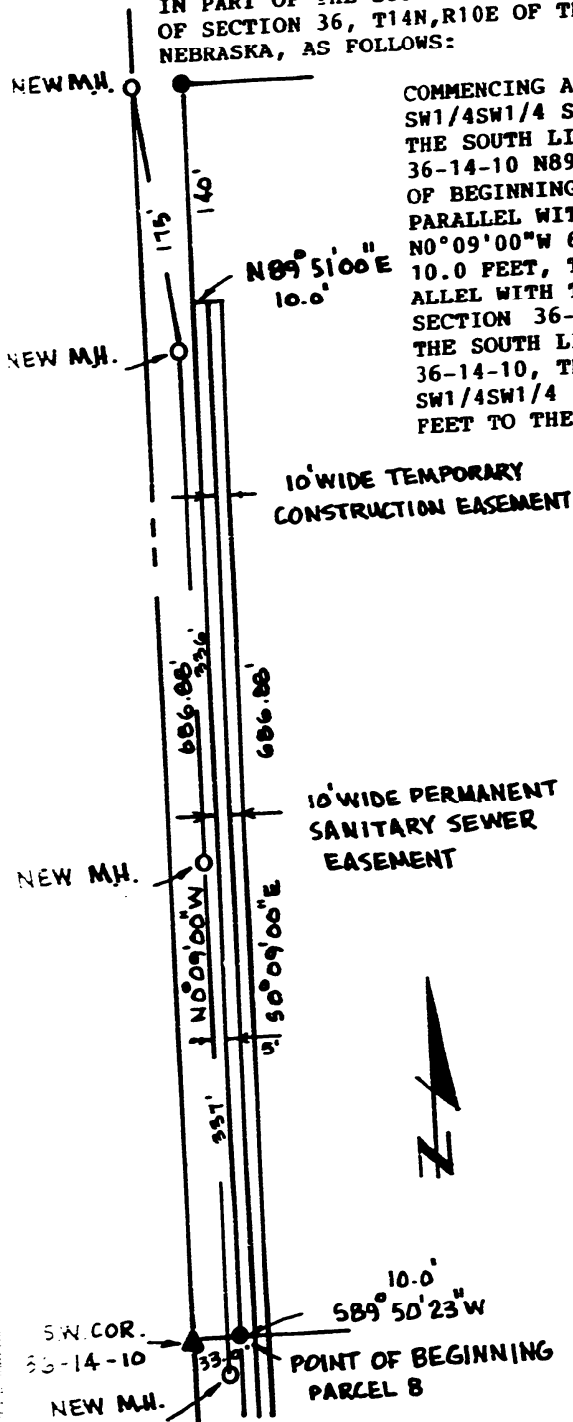
*James E. Warren*  
James E. Warren, Mayor  
City of Gretna, Nebraska

LEGAL DESCRIPTION:

A PERMANENT 10 FOOT WIDE EASEMENT TO BE USED FOR THE CONSTRUCTION AND MAINTENANCE OF A SANITARY SEWER DESCRIBED IN PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, T14N, R10E OF THE 6th P.M., SARPY COUNTY, NEBRASKA, AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE SW1/4SW1/4 SECTION 36-14-10, THENCE ALONG THE SOUTH LINE OF THE SW1/4SW1/4 SECTION 36-14-10 N89°50'23"E 33.0 FEET TO THE POINT OF BEGINNING, THENCE ALONG A LINE THAT IS PARALLEL WITH THE WEST LINE OF THE SW1/4SW1/4 SECTION 36-14-10 N0°09'00"W 686.88 FEET, THENCE N89°51'00"E 10.0 FEET, THENCE ALONG A LINE THAT IS PARALLEL WITH THE WEST LINE OF THE SW1/4SW1/4 SECTION 36-14-10 S0°09'00"E 686.88 FEET TO THE SOUTH LINE OF THE SW1/4SW1/4 SECTION 36-14-10 S89°50'23"W 10.0 FEET TO THE POINT OF BEGINNING.

A TEMPORARY EASEMENT TO BE USED DURING CONSTRUCTION OF THE SANITARY SEWER SHALL BE LOCATED AS SHOWN ON THE PLAT.



I HEREBY CERTIFY THAT THIS PLAT, MAP, SURVEY OR REPORT WAS MADE BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF NEBRASKA



SIGNATURE OF LAND SURVEYOR  
*James E. Terry*  
JAMES E. TERRY L.S.

DATE 5 OCT, 1994 BOOK \_\_\_\_\_ PAGE \_\_\_\_\_  
PROJECT NO. 94-64 REG. NO. 480