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Village Gardens
Public Sanitary Sewer
E.O. 73193

SANITARY SEWER
EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That Village Gardens Development Company, L.L.C., herein called "Grantor", whether one or more, record owner of the real property hereinafter described, for and in consideration of the sum of One Dollar and Zero Cents (\$ 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 the CITY OF LINCOLN, NEBRASKA a municipal corporation, its successors and assigns, herein called "Grantee", the RIGHT, PRIVILEGE and EASEMENT to construct, reconstruct, maintain, operate, and replace SANITARY SEWER, and appurtenances thereto belonging, over and through the following described real property, to-wit:

SEE ATTACHED LEGAL DESCRIPTION & EXHIBIT

TO HAVE AND TO HOLD UNTO THE CITY OF LINCOLN, NEBRASKA, its successors and assigns, so long as such SANITARY SEWER shall be maintained, together with the right of ingress and egress to said property from the public streets, for the purpose of constructing, reconstructing, inspecting, repairing, maintaining, operating and replacing said SANITARY SEWER and appurtenances thereto, located thereon, in whole or in part, at the will of Grantee, it being the intention of the parties hereto that Grantor is hereby granting the uses herein specified without divesting Grantor of title and ownership of the rights to use and enjoy the above described property for any purpose except the construction thereon of permanent buildings, subject only to the right of Grantee to use the same for purposes herein expressed, and subject to any prior leases or easements of record heretofore granted to other parties.

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, we have hereunto set our hands this 29TH day of December, 2005.

Richard B. Campbell
Manager, Merit

STATE OF NEBRASKA)
) ss:
COUNTY OF LANCASTER)

On DECEMBER 29, 2005, before me, the undersigned a Notary Public duly commissioned for and qualified in said County, personally came Richard B. Campbell to me known to be the identical person(s), whose name(s) is (are) affixed to the foregoing instrument and acknowledged the execution thereof to be his, her, or their voluntary act and deed.

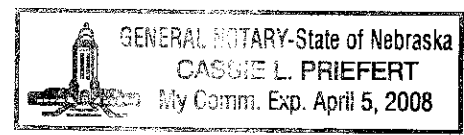
Witness my hand and notarial seal the day and year last above written.

Cassie L. Priefert
Notary Public

My Commission Expires: April 5 2008
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return
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Charge to PUU, Return
to Michelle, Real Estate

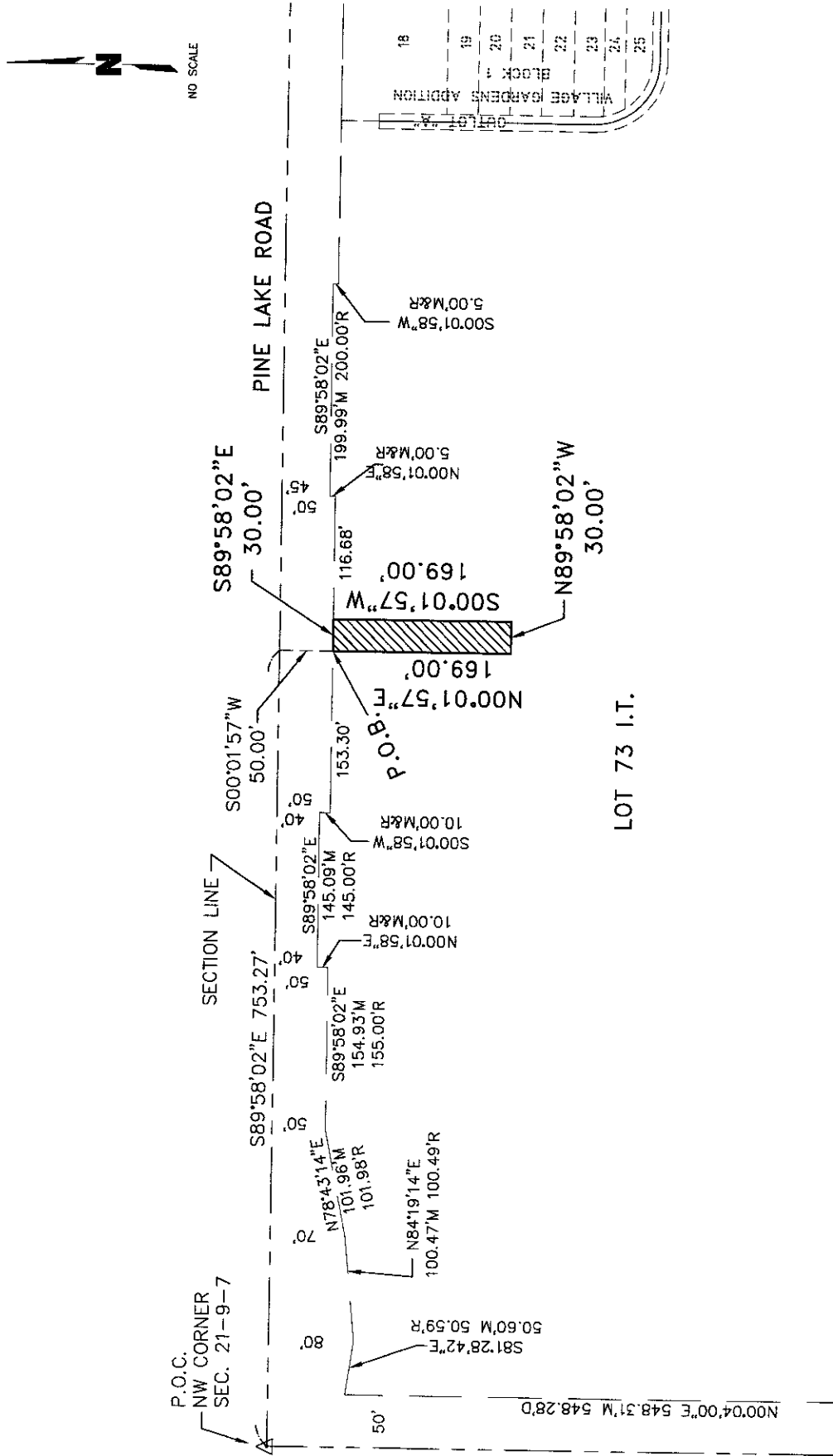


A LEGAL DESCRIPTION FOR A TRACT OF LAND COMPOSED OF A PORTION OF LOT 73 I.T. LOCATED IN THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 9 NORTH, RANGE 7 EAST OF THE 6TH P.M., LANCASTER COUNTY, NEBRASKA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE, EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, ON AN ASSUMED BEARING OF SOUTH 89 DEGREES 58 MINUTES 02 SECONDS EAST, A DISTANCE OF 753.27 FEET TO A POINT; THENCE SOUTH 00 DEGREES 01 MINUTES 57 SECONDS WEST A DISTANCE OF 50.00 FEET TO THE NORTH LINE OF SAID LOT 73 I.T., SAID POINT BEING ON THE SOUTH RIGHT-OF-WAY LINE OF PINE LAKE ROAD, SAID POINT BEING THE POINT OF BEGINNING; THENCE SOUTH 89 DEGREES 58 MINUTES 02 SECONDS EAST, ALONG SAID NORTH LINE AND ALONG SAID SOUTH RIGHT-OF-WAY LINE, A DISTANCE OF 30.00 FEET TO A POINT; THENCE SOUTH 00 DEGREES 01 MINUTES 57 SECONDS WEST A DISTANCE OF 169.00 FEET TO A POINT; THENCE NORTH 89 DEGREES 58 MINUTES 02 SECONDS WEST, ALONG A LINE THAT IS 219.00 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 30.00 FEET TO A POINT; THENCE NORTH 00 DEGREES 01 MINUTES 57 SECONDS EAST A DISTANCE OF 169.00 FEET TO THE POINT OF BEGINNING.

SAID TRACT CONTAINS A CALCULATED AREA OF 5070 SQUARE FEET OR 0.12 ACRES, MORE OR LESS.

DWG: F:\Projects\20020206\LinSurvey\CompExhibits\DWG\020206_SanEx.dwg USER: dthomson
DATE: Dec 29, 2005 10:39am XREFS: LCCORNERS 20206_phase_scn-ext future-sew-ext yfpvga



LOT 73 I.T.

PROJECT NO: 2002-0206
DRAWN BY: DAT
DATE: 12/29/05

EASEMENT EXHIBIT

OLSSON ASSOCIATES
ENGINEERS - PLANNERS - SCIENTISTS - SURVEYORS
1111 LINCOLN WALL - LINCOLN, NEBRASKA 68508
PH. 402-474-8311 - FAX 402-474-5160