

57575

1

Project No. C55-P-401(1)
Tract No. 6

PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That Delphenus Kenneth O'Brien, Cyril Clement O'Brien, Leo Kevin O'Brien, Darlyne Ann O'Brien, and Madelyne Patricia McGreevy, 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, Nebraska, herein called "GRANTEE" permanent easement on the following described real estate situated in Lancaster County, Nebraska, to wit:

A part of the NE¼ of Section 3, Township 8 North, Range 7 East of the 6th Principal Meridian, Lancaster County, Nebraska, more particularly described as follows:

Commencing at the northeast corner of said Section 3; thence westerly with the north line of the said NE¼ of Section 3, a distance of 1,555.60 feet; thence southerly and perpendicular to the said north line, a distance of 50.0 feet to the point of beginning; thence southwesterly to a point located 1,730.60 feet westerly from the said northeast corner and 65.0 feet southerly from the said north line; thence northwesterly to a point 1,855.60 feet west of the said northeast corner and 60.0 feet south of the said north line; thence westerly and parallel to the said north line, a distance of 200.0 feet; thence northwesterly to a point located 2,155.60 feet west of the said northeast corner and 50.0 feet southerly from the said north line; thence easterly parallel with the said north line, a distance of 600.0 feet to the point of beginning.

Distances from the northeast corner are measured with the north line of the NE¼ and distances from the north line are measured perpendicular to the north line.

Containing 0.12 acre, 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, waives all claims for damages which may occur from the GRANTEE'S use as herein specified with the exception of necessary fence removal and replacement costs.

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.

O'Brien6.Eas

OWNERS

Project No. C55-P-401(1)
Tract No. 6

In witness whereof, Grantor has signed and dated below:

BY: [Signature] DATED 12-2-92

BY: Jeanne H. O'Brien DATED 12-2-92

BY: _____ DATED _____

BY: _____ DATED _____

BY: _____ DATED _____

STATE OF Colorado, County of El Paso

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

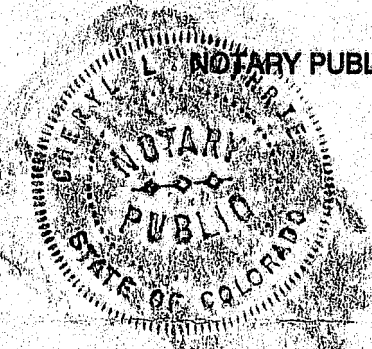
W E O B R I E N & J E A N N E H O B R I E N

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 Dec. 2, 1992

My commission expires Jan. 27, 1996

NOTARY PUBLIC: [Signature]



LANCASTER COUNTY, NEB
Dan Maltz
REGISTER OF DEEDS

no fee

DEC 22 8 39 AM '92

INST. NO. 92 57575

O'Brien6.Eas

BLOCK / CODE
CHECKED / INITIALED / SIGNED

Ken Sherwood - Co. Eng.