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FILED

FLOWAGE/DRAINAGE EASEMENT

90 APR 16 PM 2:15

This FLOWAGE/DRAINAGE EASEMENT is executed the last day herein written by Roger B. Chisholm, a single person, and Mary J. Carden, a single person, those two individuals being hereinafter referred to as "GRANTORS".

CHARLES E. BROWN  
WASHINGTON COUNTY CLERK

WHEREAS, GRANTORS are in the process of acquiring and, at the time of the execution of this instrument, will be seised of Tax Lot Twenty (20), in Section Seventeen (17), Township Seventeen (17) North, Range Ten (10), Washington County, Nebraska, the said Tax Lot Twenty (20) being hereinafter referred to as the "servient tenement"; and

WHEREAS, William H. Rhea and Katherine E. Rhea, husband and wife, hereinafter referred to as "GRANTEES", are seised of the adjoining Tax Lot Twenty-one (21) in the same Section Seventeen (17), Township Seventeen (17) North, Range Ten (10), in Washington County, Nebraska, the said Tax Lot Twenty-one (21) being hereinafter referred to as the "dominant tenement" (said GRANTEES having this day conveyed the said Tax Lot 20 to GRANTORS herein), said dominant tenement to include any real property adjoining the said Tax Lot Twenty-one (21) that may be later acquired by GRANTEES herein, their heirs, personal representatives, successors and assigns; and

WHEREAS, GRANTORS intend to provide GRANTEES, as well as their personal representatives, successors and assigns, a permanent and perpetual easement and/or right-of-way as hereinafter described; and

NOW, THEREFORE, GRANTORS, in consideration of good, valid and valuable consideration received from said GRANTEES do hereby grant, give and convey unto said GRANTEES, and as joint tenants and not as tenants in common, their heirs, personal representatives, successors and assigns, a permanent and perpetual easement to construct, re-construct, widen, reasonably enlarge, deepen, maintain and otherwise keep in repair, one or more ditches, drains, tile drains, or any combination thereof, over, upon and across the servient tenement, said ditches, drains, tile drains or any combination thereof to be of such character and sufficient size to make, provide and retain a proper and sufficient outlet forever

STATE OF NEBRASKA COUNTY OF WASHINGTON) SS 980.  
ENTERED IN NUMERICAL INDEX AND FILED FOR RECORD  
THIS 16 DAY OF APRIL, A.D. 1990.  
AT 2:15 O'CLOCK P.M. AND RECORDED IN BOOK  
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CLERK OF COUNTY

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so as to facilitate any flowage, drainage and/or drainage systems that GRANTEES, their heirs, personal representatives, successors and assigns may establish upon the dominant tenement to sufficiently drain the dominant tenement for any lawful use of said dominant tenement and in such manner as the GRANTEES, their heirs, personal representatives, successors and assigns may deem advisable, with GRANTORS herein jointly and severally releasing said GRANTEES, their heirs, personal representatives, successors and assigns, from any and all claims for damages arising or in any way or incident to said flowage and/or drainage, with GRANTEES to have, hold, retain and reserve said easement and/or right-of-way unto themselves, their heirs, personal representatives, successors and assigns, as appurtenant to the dominant tenement and every part thereof.

DATED this 16th day of April, 1990.

Roger B. Chisholm  
Roger B. Chisholm

Mary J. Carden  
Mary J. Carden

STATE OF NEBRASKA )  
                          )SS.  
COUNTY OF WASHINGTON)

The above and foregoing FLOWAGE/DRAINAGE EASEMENT was acknowledged before me, a General Notary Public, on the 16th day of April, 1990, by Roger B. Chisholm, a single person, and Mary J. Carden, a single person, GRANTORS herein.

 GENERAL NOTARY-STATE of Nebraska  
D. E. KOLEY  
My Comm. Exp. April 24, 1993

[Signature]  
General Notary Public  
My Commission Expires: 4/24/93

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