

2017-12552

06/01/2017 2:40:45 PM

Lloyd J. Dowling

REGISTER OF DEEDS



COUNTER	<u>P</u>	C.E.	<u>P</u>
VERIFY	<u>P</u>	D.E.	<u>P</u>
PROOF	<u>7/1/17</u>		
FEES \$	<u>22.00</u>		
CHECK#	<u>13223</u>		
CMG		CASH	
REFUND		CREDIT	
SHORT		NCR	

EXTENSION OF EASEMENT AGREEMENT

This Extension Agreement is made this 14th day of April 2017 by and between Van C. Deeb, hereinafter referred to as Grantor and Sanitary & Improvement District No. 299, Sarpy County, Nebraska, hereinafter referred to as Grantee.

RECITALS

WHEREAS, Grantor and Grantee entered into a certain temporary construction easement dated July 8, 2015 and recorded November 23, 2015 in the Register of Deeds, Sarpy County, Nebraska as instrument no. 2015-28801 concerning the property legally described as Lot 1, Easy View Addition, a subdivision as surveyed platted and recorded in Sarpy County, Nebraska. Said Easement is depicted on the survey attached hereto as Exhibit "1".

WHEREAS, the Grantor and Grantee now desire to extend term of the easement for an additional six (6) month period from the date of this extension.

WHEREAS, Grantee has agreed to increase the storm drainage detention in accordance with the revised plan.

NOW, THEREFORE IN CONSIDERATION OF THE FOLLOWING mutual covenants and agreements contained herein and the recitals herein the parties agree as follows:

1. The term of the temporary easement granted in the referenced recorded easement shall be extended for an additional six (6) month period from the date of acceptance of this extension.
2. Grantor has received a copy of the plans dated January 1, 2015 with revised sheets 8-10 and 13-14B dated April 7, 2017 for construction of 183rd Street which included, among other matters, an increased detention of storm water drainage for the Grantor's property to the properties adjacent to the east. Grantor accepts such design and plans for such detention and in the event the detention is constructed in accordance with such plans, Grantor waives any claims, causes of action or other actions in regard to such design contained in said plans, provided however, no

Record & Return to: Adams & Sullivan, P.C., L.L.O., 1246 Golden Gate Drive, Suite 1, Papillion, NE 68046

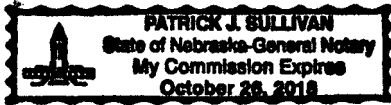
release of any such claims, causes of action or other actions are waived by Grantor with respect to the construction replacement, maintaining, repair and upkeep of said street and the storm water detention in accordance with such design.

- 3. In all of the respects the Temporary Construction Easement dated July 8, 2015 and recorded November 23, 2015 as Instrument No. 2015-28801, shall remain in force and effect during this extension, and is hereby reaffirmed.

Van C. Deeb
 Van C. Deeb, Grantor

STATE OF NEBRASKA)
)ss.
 COUNTY OF SARPY)

The foregoing instrument was acknowledged before me on April 14, 2017 by Van C. Deeb.



Patrick J. Sullivan
 Notary Public

ACCEPTANCE

The Grantee herein accepts the extension herein and agrees to abide by the terms herein.

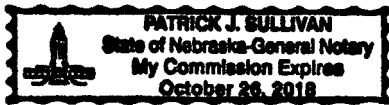
Sanitary and Improvement District No. 299, Sarpy Co., Nebraska, Grantee

By: Gerald L. Torczon
 Gerald L. Torczon, Its Chairperson

By: Doris Nicholson
 Doris Nicholson, Its Clerk

STATE OF NEBRASKA)
)ss.
 COUNTY OF SARPY)

The forgoing instrument was acknowledged before me on May 23, 2017, by Gerald L. Torczon, as Chairperson, and Doris Nicholson, as Clerk of Sanitary Improvement District No. 299, Sarpy County, Nebraska, on behalf of said entity.



Patrick J. Sullivan
 Notary Public

EASEMENT EXHIBIT

EXHIBIT
tabbies
1

LEGAL DESCRIPTION

A temporary construction easement over that part of Lot 1, EASY VIEW ADDITION, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska, described as follows:

Beginning at the northwest corner of said Lot 1;

Thence South 89°06'22" East (bearings referenced to the Final Plat of Aspen Creek, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska) for 11.61 feet along the north line of said Lot 1;

Thence South 05°12'15" East for 34.34 feet;

Thence South 06°50'05" West for 42.97 feet;

Thence South 08°26'22" East for 54.28 feet;

Thence South 03°47'05" East for 28.58 feet;

Thence South 00°20'34" East for 29.66 feet to the right of way line of Nebraska State Highway 370;

Thence North 21°29'42" West for 32.14 feet along said line to the west line of said Lot 1;

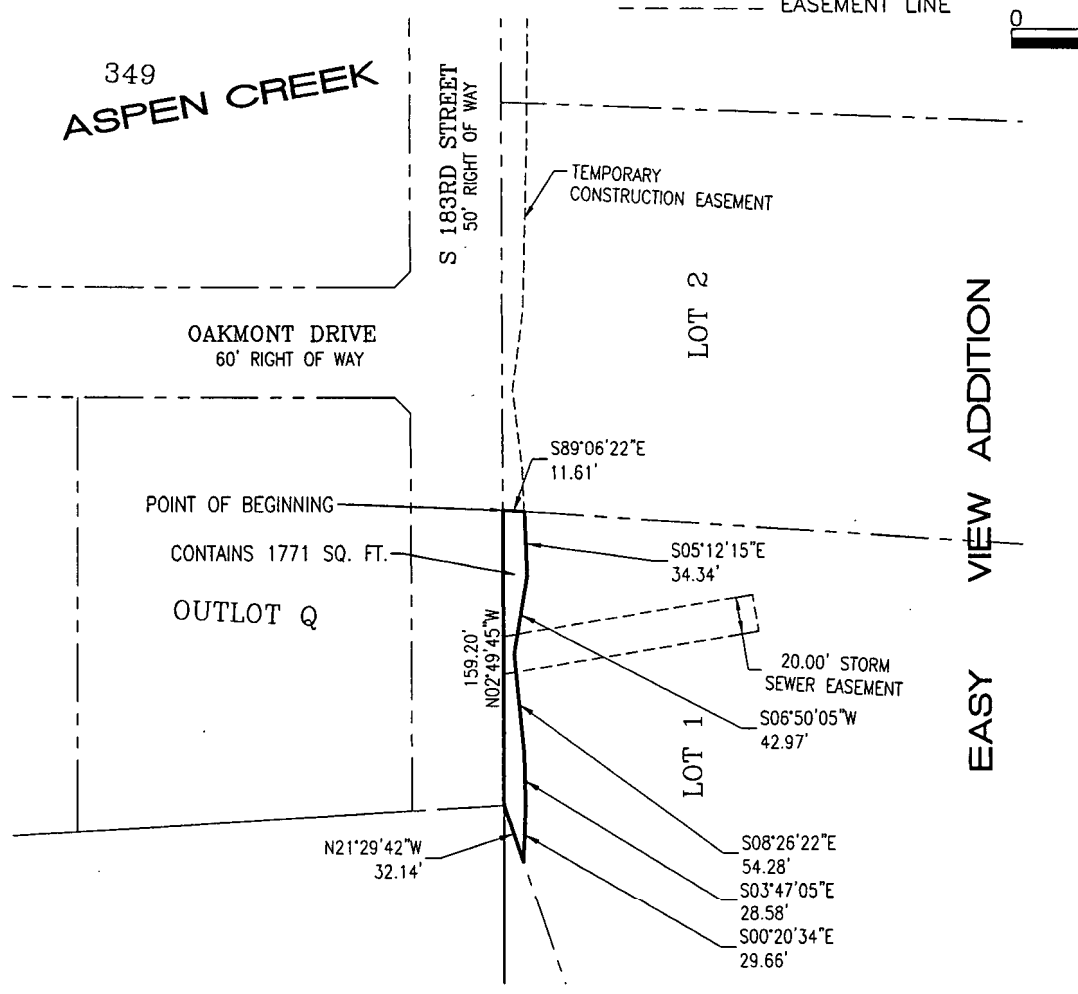
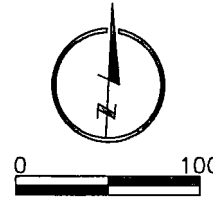
Thence North 02°49'45" West for 159.20 feet Point of Beginning.

Contains 1,771 square feet.

LEGEND

----- PROPERTY LINE

----- EASEMENT LINE



2017-12552 B



LAMP RYNEARSON & ASSOCIATES

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