

59-3559

PERMANENT EASEMENT FOR CONSTRUCTION
AND MAINTENANCE OF STORM SEWERS

Original
THIS AGREEMENT, made and entered into this 7th day of August, 1985, by and between GREATER OMAHA REALTY CO., a Nebraska General Partnership, sometimes hereinafter referred to as "Owner," and SANITARY AND IMPROVEMENT DISTRICT NO. 106 OF SARPY COUNTY, NEBRASKA, sometimes hereinafter referred to as "District."

WITNESSETH:

WHEREAS, District has entered into a contract for the stabilization of a drainage way to prevent the continuation of erosion on or adjacent to property owned by Owner; and

WHEREAS, it is necessary for the District to use and traverse Owner's land adjacent to the area where the stabilization work is being performed and for the maintenance of same in the future.

NOW, THEREFORE, it is agreed as follows:

1. That Owner, in consideration of the sum of One Dollar (\$1.00) and the completion of the stabilization work, does hereby grant and confirm unto said District, its agents and assigns, a permanent easement for construction and maintenance of storm sewers over, under and through the property legally described and specifically delineated on the plat attached hereto and by this reference made a part hereof.
2. District, within a reasonable time after completion of the construction, will fine grade and seed all areas disturbed or damaged during construction.
3. Owner confirms that it is well seized in fee of the premises described on the attached plat, and that it has the right to grant this Easement in the manner and form aforesaid and that it will, and its successors and assigns shall warrant defend this Easement to said District and its assigns against the lawful claims and demands of all persons.

4. That said Easement shall also inure to the benefit of any contractor, agent, employee, or representative of the District or its successors and assigns.

5. That this instrument contains the entire agreement of the parties; that there are no other or different agreements or understandings between the Owner and the District or its agents; that the Owner, in executing and delivering this instrument, has not relied upon promises, inducements or representations of the District or its agents or employees, except as set forth herein.

IN WITNESS WHEREOF, said Owner has executed this
this document on this 7th day of August, 1985.

GREATER OMAHA REALTY CO.
A Nebraska General Partnership

SANITARY AND IMPROVEMENT
DISTRICT NO. 106 OF SARPY
COUNTY, NEBRASKA

BY Florence C. Davis
Florence C. Davis,
General Partner

BY Ray E. Davis
Ray E. Davis,
Chairman

FILED
BOOK 59 of 12
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COUNTY CLERK

59-3579A

STATE OF NEBRASKA)
) : SS.
COUNTY OF DOUGLAS)

BE IT KNOWN that on this 1st day of August, 1985, before me, a Notary Public duly commissioned, qualified and acting in and for said County and State, personally appeared the above named FLORENCE C. DAVIS, to me known to be the identical person whose signature is affixed to the foregoing instrument as the General Partner of Greater Omaha Realty Co., a Nebraska General Partnership, and she acknowledged the execution thereof to be her voluntary act and deed and the voluntary act and deed of said Partnership.

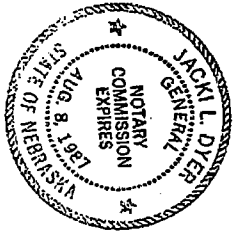


James L. Koley
Notary Public

STATE OF NEBRASKA)
) : SS.
COUNTY OF DOUGLAS)

BE IT KNOWN that on this 1st day of August, 1985, before me, a Notary Public duly commissioned, qualified and acting in and for said County and State, personally appeared and acting in named GARY L. VANDUSEN, to me known to be the Chairman and identical person whose signature is affixed to the foregoing instrument as Chairman of Sanitary and Improvement District No. 106 of Sarpy County, Nebraska, and he acknowledged the execution thereof to be his voluntary act and deed and the voluntary act and deed of said Sanitary and Improvement District No. 106 of Sarpy County, Nebraska.

Gary L. Vandusen
Notary Public



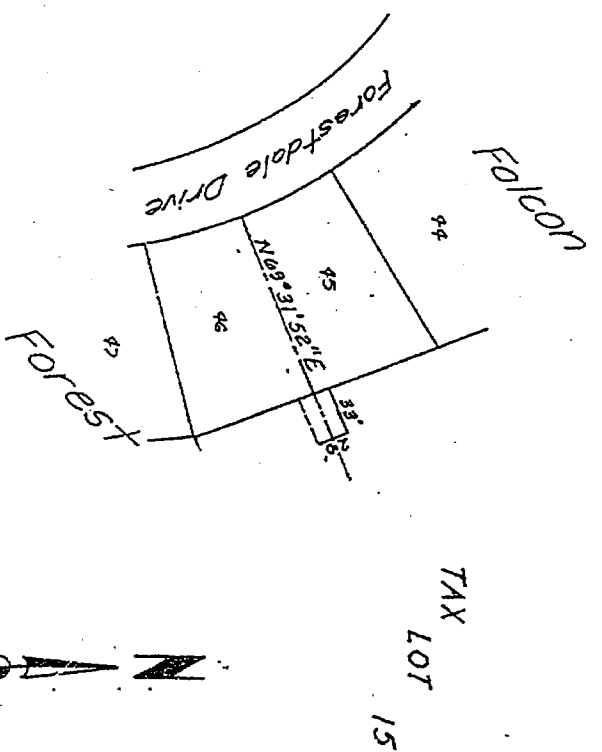
59-35596

LEGAL DESCRIPTION

For a Permanent Easement for Construction and Maintenance of Storm Sewers:

That part of Tax Lot 15 in the Northeast 1/4 of Section 8, Township 13 North, Range 13 East of the 6th P.M., in Sarpy County, Nebraska described as follows:

A strip of land 20 feet wide centering on the following line: Beginning at the Southeast corner of Lot 45, FALCON FOREST, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska; thence North 69°31'52" East (bearings referenced to the FALCON, FOREST Final Plat) along the extension of the South line of said Lot 45 for 33.00 feet to the Eastern terminus.



SCALE 1"=100'

Book _____ Page 1 of 1 Date 4-23-85 Job Number 840089

lamp, ryneason & associates, inc.
 architects engineers planners
 8880 west dr road omaha, nebraska 68114 408.387.3008
 383 W. hwy. 67 grand island, nebraska 68801 308.382.4077

59-3559 C-

LEGAL DESCRIPTION:

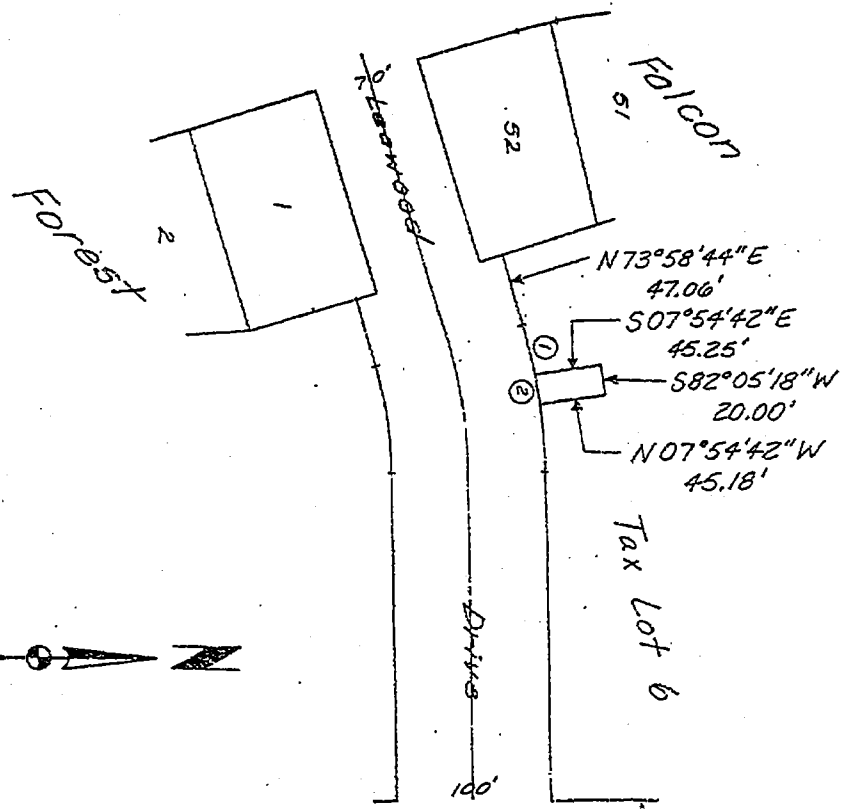
For a Permanent Easement for Construction and
Maintenance of Storm Sewers

NE
That part of Tax Lot 6 in the Southeast 1/4 of Section 8, Township 13 North,
Range 13 East, of the 6th P.M., in Sarpy County, Nebraska, described as follows:

Commencing at the Southwest corner of said Tax lot 6 which abuts Leewood Drive and the East line of lot 52 in FALCON FOREST, a subdivision as surveyed, platted, and recorded in Sarpy County, Nebraska; thence North 7°58'44" East (bearings referenced to the FALCON FOREST Final Plat) along the North Right-of-way line of said Leewood Drive (100' foot ROW) for 47.06 feet; thence along said ROW line and a curve to the right (having a radius of 350.00 feet and a long chord bearing North 77°06'25" East for 38.20 feet) for an arc distance of 38.22 feet to the TRUE POINT OF BEGINNING; thence along said ROW line and a curve to the right (having a radius of 350.00 feet and a long chord bearing North 83°52'21" East for 20.00 feet; thence North 07°054'42" West for 45.18 feet; thence South 82°05'18" West for 20.00 feet; thence South 07°054'42" East for 45.25 feet to the Point of Beginning.

LAMP, RYNEARSON & ASSOCIATES, INC.
Job No. 840069
May 3, 1985

59-3559 D



East Line SE114
Sec. 8, T13N, R13E

Curve Data

A	R	L.C.	Arc	T
① 6°15'22"	350.00'	38.20'	38.22'	19.13'
② 3°16'28"	350.00'	20.00'	20.00'	10.00'

SCALE: 1" = 100'



Book _____ Page _____ Date 4-23-85 Job Number 840009

Lamp, Rynearson & Associates, Inc.
 architects
 engineers
 surveyors
 planners

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