

EASEMENT

THIS INDENTURE, made this 6th day of November 19 59 between

Ranches, Inc.

parties of the first part; and The City of Omaha, Nebraska, a Municipal Corporation, party of the second part, WITNESSETH:

That said parties of the first part in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, to them in hand paid by said party of second part, the receipt whereof is hereby acknowledged, doth hereby grant, sell, convey and confirm unto said party of the second part and their assigns forever, the right to use, construct, build, lay and maintain a 10" sanitary sewer pipe for the passage of sewer water and soil in, through and under the parcel of land described as follows, to-wit: A permanent easement on a tract of land lying wholly within the SW 1/4 of the SW 1/4 of Section 22, Township 15 North, Range 12 East, Douglas County, Nebraska, and said tract is to be used for the purpose of maintaining a sanitary sewer line, and is more particularly described as follows: A tract of land 10.0 feet in width and being 5.0 feet on both sides of the following described centerline: beginning at a point on the North property line of Pacific Street and said point being 33.0 feet North and 146.8 feet West of the Southeast corner of the SW 1/4 of the SW 1/4 of said Section 22; thence North along a line which is perpendicular to Pacific Street a distance of 143.0 feet.

Said easement is granted upon the expressed condition that if any changes, repairs or alterations are necessary to be made at any time or if any portion of said sewer need to be reconstructed after the lots are filled or improved, the City shall make good to the owner or owners of such lot or lots as hereinbefore set forth any and all damage that may be done by said changes, alterations, repairs or reconstruction, in the way of damage to trees, grounds, buildings or other improvements thereon including crops, vines, gardens and lawns, during construction and thereafter.

Said party of the second part agrees to pay all costs of construction of said storm or sanitary sewer, and fill in the trench with mechanically compacted material and sow grass seed over said trench and generally leave the premises in a neat and orderly condition.

Said parties of the first part for themselves and their heirs, executors and administrators do confirm with the said party of the second part and its assigns, that they, the parties of the first part, are well seized in fee of the lot and premises aforesaid and that they have the right to grant and convey this easement in the manner and form aforesaid, and that they will, and their heirs, executors and administrators, shall warrant and defend this easement to said party of the second part and its assigns against the lawful claims and demands of all persons.

IN WITNESS WHEREOF said parties of the first part have hereunto set their hands and seals the day and year first above written.

IN THE PRESENCE OF

STATE OF NEBRASKA)
COUNTY OF DOUGLAS.) SS

On this day of , A.D. 19 , before me, the undersigned, a Notary Public in and for said County, personally appeared the above named

who are personally known to me to be the identical persons whose names are affixed to the above easement as parties thereto, and they severally acknowledged the instrument to their voluntary act and deed.

WITNESS my Hand at Omaha, Nebraska the day aforesaid.

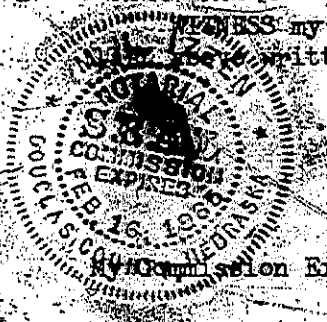
NOTARY PUBLIC

MY COMMISSION EXPIRES:

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

On this 6th day of November, 19 59
before me, the undersigned, a notary public in and for said County,
personally came A. E. Bemis, President
of Ranches, Inc. a Corporation, and
James J. Fitzgerald, Jr., Secretary of said Corporation, to me,
personally known to be the President and Secretary respectively of said
Corporation, and the identical persons whose names are affixed to the fore-
going instrument, and acknowledged the execution thereof to be their respective
voluntary act and deed as such officers and the voluntary act and deed of said
Corporation, and the Corporate Seal of said Corporation to be thereto affixed by
its authority.

WITNESS my hand and Notarial Seal at Omaha in said County the day and year
above written.



M. L. Jzgen
Notary Public

Commission Expires February 16, 1965

The above easement and all provisions thereof accepted by the City of
Omaha, Nebraska this 22 day of December, 1959.

BY John Rosenblatt
MAYOR

ATTEST:

M. J. Dineen, Jr.
City Clerk

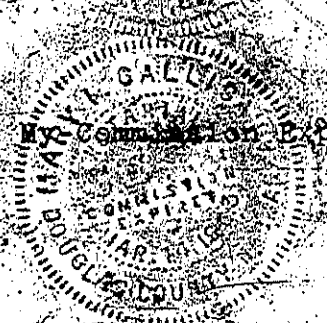
NOTE: Husband and wife are to execute.

On this 24th day of December, 1959 before me, the undersigned, a notary public
in and for said County, personally came John Rosenblatt, Mayor of City of Omaha
a Corporation, and M. J. Dineen, Jr. City Clerk of said Corporation, to me
personally known to be the President and Secretary respectively of said Corpor-
ation, and the identical persons whose names are affixed to the foregoing in-
strument, and acknowledged the execution thereof to be their respective voluntary
act and deed as such officers and the voluntary act and deed of said Corporation,
and the Corporate Seal of said Corporation to be thereto affixed by its authority.

WITNESS my hand and Notarial Seal at Omaha in said County the day and year last
above written.

Mary S. Gallagher
Notary Public

Commission Expires March 14, 1963

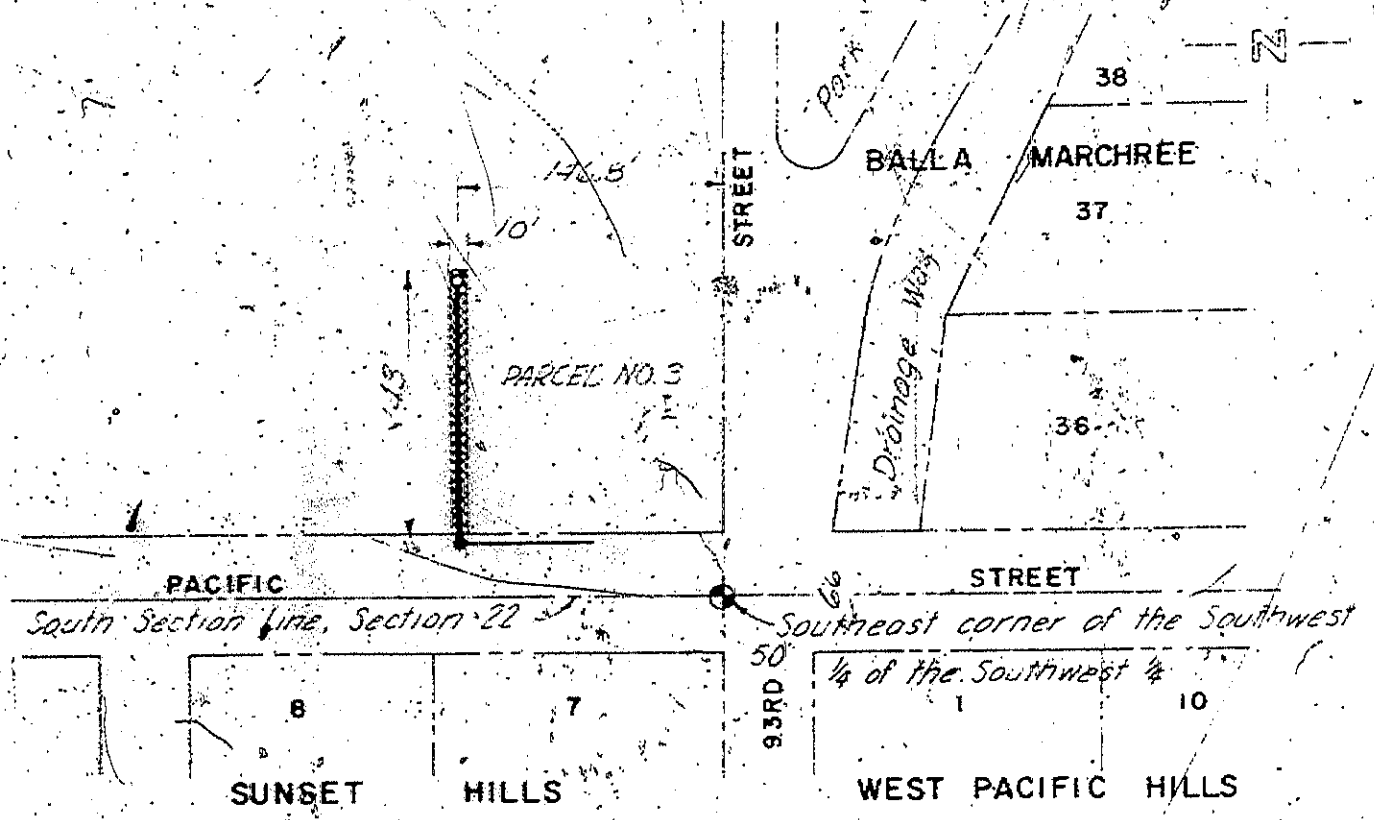


Kirkham, Michael & Associates

OMAHA, RAPID CITY, FARGO, OKLAHOMA CITY

BY CWA DATE Oct. 59 SUBJECT Storm Sewer No. 2246
Permanent Utility Easement
Part of the SW 1/4 of the SW 1/4
Sec. 22-15-12

SHEET NO. 3 OF 3
JOB NO. 8933



LEGAL DESCRIPTION

A permanent easement on a tract of land lying wholly within the SW 1/4 of the SW 1/4 of Section 22, Township 15 North, Range 12 East, Douglas County, Nebraska, and said tract is to be used for the purpose of maintaining a sanitary sewer line, and is more particularly described as follows:

A strip of land 10.0 feet in width and being 2.0 feet in depth, both sides of the following described centerline, beginning at a point on the North property line of Pacific Street and said point being 33.0 feet North and 14.5 feet West of the Southeast corner of the SW 1/4 of the SW 1/4 of said Section 22, thence North along a line which is perpendicular to Pacific Street a distance of 10.0 feet.

Charles W. Kirkham

ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA
30, 4 DAY Jan. 1960 AT 12:25 P.M. THOMAS J. O'CONNOR, REGISTER OF DEEDS