

PERMANENT EASEMENT

92-13623

Joseph Cascio \_\_\_\_\_ (hereinafter "Grantor" whether one or more), for and in consideration of the construction and maintenance of a retaining wall as described herein by the City of Bellevue (hereinafter the "City"), a municipal corporation, and other valuable consideration, grants and conveys to the City, and its successors and assigns, an easement (hereinafter the "Easement") for the purposes hereinafter set forth in, through and under the Easement Area described on Exhibit "A" attached hereto and made a part hereof.

1. The City shall have the right to construct, inspect, and maintain a road and retaining wall over and/or under the Easement Area at the will of the City. The City shall have a continuing right of access to the Easement Area to enable the City to exercise its rights hereunder. This Easement is for the benefit of the City and any contractor, agent, employee or representative of the City.

2. Grantor may, following construction of said road and retaining wall, continue to use the surface of the Easement Area for any purpose not inconsistent with the rights herein granted, provided that Grantor shall not construct or maintain any building, structure, or other object on the Easement Area without the City's prior written consent.

3. The City will replace, rebuild, or repair any damage to the Easement Area caused by its construction or maintenance of said road and retaining wall including fences, sod, and driveways. Upon completion of the initial construction of the road and retaining wall, the City shall leave the Easement Area in a neat and orderly condition.

4. Grantor warrants that he/she is the owner in fee of the Easement Area and that he/she has the right to grant and convey this easement. This easement runs with the land and is permanent in duration.

5. This instrument contains the entire agreement of the parties, and Grantor, in executing and delivering this instrument, has not relied upon any promises, inducements or representations of the City or its agents or employees, except as set forth herein.

Dated this 17<sup>th</sup> day of June, 1992

Joseph Cascio  
Grantor  
Grantor

STATE OF NEBRASKA )  
                                      )SS.  
COUNTY OF SARPY     )

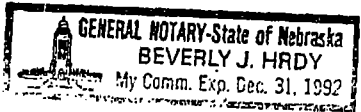
Before me, a Notary Public qualified for said County, personally came Joseph Cascio known to me to be the identical person(s) who signed the foregoing Easement and acknowledged the execution thereof to be their voluntary act and deed.

Witness my hand and notarial seal on June 17, 1992.

Beverly J. Hardy  
Notary Public

My Commission expires:

CB  
ch



013623 ✓

92-13623A  
FILED SARPY CO. NE.  
INSTRUMENT NUMBER  
92 013623

92 JUL -6 PM 3:21

*Carol A. Clavin*  
REGISTER OF DEEDS

PROJECT NO: M-5020(5)  
TRACT NO.: 18  
OWNER(S): JOSEPH CASCIO  
MAILING ADDRESS: 202 KAYLEEN DRIVE

R.O.W. ACQUISITION:  
45,319 SQ. FT. OR 1.0404 ACRES

Proof	<i>A.</i>
D.E.	<i>for</i>
Verify	<i>✓</i>
Filmed	
Checked	
Fee \$	<i>30.50</i>

TEMPORARY EASEMENT  
49,819 SQ. FT.

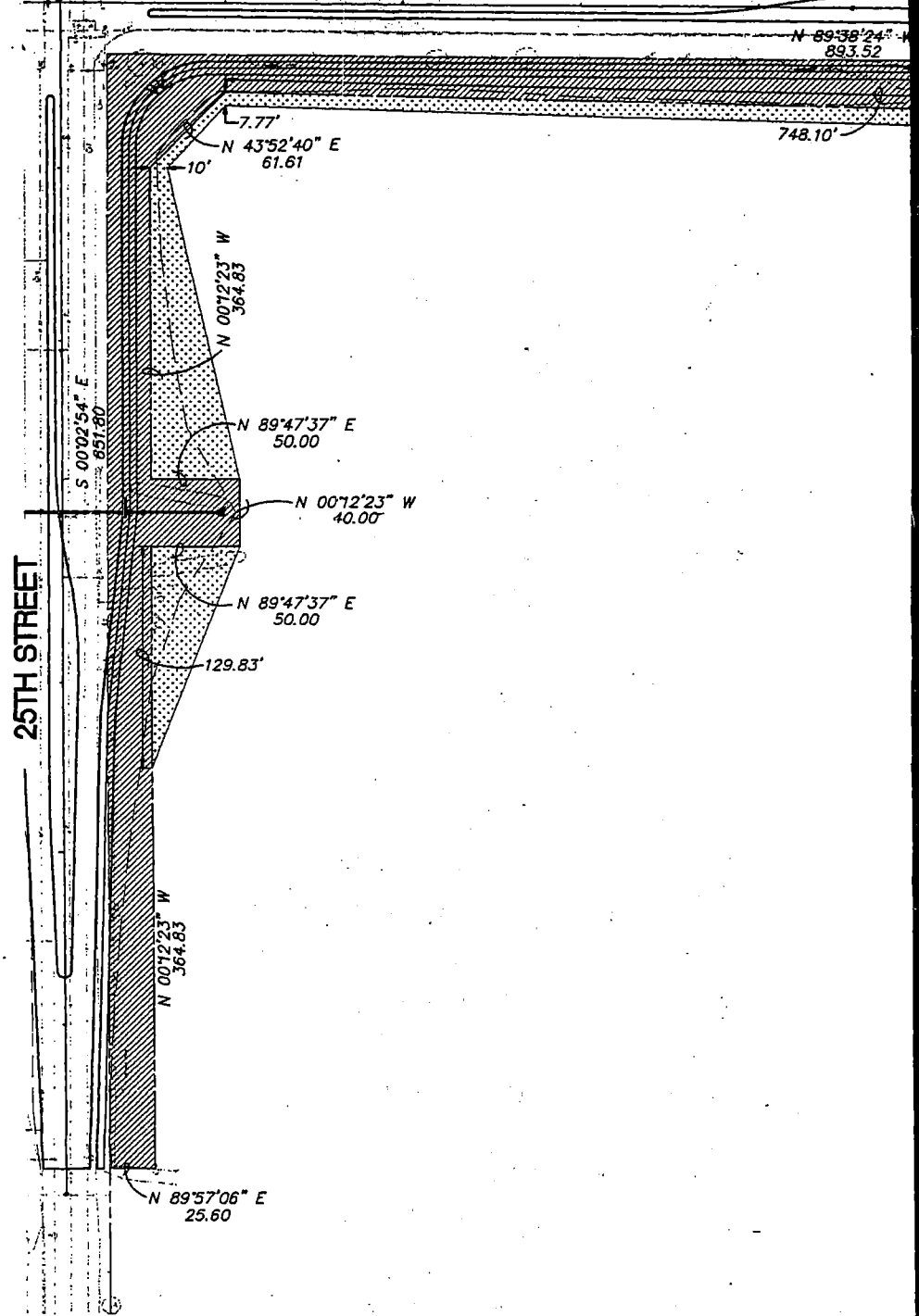
NW. QTR. OF THE SW. QTR., SEC. 15, T14N, R13E, & THE NE. QTR. OF THE SW. QTR., SEC. 15, T14N, R13E.

NEW R.O.W. DESCRIPTION

COMMENCING AT A POINT 33 FEET SOUTH AND 33 FEET EAST OF THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF SEC. 15, T14N, R13E IN SARPY COUNTY, NEBRASKA; THENCE ALONG THE WEST PROPERTY LINE 651.80 FEET ALONG AN ASSUMED BEARING OF S00°02'54"E TO A POINT; THENCE ALONG A STRAIGHT LINE 25.60 FEET HAVING A BEARING OF N89°57'06"E TO A POINT; THENCE ALONG A STRAIGHT LINE 364.83 FEET HAVING A BEARING OF N00°12'23"W TO A POINT; THENCE ALONG A STRAIGHT LINE 50.00 FEET HAVING A BEARING OF N89°47'37" E TO A POINT; THENCE ALONG A STRAIGHT LINE 40.00 FEET HAVING A BEARING OF N 00°12'23"W TO A POINT; THENCE ALONG A STRAIGHT LINE 50.00 FEET HAVING A BEARING OF S 89° 47'37"W TO A POINT; THENCE ALONG A STRAIGHT LINE 180.17 FEET HAVING A BEARING OF N00°12'23"W TO A POINT; THENCE ALONG A STRAIGHT LINE 61.61 FEET HAVING A BEARING OF N43°52'39"E TO A POINT; THENCE ALONG A STRAIGHT LINE 926.85 FEET HAVING A BEARING OF S88°43'50"E TO A POINT; THENCE ALONG THE EXISTING PROPERTY LINE 106.60 FEET HAVING A BEARING OF N69°31'37"W TO A POINT; THENCE ALONG THE EXISTING PROPERTY LINE 893.52 FEET HAVING A BEARING OF N89°38'24"W TO THE PLACE OF BEGINNING AND CONTAINING 45,319 SQ. FT. OR 1.0404 ACRES.

92-13623 B

NW CORNER OF THE SW QUARTER OF  
SEC. 15, T14N, R13E IN SARPY COUNTY,  
NEBRASKA



92-136230 Exhibit

CHAND

N 69°31'  
106.6

S 88°43'50" E  
926.85

11.16

18

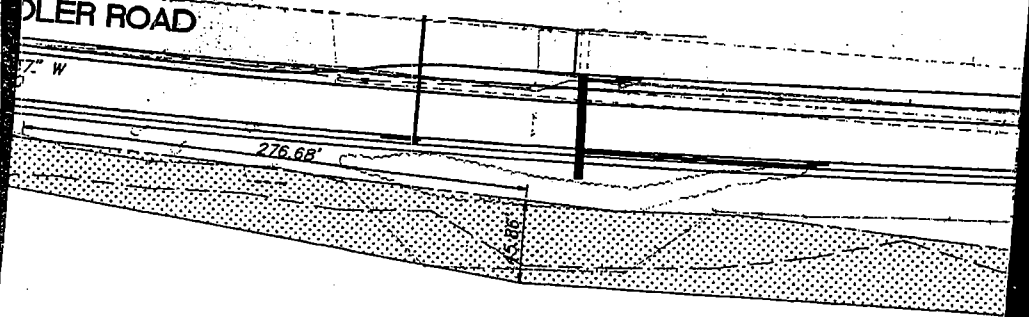
it 'A'

92-13623 D

OLER ROAD

7' W

276.68'





N 92-13623E

Scale: 1"=50'

LEGEND



TEMPORARY EASEMENT



NEW R.O.W.

