

23-14-12

Affects  
Lots 30-39  
Lake Cunningham  
Hills.

PROJECT: Papillion Creek and  
Tributaries Lakes,  
Nebraska, Dam 11

TRACT NO.: 143E

GRANT OF EASEMENT

THIS INDENTURE, made and entered into this 1st day of July, 1974, between E & D Investment Company, a partnership consisting of Dorothy Walters and Morton Ehrenreich, as Trustees for the Estate of Esther Ehrenreich, of the County of Douglas, State of Nebraska, party of the first part, and the UNITED STATES OF AMERICA, of Washington, D. C., party of the second part,

WITNESSETH, that the party of the first part, for and in consideration of the sum of Three Hundred Fifty and No/100 Dollars (\$350.00), to it in hand paid, the receipt of which is hereby acknowledged, does by these presents grant, bargain, sell, convey, and confirm unto the UNITED STATES OF AMERICA and its assigns, a perpetual and assignable easement in, upon, over, and across the following described real estate in the County of Douglas, State of Nebraska, to-wit:

That portion of a following described strip of land situated in the South 100.00 feet of the North 150.00 feet of the West 1210.00 feet of the NW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 23, Township 16 North, Range 12 East of the Sixth Principal Meridian, Douglas County, Nebraska, said strip extending from the East line of said South 100.00 feet of the North 150.00 feet of the West 1210.00 feet of the NW $\frac{1}{4}$ SW $\frac{1}{4}$  to a line extending from the NE corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$  of said Section 23, to the SE corner thereof, said strip being 50 feet wide parallel with, adjacent to and lying 50.00 feet southerly of the following described line:

Beginning at a point on the North line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$ , 1210.00 feet East of the NW corner thereof; thence southwesterly, making an angle of 02°38' with said North line, 650.00 feet; and containing 0.20 of an acre, more or less.

Said easement shall be for the following purposes: A perpetual and assignable easement and right-of-way in, on, over, and across the land described above for the location, construction, operation, maintenance, alteration, repair, and patrol of overhead electric power transmission line; together with the right to trim, cut, fell, and remove therefrom all trees, underbrush, obstructions, and other vegetation, structures, or obstacles within the limits of the right-of-way; reserving, however, to the landowner and its successors and assigns, all such rights and privileges as may be used without interfering with or abridging the rights and easement hereby acquired.

Subject, however, to existing easements for public roads and highways, public utilities, railroads, and pipelines as now located upon, over, and across the land described above.

Subject also to mineral interests outstanding in third parties, if any.

Reserving, however, to the party of the first part, its successors and assigns, all such rights and privileges as may be used and enjoyed without interfering with the use of the project for the purposes authorized by Congress or abridging the rights and easement hereby acquired.

The party of the first part covenants and agrees that it is the owner in fee of the above described premises and that it has a good right to convey the same; that said premises are free and clear of all liens and encumbrances, and that it will warrant and defend the title to said easement against all lawful claims and demands of all persons whomsoever.

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

E & D Investment Company, a Partnership consisting of Dorothy Wolters and Morton Ehrenreich, as Trustee for the Estate of Esther Ehrenreich

E. D. Investment Co  
E & D INVESTMENT COMPANY

BY: Morton Ehrenreich  
MORTON EHRENRICH

STATE OF NEBRASKA )  
                          ) SS  
COUNTY OF DOUGLAS)

On this 1st day of July, 1974, before me, the undersigned, a Notary Public in and for said county, personally came the above named Morton Ehrenreich, as Trustee of the Estate of Esther Ehrenreich, who acknowledged himself to be one of the partners of E & D Investment Company, a partnership consisting of himself and Dorothy Wolters, and that he, as such partner, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the partnership by himself as a partner.

Witness my hand and notarial seal the day and year last above written.



HELEN H. SIMMONS  
General Notary - State of Neb.  
My Commission Expires  
November 7, 1977

Helen H. Simmons  
Notary Public

ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA  
2 DAY OF July 19 74 AT 8:43A M. C. HAROLD OSTLER, REGISTER OF DEEDS

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