

EASEMENT

140

THIS EASEMENT AGREEMENT made this 1st day of July, 1960, between the following named Grantor, to-wit: N. P. DODGE CORPORATION, A Delaware Corporation having authority to do business in the State of Nebraska, (herein called "Grantor") and SANITARY AND IMPROVEMENT DISTRICT NO. 35 OF DOUGLAS COUNTY, NEBRASKA (herein called "Grantee"),

WITNESSETH:

1. In consideration of \$1.00 and other valuable consideration, receipt of which is hereby acknowledged, Grantor, being the owner of Lots Thirteen (13), Fourteen (14), Thirty-Two (32) and Thirty-Three (33), Block Thirteen (13), in Maple Village, a subdivision in Douglas County, Nebraska, as surveyed, platted and recorded, does hereby give and grant unto Grantee, its successors and assigns, the following described easement to-wit:

A perpetual easement over, on and under the East five (5) feet of Lot Thirteen (13), the West five (5) feet of Lot Fourteen (14), the West five (5) feet of Lot Thirty-Two (32) and the East five (5) feet of Lot Thirty-Three (33), Block Thirteen (13), in Maple Village, a subdivision in Douglas County, Nebraska, as surveyed, platted and recorded.

2. The scope and purpose of said perpetual easement is for the construction, repair, maintenance, replacement and renewal of a 12" ID. storm sewer pipe and the transmission through said pipe of storm surface water. The exact location of said pipe in the perpetual easementway shall be fixed and determined by the engineer for Grantee.

3. By accepting the foregoing easement Grantee agrees to pay all costs of construction of said storm sewer pipe and to repair all fences which may be damaged in connection with said construction, maintenance or repair work and to replace the soil as nearly as practically possible to its original condition.

EXECUTED the day and year first above written.

Attest:

R. H. Abernathy, Jr. Secretary

N. P. DODGE CORPORATION
By N. P. Dodge, Jr. President

STATE OF NEBRASKA) ss
COUNTY OF DOUGLAS)

On this 1st day of July, 1960, before me, the undersigned, a notary public in and for said County, personally came N. P. Dodge, Jr., President of N. P. Dodge Corporation, a Corporation, and R. H. Abernathy, 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 foregoing 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 last above written.

[Signature]
Notary Public

My Commission Expires Oct 20 1962

The above easement and all provisions thereof accepted by the Sanitary and Improvement District No. 35 of Douglas County, Nebraska, this 1st day of July, 1960;

By *R. J. Wennihan*
R. J. Wennihan, Chairman

Attest:

Raymond L. Huelshanz
Clerk

19 7 DAY July 1960 3:19 PM
ENTERED IN NUMERICAL AND INDEX RECORDS IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA
BY DORIS J. O'CONNOR, REGISTER OF DEEDS 355