

FILED SARPY CO. NE.
INSTRUMENT NUMBER
2005-29664

2005 AUG 17 P 4:46 PM

Glenn J. Dowling
REGISTER OF DEEDS

COUNTER JS C.E. 9
VERIFY 17 D.E. 1
PROOF 17
FEES \$ 49.00
CHECK# 15313
CHG _____ CASH _____
REFUND _____ CREDIT _____
SHORT _____ NCR _____

EASEMENT

This Easement made this 12th day of August, 2005, by and between Dodge Land Co., a Nebraska corporation (herein referred to as the "Grantor"), and Sanitary and Improvement District No. 216 of Sarpy County, Nebraska (herein referred to as the "Grantee").

WHEREAS, the Grantee is a sanitary and improvement district installing storm sewers in a subdivision known as Millard Park South in Sarpy County, Nebraska, and,

WHEREAS, the Grantee needs a certain permanent easement for a storm sewer in Millard Park South,

NOW THEREFORE, in consideration of the mutual covenants contained herein, the following easement is hereby granted:

1. Grant of Easement. The Grantor does hereby give, grant and convey unto the Grantee, and its successors and assigns, a permanent easement for construction and maintenance of a storm sewer over the south ten (10) feet of Lots 435 through 441, inclusive, and over the south ten (10) feet of the east ten (10) feet of Lot 442, all in Millard Park South, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska as shown on the eight (8) drawings attached hereto and by this reference made a part hereof.

2. The Grantor and his successors and assigns shall not at any time erect, construct, or place on or below the surface of the permanent easement tracts any building or structure, except paving or similar covering or fencing, and shall not permit anyone else to do so. Also, after the storm sewer is constructed, the portion of the lots where this storm sewer easement is located shall not be graded, filled in or otherwise changed.

3. Scope and Purpose of Easement. The scope and purpose of this easement is for a permanent easement for a storm sewer over said property. The Grantee shall have the full right and authority to enter upon this easement for the construction, reconstruction, repair, maintenance, replacement and renewal of the storm sewer.

4. Consideration for Easement. The consideration paid by the Grantee to the Grantor for said easement is \$1.00 and other valuable consideration.

5. Term of Easement. This easement shall be perpetual.

6. Make Good Any Damages. By accepting and recording this easement, the Grantee agrees to make good or cause to make good to the owner of the property on which said easement is located all damage that may be done in the construction of the storm sewer or in the repair of the storm sewer by the Grantee.

7. Lawful Authority. The Grantor herein for itself, its successors and assigns, does hereby covenant and agree with said Grantee, its successors and assigns, that the Grantor is lawfully seized of said properties, and that the Grantor has the right and lawful authority to grant said easement, and the Grantor further agrees to warrant and defend said easement against the claims of all persons whomsoever.

8. Binding Effect. This easement shall be binding upon the successors and assigns of the Grantor and Grantee.

Dated the above written.

Grantor:

Dodge Land Co.,
a Nebraska corporation

W. L. Morrison, Jr.
By: W. L. Morrison, Jr., President

State of Nebraska)
) ss.
County of Douglas)

The foregoing instrument was acknowledged before me this 12th day of August, 2005, by W. L. Morrison, Jr., as President of Dodge Land Co., a Nebraska corporation, as the voluntary act and deed of said corporation.



Kristy J. Gregath
Notary Public

ROSEWOOD STREET

436

435

10' STORM
SEWER AND
DRAINAGE
EASEMENT TO
SID 216

162ND AVENUE



433

434

project no. 71415

date AUG. 05'

sheet 1 OF 1

project

MILLARD PARK SOUTH

BACKYARD DRAINAGE

client

SANITARY IMPROVEMENT DISTRICT 216

sheet

EASEMENT - LOT 435

JLB
drawn
SMB
designed
CJK
approved

hgm

ASSOCIATES INC.

ENGINEERING ARCHITECTURE SURVEYING
council bluffs omaha

3

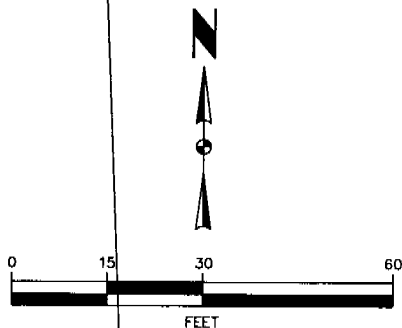
ROSEWOOD STREET

437

436

435

10' STORM
SEWER AND
DRAINAGE
EASEMENT TO
SID 216



432

433

434

project no. 71415
date AUG. 05'
sheet 1 OF 1

project MILLARD PARK SOUTH
BACKYARD DRAINAGE
client SANITARY IMPROVEMENT DISTRICT 216
sheet EASEMENT - LOT 436

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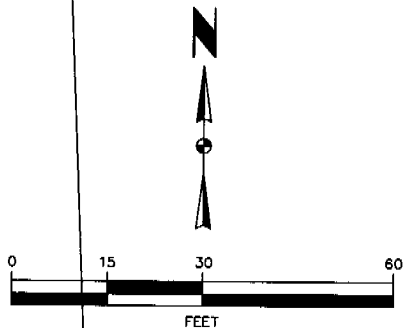
ROSEWOOD STREET

438

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10' STORM
SEWER AND
DRAINAGE
EASEMENT TO
SID 216



431

432

433

project no. 71415
date AUG. 05'
sheet 1 OF 1

project MILLARD PARK SOUTH
BACKYARD DRAINAGE
client SANITARY IMPROVEMENT DISTRICT 216
sheet EASEMENT - LOT 437

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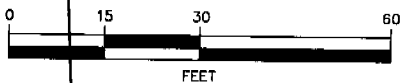
ROSEWOOD STREET

439

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10' STORM
SEWER AND
DRAINAGE
EASEMENT TO
SID 216



430

431

432

project no. 71415
date AUG. 05'
sheet 1 OF 1

project MILLARD PARK SOUTH
BACKYARD DRAINAGE
client SANITARY IMPROVEMENT DISTRICT 216
sheet EASEMENT - LOT 438

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ROSEWOOD STREET

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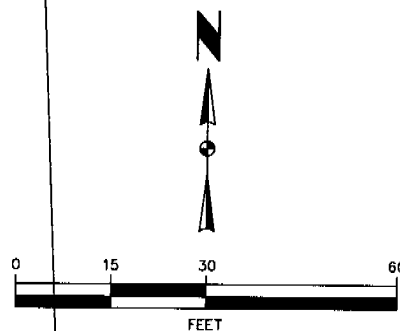
438

10' STORM
SEWER AND
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177

430

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project no. 71415

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ROSEWOOD STREET

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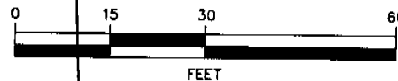
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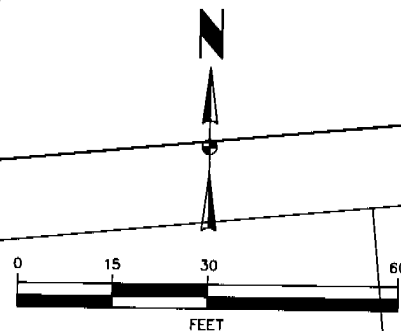
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ROSEWOOD STREET



442

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10' STORM
SEWER AND
DRAINAGE
EASEMENT TO
SID 216

175

176

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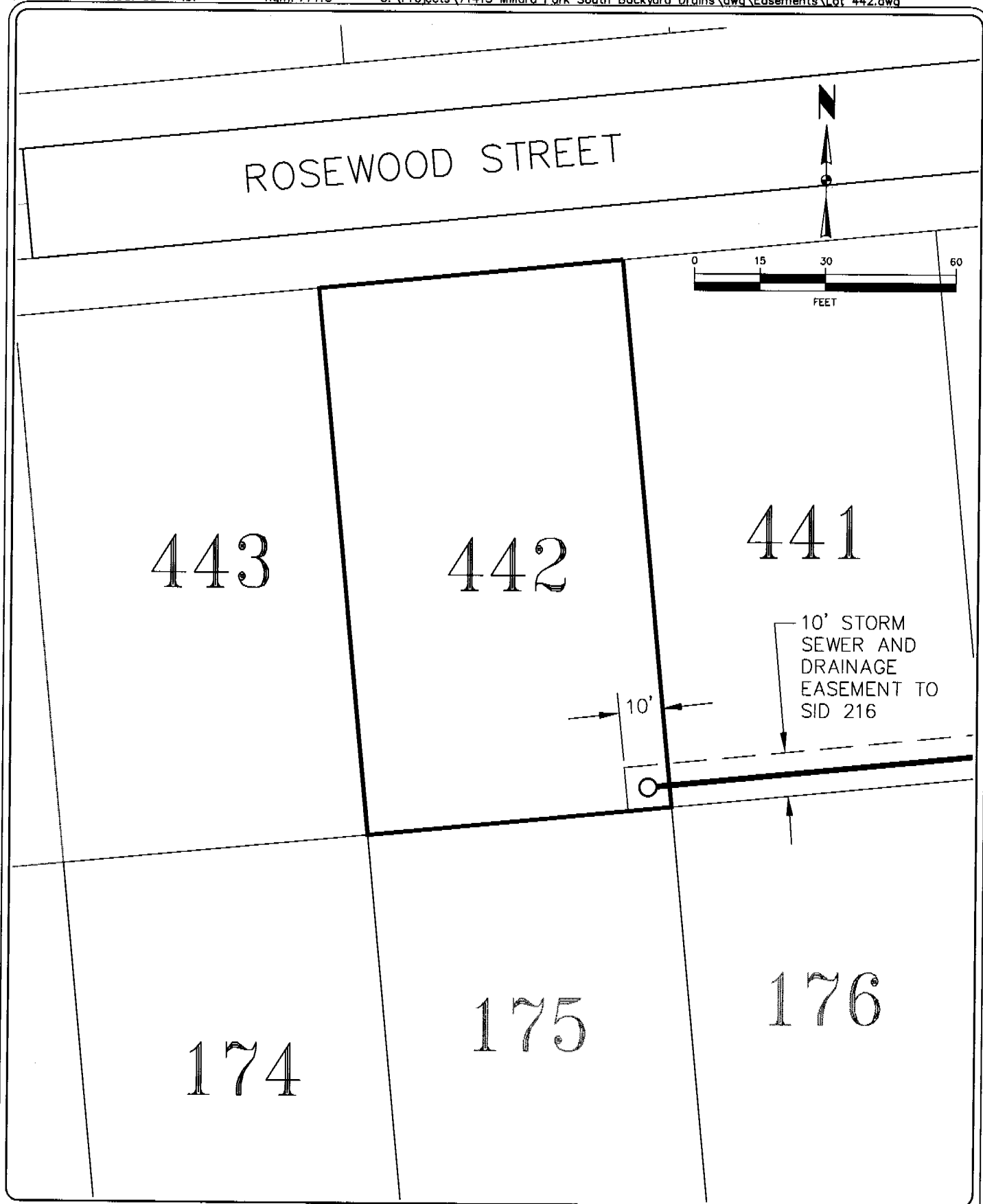
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