

E A S E M E N T

THIS AGREEMENT made this 28 day of September, 1955 between RALPH MEINERSHAGEN and ALNA MEINERSHAGEN, husband and wife, First Parties, and CLARENCE F. W. POESE and ELIZA ANN POESE, husband and wife, Second Parties.

WHEREAS First Parties are the owners of the Northeast 1/4 of Section 19, Township 16 North, Range 13, East of the 6th P.M., Douglas County, Nebraska, lying South of Railroad right-of-way, except for that part thereof owned by Second Parties, and

WHEREAS, Second Parties are the owners of the following described property: Beginning at a point 393.1 feet East and 368.7 feet North of the Southwest corner of the Northeast 1/4 of Section 19, Township 16 North, Range 13, East of the 6th P.M., Douglas County, Nebraska, thence North 285 feet, thence East 310 feet, thence South 285 feet, thence West 310 feet to the point of beginning, and

WHEREAS, there now exists a road running from the property owned by Second Parties across that part of First Parties' property adjoining the property of Second Parties on the North, which road provides ingress and egress to the property of Second Parties, from highway #36, which highway parallels the railroad right-of-way mentioned above, and

WHEREAS, Second Parties must use said road to provide ingress and egress to their property, and

WHEREAS, said road is crossed by a bridge which has been maintained by First Parties and the parties desire to provide for the continued maintenance of said bridge.

NOW, THEREFORE, in consideration of the premises and of the sum of \$1.00, First Parties hereby grant to Second Parties, their heirs, assigns, executors, and administrators a perpetual easement to use the road described above for the purpose of ingress and egress to their property from highway #36 in common with First Parties, provided, however, that should First Parties provide Second Parties, their heirs or assigns a road heading from the property of Second Parties to a public highway on the South side of the property of Second Parties, Second Parties, their heirs or assigns shall by proper instrument cancel said easement.

80

For the same consideration, First Parties agree that for a period of fifteen (15) years, or until First Parties provide Second Parties with a road leading from the property of Second Parties to a public road on the South side of the property of Second Parties, whichever event comes first, that First Parties will maintain the bridge across said road and keep said bridge in the same state of repair as same now is.

THIS AGREEMENT shall run with the land and be binding upon the heirs, executors, administrators, and assigns of all of the Parties hereto.

IN WITNESS WHEREOF we have hereunto set our hands the date first above written.

[Signature]  
[Signature]  
SECOND PARTIES

Ralph Meinershagen  
Alna Meinershagen  
FIRST PARTIES

STATE OF NEBRASKA )  
COUNTY OF DOUGLAS ) ss

On this 25<sup>th</sup> day of September, 1955, before me, a Notary Public, in and for said County, personally came the above named Ralph Meinershagen and Alna Meinershagen, husband and wife, and Clarence F. W. Poese and Eliza Ann Poese, husband and wife, who are personally known to me to be the identical persons whose names are affixed to the above instrument, and they acknowledged said instrument to be their voluntary act and deed.

WITNESS my hand and Notarial Seal the date last aforesaid.

[Signature]  
NOTARY PUBLIC

