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RICHARD N. TAKECHI
REGISTER OF DEEDS
DOUGLAS COUNTY, NE



PERMANENT SEWER EASEMENT

KNOW ALL MEN BE THESE PRESENTS:

THAT SCHWALB HOMES, INC. hereinafter referred to as GRANTOR, (whether one or more) does hereby grant and convey an easement for the right to maintain and operate a sewer installed on the following legally described premises:

Lot 6, Schwalb's South Place, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska (commonly known as 5423 South 56th Street, Omaha, Nebraska)

Said sewer installed within the West 20 feet of said lot 6, Schwalb's South Place, and is intended to serve and benefit the following legally described premises:

Lot 5, Schwalb's South Place, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska (commonly known as 5417 South 56th Street, Omaha, Nebraska)

TO HAVE AND TO HOLD unto SCHWALB HOMES, INC., GRANTEE, the present legal owner of said Lot 5, its successors and assigns, together with the right of ingress and egress from said premises for the purpose of inspecting, maintaining or operating said Sewer. The GRANTOR may continue to use the surface of the easement strip conveyed hereby for other purposes, subject to the right of Grantee to use the same for the purposes herein expressed.

It if further agreed as follows:

- 1. That no buildings, improvements, or other structures, shall be placed in, on, over, or across said easement strip by GRANTOR, his or their successors and assigns. Improvements and any trees, grass or shrubbery placed on said easement shall be maintained by GRANTOR, his heirs, successors or assigns.
- 2. That said GRANTOR for himself or themselves and his or their heirs, executors and administrators does or do confirm upon the GRANTEE and its assigns, that he or they, the GRANTOR is or are well seized in fee of the above described property and that he or they has or have the right to grant and convey this easement in the manner and form aforesaid, and that he or they will, and his or their heirs, executors, and administrators, shall warrant, and defend this easement to said GRANTEE and its assigns against the lawful claims and demands of all persons. This easement runs with the land.
- 3. That this instrument contains the entire agreement of the parties; that there are no other different agreements or understandings between the GRANTOR and the GRANTEE.

IN WITNESS WHEREOF said GRANTOR has or have hereunto set his or their hand(s) this 31st day of July A.D., 1997.

SCHWALB HOMES, INC.
BY: Natan Schwalb, President
Natan Schwalb

CORPORATE ACKNOWLEDGEMENT

STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

On this 31st day of July, 1997, before me, the undersigned, a Notary Public in and for said County personally came Natan Schwalb President of Schwalb Homes, Inc., a Corporation, and personally known to be the President of said Corporation and the identical person whose name is affixed to the foregoing instrument, and acknowledged the execution thereof to be his respective voluntary act and deed as such officer and the voluntary act and deed of said Corporation.

WITNESS my hand and Notarial Seal at Omaha in said County the day and year last above written.



Marlene Parilman
Notary Public
9330
FEE 6-2-97 R FB 34976 46-
DEL. C/O COMP MB
LEGAL FG SCAND- FV

My commission expires 6-29-98