

MISCELLANEOUS RECORD No. 10

361

THE FEDERAL LAND BANK
TO
AMERICAN TELEPHONE & TEL. CO.
Consent to Easement \$1.65 Pd.

Filed October 30, 1940, at 9.30 o'clock A.M.

Frank O. Osborn
County Clerk

FLB 25129 L
LBC 17545 NC4

THE FEDERAL LAND BANK OF OMAHA
and/or
THE FEDERAL LAND BANK OF OMAHA AS AGENT
OF THE FEDERAL FARM MORTGAGE CORPORATION

CONSENT TO EASEMENT FOR RIGHT OF WAY

KNOW ALL MEN BY THESE PRESENTS THAT:

WHEREAS, The Federal Land Bank of Omaha is the owner and holder of a certain real estate mortgage executed by Mary M. Voss, Adolph H. Voss, her husband; Gladys Marie Wilkins and W. D. Wilkins, her husband, as mortgagor(s), given to secure a certain amortization note of \$9,000.00, and constituting a lien upon certain real estate described in the mortgage instrument, situated in the County of Sarpy, State of Nebraska, and which mortgage is recorded in Book 43 of Mortgages, Page 503 of the records of Sarpy County; and

WHEREAS, the Federal Farm Mortgage Corporation is the owner and holder of a certain real estate mortgage executed by Mary M. Voss, Adolph H. Voss, her husband; Gladys Marie Wilkins and W. D. Wilkins, her husband, as mortgagor(s), given to secure a certain amortization note of \$4,5000.00 and constituting a lien upon certain real property described in the mortgage instrument, situated in the County of Sarpy, State of Nebraska, and which mortgage is recorded in Book 43 of Mortgages, Page 506, of the records of Sarpy County; and

WHEREAS, Adolph H. Voss and Mary M. Siekkotter Voss were the record owner(s) of said real estate on the 25th day of September, 1940, and as grantor(s), executed and delivered on that date to the AMERICAN TELEPHONE AND TELEGRAPH COMPANY OF NEBRASKA, its associated and allied companies, its and their respective successors, assigns, lessees, and agents, a grant of right of way and easement to construct, operate, maintain, replace, and remove a communication system or systems upon, over and under the said real estate, which grant of right of way and easement is recorded in Book 10, Page 339, of the records of the County of Sarpy; and

WHEREAS, the mortgage(s) above constitute(s) a lien on said real estate, including the interest conveyed in same by the grant of right of way and easement above referred to; and WHEREAS, it is the desire of all parties that the rights acquired by virtue of said grant of right of way and easement be free and clear of the lien of said mortgage(s).

NOW, THEREFORE, in consideration of the sum of One Dollar and other good and valuable consideration, to be applied on the indebtedness secured by the above mentioned mortgage(s), receipt of which is hereby acknowledged, the undersigned hereby consents and agrees that the lien of said mortgage(s) upon said real estate covered by said right of way and easement may be subject and inferior to the rights of the owner of said easement acquired by virtue thereof, and that said rights conveyed shall be free and clear of the lien of said mortgage(s), except as herein set forth.

PROVIDED, however, and it is expressly understood and agreed by and between all parties, that the undersigned, by execution of this instrument, does not in any way release or affect the validity or original priority of its lien(s) by virtue of said mortgage(s), except to subordinate same to the rights of said American Telephone and Telegraph Company of Nebraska, its associated and allied companies, its and their respective successors, assigns, lessees and agents, acquired under the grant of the right of way and easement herein referred to.

IN WITNESS WHEREOF, The Federal Land Bank of Omaha acting in its own interest and/or as agent and attorney-in-fact for the Federal Farm Mortgage Corporation, has caused these presents to be executed by its Vice President and its corporate seal to be affixed hereto this 22nd day of October, 1940.

* THE FEDERAL LAND BANK OF OMAHA *
* CORPORATE SEAL CHARTERED MARCH 8, 1917 *
* IOWA, NEBRASKA, SOUTH DAKOTA, WYOMING *

THE FEDERAL LAND BANK OF OMAHA,
Acting in its own interest and/or as
agent and attorney-in-fact for the
Federal Farm Mortgage Corporation,
By Frank O. Osborn
Vice President
Attest: Wayne E. Smith
Assistant Secretary

Witness:
Marie A. Antrim
STATE OF NEBRASKA)
COUNTY OF DOUGLAS) SS.

On this 22nd day of October, 1940, before me, Marie A. Antrim, a Notary Public in and for said County and State, personally appeared Frank O. Osborn, to me personally known, and to me known to be the Vice President of The Federal Land Bank of Omaha, whose name is subscribed to the foregoing instrument in its own interest and/or as agent and attorney-in-fact for the Federal Farm Mortgage Corporation; said described officer being by me duly sworn, did say that he is such officer of The Federal Land Bank of Omaha; that the seal affixed to said instrument is the corporate seal of The Federal Land Bank of Omaha; that said instrument was signed and sealed on behalf of The Federal Land Bank of Omaha in its own interest and/or as agent and attorney-in-fact for the Federal Farm Mortgage Corporation, by authority of its Board of Directors, and said officer acknowledged the execution of said instrument to be his voluntary act and deed as such officer, and to be the free and voluntary act and deed of The Federal Land Bank of Omaha, by it voluntarily executed in its own interest, and/or the free and voluntary act and deed of The Federal Land Bank of Omaha as agent and attorney-in-fact, by it voluntarily executed in behalf of and as the free and voluntary act and deed of the Federal Farm Mortgage Corporation, and acknowledged that as such officer of The Federal Land Bank of Omaha, agent and attorney-in-fact, he subscribed the name of the Federal Farm Mortgage Corporation thereto.

MISCELLANEOUS RECORD No. 10

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

MARIE A. ANTRIM NOTARIAL SEAL *
DOUGLAS COUNTY, NEBRASKA *
COMMISSION EXPIRES AUG. 23, 1944 *

Marie A. Antrim
Notary Public in and for said County and State.

My commission expires August 23, 1944.

THE FEDERAL LAND BANK :
TO :
AMERICAN TELEPHONE & TEL. CO. :
Consent to Easement \$1.80 Pd. :

Filed November 1, 1940, at 9.30 o'clock A.M.

County Clerk

FLB 39070 N4
LBC 63486 NC 4

THE FEDERAL LAND BANK OF OMAHA
and/or

THE FEDERAL LAND BANK OF OMAHA AS AGENT
OF THE FEDERAL FARM MORTGAGE CORPORATION
CONSENT TO EASEMENT FOR RIGHT OF WAY

KNOW ALL MEN BY THESE PRESENTS THAT:

WHEREAS, The Federal Land Bank of Omaha is the owner and holder of a certain real estate mortgage executed by Helen M. Hughes, as mortgagor(s), given to secure a certain amortization note of \$6,000.00, and constituting a lien upon certain real estate described in the mortgage instrument, situated in the County of Sarpy, State of Nebraska, and which mortgage is recorded in Book 46 of Mortgages, Page 716 of the records of Sarpy County; and

WHEREAS, the Federal Farm Mortgage Corporation is the owner and holder of a certain real estate mortgage executed by Helen M. Hughes as mortgagor(s), given to secure a certain amortization note of \$1500.00, and constituting a lien upon certain real property described in the mortgage instrument, situated in the County of Sarpy, State of Nebraska, and which mortgage is recorded in Book 46 of Mortgages, Page 718, of the records of Sarpy County; and

WHEREAS, Helen M. Hughes was the record Owner(s) of said real estate on the 27th day of September, 1940, and as grantor(s), executed and delivered on that date to the AMERICAN TELEPHONE AND TELEGRAPH COMPANY OF NEBRASKA, its associated and allied companies, its and their respective successors, assigns, lessees and agents, a grant of right of way and easement to construct, operate, maintain, replace, and remove a communication system or systems upon, over and under the said real estate, which grant of right of way and easement is recorded in Book 10, Page 334, of the records of the County of Sarpy; and

WHEREAS, the mortgage(s) above constitute(s) a lien on said real estate, including the interest conveyed in same by the grant of right of way and easement above referred to; and

WHEREAS, it is the desire of all parties that the rights acquired by virtue of said grant of right of way and easement be free and clear of the lien of said mortgage(s).

NOW, THEREFORE, in consideration of the sum of One Dollar and other good and valuable consideration, said consideration to be applied on the indebtedness secured by the above mentioned mortgage(s), receipt of which is hereby acknowledged, the undersigned hereby consents and agrees that the lien of said mortgage(s) upon said real estate covered by said right of way and easement may be subject and inferior to the rights of the owner of said easement acquired by virtue thereof, and that said rights conveyed shall be free and clear of the lien of said mortgage(s), except as herein set forth.

PROVIDED, however, and it is expressly understood and agreed by and between all parties, that the undersigned, by execution of this instrument, does not in any way release or affect the validity or original priority of its lien(s) by virtue of said mortgage(s), except to subordinate same to the rights of said American Telephone and Telegraph Company of Nebraska, its associated and allied companies, its and their respective successors, assigns, lessees and agents, acquired under the grant of the right of way and easement herein referred to.

IN WITNESS WHEREOF, The Federal Land Bank of Omaha acting in its own interest and/or as agent and attorney-in-fact for the Federal Farm Mortgage Corporation, has caused these presents to be executed by its Vice President and its corporate seal to be affixed hereto this 24th day of October, 1940.

THE FEDERAL LAND BANK OF OMAHA *
CORPORATE SEAL CHARTERED MARCH 8, 1917 *
IOWA, NEBRASKA, SOUTH DAKOTA, WYOMING *

THE FEDERAL LAND BANK OF OMAHA
Acting in its own interest and/or as
agent and attorney-in-fact for the Federal Farm Mortgage Corporation,
By Frank O. Osborn

Witness:
Marie A. Antrim
STATE OF NEBRASKA)
COUNTY OF DOUGLAS)

Vice President
Attest: Wayne E. Smith
Assistant Secretary

On this 24th day of October, 1940, before me, Marie A. Antrim, a Notary Public in and for said County and State, personally appeared Frank O. Osborn, to me personally known, and to me known to be the Vice President of The Federal Land Bank of Omaha, whose name is subscribed to

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