

KNOW ALL MEN BY THESE PRESENTS:

That CANIGLIA BUILDERS, INC., a Nebraska corporation, and TOWER INVESTMENTS, INC., a Nebraska corporation, hereinafter referred to jointly as "Grantor", in consideration of one dollar and other good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, do hereby grant and convey unto THE ABBEY HOME OWNERS ASSOCIATION, a not-for-profit Nebraska corporation, hereinafter referred to as "Grantee", and to its successors and assigns, a permanent easement and right of way on, over, under and through the land described hereinafter, for the purpose of erection of fences and necessary appurtenances thereto, and for the right to enter upon such hereinafter described land and grade, level, fill, drain, build, maintain, repair and rebuild such fences and appurtenances thereto, to have and to hold the rights herein granted to said Grantee, its successors and assigns, for the benefit of the general public.

The property subject to the easement herein granted covers a tract of land consisting of the West ten feet (10') of Lots 2 through 9 and Lots 30 through 36, the North fifteen feet (15') of Lot 2 and the South fifteen feet (15') of Lot 30 in the Abbey, being a replat of Lots 229, 230, 231 and 403, Candlewood, an Addition in Section 18, Township 15 North, Range 12 East of the Sixth P.M., Douglas County, Nebraska, as shown on Exhibit "A" attached hereto.

The Grantee shall restore the surface of any soil excavated for any purpose hereunder, as near as may be reasonably possible, to the original contour thereof as soon after any work is performed as may be reasonably possible to do, and shall restore sod, but shall not otherwise be responsible for replacement of any trees, shrubs or other plantings.

The Grantor agrees that neither it nor its successors or assigns will at any time erect, construct or place on or below the surface of said tract of land any building or structure, and neither it nor they will give anyone else permission to do so.

IN WITNESS WHEREOF, the Grantor has caused this easement and right of way to be signed and executed on this 6th day of September, 1985.

CANIGLIA BUILDERS, INC.

ATTEST:

By Samuel T. Caniglia, President  
Samuel T. Caniglia, President

Marilyn J. Caniglia, Secy.  
Secretary

TOWER INVESTMENTS, INC.

ATTEST:

By John J. Maloney, President  
John J. Maloney, President

R. Lee Richardson  
Secretary

REFILED  
BOOK 750 PAGE 695

BOOK 751 PAGE 456

STATE OF NEBRASKA )  
 ) SS  
COUNTY OF DOUGLAS )

The foregoing instrument was acknowledged before me by SAMUEL T. CANIGLIA, President of CANIGLIA BUILDERS, INC., a Nebraska corporation, on behalf of the corporation, on September 6, 1985.



THOMAS M. HESER  
GENERAL NOTARY STATE of Nebr.  
My Comm. Exp. Nov. 16, 1986

Thomas M. Hesper  
Notary Public

STATE OF NEBRASKA )  
 ) SS  
COUNTY OF DOUGLAS )

The foregoing instrument was acknowledged before me by JOHN J. MALONEY, President of TOWER INVESTMENTS, INC. a Nebraska corporation, on behalf of the corporation, on September 6, 1985.



THOMAS M. HESER  
GENERAL NOTARY STATE of Nebr.  
My Comm. Exp. Nov. 16, 1986

Thomas M. Hesper  
Notary Public

LN  
750 Del mer N 89-235, etc Fee 17.50 MS  
PG 694 Indx LN, LN 89-235 dw MC M  
OF Missed Comp LN Comp

RECEIVED  
1985 SEP -9 PM 2:37  
GENERAL REGISTER  
DOUGLAS COUNTY, NEBR.

468 REFILED  
MS  
B

5117 MISC  
b

RECEIVED

1985 SEP 16 PM 2:56

GEORGE J. BODOLINICH  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NEBR.

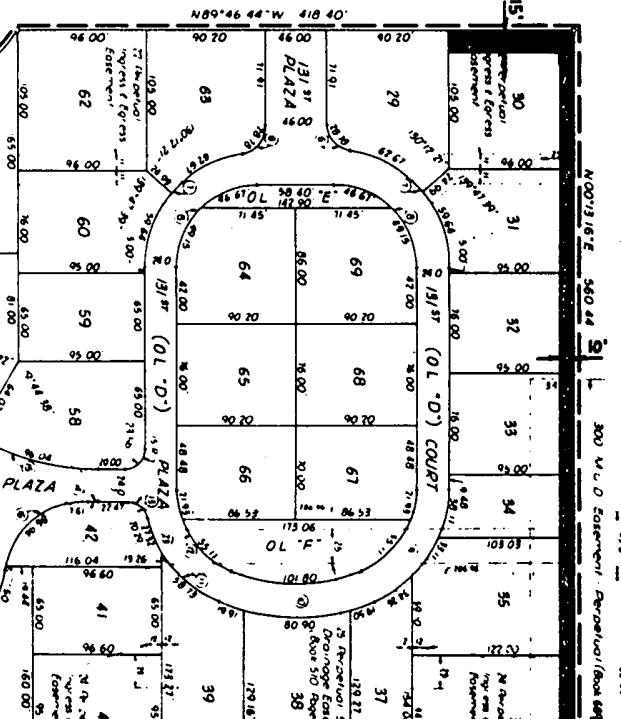
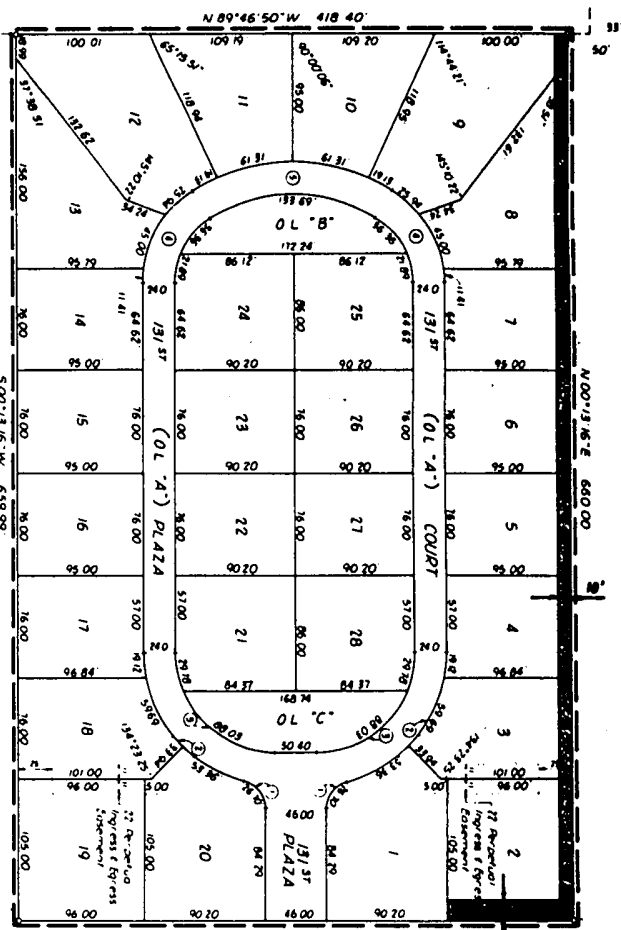
751 Dcl DM TN 89-235 Fee 23.00  
455 Indx DM 89- MC  
Maid Comp RP

R-100.00  
L-150.78 Actual  
L-153.56 Actual  
L-153.56 Actual

R-228.55  
L-107.07  
L-87.46 27 E 182 ST.

45 (Special)  
Emergency  
Exemption  
Granted to Douglas  
County 5/10/93

BOOK 751 PAGE 457



LOTS 1-30 INCLUSIVE & OUTLOTS "A", "B", "C", "D", "E", "F"  
Being a part of Lots 27, 28, 29 and 30. (Completed an addition to Sec. 18,  
T18N, R27E of the 6th P. M., Douglas County, Nebraska, in accord with the plat  
rec. 11/20/82 of Chapter 51 and 55 of the State Statutes.)

NOT: Special private rights, easements and other interests  
in lots 1-30 and their partial interest and  
in lots 31-60 and their partial interest and  
in lots 61-90 and their partial interest and  
in lots 91-120 and their partial interest  
are not shown and identified as private deeds  
of the State Statutes Code.

THE ABBEY

192-00-57

15 44