

79- 5387

GRANT OF EASEMENT
PERMANENT SEWER EASEMENT

This Indenture and Grant of Easement made this 14th day of Sept., 1972, between The Edward E. Wilczewski-Hawkins Investment Co. Limited Partnership No. 1, Joint Venture hereinafter referred to as "Grantors", in favor of Sanitary and Improvement District No. 229, Douglas County, Nebraska, hereinafter referred to as "SID", and its successors and assigns, including but not in limitation of the City of Omaha, Douglas County, Nebraska, a municipal corporation, hereinafter referred to as "City".

WITNESSETH:

That said Grantors in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, to Grantors in hand paid by said SID, the receipt whereof is hereby acknowledged, does or do hereby grant, sell, convey and confirm unto said SID and City and their assigns forever, the right to use, construct, build, lay, maintain, repair and reconstruct a sanitary or storm sewer pipe or both for the passage of water and sewage, together with all appurtenances, wires, lines, poles, structures, and other applicable equipment pertaining to any sewer, in, through, over and under the parcel of land described as follows, to-wit:

Permanent Sewer and Drainage Easements in part of Lots 49 thru 60 (inclusive), The Knolls, a subdivision located in the SW 1/4 of Section 4, and the S 1/2 of Section 5, and the NW 1/4 of of Section 9, all in T15N, R12E of the 6th P.M., as surveyed, platted and recorded in Douglas County, Nebraska, more particularly described as follows:

- AE. The Northeasterly 10 feet of said Lot 49. (See Exhibit AE)
- AF. The Northeasterly 10 feet of said Lot 50. (See Exhibit AF)
- AG. The Northeasterly 10 feet of said Lot 51. (See Exhibit AG)
- AH. The Northeasterly 10 feet of said Lot 52. (See Exhibit AH)
- AI. The Northeasterly 10 feet of said Lot 53. (See Exhibit AI)
- AJ. The Northeasterly 10 feet of said Lot 54. (See Exhibit AJ)

- AK. The Northeasterly 10 feet of said Lot' 55. (See Exhibit AK)
- AL. The Northeasterly 10 feet of said Lot 56. (See Exhibit AL)
- AM. The Northeasterly 10 feet and the Southwesterly 120 feet of the Southeasterly 5 feet of said Lot 57. (See Exhibit AM)
- AN. The Northeasterly 10 feet and the Southwesterly 120 feet of the Northwesterly 5 feet of said Lot 58. (See Exhibit AN)
- AO. The Northeasterly 10 feet of said Lot 59. (See Exhibit AO)
- AP. The Northwesterly 10 feet of the Northeasterly 10 feet of said Lot 60. (See Exhibit AP)

Exhibits are attached hereto and made a part hereof.

No buildings, improvements or structures, shall be placed, in, on, over or across said easements by undersigned, his or their successors and assigns without express approval of said SID and said City; provided, however, that a paved, macadam, rocked, asphalt or other hard surfaced street or parking lot, and trees, grass and shrubbery, may be installed within said easement by Grantor, his or their successors and assigns, and that in the event it becomes necessary to remove or replace said street, parking lot, trees, grass or shrubbery, in order to repair or maintain said sewer line, the removal or repair of said street or parking lot shall be done at the expense of SID and its successors and assigns and said premises shall be restored by SID and its successors and assigns to the condition thereof before said removal or repair.

Said SID shall cause any trench made on aforesaid realty to be properly refilled, and shall cause grass seed to be sown over said trench, and shall cause the premises to be left in a neat and orderly condition.

This easement is also for the benefit of any contractor, agent, employee and representative of the SID and said City in any of said construction and work.

Said Grantors for himself or themselves and his or their heirs, executors and administrators does or do confirm with the said SID and City and their assigns, that he or they, the Grantors 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 SID and City and their assigns against the lawful claims and demands of all persons. This easement runs with the land.

The consideration recited includes damages for change of grade, if any, and any and all claims for damages arising from change of grade or grading are hereby waived.

IN WITNESS WHEREOF, said Grantor(s) has or have hereunto set his or their hands and seal(s) the day and year first above written.

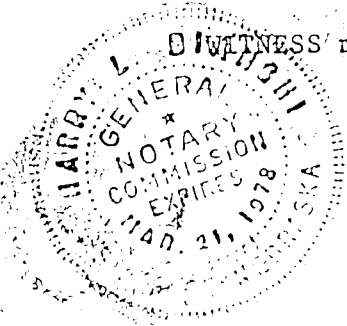
Edward E. Wilczewski
Edward E. Wilczewski

Robert Bloechle
Robert Bloechle, President
Hawkins Investment Co., General Partner
of Hawkins Investment Co. Limited
Partnership No. 1

STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

On this 14 day of Sept, 1972, before me, a Notary Public in and for said County, personally came EDWARD E. WILCZEWSKI and ROBERT BLOECHLE who are personally known to me to be the identical persons whose names are affixed to the foregoing instrument and acknowledged the instrument to be their voluntary act and deed for the purpose therein stated.

IN WITNESS my hand and Notarial Seal the date aforesaid.



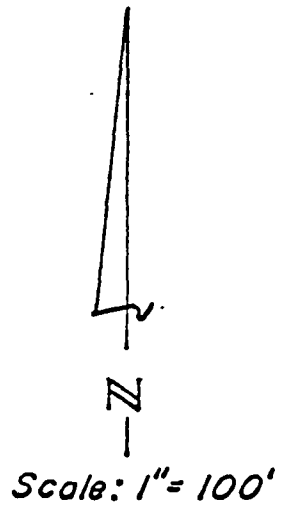
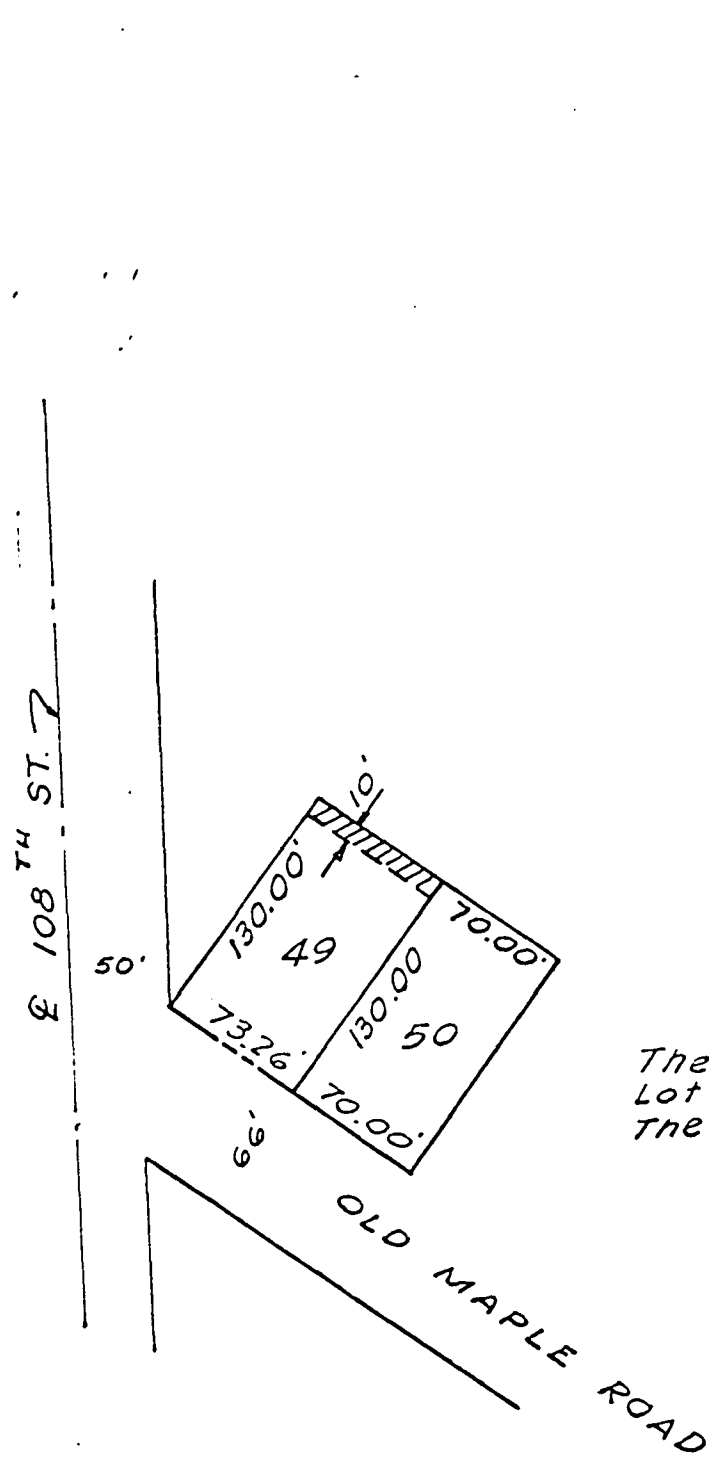
Harry L. Bianchi
Notary Public

My Commission Expires:

March 21, 1978

EXHIBIT "AE"

SEWER AND DRAINAGE EASEMENT
S. & I.D. No. 229
DOUGLAS COUNTY, NEBRASKA



The Northeasterly 10'
Lot 49
The KNOLLS

EXHIBIT "AF"

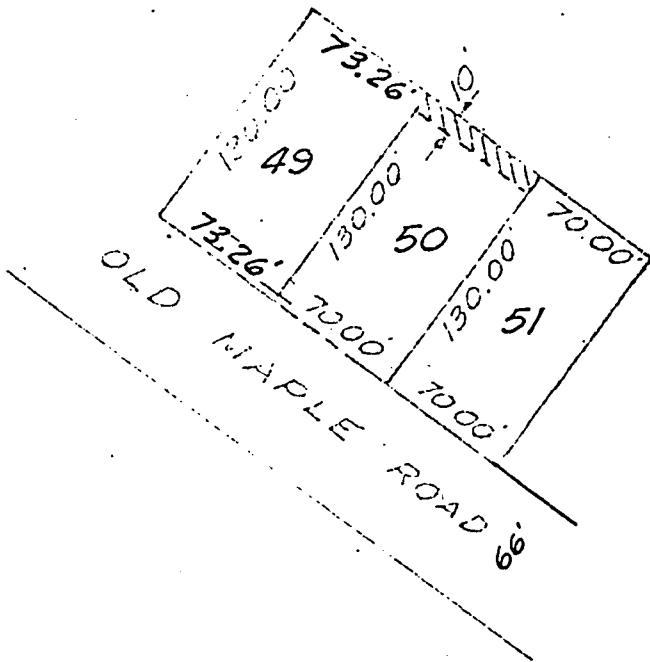
SEWER AND DRAINAGE EASEMENT

S. & I. D. No. 229

DOUGLAS COUNTY, NEBRASKA



Scale: 1" = 100'



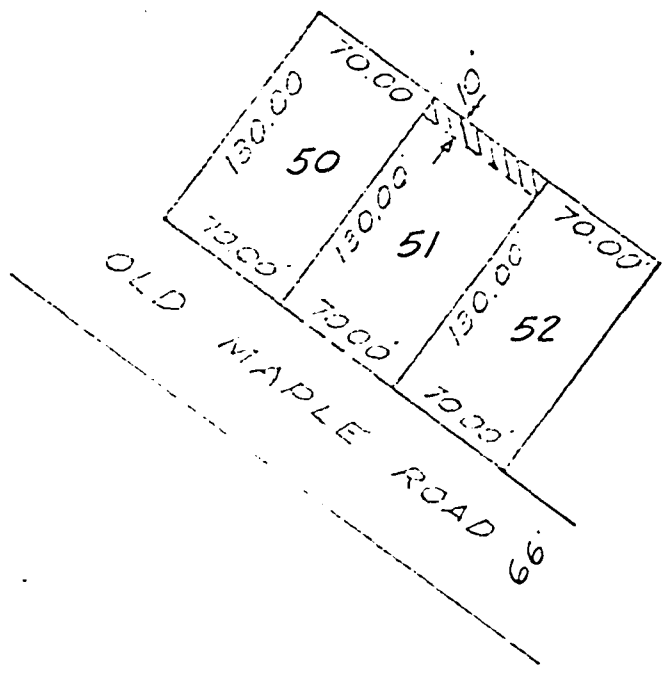
Northeasterly 10'
Lot 50
THE KNOLLS

EXHIBIT "AG"

SEWER AND DRAINAGE EASEMENT
S. & I. D. No. 229
DOUGLAS COUNTY, NEBRASKA

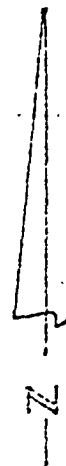


Scale: 1" = 100'

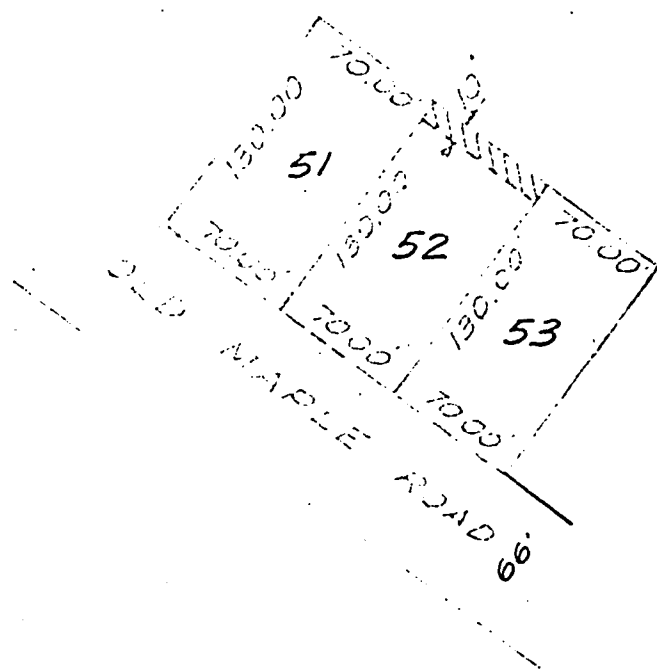


Northeasterly 10'
Lot 51
THE KNOLLS

SEWER AND DRAINAGE EASEMENT
S. & I. D. No. 229
DOUGLAS COUNTY, NEBRASKA

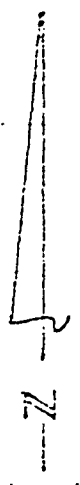


Scale: 1" = 100'

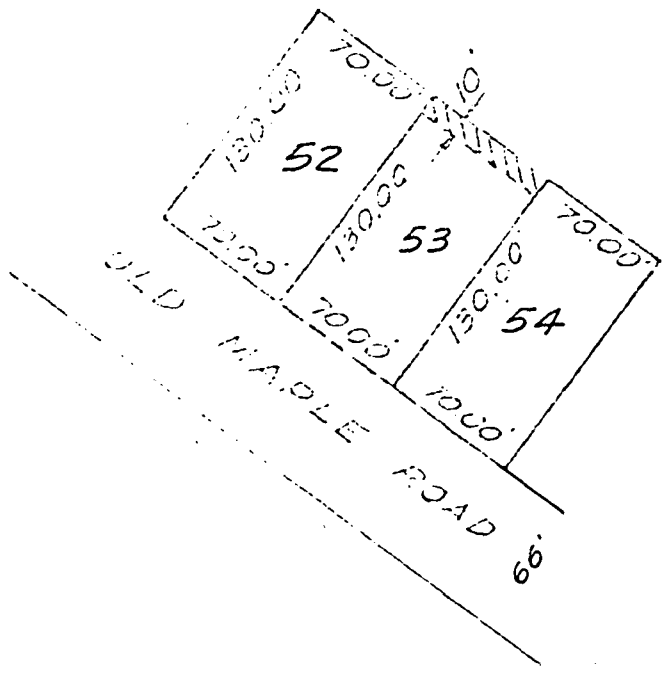


Northwesterly 10'
Lot 52
THE KNOLLS

SEWER AND DRAINAGE EASEMENT
S. & I. D. No. 229
DOUGLAS COUNTY, NEBRASKA



Scale: 1" = 100'



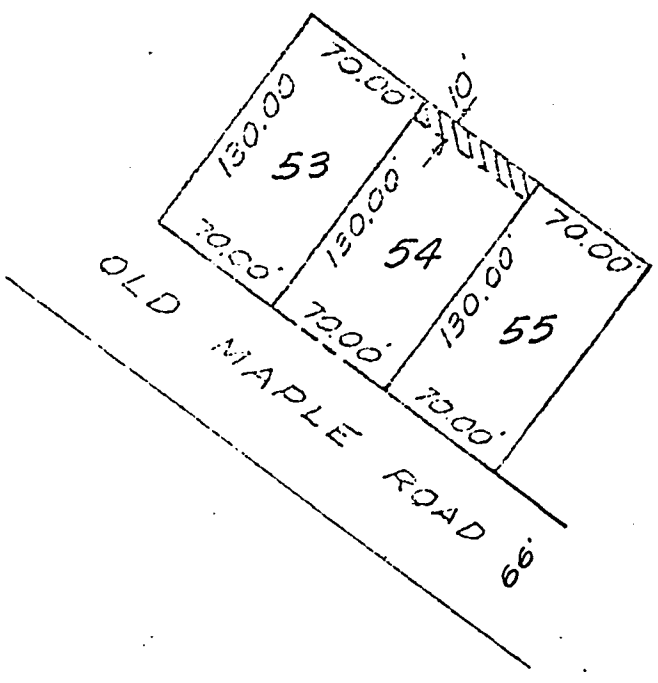
Northeasterly 10'
Lot 53
THE KNOLLS

SEWER AND DRAINAGE EASEMENT

S. & I. D. No. 229
DOUGLAS COUNTY, NEBRASKA



Scale: 1" = 100'



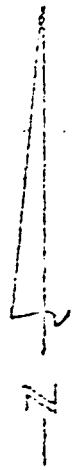
Northeasterly 10'
Lot 54
THE KNOLLS

EXHIBIT "AK"

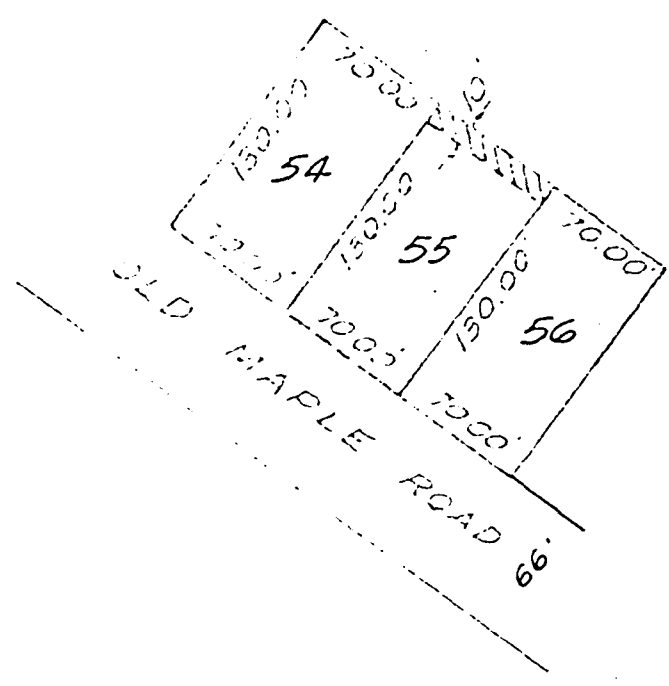
SEWER AND DRAINAGE EASEMENT

S.B.L.D. No. 229

DOUGLAS COUNTY, NEBRASKA



Scale: 1" = 100'



Northeasterly 10'
Lot 55
THE KNOLLS

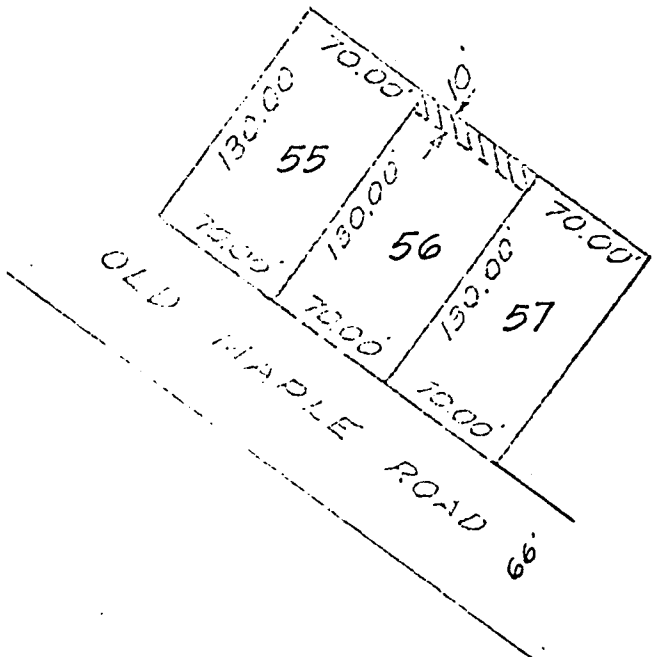
SEWER AND DRAINAGE EASEMENT

S. & I. D. No. 229

DOUGLAS COUNTY, NEBRASKA



Scale: 1" = 100'



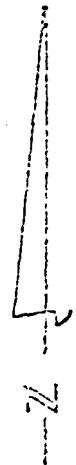
Northeasterly 10'
Lot 56
THE KNOLLS

EXHIBIT "AM"

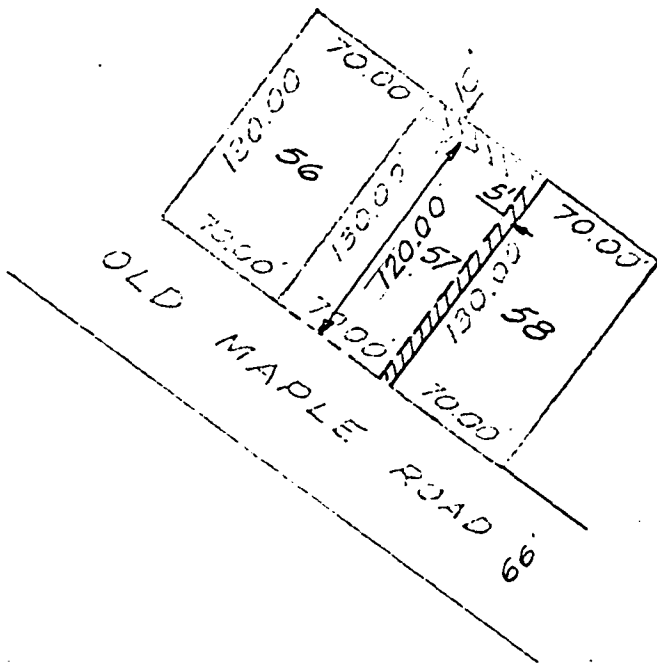
SEWER AND DRAINAGE EASEMENT

S. & I. D. No. 229

DOUGLAS COUNTY, NEBRASKA



Scale: 1" = 100'



Northwesterly 10'
 and the Southwesterly 120'
 of the Southeasterly 5'
 Lot 57
 The KNOLLS

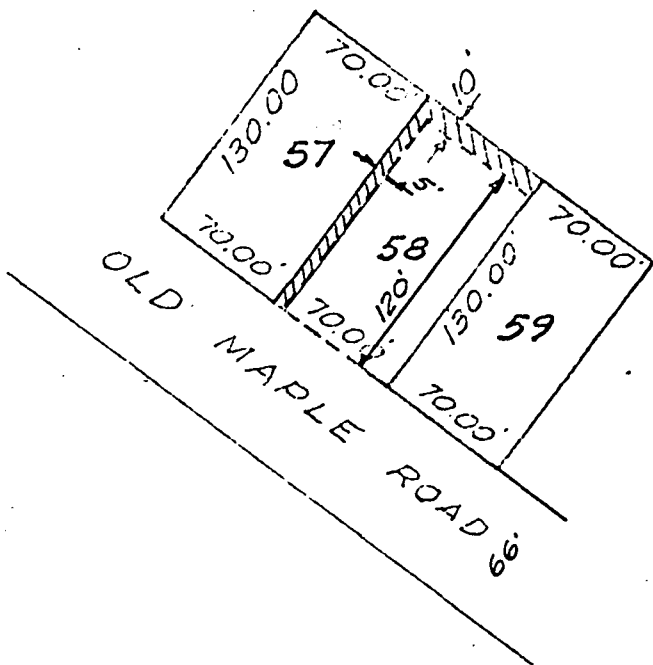
SEWER AND DRAINAGE EASEMENT

S. & I. D. No. 229

DOUGLAS COUNTY, NEBRASKA



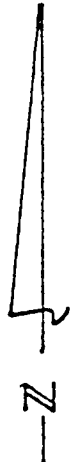
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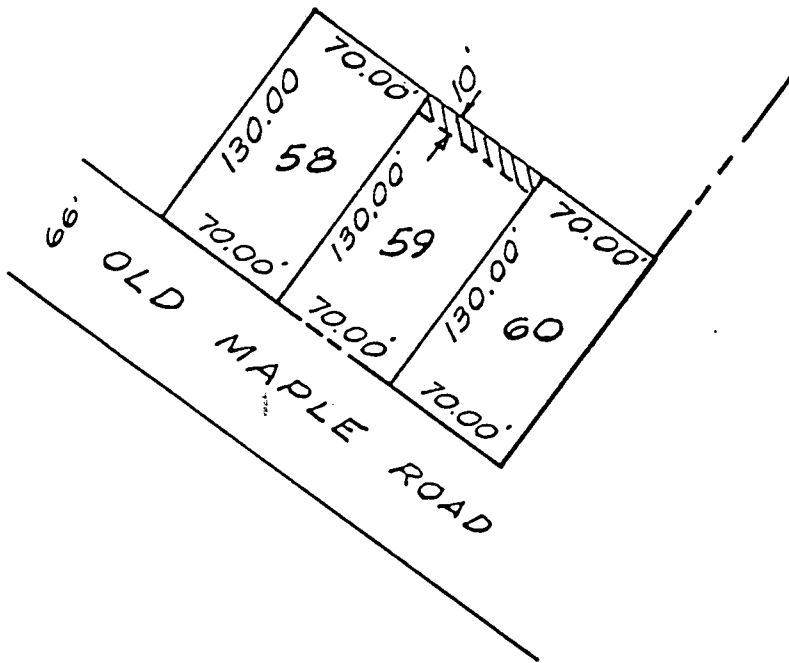
Northwesterly 10'
and The Southwesterly 120'
of the Northwesterly 5'
Lot 58
The KNOLLS

EXHIBIT "A0"

SEWER AND DRAINAGE EASEMENT
S. & I. D. No. 229
DOUGLAS COUNTY, NEBRASKA



Scale: 1" = 100'



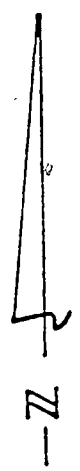
Northeasterly 10'
Lot 59
THE KNOLLS

EXHIBIT "AP"

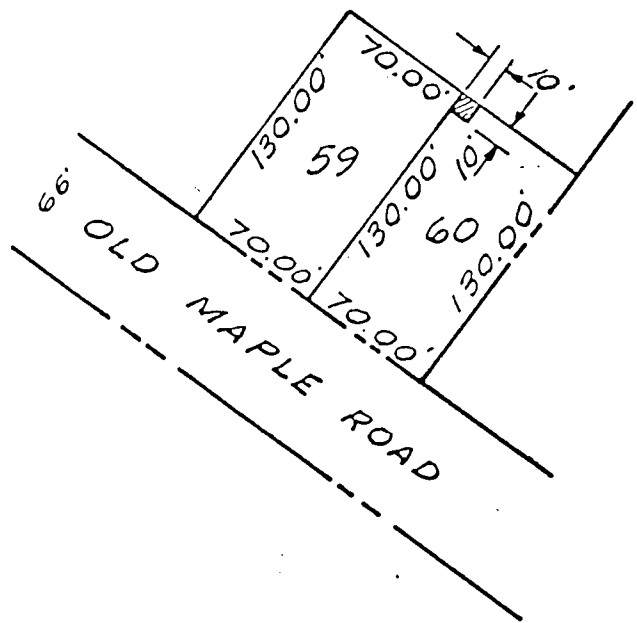
SEWER AND DRAINAGE EASEMENT

S. & I.D. No. 229

DOUGLAS COUNTY, NEBRASKA



Scale: 1" = 100'



The Northwesterly 10' of
 the Northeasterly 10'
 Lot 60
 THE KNOLLS

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ENTERED IN INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA
 18 DAY OF October 1972 AT 3:54 P.M. C. HAROLD OSTLER, REGISTER OF DEEDS

4800