

E A S E M E N T

This Agreement made this 25 day of April, 1966, between Swanco Land Company (formerly known as West Fairacres Company, Inc.), hereinafter called "Grantor" and the City of Omaha in the State of Nebraska, a Municipal Corporation, hereinafter called "City".

WITNESSETH:

WHEREAS, Grantor is contemplating the construction of storm sewers in the N.E. $\frac{1}{4}$ of Section 19, Township 15 North, Range 12 East of the Sixth Principal Meridian in Douglas County, Nebraska, as shown and more particularly described in Exhibit "A" attached hereto which by reference is made a part hereof; and

WHEREAS, said sewer, in the future, may serve property other than the property of the Grantor,

NOW, THEREFORE, in consideration of the permission by the City to Grantor to construct such sewer, the Grantor does hereby grant, convey and confirm to the City, Permanent Easements on, over, under, in and across the real estate described in Exhibit "A" for the purpose of changing, repairing, inspecting, maintaining and reconstructing said sewer or any part thereof; provided, however, that such easements shall have no force and effect unless and until the property on or in which said sewer is to be constructed shall be annexed as a part of the City.

This Agreement shall be binding on the successors and assigns of the respective parties hereto.

IN WITNESS WHEREOF, the parties hereto, for themselves, their successors and assigns, have caused the due execution hereof as of the day and year first above written.

SWANCO LAND COMPANY (formerly
WEST FAIRACRES COMPANY, INC.)
a Nebraska Corporation

By

G. Sawall

ATTEST:

W. J. Rusan
Secretary

STATE OF NEBRASKA)
County of Douglas) ss.

On this 25 day of April, 1966, before me, the undersigned, a Notary Public in and for said County, personally came G.E. Sawall, President of Swanco Land Company (formerly West Fairacres Company, Inc.), a Nebraska Corporation and Cecil A. Johnson, Secretary of said Corporation, to me personally known to be the President and Secretary respectively of said Corporation and the identical persons whose names are affixed to the foregoing instrument, and acknowledged the execution thereof to be their respective voluntary act and deed as such officers and the voluntary act and deed of said Corporation, ~~and the Corporate Seal of said Corporation to be thereto affixed by its authority.~~

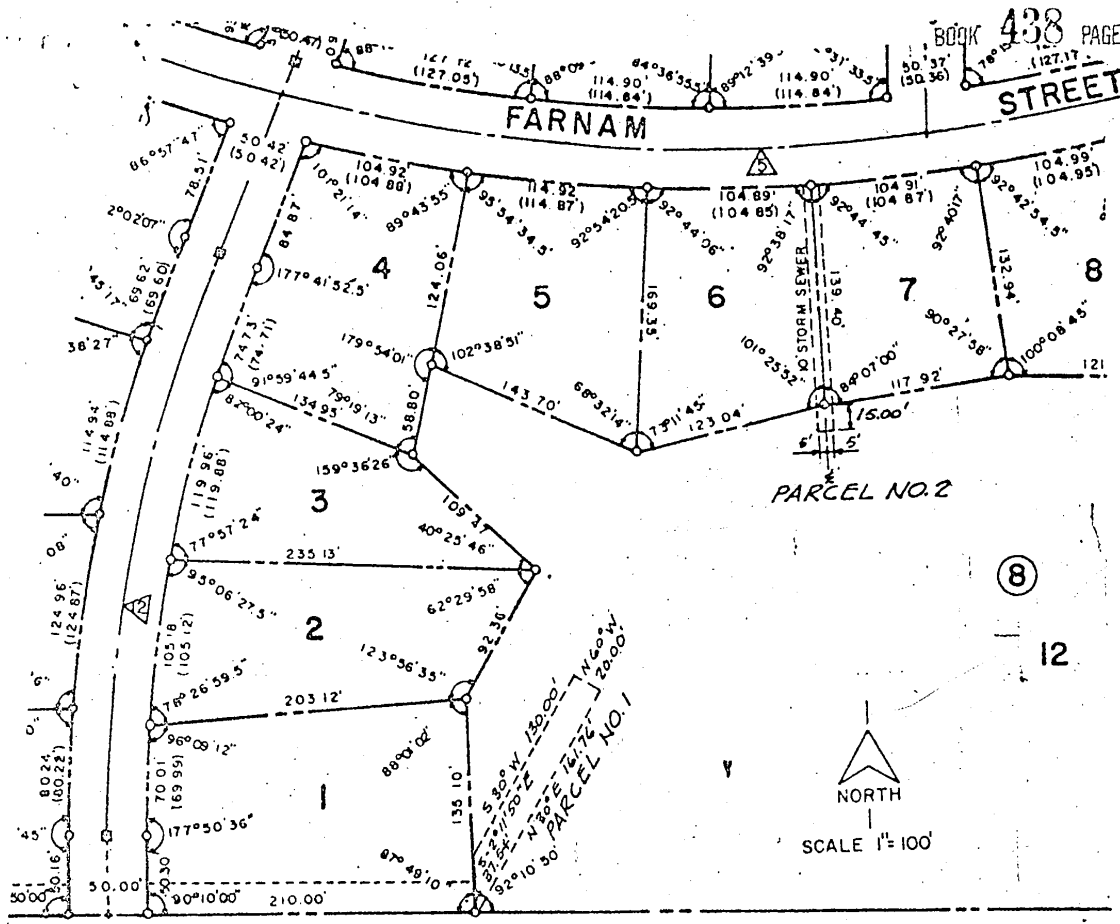
WITNESS my hand and Notarial Seal the day and year last above written.


Theresa R. Olson
Notary Public

My Commission expires 4-28-68

Approved as to Form:

Edward M. Stearns
City Attorney



LEGAL DESCRIPTION
OF
EASEMENT
FOR
STORM SEWERS

Two parcels of land located in Lot 12, Block 8, West Fairacres. West Fairacres is a plat of a tract of land located in the Northeast Quarter (NE $\frac{1}{4}$) of Section 19, Township 15 North, Range 12 East of the Sixth Principal Meridian in Douglas County, Nebraska. Sewer easement boundaries are described as follows:

Parcel No. 1. A 20 foot wide Easement.

Beginning at the Southeast corner of Lot 1, Block 8; thence North 30° East into Lot 12 a distance of 161.76 feet; thence North 60° 0' West a distance of 20.0 feet; thence South 30° 0' West a distance of 130.00 feet to a point on the West line of Lot 12 (East line of Lot 1); thence South 2° 11' 50" East along the said West line of Lot 12 a distance of 37.54 feet to the point of beginning.

Parcel No. 2 is an extension of a 10 foot wide Storm Sewer Easement into Lot 12, Block 8, whose centerline is described as follows:

Beginning at a corner common to Lots 6, 7 and 12 in said Block 8; thence on the East line of Lot 6 (West line Lot 7) extended into Lot 12 a distance of 15.0 feet.

3-14-66

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THOMAS J. O'CONNOR
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

THE STATE OF NEBRASKA } ss.
Douglas County

Entered in Numerical Index and Filed
for Record in the office of the Register of
Deeds of said County and recorded in

Book 438 of Misc

Page 77

Charles J. [Signature]
Register of Deeds

By *Lang R* Deputy
MAILED
4610 P. [Signature]

N. G.P.N.-P.M.
Compared 77-98 Fee 4.75
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