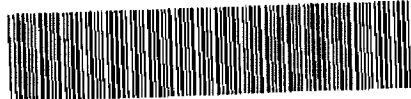


1283 165 MISC



02878 99 165-167

Nebr Doc Stamp Tax
Date
\$
By

RICHARD N. TAKECII  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE  
99 FEB 24 PM 3:53  
**RECEIVED**

GRANT OF EASEMENT

PERMANENT SANITARY AND STORM SEWER EASEMENT

*Lot 480  
Brookhaven*

This Grant of Easement made this 22<sup>nd</sup> day of February, 1999, between Sanitary & Improvement District No. 294, Douglas County, Nebraska, hereinafter referred to as "Grantor", in favor of Sanitary and Improvement District No. 435, Douglas County, Nebraska hereinafter referred to as "SID" and its successors and assigns, and the City of Omaha, Nebraska.

THAT, said Grantor in consideration of the sum of Two dollars (\$ 2.00), and other valuable consideration, the following grants and agreements are made:

1. Grantor does hereby grant and confirm unto SID and its successors and assigns, the right to use the parcel of land described as follows, to-wit:

**SEE ATTACHED EXHIBIT "A"**

2. Grantor does hereby grant and confirm unto SID, its successors and assigns, together with the right of ingress and egress from said premises for the purpose of constructing, inspecting and maintaining or operating sanitary and storm sewers and associated appurtenances at the will of the SID.
3. That no grading, fill or fill material, embankment work, buildings, improvements, or other structures shall be placed in, on, over or across said easement strip by Grantor, his successors and assigns, without express approval of the SID. Improvements which may be approved by SID include landscaping, grading for roadways or development and road, street or parking area surfacing or pavement. These improvements and any trees, grass or shrubbery placed on said easement shall be maintained by Grantor, his successors or assigns.
4. SID shall cause any disturbance of grade made on said easement to be properly refilled 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 or representative of the SID and any of said construction work.
5. That said Grantor for himself and his successors and assigns, do confirm with the SID and its assigns, that he the Grantor is well seized in fee of the above-described property and that he has the right to grant and convey this easement in the manner and form aforesaid, and that he will, and his successors and assigns, shall warrant and defend this easement to SID and its assigns against the lawful claims and demands of all persons. This easement runs with the land.
6. That this instrument contains the entire agreement of the parties; that there are no other different agreements or understandings between the Grantor and the SID or its agents; and that the Grantor, in executing and delivering this instrument, has not relied upon any promises, inducements or representations of the SID or its agents or employees except as are set forth herein.

IN WITNESS WHEREOF, said Grantor has executed this easement on the date first written above.

*L. Michael Kirk*

GRANTOR: CHAIRMAN, SANITARY & IMPROVEMENT DISTRICT NO. 294, DOUGLAS COUNTY

STATE OF NEBRASKA )  
                                  )SS  
COUNTY OF DOUGLAS)

On this 22<sup>nd</sup> day of February, 1999, before me, a Notary Public in and for said County and State, personally appeared L. Michael Kirk, Chairman of SID 294, Douglas County, who executed the above and foregoing easement acknowledged the execution thereof to be their voluntary act and deed.

*James E. Lang*  
NOTARY PUBLIC  
My Commission expires \_\_\_\_\_

GENERAL NOTARY-State of Nebraska  
JAMES E. LANG  
My Comm. Exp. Sept. 23, 2000

01-60000  
MI-04750

FEE 6.50 FB  
BKP 85.221 C/O COMP P  
DEL 8-14-12 SCAN dc FV

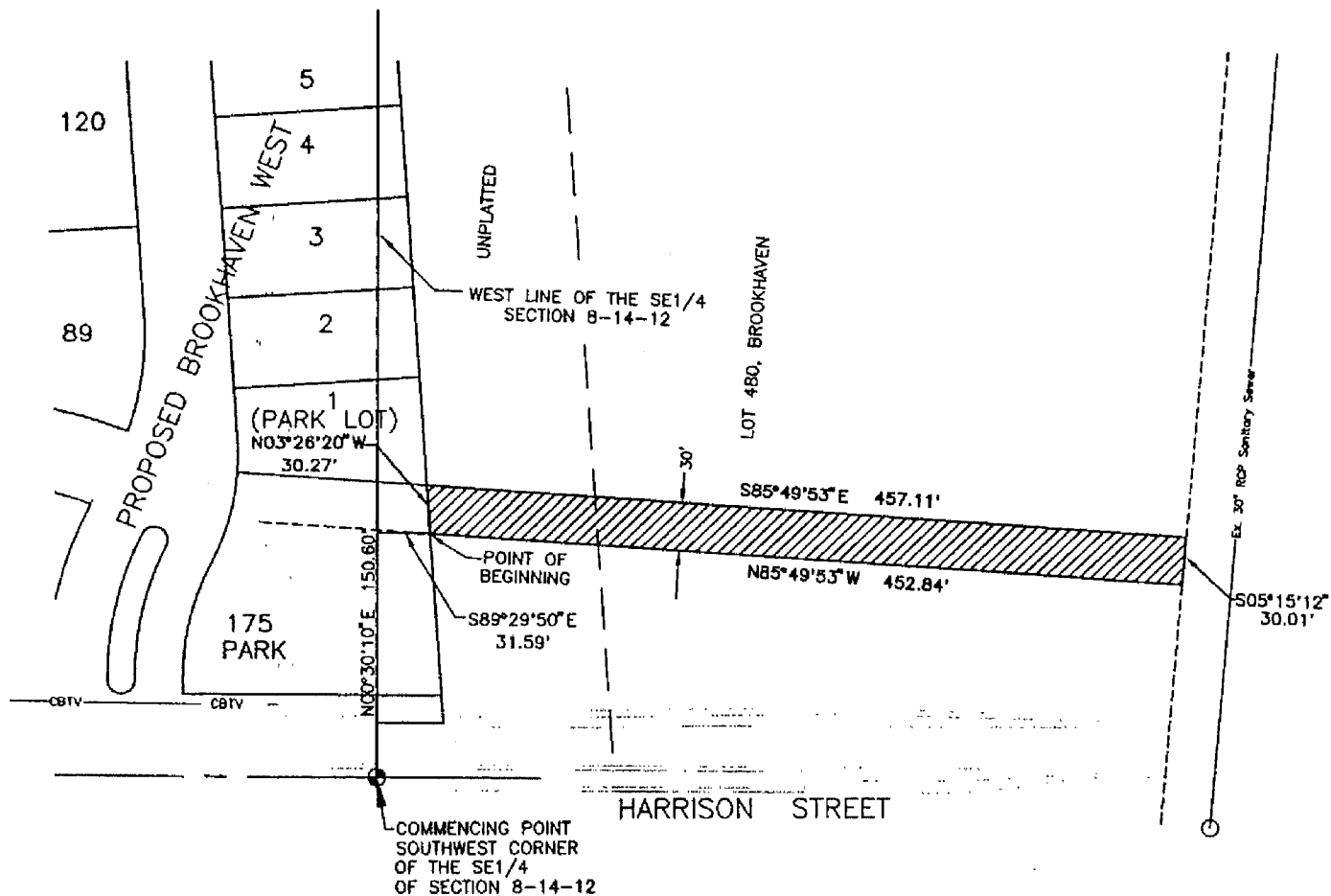
*2878*

# PERMANENT SANITARY & STORM SEWER EASEMENT

## EXHIBIT "A"



Scale 1"=100'



#98043

E&A CONSULTING GROUP  
 12001 "Q" STREET  
 OMAHA, NE 68137  
 (402) 895-4700 FAX (402) 895-3599

REVISED 1/27/98  
 LEGAL DESCRIPTION 12-17-98  
 SEE PAGE 2 OF 2 PAGE 1 OF 2  
 OWN BY LOD

LEGAL DESCRIPTION  
PERMANENT SANITARY AND STORM SEWER EASEMENT

A 30.00-foot wide permanent sanitary and storm sewer easement located in the SE 1/4 of Section 8; and also located in part of Lot 480, Brookhaven, a subdivision located in part of the South 1/2 of said Section 8, all located in Township 14 North, Range 12 East of the 6th P.M., Douglas County, Nebraska, more particularly described as follows:

Commencing at the Southwest corner of said SE 1/4 of Section 8; thence N00°30'10"E (assumed bearing) along the West line of said SE 1/4 of Section 8, a distance of 150.60 feet; thence S89°29'50"E, a distance of 31.59 feet to the point of beginning; thence N03°26'20"W, a distance of 30.27 feet; thence S85°49'53"E, a distance of 457.41 feet; thence S05°15'12"W, a distance of 30.01 feet; thence N85°49'53"W, a distance of 452.84 feet to the point of beginning.

SW SE

Said permanent sanitary and storm sewer easement contains an area of 13,654 square feet or 0.313 acres, more or less.

#98043.1  
2/1/99

E & A CONSULTING GROUP  
12001 "Q" STREET  
OMAHA, NE 68137

Ret  
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