

Lot 480  
Brookhaven

BOOK 603 PAGE 163

PROJECT NO. \_\_\_\_\_

TRACT NO. \_\_\_\_\_

EASEMENT

THIS INDENTURE, made this 20th day of January, 1978 between

Charles G. Smith and Nellie M. Smith

hereinafter referred to as "Grantor(s)", and the County of Douglas, State of Nebraska, hereinafter called "County",

WITNESSETH:

That said Grantor(s) in consideration of the sum of One Dollar

\_\_\_\_\_ Dollars (\$ 1.00 ) and other valuable consideration, to Grantor(s) in hand paid by said County, the receipt whereof is hereby acknowledged, does or do hereby grant, sell, convey and confirm unto said County and its assigns forever, a paving easement for the right to use, construct, build, maintain, repair and construct paving for the passage of traffic, together with all appurtenances, wires, lines, poles, structures, and other applicable equipment pertaining to any paving, or drainage facility, in, through, over and under the parcel of land described as follows, to-wit:

The South 50 feet and the East 75 feet of the North 125 feet of the South 175 feet of Lot 480, Brookhaven, a subdivision located in the South 1/2 of Section 18, Township 14 North, Range 12 East of the 6th P.M., Douglas County, Nebraska.

1kin-

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 Douglas County. Any trees, grass, and shrubbery placed on said easement shall be maintained by Grantor(s), his or their heirs, successors and assigns.

Said County shall cause any trench made on aforesaid realty to be properly re-filled, 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 County and any of said construction and work.

Said Grantor(s) for himself or themselves and his or their heirs, executors and administrators does or do confirm with the said County and its assigns, that he or they, the Grantor(s) 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 County and its 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 damage arising from change of grade or grading are hereby waived.

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

Charles G. Smith  
\_\_\_\_\_  
Nellie M. Smith  
\_\_\_\_\_  
WILLIE M. SMITH

Name of Corporation

Corporate Seal: BY \_\_\_\_\_ President

ATTEST \_\_\_\_\_

(Acknowledgment on reverse side hereof)

Comped ✓  
46-299  
N 46-76022

STATE OF NEBRASKA) SS  
COUNTY OF DOUGLAS)

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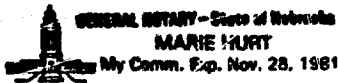
On this 20 day of January, 1978, before me, a Notary Public, in and for said County, personally came the above named:

Charles L. Smith

Nellie M. Smith

who is (are) personally known to me to be the identical person(s) whose name(s) is (are) affixed to the above instrument and acknowledged the instrument to be his, her (their) voluntary act and deed for the purpose therein stated.

WITNESS my hand and Notarial Seal the date aforesaid.



Marie Hurt  
Notary Public

My Commission Expires November 28, 1981

STATE OF NEBRASKA) SS  
COUNTY OF DOUGLAS)

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me, the undersigned, a Notary Public in and for said County, personally came

\_\_\_\_\_  
President of \_\_\_\_\_

\_\_\_\_\_ a \_\_\_\_\_ Corporation, to me personally known to be the President of said Corporation and the identical person whose name is affixed to the foregoing instrument, and acknowledged the execution thereof to be his/her respective voluntary act and deed as such officer 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 at Douglas County the day and year last above written.

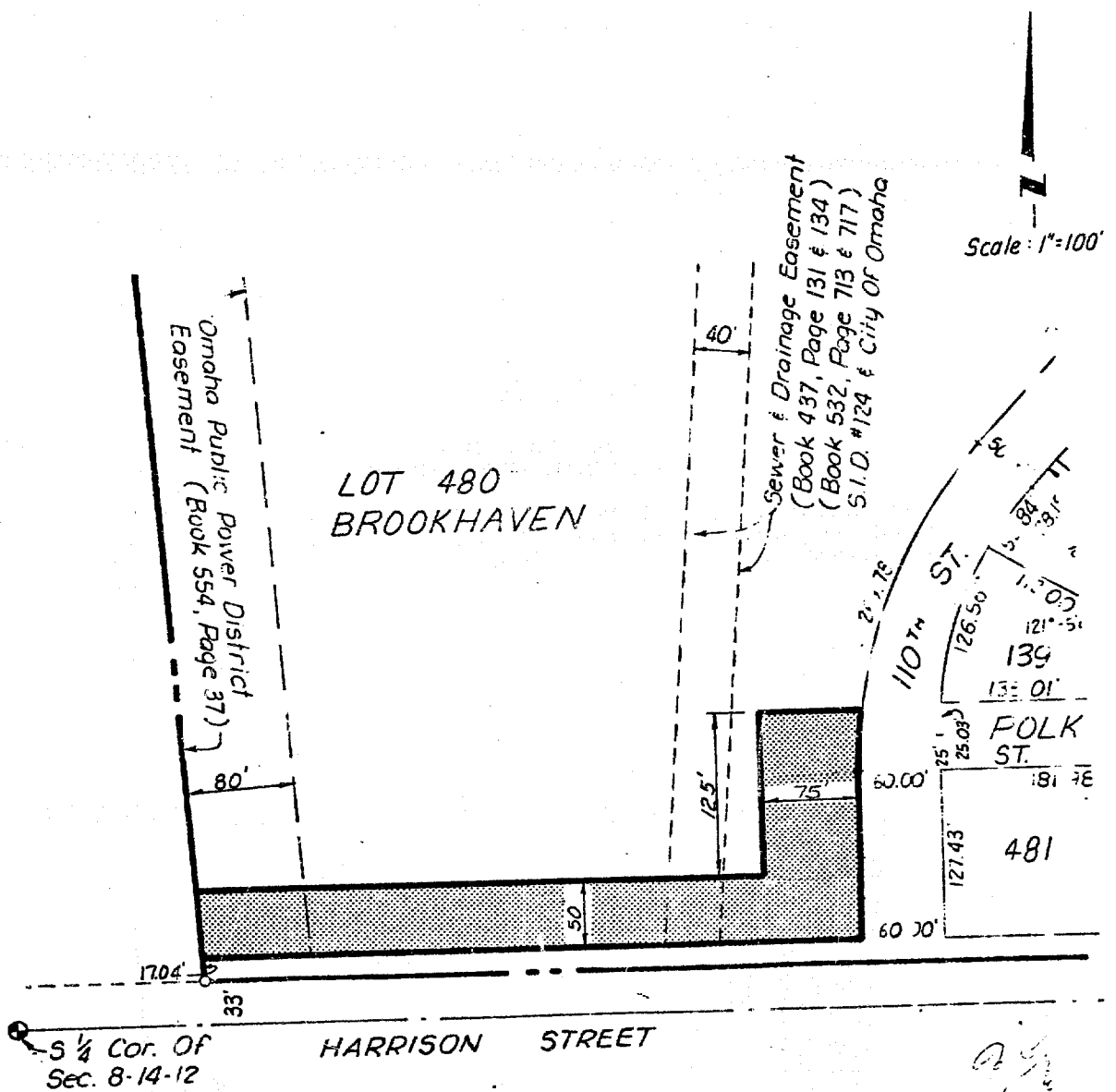
\_\_\_\_\_  
Notary Public

My Commission Expires \_\_\_\_\_

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LEGAL DESCRIPTION  
PERMANENT CONSTRUCTION EASEMENT

The South 50 feet and the East 75 feet of the North 125 feet of the South 175 feet of Lot 480, Brookhaven, a subdivision located in the South 1/2 of Section 18, Township 14 North, Range 12 East of the 6th P.M., Douglas County, Nebraska.



Scale: 1"=100'

S 1/4 Cor. Of Sec. 8-14-12

1-17-78 #7686

22 April

RECEIVED  
1978 SEP 14 AM 10:03  
MARSH BOSTER  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NEBR.

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Fee 9.25  
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Comped

85-481  
N 85-361