

35-60

Said Owners do confirm with the said District and its assigns, that they are well seized in fee of the above described property and that they have the right to grant and convey this easement in the manner and form aforesaid, and that they will, and their heirs, executors and administrators, shall warrant and defend this easement to said District and its assigns against the lawful claims and demands of all persons.

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 Owners have hereunto set their hands and seals the day and year first above written.

BLUE RIDGE LAND COMPANY

Attest: [Signature] By: [Signature]

STATE OF NEBRASKA )  
COUNTY OF \_\_\_\_\_ ) ss

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me, a Notary Public in and for said County, personally came \_\_\_\_\_ who are personally known to me to be the identical persons whose names are affixed to the above instrument and acknowledged the instrument to be their voluntary act and deed for the purpose therein stated.

WITNESS my hand and Notarial Seal the date aforesaid.

STATE OF NEBRASKA )  
COUNTY OF Douglas ) ss

On this 23<sup>d</sup> day of July, 1944, before me, the undersigned, a Notary Public in and for said County, personally came \_\_\_\_\_ President of BLUE RIDGE LAND COMPANY, a Corporation, and \_\_\_\_\_ Secretary 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 date aforesaid.

[Signature]  
Notary Public

EASEMENT

THIS INDENTURE, made this 14th day of ~~June~~ <sup>July</sup>, 1965 between  
SANITARY AND IMPROVEMENT DISTRICT NO. 30 OF SARPY COUNTY,  
NEBRASKA, hereinafter called "District" and BLUE RIDGE LAND  
COMPANY, hereinafter called "Owner."

WITNESSETH:

That said Owner, in consideration of the sum of Two (\$2.00)

         Dollars and other valuable

consideration, to them in hand paid by said District, the receipt whereof  
is hereby acknowledged, doth hereby grant, sell, convey and confirm unto  
said District and its assigns, forever, the right to use, construct, build,  
lay, maintain, repair and reconstruct an outfall sanitary sewer pipe for  
the passage of sewer water and sewage in, through, over and under the  
parcel of land described in "Exhibit A" attached hereto and made a part  
hereof by reference.

Said easement is granted upon the expressed condition that if any  
changes, repairs or alterations are necessary to be made at any time or  
if any portion of any sewer needs to be reconstructed after the lots are  
laid or approved, the District shall make good or cause to be made  
good to the owner or owners of the above property any damage that may  
be done by said changes, alterations, repairs or reconstruction in the  
way of damage to trees, grounds, buildings or other improvements  
thereon, including crops, vines, gardens and lawns, caused by work and  
construction done by the District.

Said District shall cause any trench made on foresaid realty to be pro-  
perly 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 District in any of said construction and work.

FILED FOR RECORD IN SARPY COUNTY NEBR. 1965 AT OMAHA  
AND RECORDED IN BOOK OF DEEDS PAGE 600 REGISTER OF DEEDS

• SCHMID, FORD, SNOW, CROEN & MOONEY  
ATTORNEYS AT LAW  
OMAHA, NEBRASKA 68131