

NEG 12

EASEMENT

THIS INDENTURE, made this 12th day of April, 1960, between The Omaha Home for Boys, party of the first part, and M.P.S. Corporation, party of the second part, WITNESSETH:

That said party of the first part in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, to them in hand paid by said party of the second part, the receipt whereof is hereby acknowledged, doth hereby grant, sell, convey and confirm unto said party of the second part and their assigns forever, the right to use, construct, build, lay and maintain a sanitary sewer in, through and under the following described property:

A strip of land being within the Southeast Quarter (SE¹/₄) of Section Six (6), Township Fifteen (15), North Range Thirteen (13), East of the 6th P.M., being that part adjoining Lot Five (5), Block Four (4), Solomon's Addition and West thereof approximately Twenty-five (25) feet to a Fifty-four inch (54") sanitary sewer which runs parallel to the West property line of Lot Five (5), Block Four (4), Solomon's Addition to the City of Omaha, Douglas County, Nebraska.

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 said sewer need to be reconstructed after the lots are filled or improved, the said M.P.S. Corporation shall make good to the owner or owners of such lot or lots as hereinbefore set forth any and all 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, during construction and thereafter.

Said party of the second part agrees to pay all costs of construction of said storm or sanitary sewer, and fill in the trench with mechanically compacted material and sow grass seed over said trench and generally leave the premises in a neat and orderly condition.

Said party of the first part for themselves and their heirs, executors and administrators do confirm with the said party of the second part and its assigns, that they, the party of the first part, are well seized in fee of the lot and premises aforesaid 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 party of the second part and its assigns against the lawful claims and demands of all persons.

IN WITNESS WHEREOF said party of the first part have hereunto set their hands and seals the day and year first above written.

IN THE PRESENCE OF

John A. Robinson

STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

The Omaha Home for Boys

BY: H. Hassel Taylor, Pre:

C. W. Carnaby Jr. Sec.
M.P.S. CORPORATION Vice

By: C. W. Carnaby Jr. Pres
H. Hassel Taylor Sec.
Treas

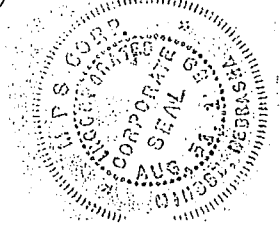
On this 12th day of April, A.D. 1960, before me, the undersigned, a Notary Public in and for said County, personally appeared the above named H. HASSEL TAYLOR, President of The Omaha Home for Boys and C W CARNABY JR., Secretary of said Corporation, to me personally known to be the President and Secretary 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 at Omaha in said County the day and year last above written.



John A. Robinson
Notary Public

My Commission expires Dec 19 1962



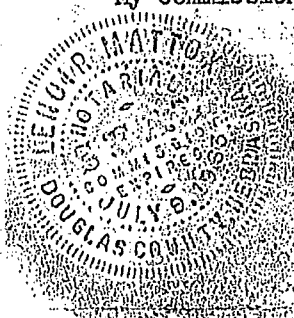
STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

On this 12th day of April, 1960, before me, the undersigned, a Notary Public in and for said County, personally came A. S. Bellinger Vice President of M.P.S. Corporation, and J. R. McBride 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 at Omaha in said County, the day and year last above written.

Leslie Matton
Notary Public

My commission expires July 9, 1963



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ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA
10 DAY May 1960 AT 2047 M. THOMAS J. O'CONNOR, REGISTER OF DEEDS