

STORAGE AND FLOWAGE EASEMENT

For and in consideration of Sixteen Hundred and Twenty and no/100 (\$1620.00) Dollar(s) and other good and valuable considerations, the receipt whereof is hereby acknowledged, Reed H. Carsten and Gertrude Carsten, husband and wife, each in his or her own right and as spouse of the other,

of Clatonia, Nebraska, Grantor does hereby grant, convey and release unto the Clatonia Creek Watershed Conservancy District of Gage and Lancaster Counties, Nebraska

of \_\_\_\_\_, Grantee, its successors and assigns, a perpetual easement in, over and upon the following described land situated in the County of Gage, State of Nebraska to wit:

East Half of Northeast Quarter of Northeast Quarter (E 1/2 NE 1/4 NE 1/4) and the North Half of the Northeast Quarter of the Southeast Quarter of the Northeast Quarter (N 1/2 NE 1/4 SE 1/4 NE 1/4) of Section 11, Township 6 North, Range 5, East of the 6th P. M.

for the purpose of permanent storage, temporary detention and flowage, either or all, of any waters and sediment that are impounded, stored or detained, for the clearing of trees, brush and debris within the permanent storage area and for maintenance and inspection of areas to be flooded by watershed structures, designated as site 7 A in the plans for Clatonia Creek Watershed.

The rights and privileges herein granted shall be subject to the following terms and conditions:

1. The consideration recited herein shall constitute payment in full for all damages sustained or to be sustained by the Grantor by reason of the permanent storage, temporary detention and flowage, either or all, of the works of improvement described above.
2. In the event construction on the above described works of improvement is not commenced within ten years from the date hereof, the rights and privileges herein granted shall at once revert to and become the property of the grantor, his heirs and assigns.
3. There is reserved to the Grantor, his heirs and assigns, the right and privilege to use the above described land of the Grantor at any time, in any manner and for the purpose not inconsistent with the full use and enjoyment by the Grantee, its successors and assigns, of the right and privilege herein granted.
4. The Grantee is responsible for operating and maintaining the above described works of improvements.
5. This easement shall not pass nor shall the same be construed to pass, to the Grantee any fee simple interest or title to the above described lands.

TO HAVE AND TO HOLD the aforesaid easement in, over and upon the above described land of the Grantor, with all the rights privileges and appurtenances thereto belonging or in anywise appertaining, unto the Grantee, its successors and assigns, forever.

IN WITNESS WHEREOF the Grantor has executed this instrument on the 23<sup>rd</sup> day of May, 19 69.



Reed H. Carsten  
Signature of Grantor

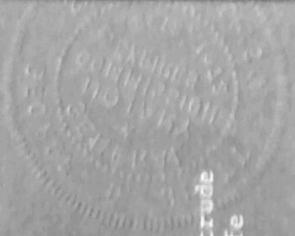
Gertrude Carsten  
Signature of Grantor

State of Nebraska  
ss  
Clatsop County

On this, the 23<sup>rd</sup> day of May, A.D. 19 69, before me the undersigned George D. Hiatt, a Notary Public, duly commissioned and qualified for and residing in said county, personally came Reed H. Carsten and Gertrude Carsten, husband and wife, to me known to be the identical persons whose name is affixed to the foregoing Instrument and acknowledge the same to be their voluntary act and deed. Witness my hand and Notarial Seal the day and year last above written.

George D. Hiatt  
Notary Public      George D. Hiatt

My commission expires the 13th day of March, 19 73.



11-6-5  
1041

EASEMENT

FROM  
Reed H. Carsten and Gertrude Carsten, husband and wife  
to-  
Clatonia Creek Watershed Conservancy District

STATE OF NEBRASKA } ss  
County of Gage }  
Filed for record and entered  
in Numerical Index June 23  
19 69 at 3:40 o'clock P.M.  
Recorded in Book 45 of  
Miscellaneous Page 419  
Alma C. [Signature]  
REGISTER OF DEEDS  
By [Signature] Deputy

fee - 3.25 charge  
& return--Everson, Wullschlegel & Sutter  
Attys - City  
filed by Arnold Wullschlegel  
NUMEROX  
ALPHA  
PAGEO  
COMPTD