

Sutphen, Drake and Reed vs. Omaha & N. P. R.R. Co. V

For the consideration of One Dollar in hand paid the receipt of which is hereby acknowledged in Emily M. Sutphen, Catharine Drake and Byron Reed do hereby grant and convey unto the Omaha and Southern Railway Company a corporation organized under the General Laws of the State of Nebraska, a strip of land twenty five feet wide through Lot number three in Section Twenty three in Township fifteen North of Range thirteen East in the County of Douglas and State of Nebraska the said strip of land being twelve feet and six inches on each side of the center line of the track of said Railroad as the same is now located and built. Provided that in case the said Railroad Company its successors or assigns shall abandon the route of its said Railroad through the above described tract of land or any part thereof, or shall at any time hereafter institute any proceedings under the laws of the State of Nebraska to appraise, condemn or in any manner take possession of any other of said land in said Lot three except the aforesaid strip of twenty five feet in width, then and in either such case the interest hereby conveyed shall nevertheless become reversioned in the said Emily M. Sutphen, Catharine Drake and Byron Reed their heirs and assigns as of their original estate in fee and in like manner shall such reversion take place in case the said Omaha and Southern Railway Company its successors or assigns shall sell or lease that portion of its line on the above described strip of land unless the whole remaining portion of its said Railroad line be included in the same sale or lease.

Witness our hands this ninth day of April 1876

Emily M. Sutphen

Catharine Drake

By Byron Reed her Attorney in fact
Byron Reed

In presence of
Lewis S. Reed

Indef 50[¢]

The State of Nebraska } ss
Douglas County } On this ninth day of April A.D. 1876
before me a Notary Public in and for said County personally came the above named Emily M. Sutphen and Byron Reed who are well known to me to be the identical persons whose names are subscribed to the foregoing Deed as grantors and they avowedly acknowledged that they executed the same freely and voluntarily for the purposes therein expressed. Also at the same time before me personally

appeared Catharine Drake by Byron Reed her Attorney in fact well known to me to be the identical person whose name is subscribed to the foregoing Deed by her said Attorney, and said Byron Reed as such Attorney acknowledged the foregoing Instrument to be his own voluntary act and deed and also the voluntary act and deed of his said constituent Catharine Drake.

Witness my hand and notarial seal the date last aforesaid.
Recorded April 14th ad
1890 at 10 O'clock AM
Lewis S Reed
Notary Public
Geo. S. Smob
County Clerk

Morgan & Dodge.

This Deed made and entered into this First (1st) day of April Eighteen Hundred and Seventy (1870) by and between Michael R Morgan and Judith P Morgan his wife of Saint Louis Missouri parties of the first part and John A. Dodge of party of the second part Witnesseth: That the said parties of the first part in consideration of Three Thousand (3000) Dollars to them paid by the said party of the second part the receipt of which is hereby acknowledged do by their presents Grant bargain and sell, convey and confirm unto the said party of the second part the piece of land known and described as Lot One (1) in Block Eleven (11) in the City of Omaha County of Douglas, State of Nebraska, Together with all the tenements, hereditaments and appurtenances to the same belonging and all the estate, rights, title, interest, dower, claim or demands whatsoever of the said Michael R Morgan and Judith P Morgan of in or to the same or any part thereof. To have and to hold the same together with all the rights, immunities, privileges and appurtenances to the same belonging to the said party of the second part, and to him his heirs and assigns forever. The said parties of the first part hereby covenanting, that they, their heirs, executors and administrators shall and will warrant and defend the title to the premises to the said party of the second part to him his heirs and assigns forever, against the lawful claims of all persons whatsoever.

In witness whereof the said parties of the first part have hereunto set their hands and seal the day and year first above written
Witness to signatures
Carl Moller
M. R. Morgan
J. P. Morgan