

BOOK 211 PAGE 344

A G R E E M E N T

THIS AGREEMENT, made and entered into this 3rd day of May, 1946, by and between DONALD J. O'BRIEN and ROSE P. O'BRIEN, husband and wife, parties of the first part, and EVA M. TRUAX and EDWARD H. TRUAX, wife and husband, parties of the second part, WITNESSETH:

THAT, WHEREAS, the parties of the first part are the owners of the following described real estate:

The South six feet (S 6') of Lot Five (5), and the North Thirty-four feet (N 34') of Lot Six (6), all in Block Six (6), Alamo Plaza, an Addition to the City of Omaha, Douglas County, Nebraska, as surveyed, platted and recorded,

and the parties of the second part are the owners of the following described real estate:

The North Thirty feet (N 30') of Lot Seven (7), and the South Ten feet (S 10') of Lot Six (6), Block Six (6), Alamo Plaza, an Addition to the City of Omaha, Douglas County, Nebraska, as surveyed, platted and recorded,

IN CONSIDERATION of the mutual covenants and agreements hereinafter expressed, the parties of the first part for themselves, their heirs, legal representatives and assigns, agree to keep open the strip of land now used as a driveway, which is a strip five feet (5') wide along the South boundary, with the exception of the East twenty-five feet (25') of said lot line, and the parties of the second part agree to keep open a strip of land one and one-half feet (1-1/2') along the North line of the property heretofore described as owned by them, so that no barrier, fence, shrubbery, or anything can be planted or erected to interfere with the use of said strip as a driveway, this agreement to be binding upon themselves, their heirs, legal representatives and assigns.

IT IS FURTHER MUTUALLY AGREED between the parties hereto that anything erected or caused to be placed on the lot line between all the parties hereto, their heirs, legal representatives or assigns, must be by mutual consent and in writing, and the expense incidental thereto is to be borne in equal proportions by said parties.

STATE OF NEBRASKA

DOUGLAS COUNTY

ss

Subscribed and sworn to before me by the said Donald J. O'Brien and Rose P. O'Brien, this 3rd day of May, 1946.

Donald J. O'Brien
Rose P. O'Brien
 Parties of the first part

Eva M. Truax
Edward H. Truax
 Parties of the second part

Notary Public

STATE OF NEBRASKA

DOUGLAS COUNTY

ss

Subscribed and sworn to before me by the said Eva M. Truax and Edward H. Truax, this 10 day of May, 1946.

Notary Public

6. INDEXED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA. 1-55
 11 DAY May 1946 AT 11:25 A.M. THOMAS J. O'CONNOR, REGISTER OF DEEDS