

THIS IS A LEGAL BINDING CONTRACT, IF  
NOT UNDERSTOOD, SEEK LEGAL ADVICE

✓  
FEE BOOK  
INDEXED  
COMPARED  
TANTON  
JANTEE  
REGISTER  
ICES 2550

CONSTRUCTION, STORAGE AND FLOWAGE AND OPERATION AND  
MAINTENANCE EASEMENT

For and in consideration of Three Thousand Nine Hundred Sev-  
enty Dollars (\$3,970.00), the receipt whereof is hereby ac-  
knowledgeed.

CHARLES B. MAY & PATRICIA A. MAY (Husband & Wife)

of Fremont, Nebraska, herein called the Grantor, whether one  
or more, does hereby grant, convey and release unto the

LOWER PLATTE NORTH NATURAL RESOURCE DISTRICT

a political subdivision of the State of Nebraska, with its  
principal office located at David City, Nebraska, herein  
called the Grantee, its successors and assigns, a perpetual  
easement in, over and upon the following described land  
situated in the County of Dodge, State of Nebraska, to wit:

A TRACT OF LAND IN PART OF THE NW1/4 OF THE SE1/4 SEC.  
5, T17N, R8E, OF THE 6TH P.M. IN DODGE COUNTY,  
NEBRASKA; BEGINNING AT A POINT IN THE EAST 1/16  
LINE OF SAID SECTION 5; SAID POINT BEING 480.61  
FEET SOUTHERLY FROM THE CENTER EAST 1/16 CORNER AND  
SAID EAST 1/16 LINE IS ASSUMED TO BEAR NORTH 00 39'20"  
EAST; THENCE IN A LINE PARALLEL WITH AND 120.00 FEET  
NORTHERLY FROM THE CHANNEL CENTERLINE, SOUTH 87 55'05"  
WEST, A DISTANCE OF 198.16 FEET; THENCE SOUTH 81 23'54"  
WEST, A DISTANCE OF 352.28 FEET; THENCE SOUTH 02 04'55"  
WEST, A DISTANCE OF 140.00 FEET; THENCE SOUTH 77 08'02"  
EAST, A DISTANCE OF 551.42 FEET TO A POINT IN THE SAID  
EAST 1/16 LINE; THENCE WITH SAID EAST 1/16 LINE NORTH  
00 39'20" EAST, A DISTANCE OF 322.60 FEET TO THE POINT  
OF BEGINNING; CONTAINING AN AREA OF 2.97 ACRES MORE OR  
LESS; AS ILLUSTRATED IN ATTACHMENT A;

AND;

A STORAGE AND FLOWAGE EASEMENT IN AN AREA OF THE SW1/4  
OF THE NE1/4 AND THE NW1/4 OF THE SE1/4 SECTION 5, T17N,  
R8E OF THE 6TH P.M. IN DODGE COUNTY, NEBRASKA; CONSISTING  
OF TWO AREAS COMPOSED OF TWO (2) ACRES MORE OR LESS; AS  
ILLUSTRATED IN ATTACHMENT B;

AND;

A TEMPORARY EASEMENT AREA FOR CONSTRUCTION PURPOSES  
AS PERTAINS TO THE INSTALLATION OF THE PROJECT  
COMPONENTS IN NW1/4 OF THE SE1/4 SECTION 5, T17N,  
R8E OF THE 6TH P.M. IN DODGE COUNTY, NEBRASKA WHICH  
SHALL TERMINATE UPON COMPLETION OF CONSTRUCTION.

For or in connection with the construction, operation and  
maintenance, repair and inspection of the flood control chan-  
nel, a portion of which is located as described herein; for  
the flowage of any water, in, over, upon, or through such  
structures and adjacent storage as is herein described; is il-  
lustrated in Attachment A & B; for the flood control channel  
designated as:

RAWHIDE FLOOD CONTROL CHANNEL.

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

2. 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 rights and privileges herein granted.

4. This easement shall not convey nor shall the same be construed to convey, to the Grantee any fee simple interest or title to the above described lands.

6. This contract shall be binding upon the parties hereto, their heirs, successors and assigns.

8. Grantee will provide a cattle water device as required if project construction precludes water availability for livestock.

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

Charles A. Day  
(Signature of Grantor)

Patricia A May  
(Signature of Grantor)

STATE OF NEBRASKA )  
 ) SS.  
 *Adair* COUNTY )

Charles B. May and Patricia A. May  
known to me to be the identical person or persons who signed

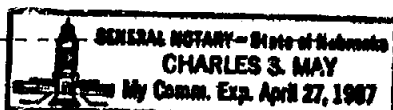
the foregoing instrument and acknowledged the execution thereof to be his, her or their voluntary act and deed.

WITNESS my hand and Notarial Seal the day and year last above written.

*Charles S. May*

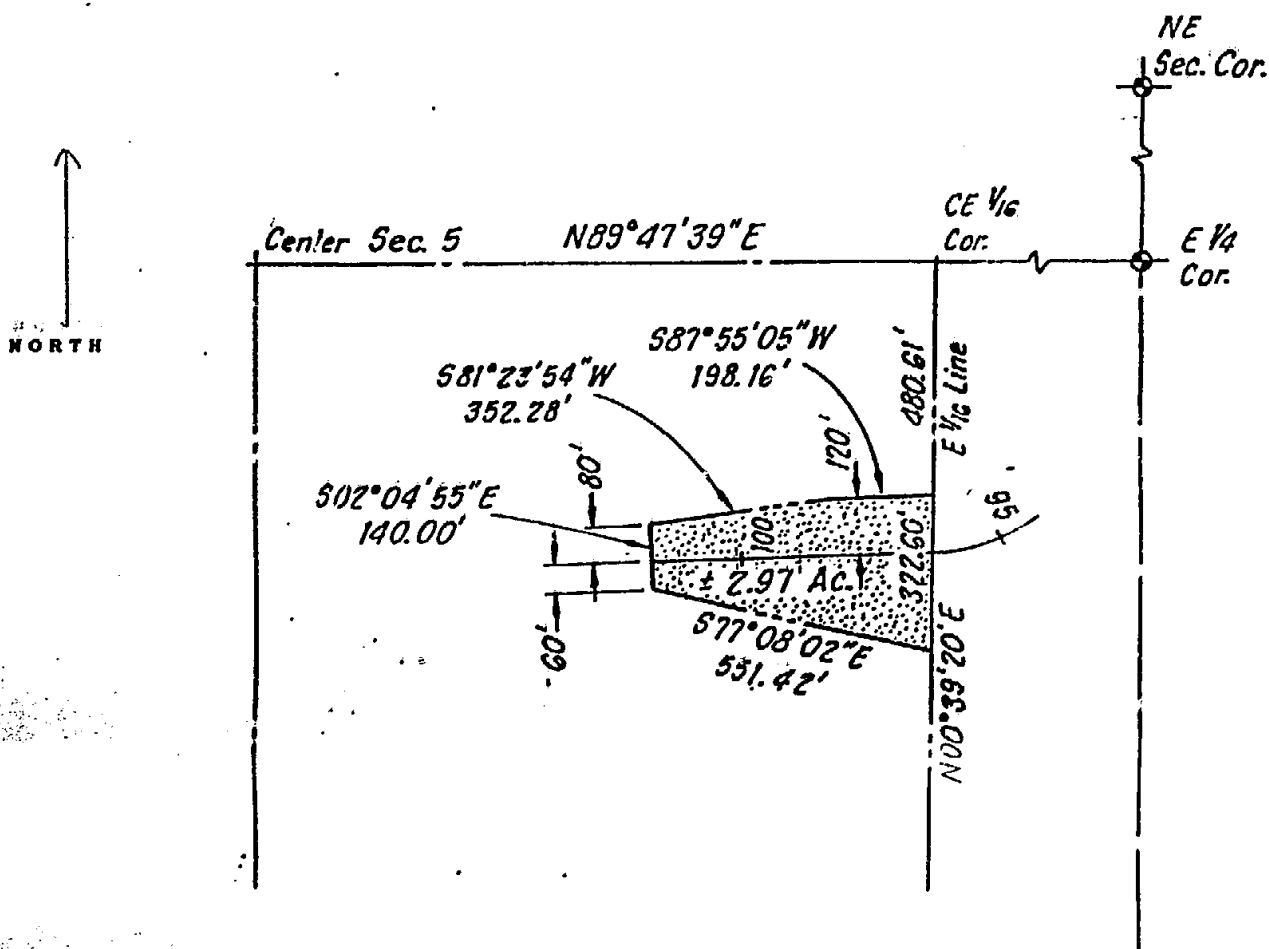
Notary Public

My commission expires:-----



ATTACHMENT A  
CHARLES B. MAY & PATRICIA A. MAY  
(HUSBAND & WIFE)  
RAWHIDE FLOOD CONTROL PROJECT

A TRACT OF LAND IN PART OF THE NW1/4 OF THE SE1/4 SEC. 5, T17N, R8E, OF THE 6TH P.M. IN DODGE COUNTY, NEBRASKA; BEGINNING AT A POINT IN THE EAST 1/16 LINE OF SAID SECTION 5; SAID POINT BEING 480.61 FEET SOUTHERLY FROM THE CENTER EAST 1/16 CORNER AND SAID EAST 1/16 LINE IS ASSUMED TO BEAR NORTH 00 39'20" EAST; THENCE IN A LINE PARALLEL WITH AND 120.00 FEET NORTHERLY FROM THE CHANNEL CENTERLINE, SOUTH 87 55'05" WEST, A DISTANCE OF 198.16 FEET; THENCE SOUTH 81 23'54" WEST, A DISTANCE OF 352.28 FEET; THENCE SOUTH 02 04'55" WEST, A DISTANCE OF 140.00 FEET; THENCE SOUTH 77 08'02" EAST, A DISTANCE OF 551.42 FEET TO A POINT IN THE SAID EAST 1/16 LINE; THENCE WITH SAID EAST 1/16 LINE NORTH 00 39'20" EAST, A DISTANCE OF 322.60 FEET TO THE POINT OF BEGINNING; CONTAINING AN AREA OF 2.97 ACRES MORE OR LESS.



**ATTACHMENT B**  
**CHARLES B. MAY & PATRICIA A. MAY**  
**(HUSBAND & WIFE)**  
**RAWHIDE FLOOD CONTROL PROJECT**

**A STORAGE AND FLOWAGE EASEMENT IN AN AREA OF THE SW1/4  
OF THE NE1/4 AND THE NW1/4 OF THE SE1/4 SECTION 5, T17N,  
R8E OF THE 6TH P.M. IN DODGE COUNTY, NEBRASKA; CONSISTING  
OF TWO AREAS COMPOSED OF TWO (2) ACRES MORE OR LESS.**

