

27217

PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

Buckingham Development Company,
That a Nebraska corporation, herein called "Grantor," whether one or more, owner of certain real property described as:

A portion of Lot Thirty-Eight (38), an Irregular Tract located in the Northeast Quarter (NE1/4) of Section 17, Township 9 North, Range 7 East of the Sixth Principal Meridian, Lancaster County, Nebraska.

for and in consideration of the sum of One Dollar and 00/100 (\$ 1.00), duly paid, the receipt whereof is hereby acknowledged, does hereby GRANT, REMISE and RELINQUISH unto the CITY OF LINCOLN, NEBRASKA, a municipal corporation, its successors and assigns, herein called "Grantee," the RIGHT, PRIVILEGE and EASEMENT to construct, reconstruct, maintain, operate, repair, and replace municipal utilities, including sanitary sewers, storm sewers, water service, and electrical lines under, over and through the following described real property, to wit:

Commencing at the northeast corner of said Section 17; thence west along the north line of said Section 17 a distance of 161.91 feet, more or less; thence south a distance of 33.0 feet to the intersection of the north line of said Lot 38, and the west right-of-way line of the Burlington Northern Railroad, said point being the point of beginning; thence in a southeasterly direction along the west right-of-way line of the Burlington Northern Railroad a distance of 284.91 feet, more or less to a point on the east line of said Lot 38; thence south along the east line of said Lot 38 a distance of 69.08 feet, more or less; thence in a northwesterly direction along a line parallel to and 30.0 feet west of the west right-of-way line of the Burlington Northern Railroad a distance of 361.83 feet, more or less, to a point on the north line of said Lot 38; thence east along the north line of said Lot 38 a distance of 33.40 feet, more or less, to the point of beginning, containing 0.22 acres, more or less.

TO HAVE AND TO HOLD UNTO THE CITY OF LINCOLN, NEBRASKA, its successors and assigns, so long as any of such municipal utilities shall be maintained, together with the right of ingress and egress to said property from the public streets, for the purpose of constructing, reconstructing, inspecting, repairing, maintaining, operating, and replacing any of said utilities and appurtenances thereto, located thereon, in whole or in part, at the will of the Grantee, it being the intention of the parties hereto that Grantor is hereby granting the uses herein specified without divesting Grantor of title and ownership of the rights to use and enjoy the above described property for any purpose except the construction thereon of permanent buildings, subject only to the right of Grantee to use the same for purposes herein expressed, and subject to any prior leases or easements of record heretofore granted to other parties.

This instrument, and the covenants and agreements herein contained shall inure to the benefit of and be binding and obligatory upon the heirs, executors, administrators, successors and assigns of the respective parties.

IN WITNESS WHEREOF we have hereunto set our hands this 30 day of August, 1978.



Buckingham Development Company,
a Nebraska corporation
by: Hubert A. Hall
Hubert Hall, President

27217

STATE OF _____)
COUNTY OF _____) ss.

On _____, 19____, before me, the undersigned, a Notary Public duly commissioned and qualified for in said County, personally came _____

to me known to be the identical person(s) whose name(s) is (are) affixed to the foregoing instrument and acknowledge 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.

Notary Public

My Commission Expires: _____

STATE OF _____)
COUNTY OF _____) ss.

On _____, 19____, before me, the undersigned, a Notary Public duly commissioned and qualified for in said County, personally came _____

to me known to be the identical person(s) whose name(s) is (are) affixed to the foregoing instrument and acknowledge 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.


Notary Public

STATE OF Nebraska)
COUNTY OF Lancaster)

On August 30, 1978, before me, the undersigned, a Notary Public duly commissioned and qualified for in said County, personally came Hubert Hall President of Buckingham Development Company, a Nebraska corporation,

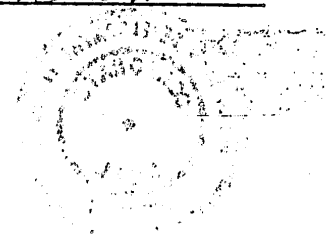
_____ a corporation, known to me to be the President and identical person who signed the foregoing instrument, and acknowledged the execution thereof to be his voluntary act and deed as such officer and the voluntary act and deed of said corporation and that its corporate seal was thereto affixed by its authority.

Witness my hand and notarial seal the day and year last above written.

 GENERAL NOTARY - State of Nebraska
VIRGIL H. BECKMAN
My Comm. Exp. April 20, 1982

Virgil H. Beckman
Notary Public

My Commission Expires: April 20, 1982



INDEXED
MICRO-FILED
GENERAL

7-588
Misc

RECORDS SECTION
REGISTERED

1978 OCT 11 PM 2:55

FILED

INST. NO. 78- 27217

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