

NO FEE

BLOCK

CODE

CHANGED

CHANGED

CHANGED

Don Jolte

REGISTERED DEEDS

2001 FEB 28 P 12

LANCASTER COUNTY, NE

INST. NO 2001

009323

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Project No. STPE-3265(6)

Samuel L. Price, Trustee for the

Meredith Kristen Price and Megan Kay Price Irrevocable Inter Visos Trust

Tract No. 46

PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

SAMUEL L. PRICE, TRUSTEE FOR THE MEREDITH KRISTEN PRICE AND
MEGAN KAY PRICE IRREVOCABLE INTER VISOS TRUST

herein called the "Grantor", record owner of the real property hereinafter described, for and in consideration of the sum of One and 00/100 Dollars (\$1.00), duly paid, the receipt whereof is hereby acknowledged and the further consideration of the performance of the covenants and agreements by Grantee as hereinafter set out and expressed does hereby grant, remise and relinquish unto Lancaster County, a governmental subdivision of the State of Nebraska, herein called "Grantee", permanent easement on the following legally described real estate situated in Lancaster County, Nebraska, to wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD unto Lancaster County, Nebraska, its successors and assigns, the right to construct, use and maintain on the land herein described utilities, such slopes as are necessary to retain and support the County road, the construction and/or extension of drainage structures and/or the construction of a drainage channel or drainage ditch and so long as such utilities, slopes, drainage structure, drainage channel or drainage ditch is used and maintained, the right of ingress and egress to said property herein described from the County road for the purpose of inspecting, repairing, and maintaining the said utilities, slopes, drainage structure, drainage channel and/or drainage ditch located thereon at the will of the Grantee, it being the intention of the parties hereto that the Grantee shall have the right to assign utility easements and that Grantor is hereby granting the uses herein specified without divesting Grantor of title and ownership of the rights to use the above described property for any purpose that does not interfere with the uses herein granted.

The Grantor, in consideration of the payments herein stated, agrees not to construct buildings, ornamental fences or other improvements which may be damaged by the Grantees uses herein specified. If the Grantor chooses to make such improvements, Grantor hereby waives all claims for damages which may occur from the Grantees use as herein specified with the exception of necessary fence removal and replacement costs, or damages caused by negligence of the Grantee.

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 the Grantor has signed this 14th day of Dec., 2000.

OWNER
MEREDITH KRISTEN PRICE, MEGAN KAY PRICE
IRREVOCABLE INTER VISOS TRUST

Samuel L. Price
c/o Samuel L. Price, Trustee

State of Indiana, County of Fayette:

Before me, a Notary Public qualified for said County, personally came Samuel L. Price, Trustee for the Meredith Kristen Price and Megan Kay Price Irrevocable Inter Visos Trust

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 on 12/14/00

My commission expires 08/30/01

Notary Public Larry E Myers

Exhibit "A"

Tract No. 46
Permanent Easement

PT LOT 7 SE 4 S 7

Referring to the southeast corner of the SE 1/4 of Section 4, T. 8 N., R. 7 E. of the 6th Principal Meridian, Lancaster County, Nebraska; thence northerly with the east line of the said SE 1/4 to a point 232.084 m (761.43 feet) distant from and normal to the south line of the said SE 1/4; thence westerly parallel with the said south line to a point 15.240 m (50.00 feet) distant from and normal to the said east line and the point of beginning; thence continuing with the last described course to a point 20.795 m (68.22 feet) westerly from and normal to the said east line; thence northeasterly to a point 246.400 m (808.40 feet) northerly from the said southeast corner and 15.240 m (50.00 feet) westerly from and normal to the said east line; thence southerly parallel with the said east line to the point of beginning.

Containing 0.004 ha (0.01 ac.), more or less.