

THIS INDENTURE, made this 24th day of May 1963

between Henry F. Peetz and Edith A. Peetz parties of the first part, and the Sanitary and Improvement District No. 115 of Douglas County, Nebraska, hereinafter called District, witnesseth:

That said parties of the first part in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, to them in hand paid by said District, the receipt whereof is hereby acknowledged, doth hereby grant sell, convey and confirm unto said District and its assigns forever, the right to use, construct, build, lay, maintain, repair and reconstruct a sanitary sewer pipe or both for the passage of sewer water and sewage in, through, over and under the parcel of land described as follows, to-wit:

A 20-ft. permanent sanitary sewer easement running Southerly in the NE 1/4 of the SE 1/4 of Sec. 17, T15N, R12E, in Douglas Co., Nebraska, the centerline of which is described as follows: Beginning at a point on the North line of Sec. 17, T15N, R12E, said point being 1313.48 ft. West of the NE corner of the SE 1/4 of said Sec. 17; thence Southerly, 70 ft. East of and parallel to the centerline of the Loup River power line, a distance of 1002.57 ft. to the end of said sewer easement.

Said easement is granted upon the expressed condition that if any changes, repairs or alterations are necessary to be made at any time or if any portion of any sewer needs to be reconstructed after the lots are filled or improved, the District shall make good or cause to be made good to the owner or owners of the above property any damage that may be done by said changes, alterations, repairs or reconstruction in the way of damage to trees, grounds, buildings or other improvements thereon, including crops, vines, gardens and lawns, caused by work and construction done by the District.

Said District shall cause any trench made on foresaid realty to be properly refilled, and shall cause grass seed to be sown over said trench, and shall cause the premises to be left in a neat and orderly condition. This easement is also for the benefit of any contractor, agent, employee and representative of the District in any of said construction and work.

Said parties of the first part for themselves and their heirs, executors and administrators do confirm with the said District and its assigns, that they, the parties of the first part, are well seized in fee of the above described property and that they have the right to grant and convey this easement in the manner and form aforesaid, and that they will, and their heirs, executors and administrators, shall warrant and defend this easement to said District and its assigns against the lawful claims and demands of all persons.

All rights of the said District shall inure to the City of Omaha when the City shall annex the area in the District.

The consideration recited includes damages for change of grade, if any, and any and all claims for damage arising from change of grade or grading are hereby waived.

IN WITNESS WHEREOF said parties of the first part have hereunto set their hands and seals the day and year first above written.

X Henry F. Peetz
X Edith A. Peetz

Name of Corporation

Corporate Seal: By _____

Attest _____
Secretary

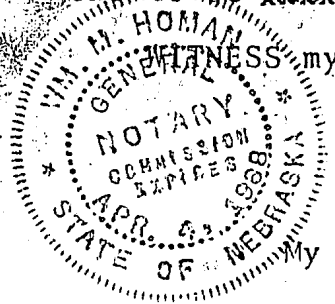
(Acknowledgement on backside hereof)

STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

On this 24th day of May, 1963, before me a Notary Public in and for said County, personally came the above named
HENRY F. PEETZ and EDITH A. PEETZ

who ~~is~~ (are) personally known to me to be the identical person(s) whose name(s) ~~is~~ (are) affixed to the above instrument and acknowledged the instrument to be ~~his~~ (their) voluntary act and deed for the purpose therein stated.

WITNESS my hand and Notarial Seal the date aforesaid.



Wm. M. Homan
Notary Public

My Commission expires April 4, 1968.

STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

On this _____ day of _____, 19____, before me, the undersigned, a notary public in and for said County, personally came _____ President of _____

_____ a Corporation, and _____, Secretary of said Corporation, to me personally known to be the President and Secretary respectively of said Corporation and the identical persons whose names are affixed to the foregoing instrument, and acknowledged the execution thereof to be their respective voluntary act and deed as such officers and the voluntary act and deed of said Corporation, and the Corporate Seal of said Corporation to be thereto affixed by its authority.

WITNESS my hand and Notarial Seal at Omaha in said County the day and year last above written.

Notary Public

My Commission expires _____.

Handwritten notes and signatures:
61
399
muc
17-15-12
305
RECEIVED
1963 JUN 26 AM 11 26
THOMAS J. O'CONNOR
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.
Mues
Rush