

EASEMENT

This Agreement made this 18 day of May, 1977 by and between WAYNE E KOENIG and EDNA PEARL KOENIG, husband and wife, jointly and severally, of Gage County, Nebraska and DUANE G KOENIG and YVONNE J KOENIG, husband and wife, jointly and severally, of Gage County, Nebraska;

WITNESSETH:

WHEREAS, Wayne E Koenig is the record title holder of an undivided one-half (1/2) interest in the following described real estate and Duane G Koenig is the record title holder of an undivided one-half (1/2) interest in the following described real estate, to-wit:

Lot Thirty-six (36) and the East Half (E½) of Lot Thirty-seven (37), I N McConnell's Subdivision of the South Half of the Southeast Quarter (S½ SE¼) of Section Thirty-two (32), Township Four (4) North, Range Six (6), East of the Sixth P.M., Gage County, Nebraska, hereinafter referred to as Lot Thirty-six (36) and the East Half (E½) of Lot Thirty-seven (37), respectively, and

WHEREAS, the parties have caused housing facilities to be constructed upon a portion of the above described real estate and intend to construct other housing facilities thereon, and

WHEREAS, it would be in the best interest of all parties concerned if a perpetual common access transportation easement was located upon the above described real estate, and

WHEREAS, the parties have agreed to an easement for said perpetual common access transportation easement over and across the hereinafter described tract of land, to-wit:

A tract of land described as beginning at a point 121.05 feet South and 20 feet East of the Northwest (NW) corner of Lot Thirty-six (36); thence North 121.05 feet parallel with the West line of Lot Thirty-six (36); thence West 20 feet to the Northwest (NW) corner of Lot Thirty-six (36); thence South along the West line of Lot Thirty-six (36) a distance of 161.05 feet; thence East to a point 125.5 feet East of the West line of the East Half (E½) of Lot Thirty-seven (37) and 80 feet North of the South line of Lot Thirty-six (36); thence South 80 feet on a line parallel to the West line of Lot Thirty-six (36); thence East 20 feet on the South line of Lot Thirty-six (36); thence North 80 feet on a line parallel with the West line of Lot Thirty-six (36); thence in a North and Westerly direction to the point of beginning.

hereinafter referred to as "Driveway Easement".

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL PROMISES, OBLIGATIONS AND RIGHTS HEREBY CREATED, the said respective parties do hereby grant and convey unto the other parties, their heirs, successors and assigns, a right-of-way or easement along and across the hereinafter described "Driveway Easement", together with full and free right for him, her and them and his, her, and their tenants, servants, visitors and licensees, in common with all others having the like right, and at all times hereafter with or without automobile or other vehicles or on foot, for the purpose of ingress and egress to and from structures now built or structures to be hereinafter built on Lot Thirty-six (36) and the West Half (W½) of Lot Thirty-seven (37) as hereinbefore described and for all other purposes connected with the use of said Lot Thirty-six (36) and the West Half (W½) of Lot Thirty-seven (37).

It is further understood and agreed by and between the parties hereto that the easement granted herein is to be held by the respective grantees, his, her and their heirs and assigns as appertinent to the land owned by said respective grantees.

This Agreement has been executed in duplicate by the parties hereto and each executed copy hereof shall be considered an original.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day

Wayne E Koenig
Wayne E Koenig

Edna Pearl Koenig
Edna Pearl Koenig

Duane G Koenig
Duane G Koenig

Yvonne J Koenig
Yvonne J Koenig

STATE OF NEBRASKA, COUNTY OF GAGE, SS:

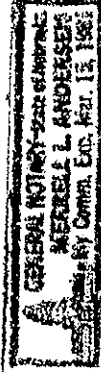
Now on this 18 day of May, 1977, before me, a Notary Public in and for said County, personally appeared Wayne E Koenig and Edna Pearl Koenig, husband and wife, to me known to be the identical persons described in and who executed the foregoing Easement and they severally acknowledged the same to be their voluntary act and deed.

Witness my hand and official seal at Beatrice in said County, the day and year last above written.

Merrell L. Andersen
Notary Public

Commission Expires

March 15 1981



STATE OF NEBRASKA, COUNTY OF GAGE, SS:

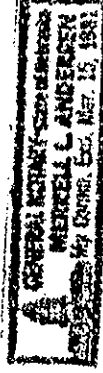
Now on this 18 day of May, 1977, before me, a Notary Public in and for said County, personally appeared Duane G Koenig and Yvonne J Koenig, husband and wife, to me known to be the identical persons described in and who executed the foregoing Easement and they severally acknowledged the same to be their voluntary act and deed.

Witness my hand and official seal at Beatrice in said County, the day and year last above written.

Merrell L. Andersen
Notary Public

Commission Expires

March 15 1981



NUMBER
INDEXED
FILED
PAGES X

Fee: \$6.25 Chg. Neb. Title
Return: Merrell L. Andersen
119 N. 5th St., Beatrice, Ne 68310

State of Nebraska, Gage County ss. Entered in Numerical Index and filed for record the 19th day of May, 1977 at 4:45 o'clock P. M., and recorded in Book 55 of Miscellaneous on page 467

Merrell L. Andersen
Register of Deeds

By Deputy