

BK 1473 PG 702-705



MISC 2002 27939

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

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*misc* <sup>8</sup>

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BKP 36-16-9v C/O \_\_\_\_\_ COMP \_\_\_\_\_

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Temp. 12.4.01

### DRAINAGE EASEMENT

THIS INDENTURE, made this 29<sup>th</sup> day of OCTOBER, 2002

between McCANN ENTERPRISES, INC., A NEBRASKA CORPORATION hereinafter referred to as "Grantor(s)," and the County of Douglas, State of Nebraska, hereinafter called "County."

**WITNESSETH:**

THAT, said Grantor(s) in consideration of the sum of SIX HUNDRED SEVENTY-FIVE AND NO/100S Dollars \$ 675.00 and other valuable consideration, to Grantor(s) in hand paid by said County, the receipt whereof is hereby acknowledged, does or do hereby grant, sell, convey and confirm unto said County and its assigns forever, a drainage easement for the right to use, construct, build, maintain, repair and construct a drainage ditch and/or culvert together with all appurtenances, structures and other applicable works pertaining to such drainage facility in, through, over or under the parcel of land described as follows, to wit:

(SEE ATTACHED)

No buildings, improvements or structures shall be placed in, on, over or across said easements by undersigned, its successors and assigns without express approval of Douglas County. Any trees, grass and shrubbery placed on said easement shall be maintained by Grantor, its successors and assigns.

Said County shall cause any excavation made on aforesaid realty to be properly refilled, seeded or sodded 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 County in connection with any of said construction and work. Said County shall maintain its culvert and/or ditch in good order so as to protect Grantor's lands from damage on account of improper failure of maintenance.

Said Grantor for itself and its successors and assigns does confirm with the said County and its assigns, that the Grantor, is well seized in fee of the above described property and that it has the right to grant and convey this easement in the manner and form aforesaid, and that it will, and its successors and assigns shall warrant and defend this easement to said County and its assigns against the lawful claims and demands of all persons.

IN WITNESS WHEREOF, said Grantor(s) has or have hereunto set his or their hand(s) and seal(s) the day and year first above written.

McCANN ENTERPRISES, INC.,

BY: [Signature]  
Pres

A NEBRASKA CORPORATION

STATE OF NEBRASKA, COUNTY OF DOUGLAS

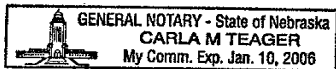
The foregoing instrument was acknowledged before me on OCTOBER 28, 2002.

by LYLE HAUGEN, President of  
MCCANN ENTERPRISES, INC

T.I.N. 47-0461606

[Signature]  
Signature of Person Taking Acknowledgement

Title: Loan Cust.



**TOM DOYLE**  
DOUGLAS COUNTY ENGINEER  
15505 WEST MAPLE ROAD  
OMAHA, NEBRASKA 68116-5173

**TRACT 2  
PARCEL B  
PERMANENT DRAINAGE EASEMENT**

A PARCEL OF LAND LYING IN THE IN THE NORTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 36, TOWNSHIP 16 NORTH, RANGE 9 EAST OF THE 6TH P.M., IN DOUGLAS COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHWEST ¼ OF SAID SECTION 36, THENCE N. 88°04'34" E. (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTHWEST ¼, ALSO BEING THE SOUTH RIGHT-OF-WAY LINE OF VALLEY STREET, 841.91 FEET; THENCE S. 01°55'26" E. PERPENDICULAR TO SAID NORTH LINE, 7.00 FEET TO THE POINT OF BEGINNING; THENCE N. 88°04'34" E. ALONG A LINE 7.00 FOOT SOUTH OF AND PARALLEL WITH SAID NORTH LINE, 16.05 FEET; THENCE S. 01°55'26" E. PERPENDICULAR TO SAID NORTH LINE, 10.88 FEET; THENCE S.88°04'34" W. ALONG A LINE 17.88 FEET SOUTH OF AND PARALLEL WITH SAID NORTH LINE, 16.05 FEET; THENCE N. 01°55'26" W. PERPENDICULAR TO SAID NORTH LINE, 10.88 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 175 SQUARE FEET (0.004 ACRES) MORE OR LESS.

**TRACT 2  
PARCEL C  
PERMANENT DRAINAGE EASEMENT**

A PARCEL OF LAND LYING IN THE IN THE NORTHWEST ¼ OF THE SOUTHEAST ¼ OF SECTION 36, TOWNSHIP 16 NORTH, RANGE 9 EAST OF THE 6TH P.M., IN DOUGLAS COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SOUTHEAST ¼ OF SAID SECTION 36; THENCE S.88°04'34"W. (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SOUTHEAST ¼, 1480.15 FEET; THENCE S.01°55'26"E. PERPENDICULAR TO SAID NORTH LINE, 7.00 FEET TO THE POINT OF BEGINNING; THENCE S.04°58'54"E., 186.57 FEET; THENCE SOUTHWESTERLY ON A 914.28 FOOT RADIUS CURVE TO THE RIGHT (CHORD BEARING S.27°32'13"W., CHORD DISTANCE 37.45 FEET) AN ARC LENGTH OF 37.45 FEET; THENCE N.37°57'09"W., 18.13 FEET; THENCE N.04°58'54"W., 204.54 FEET; THENCE N.88°04'34"E., 30.04 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 6180 SQUARE FEET (0.14 ACRES) MORE OR LESS.