

GRANT OF EASEMENT

PERMANENT SEWER EASEMENT

THIS AGREEMENT made and entered into this 18th day of April, 1985 between Carl P. Aumen, hereinafter referred to as "Grantor(s)" and ALLEN W. FRENCH and ANNE E. FRENCH, hereinafter referred to as "Grantees"

WITNESSETH:

WHEREAS, Carl P. Aumen is (are) the owner(s) of a certain property described in Exhibit "A" attached hereto and made a part hereof: and,

WHEREAS, the grantees are desirous of constructing a sanitary sewer line across the property described in Exhibit "A" and it is necessary to obtain a construction easement for the construction phase of the project and a permanent easement for the sewer line after the construction of the project.

NOW THEREFORE IN CONSIDERATION of the sum of One Dollar (\$1.00) and other valuable consideration, the receipt whereof is hereby acknowledged, the grantor(s) hereby grant to the grantees, their successors and assigns forever and in perpetuity, from the date hereof, a right of way and easement through, under and across the piece of real estate situated in Sarpy County, State of Nebraska, particularly described in Exhibit "A" attached hereto and made a part hereof, for the purpose of repairing, maintaining and reconstructing a sanitary sewer line thereon and thereunder.

IT IS UNDERSTOOD that the grantees, their successors and assigns, forever, may construct, maintain, deepen, and keep and repair a sanitary sewer line over, across and under the said real estate.

Said Grantor(s) for himself or themselves and his or their heirs, executors and administrators does or do confirm with the said grantees and their assigns, that he or they, the Grantors is or are well seized in fee of the above described property and that he or they has or have the right to grant and convey this easement in the manner and form aforesaid, and that he or they will, and his or their heirs, executors and administrators, shall warrant and defend this easement to said grantees and their assigns against the lawful claims and demands of all persons. This easement runs with the land.

IT IS FURTHER UNDERSTOOD that the grantees, their agents, contractors, assigns and successors, at all times have free access and egress from and over the said real estate to maintain and keep and repair said sanitary sewer line thereon or therein.

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:

STATE OF NEBRASKA)
) ss.
COUNTY OF SARPY)

Carl P. Aumen

On this 18 day of April, 1985, before me, a Notary Public in and for said County, personally came Carl P. Aumen, who is (are) personally known to me to be the identical person(s) whose names are affixed to the foregoing 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.

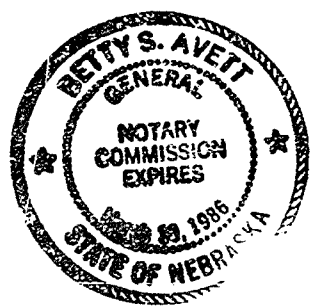
Betty S. Avett
Notary Public

My Commission Expires: March 30 1986

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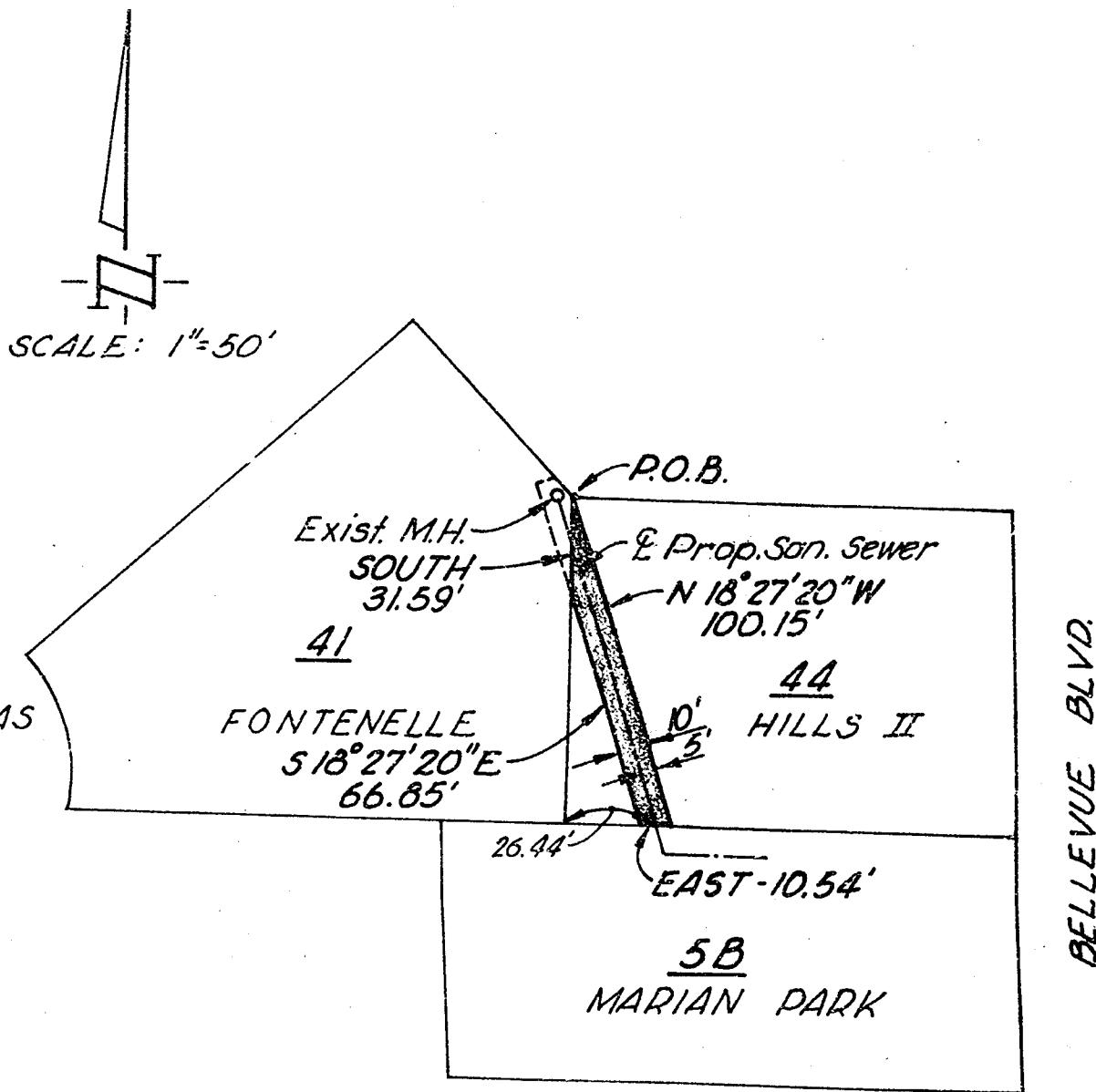
Carl J. Hibbler Rec-#
REGISTER OF DEEDS 04189



59-493A

LEGAL DESCRIPTION OF SANITARY SEWER EASEMENT

A TEN FOOT (10') WIDE SANITARY SEWER EASEMENT LOCATED IN LOT 44, FONTENELLE HILLS II, AS PLATTED AND RECORDED, SARPY COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 44, THENCE SOUTH (ASSUMED BEARING) 31.59 FEET ALONG THE WEST LINE OF LOT 44, THENCE S 18°27'20" E 66.85 FEET TO THE SOUTH LINE OF LOT 44, THENCE EAST 10.54 FEET ALONG THE SOUTH LINE OF LOT 44, THENCE N 18°27'20" W 100.15 FEET TO THE POINT OF BEGINNING. DESCRIBED EASEMENT CONTAINS 835 SQUARE FEET, MORE OR LESS.



Design Engineering and Associates, Inc.

ENGINEERS LAND SURVEYORS PLANNERS

2200 CLAY STREET BELLEVUE, NEBRASKA 68003 402-291-9100

MARCH 27, 1985