

E A S E M E N T

BOOK 401 PAGE 600

KNOW ALL MEN BY THESE PRESENTS:

That Lebbert Investment Co., a corporation duly organized and existing under the laws of the State of Nebraska, for the consideration of One Dollar and other good and valuable consideration, to it in hand paid, the receipt whereof is hereby acknowledged, and of the covenants and agreements herein expressed, hereby grant unto the Village of Bennington, State of Nebraska, a perpetual right-of-way over and across, and an easement in the land hereinafter described; for the purpose of clearing, trenching for, laying, constructing, maintaining and repairing a sewer line for the sewer system for said Village; said land being described as:

The North Ten (10) feet of the Lot Three (3), Block Three (3), and the East Ten (10) feet of Lots One (1), Two (2) and Three (3), Block Three (3), Lebbert's First Addition to Bennington, Douglas County, Nebraska,

to have and to hold the same unto the said Village for the uses and purposes herein set out.

Grantor and its assigns hereby covenant to and with the Village of Bennington, that its officers, agents or employees may, at any and all times, when necessary or convenient to do so, go over and upon said described land, and to do and perform any and all acts necessary or convenient to the carrying into effect the purposes for which this grant is made, that it shall not disturb, injure, molest or in any manner interfere with any pipeline or material for laying, maintaining, operating or repairing the same in, over and upon said described premises; provided, however, that upon the completion of said sewer line or immediately after any maintenance work on said sewer line in the future, grantee must restore the surface of the real estate over which this easement is given to its original condition; and, provided, further, that said sewer line shall be so laid as to not to interfere with the usual cultivation of the premises.

IN WITNESS WHEREOF, grantors have hereunto caused its corporate seal to be affixed and this presents signed by its President.

Dated this 7<sup>th</sup> day of December, 1964.

LEBBERT INVESTMENT CO.

By Howard A. Lebbert  
President

STATE OF NEBRASKA )  
                          )SS  
COUNTY OF DOUGLAS )

Before me, a Notary Public qualified in said county, personally came Howard A. Lebbert, President of Lebbert Investment Co., a corporation, known to me to be the President and identical person who signed the foregoing instrument and acknowledged the execution thereof to be his voluntary act and deed and the voluntary act and deed of said corporations and that its corporate seal was thereto affixed by its authority.

WITNESS my hand and notarial seal on the 7<sup>th</sup> day of December, 1964.

My commission expires: May 5, 1968

[Signature]  
Notary Public

*Brentwood, Minn.*

*15-12-64  
M.M.W.*

*RECEIVED  
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*Lebbert Inv. Co.  
321 No. Madison St.*

*68-517-335*