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STATE OF NEBRASKA COUNTY OF WASHINGTON) SS 4025
ENTERED IN NUMERICAL INDEX AND FILED FOR RECORD
THIS 28th DAY OF October A.D. 1996
AT 11:09 O'CLOCK A. M. AND RECORDED IN BOOK
259 AT PAGE 424-427
COUNTY CLERK Charlotte A. Peterson
DEPUTY Karen Madson

FILED

96 OCT 28 AM 11:09

CHARLOTTE L. PETERSON
COUNTY CLERK
WASHINGTON COUNTY, NEBRASKA

EASEMENT

THIS EASEMENT, made and executed as of the 23rd day of October, 1996, from Gerald J. Kemp and Denise K. Kemp, Husband and Wife (hereinafter "Grantors"), to Jack M. Cheek and Michele A. Cheek, Husband and Wife, as Joint Tenants (hereinafter "Grantees"), WITNESSETH:

WHEREAS, Grantors are the owners of Lots 3 and 4 of McGowan Subdivision, a subdivision of a 13.08 acre tract in the N1/2 SE1/4 of Section 4, Township 17 North, Range 12, East of the 6th P.M., Washington County, Nebraska, and

WHEREAS, Grantees are the owners of Tax Lot 22 in Section 4, Township 17 North, Range 12, East of the 6th P.M., Washington County, Nebraska, and

WHEREAS, Grantees utilize an existing roadway over and across a portion of Grantors' real estate for purposes of access to their property, and

WHEREAS, Grantees have requested that Grantors confirm the use by Grantees of a portion of Grantors' real estate by the execution of this Easement, and Grantors have agreed to do so on terms and conditions more specifically set forth hereinbelow.

NOW, THEREFORE, in consideration of \$1.00 and other valuable consideration, the receipt and sufficiency of which is herewith acknowledged by the undersigned, Grantors do herewith grant and convey unto Grantees, their heirs, assigns, and successors in interest, a perpetual easement

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on, over, and across that portion of the real estate described on Exhibit "A", attached hereto and by this reference made a part hereof, which lies within Lots 3 and 4 of McGowan Subdivision, a subdivision of a 13.08 acre tract in the N1/2 of the SE1/4 of Section 4, Township 17, Range 12, East of the 6th P.M., Washington County, Nebraska.

The easement rights granted and conveyed hereby to Grantees shall include the following:

A. The right of Grantees, their heirs, assigns, successors in title, guests and invitees, to utilize the easement thus granted as a roadway for purposes of ingress and egress to and from Grantees' real estate more particularly described hereinabove.

B. The right of Grantees to locate utilities, electrical lines, gas lines, telephone lines and cable TV lines on, over, and across the easement thus granted for service to Grantees' real estate more particularly described hereinabove.

C. The right to enter upon the easement thus granted for purposes of repair and maintenance of A and B, hereinabove.

The easement rights granted and conveyed by this instrument are perpetual, shall inure to the benefit of Grantees, their heirs, assigns, and successors in title, and shall run with the land regardless of whether or not any subsequent conveyance of assignment specifically references this easement.

The easement made and executed the date and year first aforesaid shall be binding upon the heirs, personal representatives, successors in title, and assigns of Grantors, and any subsequent conveyance of Grantors' real

estate described hereinabove shall be subject to this
easement.

Gerald J. Kemp
Gerald J. Kemp
Denise K. Kemp
Denise K. Kemp

STATE OF NEBRASKA)
) :ss:
COUNTY OF WASHINGTON)

Now on this 25 day of October, 1996, before me, a
Notary Public in and for said County, personally appeared
Gerald J. Kemp and Denise K. Kemp, Husband and Wife, known
by me to be the identical persons who executed the foregoing
instrument and acknowledged said execution to be their
voluntary act and deed.

Witness my hand and notarial seal the date and year
last above written.

Myrna J. Brown
Notary Public



Part of the SE1/4 of Section 4, Township 17 North, Range 12 East of the 6th P.M., Washington County, Nebraska, described as follows: From the E1/4 corner of said Section 4; thence S 89 degrees 24 minutes 42 seconds W (assumed bearing) on the North line of said SE1/4 a distance of 1594.49 feet to the point of beginning; thence continuing S 89 degrees 24 minutes 42 seconds W on said North line a distance of 450.41 feet to the easterly county road R.O.W. line; thence along said R.O.W. line on a 535.01 foot radius curve to the right initial tangent of which bears S 43 degrees 17 minutes 48 seconds W a distance of 101.39 feet; thence N 89 degrees 24 minutes 42 seconds E a distance of 553.50 feet; thence S 50 degrees 00 minutes E a distance of 235.22 feet; thence S 9 degrees 31 minutes 01 seconds W a distance of 379.33 feet; thence along a 62.50 foot radius curve to the left, initial tangent of which bears S 67 degrees 38 minutes 48 seconds W, a distance of 323.16 feet; thence N 9 degrees 31 minutes 01 seconds E a distance of 340.48 feet; thence S 50 degrees 00 minutes E a distance of 696.33 feet; thence S 25 degrees 30 minutes 45 seconds E a distance of 569.11 feet; thence along a 62.50 foot radius curve to the left, initial tangent of which bears S 32 degrees 37 minutes 01 seconds W, a distance of 323.16 feet, thence N 25 degrees 30 minutes 45 seconds W a distance of 583.43 feet; thence N 50 degrees 00 minutes W a distance of 1046.98 feet to said North line of the SE1/4; thence S 89 degrees 24 minutes 42 seconds W on said North line a distance of 50.72 feet to the point of beginning.

EXHIBIT "A"