

\$15.50

BLOCK

INST. NO 99

CODE
NORLI
CHECKED

REGISTER OF DEEDS

1999 MAR -3 P 2:51

012275

ENTERED

~~ENTERED~~

Repaving District 150
Tract 2

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That **CLAYTON K. YEUTTER AND CRISTENA BACH YEUTTER as Co-Trustees of the Clayton K. Yeutter Trust and NORTHERN LIGHTS, L. L. C., A Nebraska Limited Liability Company**, herein called "Grantor", whether one or more, record owner of the real property hereinafter described, for and in consideration of the sum of **ONE DOLLAR AND OTHER GOOD AND VALUABLE CONSIDERATION, (\$1.00 & OG & VC)**, duly paid, the receipt whereof is hereby acknowledged, and the further consideration of the performance of the covenants and agreements by Grantee as hereinafter set out and expressed, does hereby GRANT, REMISE and RELINQUISH unto the **CITY OF LINCOLN, NEBRASKA, a municipal corporation**, its successors and assigns, herein called "Grantee", the RIGHT, PRIVILEGE and EASEMENT to construct, reconstruct, maintain, operate, and replacement for **embankment purposes**, and appurtenances thereto belonging, over and through the following described real property, to-wit:

A tract of land for embankment purposes composed of a portion of Outlot "B", Northern Lights Addition, Lancaster County, Nebraska, described as follows:

Referring to the southeast corner of Section 15, thence on an assumed bearing south 89° 28' 17" west along the south line of said Section 15 a distance of 89.502 meters (293.64 feet) to a point, thence north 0° 31' 38" west a distance of 18.289 meters (60.0 feet) to a point, said point also being the Point of Beginning, thence north 0° 31' 43" west a distance of 1.524 meters (5.0 feet) to a point, thence north 85° 27' 43" west a distance of 37.969 meters (124.57 feet) to a point, thence south 89° 28' 17" west a distance of 5.182 meters (17.0 feet) to a point, thence south 84° 1' 56" west a distance of 12.860 meters (42.19 feet) to a point, thence south 89° 28' 17" west a distance of 12.497 meters (41.0 feet) to a point, thence south 84° 4' 6" west a distance of 22.656 meters (74.33 feet) to a point, thence south 89° 28' 17" west a distance of 11.583 meters (38.0 feet) to a point, thence south 0° 31' 43" east a distance of 1.524 meters (5.0 feet) to a point, thence north 89° 28' 17" east a distance of 102.438 meters (336.08 feet) to the Point of Beginning. Containing an area of 322.742 square meters (3,473.95 square feet), more or less. AND ALSO:

A tract of land for embankment purposes composed of a portion of Outlot "B", Northern Lights Addition, Lancaster County, Nebraska, described as follows:

Referring to the southeast corner of Section 15, thence on an assumed bearing south 89° 28' 17" west along the south line of said Section 15 a distance of 361.35 meters (1,185.53 feet) to a point on a projected intersection of the west line of said Outlot "B", thence north 0° 38' 25" west along the west line of said Outlot "B" a distance of 15.240 meters (50.0 feet) to a point, said point also being the Point of Beginning on the west line of said Outlot "B", thence north 89° 28' 17" east a distance of 76.756 meters (251.82 feet) to a point, thence north 44° 28' 17" east a distance of 2.586 meters (8.48 feet) to a point, thence north 85° 44' 00" west a distance of 47.41 meters (155.54 feet) to a point, thence north 82° 23' 50" west a distance of 21.552 meters (70.71 feet) to a point, thence south 89° 28' 17" west a distance of 10.022 meters (32.88 feet) to a point on the west line of said Outlot "B", thence south 0° 38' 25" east along the west line of

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said Outlot "B", a distance of 8.843 meters (29.01 feet) to the Point of Beginning. Containing an area of 423.051 square meters (4,553.66 square feet), more or less.

TO HAVE AND TO HOLD UNTO THE CITY OF LINCOLN, NEBRASKA, its successors and assigns, so long as such **embankment** shall be maintained, together with the right of ingress and egress to said property from the public streets, for the purpose of constructing, reconstructing, inspecting, repairing, maintaining, operating and replacing said **embankment** and appurtenances thereto, located thereon, in whole or in part, at the will of Grantee, it being the intention of the parties hereto that Grantor is hereby granting the uses herein specified without divesting Grantor of title and ownership of the rights to use and enjoy the above described property for any purpose except the construction thereon of permanent buildings, subject only to the right of Grantee to use the same for purposes herein expressed, and subject to any prior leases or easements of record heretofore granted to other parties.

THIS INSTRUMENT, and the covenants and agreements herein contained, shall inure to the benefit of and be binding and obligatory upon the heirs, executors, administrators, successors and assigns of the respective parties.

IN WITNESS WHEREOF, we have hereunto set our hands this 2nd day of February, 1999.

CLAYTON K. YEUTTER AND CRISTENA BACH YEUTTER as Co-Trustees of the Clayton K. Yeutter Trust

NORTHERN LIGHTS, L. L. L., a Nebraska Limited Liability Company

By: Clayton K. Yeutter

By: [Signature]

By: Cristena Bach Yeutter

By: Thomas E. White

STATE OF Arizona)
) ss:
COUNTY OF Maricopa)

On February 2, 1999, before me, the undersigned, a Notary Public duly commissioned for and qualified in said County, personally came **Clayton K. Yeutter**, to be the **Co-Trustee** of the **Clayton K. Yeutter Trust**, to me known to be the identical person(s), whose name(s) is (are) affixed to the foregoing instrument and acknowledged the execution thereof to be his, her or their voluntary act and deed.

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

(S E A L)

Antonina C. Licari
Notary Public

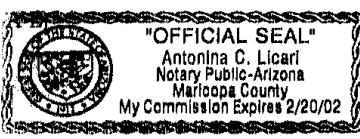
STATE OF Arizona)
) ss:
COUNTY OF Maricopa)



On February 2, 1999, before me, the undersigned, a Notary Public duly commissioned for and qualified in said County, personally came **Cristena Bach Yeutter**, to be the **Co-Trustee** of the **Clayton K. Yeutter Trust**, to me known to be the identical person(s), whose name(s) is (are) affixed to the foregoing instrument and acknowledged the execution thereof to be his, her or their voluntary act and deed.

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

(S E



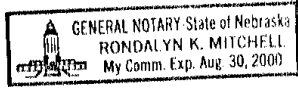
Antonina C. Licari
Notary Public

STATE OF Nebraska)
) ss:
COUNTY OF Lancaster)

On January 21, 19 99, before me, the undersigned, a Notary Public duly commissioned for and qualified in said County, personally came John A. Prager, to be the Member of **Northern Lights, L. L. C.**, to me known to be the identical person(s), whose name(s) is (are) affixed to the foregoing instrument and acknowledged the execution thereof to be his, her or their voluntary act and deed.

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

(S E A L)



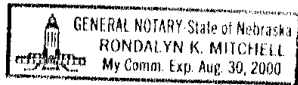
Rondalyn K. Mitchell
Notary Public

STATE OF Nebraska)
) ss:
COUNTY OF Lancaster)

On January 21, 19 99, before me, the undersigned, a Notary Public duly commissioned for and qualified in said County, personally came Thomas E. White, to be the Member of **Northern Lights, L. L. C.**, to me known to be the identical person(s), whose name(s) is (are) affixed to the foregoing instrument and acknowledged the execution thereof to be his, her or their voluntary act and deed.

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

(S E A L)



Rondalyn K. Mitchell
Notary Public

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