

295-553

MISSOURY AGREEMENT

Agreement made this 7th day of February, 1938, between Banyco Co., Inc. a Corporation, and Henriette W. Kelly and James F. Kelly, wife and husband  
Whereas the said Banyco Co., Inc., a Corp. and Henriette W. Kelly and James F. Kelly, wife and husband are owners of adjoining lands in North East Quarter, (3/4) of Section 24, Township 15 Range 10, East of the 6th. P. M., Douglas County Nebraska. (said Kelly's owning land adjoining Banyco Co., Inc., a Corp., both to East and South).

And the aforementioned parties, considering that it will be a benefit to the owners of both of said parcels of land to lay out a 30 feet right of way easement for ingress and egress, do for themselves, their heirs, executors, administrators and assigns and successors, covenant and agree with the other, for the purpose of making a passageway as aforesaid:

Henriette W. Kelly and James F. Kelly, wife and husband hereby grants to Banyco Co., Inc., a Corp. its successors and assigns, a perpetual easement over the following described land for purposes of ingress and egress, as follows:

Beginning at a point in the Northeast quarter of Section 24, Township 15, Range 10, East of the 6th. P. M., Douglas County, Nebraska, said point being the southerly right of way line of state highway 275, being the North East corner of the property transferred in Deed Recorded in Book 961 Page 238, Register of Deeds, Douglas County, Nebraska; thence easterly along said right of way 15 feet, thence South parallel to easterly line of property described in Deed Recorded in Book 962 Page 451, and 15 feet therefrom, to a point 15 feet east of Southeast corner of said property described in Deed Recorded in Book 962 Page 458; thence west 15 feet to said south East corner of said property; thence North 435 feet along the east line of property described in Book 962 Page 451 to place of beginning.

Banyco Co., Inc., a Corporation hereby grants to Henriette W. Kelly, her heirs and assigns, a perpetual easement over the following described land for purposes of ingress and egress as follows:

Beginning at a point in the Northeast quarter of Section 24, Township 15, Range 10, East of the 6th. P. M., Douglas County, Nebraska, said point being the southerly right of way line of State Highway 275, being the North East corner of the property transferred in Deed Recorded in Book 962 Page 451, Register of Deeds Douglas County, Nebraska; thence South along the east line of property described in Book 962 Page 451, 435 feet to South East corner thereof; thence West along South line of said property 15 feet, thence North parallel to said East line of said property to the Southerly line of State Highway 275 right of way, thence easterly along said Highway to place of beginning.

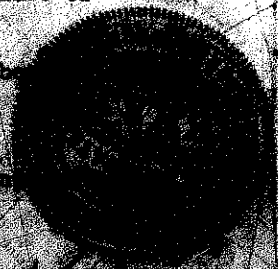
Said passageway shall be kept open for the joint use and benefit of the parties hereto, their heirs, assigns or successors.

In witness whereof the parties to this agreement have hereunto set their hands the day and year first above written.

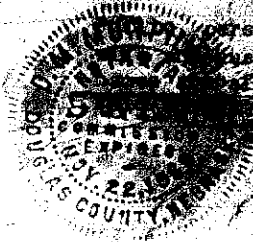
WITNESSES:

*[Signature]*

*[Signature]*  
*[Signature]*



STATE OF NEBRASKA )  
                                  ) SS  
COUNTY OF DODGE )



On this 5<sup>th</sup> day of February 1955, before me, the undersigned Notary Public, personally came the above named Harriette W. Kelly and James L. Kelly, husband and wife, who are personally known to me to be the identical persons named in the attached Easement Agreement, and they have acknowledged to me that the same is their voluntary act and deed.

Witness my hand and Notarial Seal the date last aforesaid.

*D. W. Mundy Jr.*  
Notary Public

My commission expires on the 22<sup>nd</sup> day of July AD 1958.

STATE OF NEBRASKA )  
                                  ) SS  
COUNTY OF DODGE )



On this 5<sup>th</sup> day of February 1955, before me, the undersigned a Notary Public, personally came D. W. Mundy, Jr., President of the Bonyeo Co. Inc., a corporation, to me personally known to be the president and the identical person named in the attached Easement Agreement, and acknowledged to me that the same is his voluntary act and deed as such officer and the voluntary act of the said Bonyeo Co., Inc. and that the Corporate seal of the said Bonyeo Co., Inc. was thereto affixed by its authority.

Witness my hand and notarial seal the date last aforesaid.

*D. W. Mundy Jr.*  
Notary Public

My commission expires on the 22<sup>nd</sup> day of July AD 1958.

19.  
ENTERED IN MINIMUM BOOK AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DODGE COUNTY, NEBRASKA  
17 DAY Febr. 1955. 3:06 P.M. THOMAS R. HARRIS, REGISTER OF DEEDS. 3.00