



\$20.50

04076685

INST. NO 2004

BLOCK

2004 NOV 29 P 1:06

076685

CODE

CHECKED

ENTERED

EDITED

LANCASTER COUNTY, NE

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That Lola H. Sievers, Sonia S. Heckel, and Jerold L. Sievers, Co-Trustees of the Bruce J. Sievers Family Trust and Co-Trustees of the Lola H. Sievers Living Trust (collectively "Grantor"), whether one or more, record owner of the real property hereinafter described, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, 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 replace a storm sewer, and appurtenances thereto belonging, over and through and the following described real property, to-wit:

*See Exhibit "A" attached hereto and incorporated herein by this reference.*

TO HAVE AND TO HOLD UNTO THE CITY OF LINCOLN, Nebraska, its successors and assigns, so long as such storm sewer 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 storm sewer 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 8 day of November 2004.

*Lola H. Sievers*

Lola H. Sievers, Co-Trustee of the Bruce J. Sievers Family Trust and the Lola H. Sievers Living Trust

*Sonia S. Heckel*

Sonia S. Heckel, Co-Trustee of the Bruce J. Sievers Family Trust and the Lola H. Sievers Living Trust

*Jerold L. Sievers*

Jerold L. Sievers, Co-Trustee of the Bruce J. Sievers Family Trust and the Lola H. Sievers Living Trust

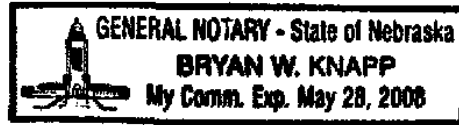
Len Swartz

1111 Lincoln Mall

Lincoln NE 68508

STATE OF Nebraska )  
 ) ss.  
COUNTY OF Lancaster )

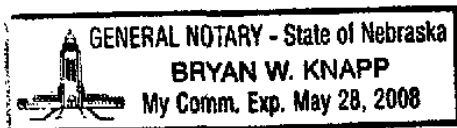
The foregoing was acknowledged before me this 8 day of November, 2004, by **Lola H. Sievers**, Co-Trustee of the Bruce J. Sievers Family Trust and the Lola H. Sievers Living Trust, on behalf of the trusts.



[Signature]  
Notary Public

STATE OF Nebraska )  
 ) ss.  
COUNTY OF Lancaster )

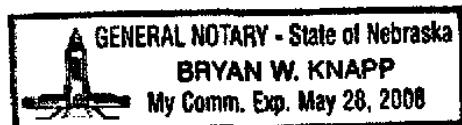
The foregoing was acknowledged before me this 8 day of November, 2004, by **Sonia S. Heckel**, Co-Trustee of the Bruce J. Sievers Family Trust and the Lola H. Sievers Living Trust, on behalf of the trusts.



[Signature]  
Notary Public

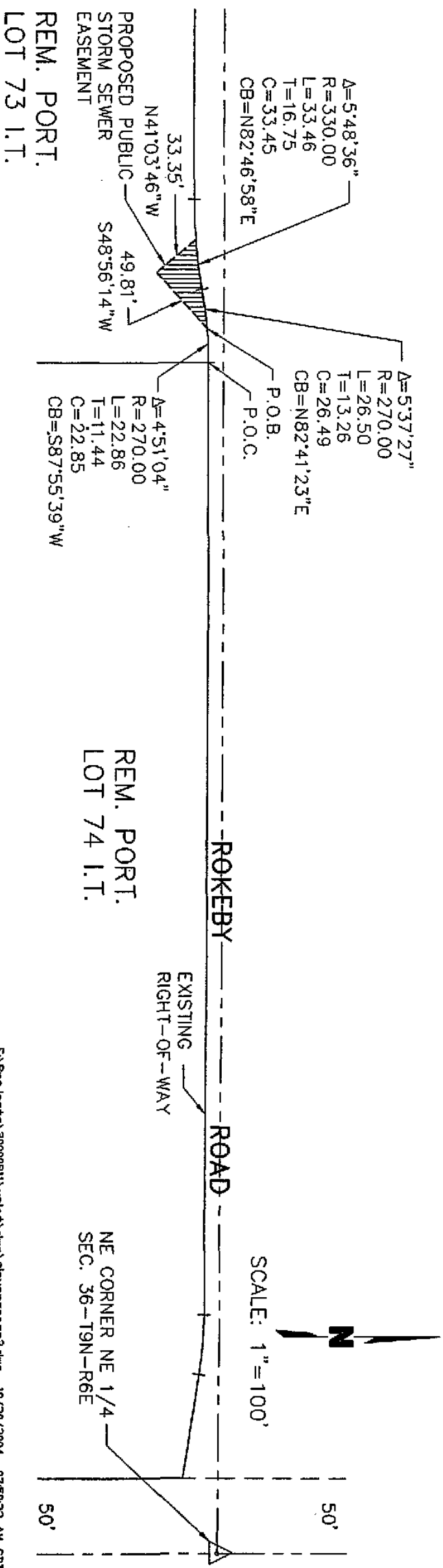
STATE OF Nebraska )  
 ) ss.  
COUNTY OF Lancaster )

The foregoing was acknowledged before me this 8 day of November, 2004, by **Jerold L. Sievers**, Co-Trustee of the Bruce J. Sievers Family Trust and the Lola H. Sievers Living Trust, on behalf of the trusts.



[Signature]  
Notary Public

EXHIBIT A



**LEGAL DESCRIPTION  
PUBLIC STORM SEWER EASEMENT**

A LEGAL DESCRIPTION FOR PUBLIC STORM SEWER EASEMENT PURPOSES FOR A TRACT OF LAND COMPOSED OF A PORTION OF THE REMAINING PORTION OF LOT 73 I.T., LOCATED IN THE NORTHEAST QUARTER OF SECTION 36, TOWNSHIP 9 NORTH, RANGE 6 EAST OF THE 6<sup>TH</sup> P.M., LANCASTER COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE REMAINING PORTION OF SAID LOT 73 I.T., SAID POINT BEING THE NORTHWEST CORNER OF THE REMAINING PORTION OF LOT 74 I.T., SAID POINT BEING ON THE SOUTH LINE OF ROKEYB ROAD RIGHT-OF-WAY, THENCE ALONG A CURVE IN A COUNTER CLOCKWISE DIRECTION, HAVING A RADIUS OF 270.00 FEET, ARC LENGTH OF 22.86 FEET, DELTA ANGLE OF 04 DEGREES 51 MINUTES 04 SECONDS, AN ASSUMED CHORD BEARING OF SOUTH 87 DEGREES 55 MINUTES 39 SECONDS WEST ALONG THE NORTH LINE OF SAID REMAINING PORTION OF LOT 73 I.T., SAID LINE BEING A SOUTH LINE OF SAID RIGHT-OF-WAY, AND A CHORD LENGTH OF 22.85 FEET TO A POINT, SAID POINT BEING **THE TRUE POINT OF BEGINNING**, THENCE SOUTH 48 DEGREES 56 MINUTES 14 SECONDS WEST, A DISTANCE OF 49.81 FEET TO A POINT, THENCE NORTH 41 DEGREES 03 MINUTES 46 SECONDS WEST, A DISTANCE OF 33.35 FEET TO A POINT OF INTERSECTION WITH THE NORTH LINE OF SAID REMAINING PORTION OF LOT 73 I.T., SAID POINT BEING ON THE SOUTH LINE OF SAID RIGHT-OF-WAY, SAID POINT ALSO BEING THE POINT OF CURVATURE OF A NON TANGENT CURVE, THENCE ALONG A CURVE IN A COUNTER CLOCKWISE DIRECTION, HAVING A RADIUS OF 330.00 FEET, ARC LENGTH OF 33.46 FEET, DELTA ANGLE OF 05 DEGREES 48 MINUTES 36 SECONDS, A CHORD BEARING OF NORTH 82 DEGREES 46 MINUTES 58 SECONDS EAST ALONG THE NORTH LINE OF SAID REMAINING PORTION OF LOT 73 I.T., SAID LINE BEING THE SOUTH LINE OF SAID RIGHT-OF-WAY, AND A CHORD LENGTH OF 33.45 FEET TO A POINT OF REVERSE CURVATURE, THENCE ALONG A CURVE IN A CLOCKWISE DIRECTION, HAVING A RADIUS OF 270.00 FEET, ARC LENGTH OF 26.50 FEET, DELTA ANGLE OF 05 DEGREES 37 MINUTES 27 SECONDS, A CHORD BEARING OF NORTH 82 DEGREES 41 MINUTES 23 SECONDS EAST ALONG THE NORTH LINE OF SAID REMAINING PORTION OF LOT 73 I.T., SAID LINE BEING THE SOUTH LINE OF SAID RIGHT-OF-WAY, AND A CHORD LENGTH OF 26.49 FEET TO THE POINT OF BEGINNING, SAID TRACT CONTAINS A CALCULATED AREA OF 826.09 SQUARE FEET OR 0.0190 ACRES, MORE OR LESS.