

EASEMENT

THIS INDENTURE, made this 21st day of January, 1977

between Dodge Investments, Ltd. 7204

hereinafter referred to as "Grantor(s)", and the County of Douglas, State of Nebraska, hereinafter called "County",

WITNESSETH:

That said Grantor(s) in consideration of the sum of \_\_\_\_\_

Dollars (\$) and other valuable consideration, to Grantor(s) in hand paid by said County, the receipt whereof is hereby acknowledged, does or do hereby grant, sell, convey and confirm unto said County and its assigns forever, a paving easement for the right to use, construct, build, maintain, repair and construct paving for the passage of traffic, together with all appurtenances, wires, lines, poles, structures, and other applicable equipment pertaining to any paving, or drainage facility, in, through, over and under the parcel of land described as follows, to-wit:

SEE ATTACHED TRACT 22, EXHIBIT "A"
TRACT 23, EXHIBIT "A"

No buildings, improvements, or structures, shall be placed in, on, over or across said easements by undersigned, his or their successors and assigns without express approval of Douglas County. Any trees, grass, and shrubbery placed on said easement shall be maintained by Grantor(s), his or their heirs, successors and assigns.

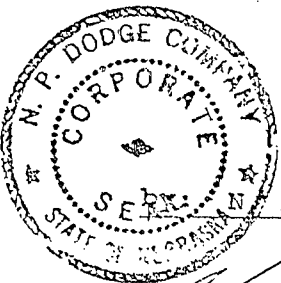
Said County shall cause any trench made on aforesaid realty to be properly refilled, and shall cause grass seed to be sown over said trench, and shall cause the premises to be left in a neat and orderly condition. This easement is also for the benefit of any contractor, agent, employee and representative of the County and any of said construction and work.

Said Grantor(s) for himself or themselves and his or their heirs, executors and administrators does or do confirm with the said County and its assigns, that he or they, the Grantor(s) is or are well seized in fee of the above described property and that he or they has or have the right to grant and convey this easement in the manner and form aforesaid, and that he or they will, and his or their heirs, executors and administrators, shall warrant and defend this easement to said County and its assigns against the lawful claims and demands of all persons.

This easement runs with the land.

The consideration recited includes damages for change of grade, if any, and any and all claims for damage arising from change of grade or grading are hereby waived.

IN WITNESS WHEREOF, said Grantor(s) has or have hereunto set his or their hand(s) and seal(s) the day and year first above written.



Dodge Investments, Ltd. 7204, a

Nebraska Limited Partnership

N.P. Dodge Co., General Partner
Name of Corporation

BY [Signature] Sr. Vice President

ATTEST [Signature] Secretary

(Acknowledgment on reverse side hereof)

STATE OF NEBRASKA) SS  
COUNTY OF DOUGLAS)

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me, a Notary Public, in and for said County, personally came the above named:

\_\_\_\_\_

who is (are) personally known to me to be the identical person(s) whose name(s) is (are) affixed to the above instrument and acknowledged the instrument to be his, her (their) voluntary act and deed for the purpose therein stated.

WITNESS my hand and Notarial Seal the date aforesaid.

\_\_\_\_\_  
Notary Public

My Commission Expires \_\_\_\_\_

STATE OF NEBRASKA) SS  
COUNTY OF DOUGLAS)

On this 21st day of January, 19 77, before me, the undersigned, a Notary Public in and for said County, personally came

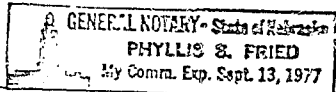
Charles A. Peters Vice President of \_\_\_\_\_

N. P. Dodge Company a *Nebraska* Corporation, and \_\_\_\_\_

R. H. Abernathy, Jr., Secretary of said Corporation, to me personally known to be the President and Secretary respectively of said Corporation and the identical persons whose names are affixed to the foregoing instrument, and acknowledged the execution thereof to be their respective voluntary act and deed as such officers and the voluntary act and deed of said Corporation, and the Corporate Seal of said Corporation to be thereto affixed by its authority.

WITNESS my hand and Notarial Seal at Douglas County the day and year last above written.

*Phyllis S. Fried*  
\_\_\_\_\_  
Notary Public



My Commission Expires \_\_\_\_\_

A tract of land located in the E. 1/2 of the N.E. 1/4 and the E. 1/2 of the S.E. 1/4 of Section 27, Township 16 North, Range 12 East of the 6th P.M., Douglas County, Nebraska, more particularly described as follows:

Commencing at the S.W. corner of the E. 1/2 of the N.E. 1/4 of said Section 27; thence N. 89°39'36" E. on the south line of the E. 1/2 of said N.E. 1/4, 471.38 feet to a point on the proposed easterly R.O.W. line of Wenninghoff Road, said point being the Point of Beginning; thence S. 45°21'29" E. on said proposed easterly R.O.W. 40.0 feet; thence N. 44°38'31" E., 25.0 feet; thence N. 45°21'29" W., 165.0 feet; thence S. 44°38'31" W., 25.0 feet to a point on the proposed easterly R.O.W. line of Wenninghoff Road; thence S. 45°21'29" E. on said proposed easterly R.O.W. line 125.0 feet to the Point of Beginning. Containing 4,125 square feet (0.09 acres) more or less.

Temporary Ease. \_\_\_\_\_  
 Permanent Ease. 0.09 Acres  
 Land Acquisition \_\_\_\_\_

Owner:

*Dodge Investments Ltd.*

Tract No. 22

Exhibit No. A

Project No. C-28(42)

Date Sept 21, 1976

DOUGLAS COUNTY  
 SURVEYOR ENGINEER

A tract of land located in the E. 1/2 of the S.E. 1/4 of Section 27, Township 16 North, Range 12 East of the 6th P.M., Douglas County, Nebraska, more particularly described as follows:

Commencing at the N.W. corner of the E. 1/2 of the S.E. 1/4 of said Section 27, thence N. 89°39'36" E. (assumed bearing) on the north line of the E. 1/2 of said S.E. 1/4, 329.92 feet to a point on the proposed westerly R.O.W. line of Wenninghoff Road; thence S. 45°21'29" E. on said proposed westerly R.O.W. line 18.71 feet to the Point of Beginning; thence continuing S. 45°21'29" E. on said proposed westerly R.O.W. line 45.0 feet; thence S. 44°38'31" W., 27.0 feet; thence N. 45°21'29" W., 45.0 feet; thence N. 44°38'31" E., 27.0 feet to the Point of Beginning. Containing 1,215 square feet (0.03 acres) more or less.

0.03 Acres

Dodge Investments Ltd.

23

A

C-28(42)

Sept. 21, 1976

14 Mile

RECEIVED  
1977 DEC - 1 AM 9:07  
S. HERRICK  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NEBR.

Book 590  
Page 257  
of 1200

Fee 12.25

Index

Comped

27-16-72

27-16-12