



BK 0844 PG 391



MISC 1988 05133

THIS PAGE INCLUDED FOR
INDEXING
PAGE DOWN FOR BALANCE OF INSTRUMENT

Re: Lots 1-63 inclusive + Outlots 1-5, inc. St. Andrew's Pointe

BOOK 844 PAGE 391
ACCESS EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, ST ANDREW'S POINTE, INC., a Nebraska corporation, (hereinafter "Grantor") is the owner of the property known as:

ST. ANDREW'S POINT, a subdivision located in the W 1/2 of the NW 1/4 of Section 8, Township 14N, Range 12E of the 6th P.M. in Omaha, Douglas County, Nebraska.

a copy of which Plat is attached hereto and incorporated herein by this reference as Exhibit "A"; and

WHEREAS, as part of said Plat, Grantor has established a non-dedicated street entering and exiting such subdivision known as "Oakair Drive"; and

WHEREAS, the Grantor has established a 10' wide Access Easement running generally North and South across Oakair Drive providing access between Outlot 1 and Outlot 4 on said Plat; and

WHEREAS, Outlots 1 and 4 are being sold to Oak Hills, Inc., a Nebraska non-profit corporation, who will own and operate such outlots as golfing holes for the Oak Hills Country Club; and

WHEREAS, the parties desire to set forth more particularly the terms and conditions for use of such Access Easement.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, Grantor does hereby grant and convey unto Grantee, OAK HILLS, INC., a Nebraska non-profit corporation, and to its successors, assigns and members, their licensees and invitees, a nonexclusive permanent easement 10' in width across Oakair Drive as more particularly described and depicted on Exhibit "A". Denoted as "10' Access Easement" for the purpose of providing Grantee, their successors, members, invitees and licensees pedestrian and vehicular traffic over and across said easement area. In the event of repair of the Easement driving surface by the Grantor or their successors, they shall provide an adequate detour.

TO HAVE AND TO HOLD the above described Easement unto the Grantee.

All provisions of this instrument, including benefits and burdens shall run with the land and are binding upon and inure to the benefit of the Grantor and Grantee herein and to their respective successors and assigns.

5/13/33
F. M. Lee
BK 844 N 92-223-239 C/O FEE 54.00
PG 391-394 N 92-223 DEL VK MC WC
IF M. Lee COMP W F/B 15-34410

RECEIVED
1933 APR -5 AM 9:1
GEORGE J. GULEWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

IN WITNESS WHEREOF, the undersigned has caused this Easement Agreement to be signed and delivered this 1st day of April, 1988.

GRANTOR:

ST. ANDREW'S POINTE, INC.
a Nebraska corporation

Donald K. Davis
VP
Title

GRANTEE:

OAK HILLS, INC., a Nebraska
non-profit corporation

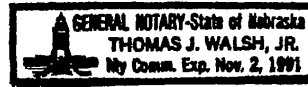
Kenneth L. Masmore
Title

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 1 day of April, 1988 by Donald Davis and Kenneth Masmore acting on behalf of St. Andrew's Pointe, Inc.

Thomas J. Walsh
Notary Public

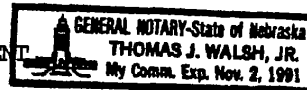
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)



The foregoing instrument was acknowledged before me this 1 day of April, 1988 by Kenneth Masmore acting on behalf of Oak Hills, Inc.

Thomas J. Walsh
Notary Public

CONSENT TO EASEMENT



COMES NOW, FirstTier Bank, a National Banking Association, Omaha, Nebraska a Banking under that certain Deed of Trust dated April, 1, 1988 and filed of record on April 1, 1988 at Book 3210 Page 92 of the Register of Deeds of Douglas County, Nebraska and agrees and consents to the above and foregoing Access Easement and agrees to be bound by its terms.

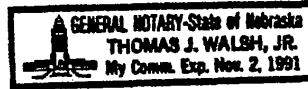
FIRSTTIER BANK, a National Banking Association, Omaha, Nebraska

By: Donald K. Davis V.P.
Title

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 1
day of April, 1988 by Donald Luerns acting on behalf of
FirstTier Bank.

Thomas J. Walsh, Jr.
Notary Public



FINAL PLAT BOOK 844 PAGE 394
ST. ANDREW'S POINTE

A CLUSTER
 SUBDIVISION LOCATED IN THE WEST ONE-HALF OF THE NORTHWEST ONE-QUARTER
 SECTION 8, T44N, R12E OF THE 6th P.M. DOUGLAS COUNTY, NEBRASKA

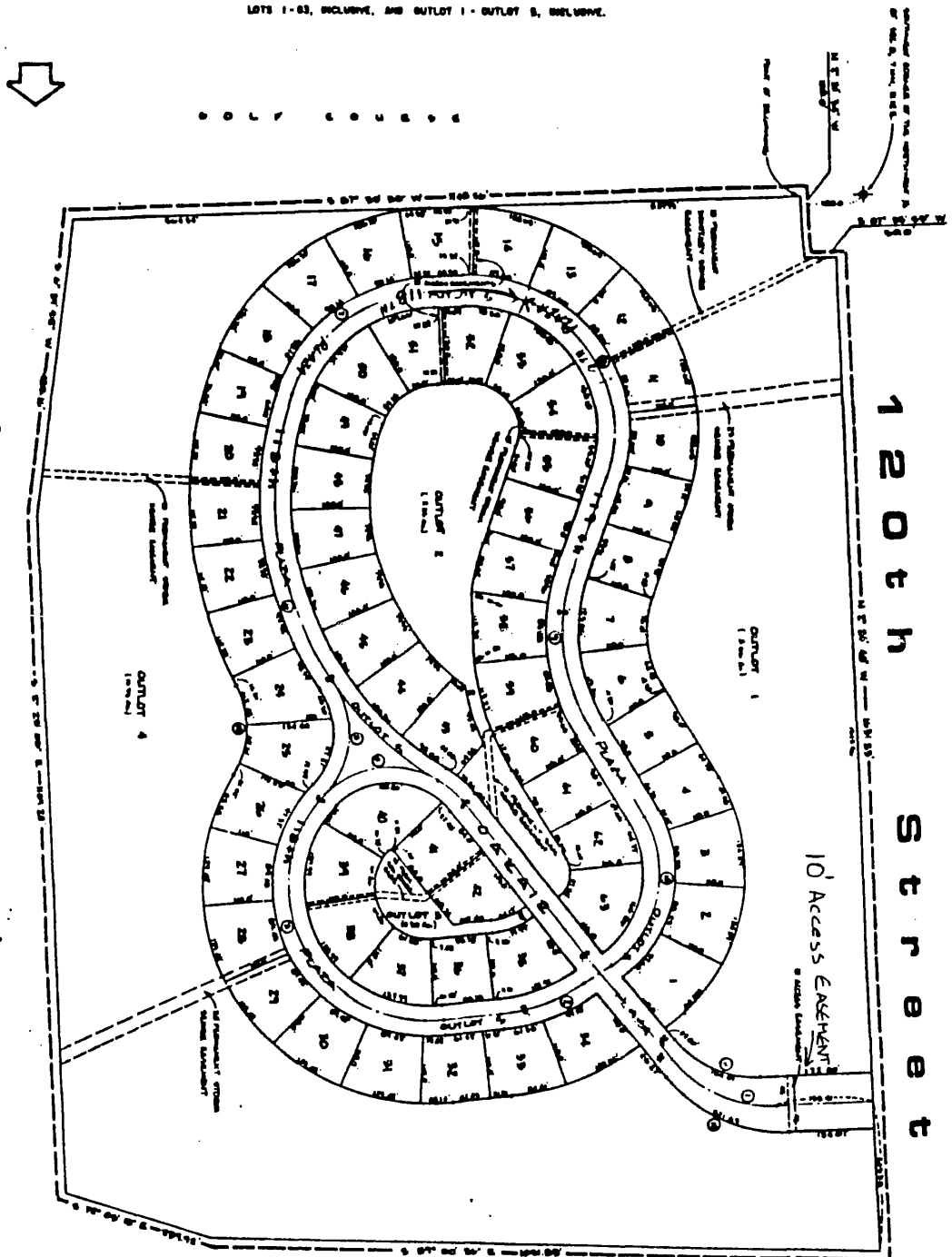
LOTS 1-32, INCLUSIVE, AND OUTLOT 1 - OUTLOT 5, INCLUSIVE.

PROJECT NO. 8122 DATE 11-18-88 BOOK 844 PAGE 394
 DRAWN BY J. D. G. CHECKED BY J. D. G. / J. D. G. SHEET 1 OF 1
 REVISIONS

NOTE:
 1) The plat is subject to the provisions of the Uniform Gifts to Minors Act (UGMA) and the Uniform Transfers to Minors Act (UTMA).
 2) The plat is subject to the provisions of the Uniform Gifts to Minors Act (UGMA) and the Uniform Transfers to Minors Act (UTMA).
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Interstate 80



UNPLATTED

Exhibit "A"