

10-14-12

PROJECT NO. C-28(45)

TRACT NO. 2

BOOK 538 PAGE 185

EASEMENT

THIS INDENTURE, made this 17th day of June, 1974

between X.H. Land & Cattle Co.

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 _____

ONE DOLLAR AND OTHER VALUABLE CONSIDERATIONS ollars (\$ 1.00) 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 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.

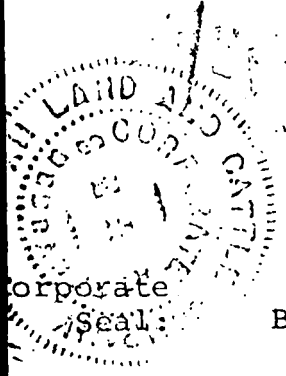
Said Grantor(s) for himself or themselves and his or their heirs, executors and administrators does or do confirm with the said County and its assigns, that he or they, the Grantor(s) is or are well seized in fee of the above described property and that he or they has or have the right to grant and convey 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.

XH LAND & CATTLE COMPANY
Name of Corporation



BY Joseph J. Swanson Richard President

ATTEST Clayton Secretary

(Acknowledgment on reverse side hereof)

STATE OF NEBRASKA) SS
COUNTY OF DOUGLAS)

On this 17th day of June, 1974, before me, a Notary Public, in and for said County, personally came the above named: GRETCHEN SWANSON PULLEN, President, and CECIL A. JOHNSON, Secretary of X.H. Land & Cattle Co.

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~~ (their) voluntary act and deed for the purpose therein stated, as such officers and the voluntary act and deed of said corporation.
WITNESS my hand and Notarial Seal, the date aforesaid.

TERESA A. CLOUSE
GENERAL NOTARY
My Comm. Expires April 28, 1976

[Signature]
Notary Public

My Commission Expires April 28, 1976

Three tracts of land located in the southwest quarter of Section 10, Township 14 North, Range 12 East of the 6th P.M. in Douglas County, Nebraska more particularly described as follows:

PERMANENT EASEMENT

Beginning at a point on the west R.O.W. line of County Road 33, 1,915.00 feet north of and 33 feet west of the south quarter corner of said Section 10; thence N.90°00'00"W. 27.00 feet to a point, thence N.00°00'00"E. 60.00 feet to a point, thence N.90°00'00"E. 27.00 feet to a point on said R.O.W. line, thence S.00°00'00"W. 60.00 feet along said R.O.W. line to the point of beginning, said tract contains 0.04 acres more or less.

The above legal descriptions assume that the center line of Section 10 bears due north and south.

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6-25

ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA
DAY OF June 1974 AT 11:15 A.M. C. HAROLD OSTLER, REGISTER OF DEEDS