

PERMANENT EASEMENT

THIS INDENTURE, made this 5th day of October, 1967, by and between CATHOLIC ARCHBISHOP OF OMAHA, INC., sometimes hereinafter referred to as "Owner", and SANITARY AND IMPROVEMENT DISTRICT NO. 91 OF DOUGLAS COUNTY, NEBRASKA, sometimes hereinafter referred to as "District".

W I T N E S S E T H:

That the Owner, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, to it in hand paid by District, the receipt of which is hereby acknowledged, does hereby grant, sell, convey and confirm unto said District and its assigns, perpetually and forever, the right to construct and maintain a sewer and drainage system over and under a parcel of land legally described as follows:

That part of the SW 1/4 of Section 20, T 15 N, R 12 E of the 6th P.M., Douglas County, Nebraska, described as follows: Beginning at a point 417.66 feet North of and 50.0 feet East of the Southwest corner of Section 20, said point being on the East R.O.W. line of 120th Street; thence South $21^{\circ} 30'$ E, 58.18 feet; thence N $68^{\circ} 30'$ E, 20.0 feet; thence N $21^{\circ} 30'$ W, 108.96 feet to a point on the East R.O.W. line of 120th Street; thence South on the East R.O.W. line of 120th Street, 54.58 feet to the point of beginning (The West line of the SW 1/4 of Section 20 assumed North-South in direction) and

That part of the SW 1/4 of Section 20, T 15 N, R 12 E of the 6th P.M., Douglas County, Nebraska, described as follows: Beginning at a point 1447.16 feet North of and 50.0 feet West of the Southwest corner of said Section 20, said point being on the East R.O.W. line of 120th Street; thence N $47^{\circ} 30'$ E, 98.94 feet; thence N $42^{\circ} 30'$ W, 20.0 feet; thence S $47^{\circ} 30'$ W, 85.42 feet to a point on the East R.O.W. line of 120th Street; thence South on the East R.O.W. line of 120th Street, 27.12 feet to the point of beginning. (The West line of the SW 1/4 of Section 20 assumed to be North-South in direction).

Said easement is granted upon the express condition that if any changes, repairs or alterations are necessary to be made at any time or if any portion of said sewer and drainage system need to be reconstructed, the District shall make good to the Owner of such land,

all damages that may be done by said changes, alterations, repairs or reconstruction, in the way of damage to trees, grounds, buildings or other improvements thereon, including crops, vines, gardens and lawns during construction and thereafter.

Said District agrees to pay all costs of construction of said sewer and drainage system and leave the premises in a neat and orderly condition.

The exact location of construction within the permanent easement conveyed herein shall be fixed by the engineer for the District.

Said Owner for itself and its successors in title does confirm with the said District and its assigns, that it, the said Owner, is well seized in fee of the premises aforesaid and that it has the right to grant and convey this permanent easement in the manner and form aforesaid, and that it will, and its assigns and successors in title shall warrant and defend this easement to said District and its assigns and successors against the lawful claims and demands of all persons.

IN WITNESS WHEREOF, the parties hereto have executed in sextuplicate or have caused this Easement to be executed by their duly authorized officers on the day and year first above written.

CATHOLIC ARCHBISHOP OF OMAHA, INC.

By James J. Berger

ATTEST:

Walter E. Shukow

SANITARY AND IMPROVEMENT DISTRICT NO.
91 OF DOUGLAS COUNTY, NEBRASKA

By John Summers

ATTEST:

John Summers

STATE OF NEBRASKA)

: SS

COUNTY OF DOUGLAS)

On this 5th day of October, 1967, before me, the undersigned, a Notary Public in and for said County, personally came Herold T. Bergen and Daniel E. Hicken to me known to be the President and Secretary of said CATHOLIC ARCHBISHOP OF OMAHA, INC., and the identical persons whose names are affixed to the foregoing instrument, and acknowledged execution thereof to be their voluntary act and deed as such officers and the voluntary act and deed of said CATHOLIC ARCHBISHOP OF OMAHA, INC., and its seal to be affixed by its authority.

WITNESS my hand and Notarial Seal at Omaha in said County the day and year last above written.

Mary F. Perry
Notary Public

STATE OF NEBRASKA)

: SS

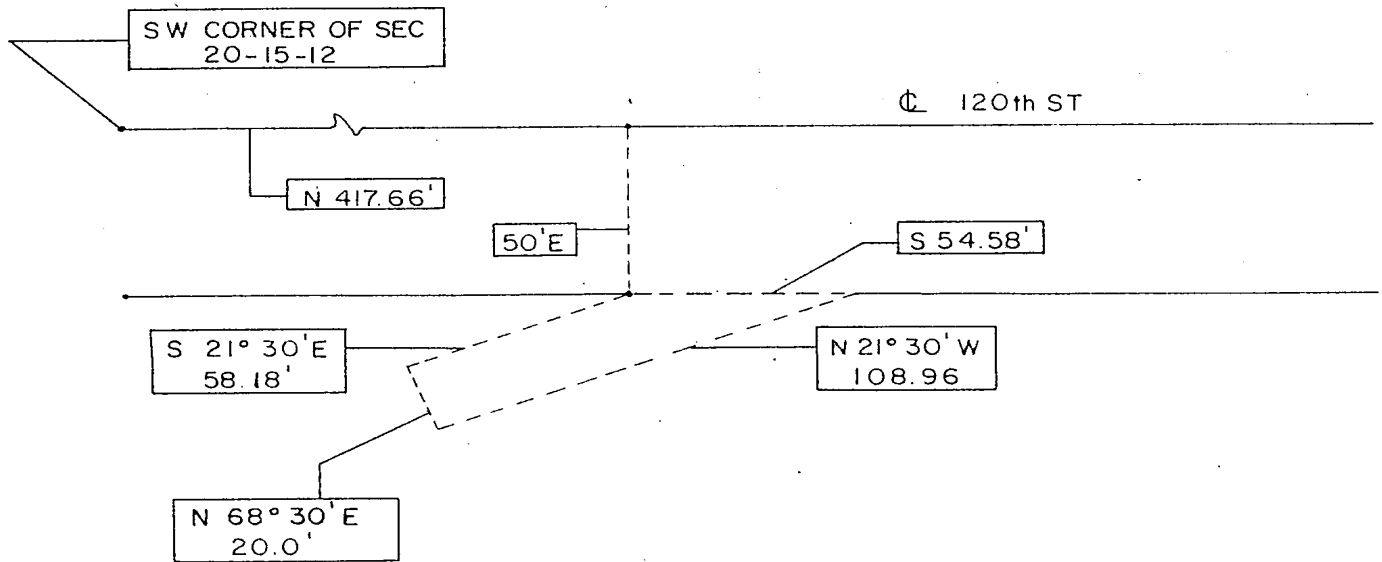
COUNTY OF DOUGLAS)

On this 4 day of October, 1967, before me, the undersigned, a Notary Public in and for said County, personally came JAMES W. SUMMERS, Chairman of Sanitary and Improvement District No. 91 of Douglas County, Nebraska, and LOUIS A. SEMINARA, Clerk of said District, to me personally known to be the Chairman and Clerk respectively of said District, and the identical persons whose names are affixed to the foregoing instrument, and acknowledged the execution thereof to be their voluntary act and deed as such officers and the voluntary act and deed of said District, and the seal of said District to be affixed by its authority.

WITNESS my hand and Notarial Seal at Omaha in said County the day and year last above written.

Samuel J. Turco
Notary Public

SCALE: 1" = 50'



GRANTOR: CATHOLIC ARCHBISHOP OF OMAHA, IOWA

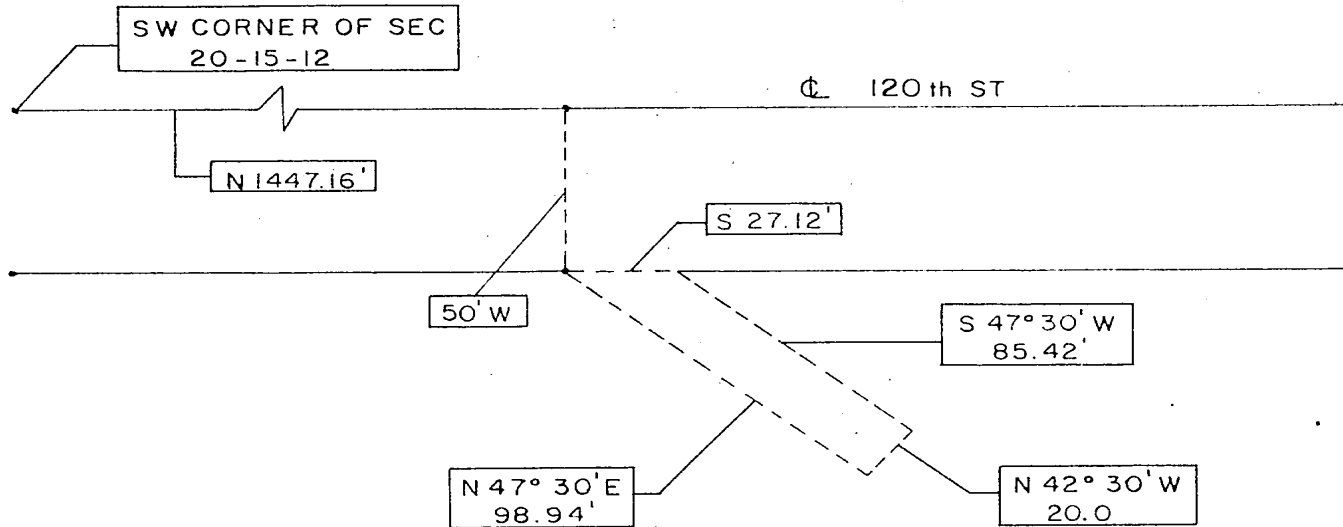
GRANTEE: SANITARY AND IMPROVEMENT DISTRICT #91 OF DOUGLAS COUNTY, NEBRASKA and CITY OF OMAHA.

LEGAL DESCRIPTION:

That part of the SW 1/4 of Section 20, T 15 N, R 12 E of the 6th P.M., Douglas County, Nebraska, described as follows: Beginning at a point 417.66 Feet North of and 20.0 Feet East of the Southwest corner of Section 20, said point being on the East R.O.W. line of 120th Street; thence S 21° 30' E, 58.18 Feet; thence N 68° 30' E, 20.0 Feet; thence N 21° 30' W, 108.96 Feet to a point on the East R.O.W. Line of 120th Street; thence South on the East R.O.W. Line of 120th Street, 54.58 Feet to the point of beginning. (The West Line of the SW 1/4 of Section 20 assumed North-South in direction.)

SCALE: 1" = 50'

N



GRANTOR: C. H. L. ARCHER & P. C. L. ARCHER

GRANTEE: SANITARY AND IMPROVEMENT DISTRICT #91 OF DOUGLAS COUNTY,
NEBRASKA, and CITY OF OMAHALEGAL DESCRIPTION:

That part of the SW 1/4 of Section 20, T. 15 N., R. 12 E. of the 6th E.N., Douglas County, Nebraska, described as follows: Beginning at a point 1447.16 feet North of and 50.0 feet West of the Southwest corner of said Section 20, said point being on the East E.O.W. Line of 120th Street; thence N 47° 30' E, 98.94 Feet; thence N 42° 30' W, 20.0 Feet; thence S 47° 30' W, 85.42 feet to a point on the East E.O.W. Line of 120th Street; thence South on the East E.O.W. Line of 120th Street, 27.12 feet to the point of beginning. (The West Line of the SW 1/4 of Section 20 assumed North-South in direction.)

RECEIVED

1967 OCT 11 PM 1 08

THOMAS J. O'CONNOR
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

THE STATE

for

Recd

for

Recd

454
139
misc

Recd

By

NAME

Lamp - 1 Cyphers
20-15-12-500
4/2/71 Rod

20-15-12