

PERPETUAL EASEMENT

THIS EASEMENT made between WESTGATE DEVELOPMENT CO., a Nebraska corporation (herein called Grantor) and SANITARY AND IMPROVEMENT DISTRICT NO. 10 of Douglas County, Nebraska (herein called Grantee)

WITNESSETH:

WHEREAS, Grantor is the owner of the following described real estate:

Lots Four Hundred Nineteen (419) through Four Hundred Twenty-Four (424), both inclusive, in Westgate, a subdivision in Douglas County, Nebraska,

WHEREAS, Grantee has constructed a sanitary sewer main under the South Fifteen (15) feet of said Lots and is desirous of securing an easement over said property,

NOW, THEREFORE, in consideration of the mutual covenants of the parties, it is agreed as follows:

1. Grantor does herewith give and grant unto the Grantee, its successors and assigns, a perpetual easement for the construction, use, maintenance, renewal, enlargement and repair of the sanitary sewer main under the South Fifteen (15) feet of the Lots above described; this easement to run with the land and to be binding upon all subsequent owners of said real estate.

2. Grantee accepts said easement and agrees for its successors and assigns, that in the event any construction, repair, renewal or replacement work is necessary upon said strip of land, then the Grantee shall, at its sole cost, repair any and all damage done to said land and all shrubs and landscaping thereon.

WITNESSETH this 7th day of August, 1957.

WESTGATE DEVELOPMENT CO.

SANITARY AND IMPROVEMENT DISTRICT NO. 10

*[Signature]*  
President

*[Signature]*  
By Harold E. Grove, Chairman

Attest: *[Signature]*  
Secretary

*[Signature]*  
By Franklin P. Rogers, Clerk

STATE OF NEBRASKA) On this 8th day of August, 1957, before me, the  
COUNTY OF DOUGLAS) ss. undersigned, a Notary Public in and for said County  
personally came FRANKLIN P. ROGERS, President of  
Westgate Development Co. and HAROLD J. GROVE, Chairman of Sanitary and  
Improvement District No. 10, to me personally known to be the identical  
persons whose names are affixed to the above conveyance, and acknowledged  
the execution thereof to be their voluntary act and deed as such officers  
and the voluntary act and deed of said corporations and that the Corporate  
seals of the said corporations were thereto affixed by their authority.

Witness my hand and Notarial Seal at Omaha in said county this  
day and year last above written.

*[Signature]*  
Notary Public

My Commission expires the 12 day of August, 1961



23. LISTED IN PUBLIC RECORDS AND RECORDED IN THE OFFICE OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA  
9 August 1957 10:32 AM. RECORDED IN BOOK 323