

13648

Project No. C55-P-425(1)
Tract Nos. 8 and 9

PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That Allen R. Hohensee and Susan K. Hohensee, husband and wife, herein called the "GRANTOR", record owner of the real property hereinafter described, for and in consideration of the sum of One and 00/100 Dollars (\$1.00), duly paid, the receipt whereof is hereby acknowledged, and the further consideration of the performance of the covenants and agreements by GRANTEE as hereinafter set out and expressed does hereby GRANT, REMISE and RELINQUISH unto Lancaster County, Nebraska, herein called "GRANTEE" permanent easement on the following described real estate situated in Lancaster County, Nebraska, to wit:

A part of Lot 23, irregular tract in the NW $\frac{1}{4}$ of Section 30, Township 9 North, Range 7 East of the 6th Principal Meridian, Lancaster County, Nebraska, more particularly described as follows:

Referring to the northwest corner of the said NW $\frac{1}{4}$; thence easterly with the north line of the said NW $\frac{1}{4}$, a distance of 489.37 feet; thence southerly perpendicular to the said north line, a distance of 50.00 feet to the point of beginning; thence easterly parallel with and 50.00 feet distant from the said north line, a distance of 780.00 feet; thence southwesterly to a point located 889.37 feet easterly from the said northwest corner as measured with the said north line and 80.00 feet southerly from and measured perpendicular to the said north line; thence northwesterly to a point located 689.37 feet easterly from the said northwest corner as measured with the said north line and 70.00 feet southerly from and measured perpendicular to the said north line; thence continuing northwesterly to the point of beginning.

- AND -

Referring to the northwest corner of the said NW $\frac{1}{4}$; thence easterly with the north line of the said NW $\frac{1}{4}$, a distance of 1,489.37 feet; thence southerly perpendicular to the said north line, a distance of 50.00 feet to the point of beginning; thence southeasterly to a point located 1,589.37 feet easterly from the said northwest corner as measured with the said north line, and 60.00 feet southerly from and measured perpendicular to the said north line; thence northeasterly to a point located 1,689.37 feet easterly from the said northwest corner of the NW $\frac{1}{4}$, as measured with the said north line and 50.00 feet southerly from and measured perpendicular to the said north line; thence westerly parallel with and 50.00 feet distant from the said north line of the NW $\frac{1}{4}$, a distance of 200.00 feet to the point of beginning.

- AND -

A part of Lot 23, irregular tract in the NW $\frac{1}{4}$ and of Lot 24, irregular tract in the NE $\frac{1}{4}$, both in Section 30, Township 9 North, Range 7 East of the 6th Principal Meridian, Lancaster County, Nebraska, more particularly described as follows:

Referring to the N $\frac{1}{4}$ corner of said Section 30; thence southerly with the west line of the said NE $\frac{1}{4}$ to a point located 50.00 feet southerly from and measured perpendicular to the north line of said Section 30, last said point being the point of beginning; thence continuing with the last described course, a distance of 20.00 feet; thence westerly parallel with the said north line, a distance of 157.70 feet; thence northwesterly to a point located 337.70 feet westerly from the said N $\frac{1}{4}$ corner as measured with the said north line and 50.00 feet southerly from and measured perpendicular to the said north line; thence easterly parallel with the said north line, a distance of 480.00 feet; thence southwesterly to the point of beginning.

- AND -

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A part of Lot 24, irregular tract in the NE $\frac{1}{4}$ of Section 30, Township 9 North, Range 7 East, of the 6th Principal Meridian, more particularly described as follows:

Referring to the northwest corner of the said NE $\frac{1}{4}$; thence easterly with the north line of the said NE $\frac{1}{4}$, a distance of 592.30 feet; thence southerly perpendicular to the said north line, a distance of 50.00 feet to the point of beginning; thence southeasterly to a point located 767.30 feet easterly from the said northwest corner, as measured with the said north line and 70.00 feet southerly from and measured perpendicular to the said north line; thence northeasterly to a point located 1,042.30 feet easterly from the said northwest corner of the NE $\frac{1}{4}$, as measured with the said north line and 50.00 feet southerly from and measured perpendicular to the said north line; thence westerly parallel with and 50.00 feet distant from the said north line of the NE $\frac{1}{4}$, a distance of 450.00 feet to the point of beginning.

- AND -

Referring to the said northwest corner of the NE $\frac{1}{4}$ of Section 30; thence easterly with the said north line of the NE $\frac{1}{4}$, a distance of 1,192.30 feet; thence southerly perpendicular to the said north line, a distance of 50.00 feet to the point of beginning; thence easterly parallel with the said north line, a distance of 430.00 feet; thence southwesterly to a point located 1,442.30 feet easterly from the said northwest corner as measured with the said north line and 75.00 feet southerly from and measured perpendicular to the said north line; thence northwesterly to the point of beginning.

-AND -

Referring to the northeast corner of the said NE $\frac{1}{4}$; thence westerly with the north line of the said NE $\frac{1}{4}$, a distance of 450.00 feet; thence southerly perpendicular to the said north line, a distance of 50.00 feet to the point of beginning; thence southwesterly to a point located 525.00 feet westerly from the said northeast corner, as measured with the said north line and 60.00 feet southerly from and measured perpendicular to the said north line; thence northwesterly to a point located 600.00 feet westerly from the said northeast corner of the NE $\frac{1}{4}$, as measured with the said north line and 50.00 feet southerly from and measured perpendicular to the said north line; thence easterly parallel with and 50.00 feet distant from the said north line of the NE $\frac{1}{4}$, a distance of 150.00 feet to the point of beginning.

Containing a combined area of 0.71 acre, more or less.

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TO HAVE AND TO HOLD UNTO LANCASTER COUNTY, NEBRASKA, its successors and assigns, the right to construct, use and maintain on the land herein described utilities, such slopes as are necessary to retain and support the County road, the construction and/or extension of drainage structures and/or the construction of a drainage channel or drainage ditch and so long as such utilities, slopes, drainage structure, drainage channel or drainage ditch is used and maintained, the right of ingress and egress to said property herein described from the County road for the purpose of inspecting, repairing, and maintaining the said utilities, slopes, drainage structure, drainage channel and/or drainage ditch located thereon at the will of the GRANTEE, it being the intention of the parties hereto that the GRANTEE shall have the right to assign utility easements and that GRANTOR is hereby granting the uses herein specified without divesting GRANTOR of title and ownership of the rights to use the above described property for any purpose that does not interfere with the uses herein granted.

The GRANTOR, in consideration of the payments herein stated, waives all claims for damages which may occur from the GRANTEE'S use as herein specified with the exception of necessary fence removal and replacement costs.

THIS INSTRUMENT, and the covenants and agreements herein contained shall inure to the benefit of and be binding and obligatory upon the heirs, executors, administrators, successors and assigns of the respective parties.

In witness whereof, Grantor has signed and dated below:

BY: Allen R. Hohensee DATED 3-9-94

BY: Susan K. Hohensee DATED 3-9-94

STATE OF Nebraska, County of Lancaster :

Before me, a Notary Public qualified for said County, personally came _____

Allen R. Hohensee and Susan K. Hohensee

known to me to be the identical person or persons who signed the foregoing instrument and acknowledged the execution thereof to be his, her or their voluntary act and deed.

Witness my hand and notarial seal on March 9, 1994

BLOCK My commission expires April 12, 1994



LANCASTER COUNTY, NEB

REGISTER OF DEEDS

MAR 18 1 49 PM '94

NO FEE

INST. NO. 94-13648

CODE

CHECKED

ENTERED

EDITED

Hohensee,Eas

Ken Sherwood - Co. Eng.