

2004 APR 22 AM 9: 05

EASEMENT AND AGREEMENT

DODGE COUNTY This Agreement made this 22nd day of January, 2004
REGISTER 0. L. & Enterprises, Inc. and Hallfield, Inc., Nebraska
Corporations, hereinafter referred to as the Grantors, and Allan
L. Enfield and Carole L. Enfield, husband and wife, and Larry W.
Enfield and Lorraine E. Enfield, husband and wife, hereinafter
referred to as the Grantees.

A. Whereas the Grantors are title owner of record of the following described real estate, to-wit:

See Attached "Willow Wood Lake Common Areas and Lakes"

B. Whereas the Grantees are title owners of record of the following described real estate, to-wit:

See Attached Exhibit "A"

C. Whereas the Grantors have agreed to grant to the Grantees a permanent easement or right of way over and under the property described in Paragraph A, above;

It is therefore agreed as follows:

- (a) Grantees shall have a permanent easement or right of way over and under the property described in Paragraph A, above, that is described on the Ingress/Egress Easements and Utilities Easements Plat of Willow Wood Lake. Such easement is granted for a perpetual easement for ingress and egress, a perpetual utility easement, and to install, operate, maintain, repair, and replace an underground well and water line that services the property described in Paragraph B, above, and other property. Such right of ingress and egress shall be exercised in a reasonable manner.
- (b) Grantors, their heirs, successors or assigns, covenant that at no time will any buildings, structures, pipelines or other property, except walks or driveways be erected, constructed, used

or placed on or below the surface of the land described in Paragraph A.

- (c) Grantees shall restore the surface of the soil excavated for any purpose hereunder to the original contour thereof as near as may be in the event they are installing utility or water services.
- (d) Grantees agrees that they will indemnify and save harmless the Grantors from any liabilities, claims for damages or suits for or by reason of any injury to any person or property from any cause whatsoever that arise out of the Grantees' activities carried out on the above described property.
- (f) Grantors further agree that there will be no charges or fees for the Grantees' use and activities carried on under the above granted right-of-way easement.

Such easements and rights of way shall be maintained and kept in repair by the Grantors and shall at all times be kept open for the use of the Grantees. Such easements and rights of way shall run with the land and shall remain an encumbrance upon the property herein agreed to be conveyed for the benefit not only of the Grantees but of any person, persons, or corporation which shall hereafter become the owner of the premises, the ownership of which is retained by the Grantees and for the benefit of which such right of way is reserved.

Executed: January 22, 2004.

C & E Enterprises, Inc.

Allan In Entireld

Allan L. Enfi President Allan L. Enfield

P

Carole I. Enfield

Hallfield, Inc.

By alland Explicit Jong W Enfield
Allan L. Enfield (Larry W. Enfield President
Lorraine E. Enfield
STATE OF NEBRASKA)
)se.
COUNTY OF DODGE)
The foregoing instrument was acknowledged before me on January 22, 2004 by Allan L. Enfield and Carole L. Enfield, husband and wife. A GENERAL NOTATIVE COMMUNICATION OF MAINTENANCE AND ACCOUNTS OF
RODNEY A. JOHNSON My Cown. Exp. Aug. E. 2004 Notaty Public
My commission expires: August 9, 2004
STATE OF NEBRASKA)
COUNTY OF DODGE)
The foregoing instrument was acknowledged before me on January>, 2004 by Larry W. Enfield and Lograine E. Enfield, husband and wife.
GENERAL NOTARY-State of Hebrasia
RODNEY A. JOHNSON Notary Public
My commission expires: August 9, 2004
STATE OF MEBRASKA)
)se.
COUNTY OF DODGE)
The foregoing instrument was acknowledged before me on January 22, 2004 by Allan Enfield, President of C & E Enterprises, Inc., and Hallfield, Inc., on behalf of the corporations.
BENERAL NOTARY-State of Nebrasta RODNEY A. JOHNBON My Conna. Sep. Ass. 9, 2004 Notary Public
My commission expires: August 9, 2004.

Willow Wood Lake Common Areas and Lakes:

All of Lots 33, 34, 35, 36, 37, 38 and 39 of Willow Wood Lake, a subdivision platted within Section 7, Township 17 North, Range 6 East of the Sixth P.M., Dodge County, Nebraska, and three parcels each labeled "Lake" on the Willow Wood Lake final plat, previously recorded in Book 1999, page 5874, Plat No. 483 in the Dodge County Register of Deeds Office, the property being included within this legal description can also be described as:

All of the area within the perimeter of Willow Wood Lake and Willow Wood Lake Replat, both subdivisions are platted within Section 7, Township 17 North, Range 6 East of the Sixth P.M., Dodge County, Nebraska, except for Lots 1 through 9, inclusive, and Lots 12 through 32, inclusive, of said Willow Wood Lake, and Lots 10, 11 and 11A, of said Willow Wood Lake Replat.

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Exhibit "A"

Legal Description - Crofton/Enfield

Part of the SE 1/4 SW ½ of Section 7, Township 17 North, Range 6 East of the 6th P.M., Dodge County, Nebraska, further described as follows: from the center of said Section 7, thence N90°00W (assumed bearing) on the East-West ½ line of said Section distance of 1319.67 feet to the Northwest corner of the E½ SW ½ of said Section; thence S 1°2'2'1''W on the West line of said E ½ SW ½ of said Section; thence S 1°2'2'1''W on the West line of said E ¾ SW ½ of distance of 2415.64 feet, thence S81°19'01''E a distance of 266.30 feet to the point of beginning; thence continuing S 81°19'01''E a distance of 124.16 feet; thence N27°34'21''E a distance of 83.01 feet; thence N22°35'30''W a distance of 146.72 feet; thence S53°49'38''W a distance of 129.82 feet; thence S0°00'E a distance of 113.68 feet to the point of beginning.

Legal Description - Enfield/Enfield (Larry)

Part of the SE ¼ SW ½ of Section 7, Township 17 North, Range 6 East, of the 6th P.M., Dodge County, Nebraska, further described as follows: From the center of said Section 7, thence 90°00° (assumed bearing) on the cast-west ½ line of said section a distance of 1319.67 feet to the northwest corner of the E ½ SW ¼ of said section; thence S 01°32°41°1"W on the west time of said E ½ SW ¼ a distance of 2415.64 feet; thence S 81°190°1"E a distance of 390.46 feet; thence N 27°34°12"E a distance of 83.01 feet; thence N 68°28'51"E a distance of 84.04 feet thence N 15°48'48"E a distance of 54.71 feet to the point of beginning; thence continuing N 15°48'48"E a distance of 225.41 feet; thence S 74°18'32"W a distance of 180.20 feet; thence S 5°40'51"E a distance of 127.27 feet; thence S 67°21'15"E a distance of 107.77 feet to the point of beginning; containing 0.54 acres, more or less.

Legal Description - Allan Enfield

Tract A

From the center of Section 7, Township 17 North, Range 6 East of the 6th P.M., Dodge County, Nebraska, thence S 90°00'W (assumed bearing) a distance of 1319.67 feet to the Northwest corner of the E ½ SW ½ of said Section thence S 1°32'41"W on the west line of said E1/2 SW ¼ a distance of 2119.77 feet to the point of beginning; thence N 87°58' 30"E a distance of 167.11 feet' thence S 28°51'25"E a distance of 54.72 feet; thence N 82°11'37"E a distance of 204.45 feet; thence N 67°59'48"E a distance of 468.08 feet to a point on an existing fence line; thence S 4°13'31"E a distance of 272.03 feet to the Northsata corner of a survey made by Warren D. Whitaker; thence westerly on the North line of said survey as follows: S 68°28'51"W a distance of 466.06 feet; thence S 27°34'21"W a distance of 390.46 feet to said West line of the E ½ SW ½; thence N 1°32'41"E on said West line a distance of 295.87 feet to the point of beginning.

Tract B

Part of the SE % SW % of Section 7, Township 17 North, Range 6 East of the 6th P.M., Dodge County, Nebraska, further described as follows: From the center of said Section 7, thence N 90°00'W (assumed bearing) on the East-West % line of said Section a distance of 1319.67 feet to the Northwest corner of the E %-SW % of said section; thence S 01°32'41"W on the west line of said E % SW % a distance of 2415.64 feet; thence S 81°19'01"E a distance of 390.46 feet; thence N 27°34'21"E a distance of 83.01 feet; thence N 68°28'51"E a distance of 84.04 feet to the point of beginning; thence N 15'48'48"E a distance of 323.82 feet; thence N 67°59'48"E a distance of 266.52 feet; thence S 4°13'31"E a distance of 272.03 feet; thence S 68°28'51"