

Lancaster County  
444 Cherrycreek Rd.  
Bldg. C  
Lincoln, NE 68528

PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That, H. Gale Williams and Ellen S. Williams, 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, a governmental subdivision of the State of Nebraska, herein called "Grantee", permanent easement for drainage on the following legally described real estate depicted on Drainage Easement Exhibit "A" situated in Lancaster County, Nebraska, to wit:

Legal description for a Drainage Easement located in Lot 18 of Irregular Tracts, said Irregular Tract being located in the Northeast Quarter of Section 25, Township 8 North, Range 5 East of the 6<sup>th</sup> P.M., Lancaster County, Nebraska, and more particularly described as follows:

Beginning at the Northwest corner of Lot 1, Kicking Bird Subdivision, said corner being located on the Easterly 60.00' Right-of-Way line of Southwest 62<sup>nd</sup> Street; thence in an Easterly direction on the North line of said Lot 1, and on the South line of the East half of the Northeast Quarter of said Section 25, and on an assumed bearing of S 89°19'14" E, for a distance of 28.00'; Thence N 00°08'51" W on a line 28.00' East of and parallel to the West line of said Lot 1, Kicking Bird Subdivision, extended north for a distance of 95.00'; Thence N 89°13'20" W, for a distance of 108.01'; Thence S 00°08'51" E on a line 20.00' West of and parallel to the East line of Lot 5, Block 1, Wendelin Estates 3<sup>rd</sup> Addition, extended North for a distance of 95.02' to a point on the North line of said Lot 5 and on the South line of the West half of the Northeast Quarter of said Section 25; Thence S 89°07'25" E on the North line of said Lot 5, and on the South line of the West half of the Northeast Quarter of said Section 25, for a distance of 20.00' to the Northeast corner of said Lot 5, said point being located on the Westerly 60.00' Right-of-Way line of Southwest 62<sup>nd</sup> Street Thence N 00°08'51" W on the Westerly 60.00' Right-of-Way line of SW 62<sup>nd</sup> Street extended North, for a distance of 80.00'; Thence S 89°13'20" E, for a distance of 60.01' to a point on the Easterly 60.00' Right-of-Way line of Southwest 62<sup>nd</sup> Street extended North; Thence S 00°08'51" E on the Easterly 60.00' Right-of-Way line of Southwest

62<sup>nd</sup> Street extended North, for a distance of 80.00' to the POINT OF BEGINNING and containing a calculated area of 5,464.55 Square Feet or 0.125 Acres, more or less.

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, grant and dedicate 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, agrees not to construct buildings, ornamental fences or other improvements which may be damaged by the Grantees uses herein specified. If the Grantor chooses to make such improvements, Grantor hereby waives all claims for damages which may occur from the Grantees use as herein specified with the exception of necessary fence removal and replacement costs, or damages caused by negligence of the Grantee.

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 the Grantor has signed this 5<sup>th</sup> day of April, 2017.

x H. Gale Williams  
H. Gale Williams

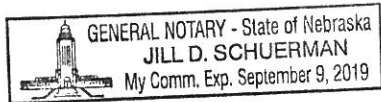
x Ellen S. Williams  
Ellen S. Williams  
(Signatures must be notarized)

State of Nebraska County of Lancaster

Before me, a notary public qualified for said county, personally came H. Gale Williams

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 this 5<sup>th</sup> day of April, 2017



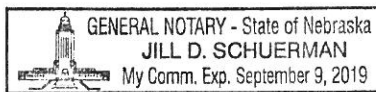
Jill D. Schuerman  
Notary Public  
September 9, 2019  
My Commission Expires

State of Nebraska County of Lancaster

Before me, a notary public qualified for said county, personally came Ellen S. Williams

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 this 5<sup>th</sup> day of April, 2017



Jill D. Schuerman  
Notary Public  
September 9, 2019  
My Commission Expires



# Drainage Easement Exhibit A

Lancaster County, Nebraska

Phone (402) 434-2686  
Fax (866) 215-8747

ALLIED SURVEYING AND MAPPING, INC.

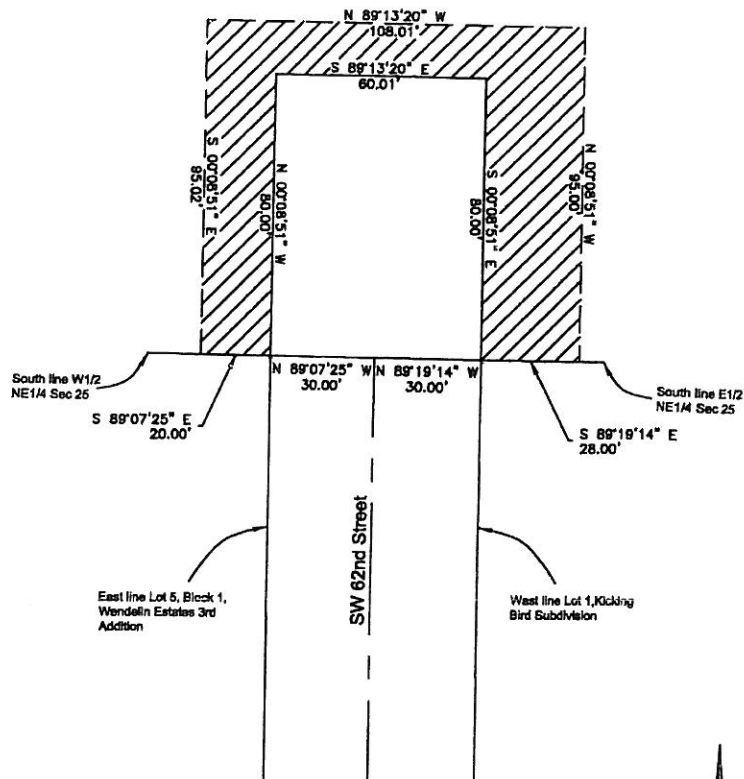
8535 Executive Woods Drive - Suite 200 - Lincoln, Nebraska 68512

Survey Part of Lot 18 of Irregular Tracts

located in the Northeast Quarter of Section 25 T. 2 N. R. 5 E. of the 6th P.M.

Job No. 2017-0029

February 2017



### SURVEYORS CERTIFICATE

I hereby certify that I have accurately surveyed the property in the above plat. Capped rebar were set at points marked "o". All dimensions are in feet or decimals of a foot.

Signed this 2nd day of February 2017.

NAME Richard Kingman  
RICHARD KINGMAN

Surveyor's License # 595  
Nebraska L.S.