

**PERMANENT NOISE ATTENUATION EASEMENT
(Limited Liability Company)**

FOR VALUABLE CONSIDERATION, receipt and sufficiency of which is hereby acknowledged, Anchor Pointe Development, LLC, a Nebraska limited liability company (the "Grantor"), hereby grants, transfers and conveys to the City of Omaha, Nebraska, a Municipal corporation, and their successors and assigns (together the "Grantee"), a permanent noise attenuation easement in, through, over and under the parcel of real property described as follows:

See Exhibit "A" attached hereto and by reference made a part hereof for the legal description of the easement area, hereinafter referred to as the "Easement Area".

The Easement Area shall provide spacing between vehicular noise on adjacent roadway(s) and any facilities that could be occupied by or serve as a gathering place of person(s).

The Grantor and its successors and assigns reserve the right to construct and install grass, shrubbery, landscaping, trees, utilities and fences within the Easement Area. All structures, sheds, patios, decks, swing sets, playgrounds, pools, or any other facilities that could be occupied by or serve as a gathering place of person(s), are prohibited within the easement area.

The Grantor hereby warrants and confirms to the Grantee that it is the owner of the Easement Area, and that it has the right to grant and convey this easement in the manner set forth herein. This easement runs with the land and shall run in favor of and be binding upon the parties hereto and to their respective grantees, assigns, successors and agents.

EACGI

IN WITNESS WHEREOF, the said party of the first part has hereunto and these presents to be signed by its respective member(s) this 22nd day of OCTOBER, 2019.

Anchor Pointe Development, LLC
(Name of Limited Liability Company)

AUTHORIZED MEMBER:
[Signature]
(Name and Title)

ATTEST:
Mark A. Boyer, MEMBER
(Name and Title)

STATE OF NEBRASKA)
COUNTY OF DOUGLAS)

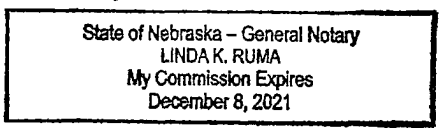
On this 22 day of October, 2019, before me, a Notary Public in and for said County, personally came Timothy W. Young, Authorized Member
(Name) (Title)

on behalf of Anchor Pointe Development, LLC, a Limited Liability Company and

Mark A. Boyer, Member, of said
(Name) (Title)

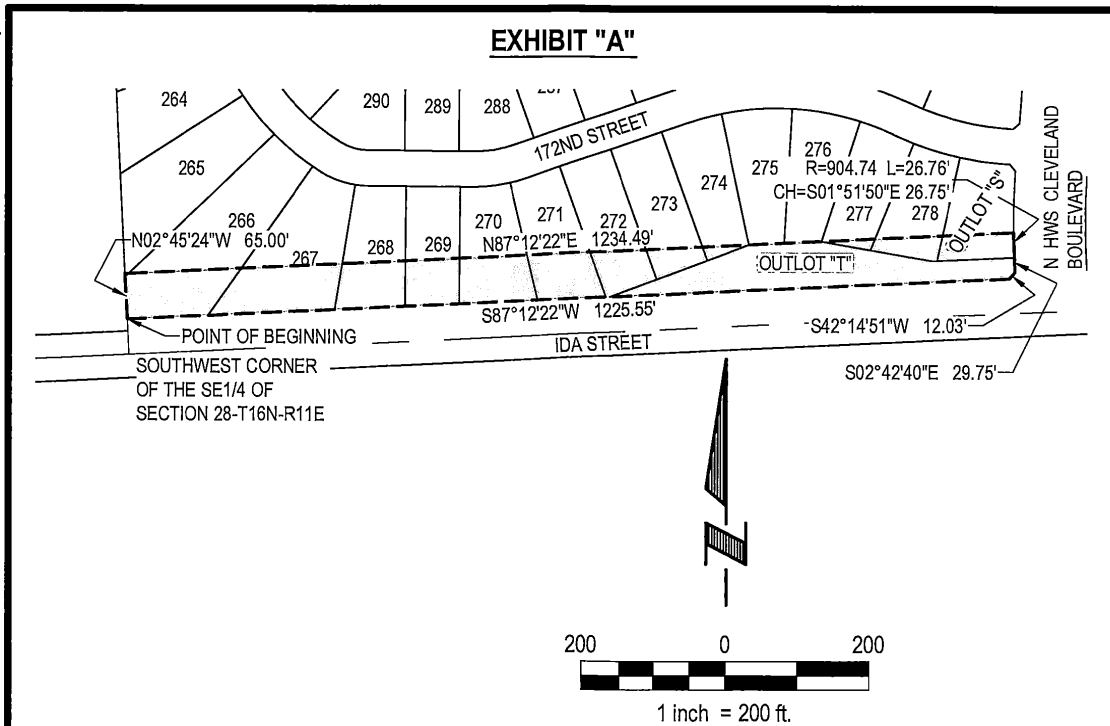
Limited Liability Company, to me personally known to be the respective member(s) of said Limited Liability Company and the identical person(s) whose name(s) is (are) affixed to the foregoing instrument, and acknowledged the execution thereof to be their respective voluntary act and deed as such member(s) and the voluntary act and deed of said Limited Liability Company.

WITNESS my hand and Notarial Seal the day and year last above written.



Notary Seal

Linda K Ruma
NOTARY PUBLIC



LEGAL DESCRIPTION

A NOISE ATTENUATION EASEMENT LOCATED IN PART OF LOTS 265 THRU 274, 277, 278, AND OUTLOT "S"; ALONG WITH ALL OF OUTLOT "T", ANCHOR POINTE, A SUBDIVISION LOCATED IN PART OF THE SE1/4 OF SECTION 28, TOWNSHIP 16 NORTH, RANGE 11 EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 266, ANCHOR POINTE, SAID POINT ALSO BEING ON THE WESTERLY LINE OF SAID SE1/4 OF SECTION 28, SAID POINT ALSO BEING ON THE NORTHERLY RIGHT-OF-WAY LINE OF IDA STREET; THENCE N02°45'24"W (ASSUMED BEARING) ALONG THE WESTERLY LINE OF SAID LOTS 265 AND 266, ANCHOR POINTE, SAID LINE ALSO BEING SAID WESTERLY LINE OF THE SE1/4 OF SECTION 28; THENCE N87°12'22"E ALONG A LINE 115.00 FEET NORTH AND PARALLEL TO THE SOUTHERLY LINE OF SAID SE1/4 OF SECTION 28, A DISTANCE OF 1,234.49 FEET TO A POINT ON THE EASTERLY LINE OF SAID OUTLOT "S", ANCHOR POINTE, SAID LINE ALSO BEING THE WESTERLY RIGHT-OF-WAY LINE OF NORTH HWS CLEVELAND BOULEVARD; THENCE ALONG THE EASTERLY LINE OF SAID OUTLOTS "S" AND "T", ANCHOR POINTE, SAID LINE ALSO BEING SAID WESTERLY RIGHT-OF-WAY LINE OF NORTH HWS CLEVELAND BOULEVARD ON THE FOLLOWING THREE (3) DEFINED COURSES: (1) THENCE SOUTHEASTERLY ON A CURVE TO THE LEFT WITH A RADIUS OF 904.74 FEET, A DISTANCE OF 26.76 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS S01°51'50"E, A DISTANCE OF 26.75 FEET; (2) THENCE S02°42'40"E, A DISTANCE OF 29.75 FEET; (3) THENCE S42°14'51"W, A DISTANCE OF 12.03 FEET TO THE POINT OF INTERSECTION OF SAID WESTERLY RIGHT-OF-WAY LINE OF NORTH HWS CLEVELAND BOULEVARD AND SAID NORTHERLY RIGHT-OF-WAY LINE OF IDA STREET; THENCE S87°12'22"W ALONG THE SOUTHERLY LINE OF SAID LOTS 266 THRU 272 AND OUTLOT "T", ANCHOR POINTE, SAID LINE ALSO BEING SAID NORTHERLY RIGHT-OF-WAY LINE OF IDA STREET, A DISTANCE OF 1,225.55 FEET TO THE POINT OF BEGINNING.

SAID TRACT OF LAND CONTAINS 80,182 SQUARE FEET OR 1.841 ACRES, MORE OR LESS.

 <p>E & A CONSULTING GROUP, INC. Engineering • Planning • Environmental & Field Services 10909 Mill Valley Road, Suite 100 • Omaha, NE 68154 Phone: 402.895.4700 • Fax: 402.895.3599</p>	<p>E & A CONSULTING GROUP, INC. Engineering • Planning • Environmental & Field Services 10909 Mill Valley Road, Suite 100 • Omaha, NE 68154 Phone: 402.895.4700 • Fax: 402.895.3599</p> <p>Drawn by: RLS Chkd by: _____ Date: 09/30/2019 Job No.: 2015.336.001</p>	<p>NOISE ATTENUATION ANCHOR POINTE DOUGLAS COUNTY, NEBRASKA</p>
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