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REGISTER OF DEEDS

PERMANENT
AND TEMPORARY
EASEMENT AND RIGHT-OF-WAY

DEL SCAN

THIS INDENTURE, made this ________, 2003, between RICHARD L. SCHROEDER and ARLENE SCHROEDER, husband and wife, ("Grantors"), and METROPOLITAN UTILITIES DISTRICT OF OMAHA, a Municipal Corporation, ("Grantee"),

WITNESS:

That Grantors, in consideration of the sum of Two Dollars (\$2.00) and other valuable consideration, receipt of which is hereby acknowledged, do hereby grant to Metropolitan Utilities District of Omaha, its successors and assigns, a permanent easement and right-of-way to lay, maintain, operate, repair, relay and remove, at any time, pipelines for the transportation of water and all appurtenances thereto, and a temporary easement for construction purposes, including but not limited to one hydrant and a 24-inch round iron ring and cover, together with the right of ingress and egress on, over, under and through lands described as follows:

Unplatted tracts of land in the Southeast Quarter (SE ¼) of the Northeast Quarter (NE ¼) of Section 7, Township 14 North, Range 11 East of the 6th P.M. in Douglas County, Nebraska, and being described as follows:

PERMANENT EASEMENT

The northerly five hundred sixty-one and sixty-three one-hundredths feet (561.63') of the southerly one thousand two hundred twenty-nine and two one-hundredths feet (1,229.02') of the westerly twently-two feet (22.00') of the easterly fifty-five feet (55.00') of the SE ½ of the NE ½ of Section 7-14-11.

This permanent easement contains 0.284 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

TEMPORARY EASEMENT

The northerly five hundred sixty-one and sixty-three one-hundredths feet (561.63') of the southerly one thousand two hundred twenty-nine and two one-hundredths feet (1,229.02') of the westerly twently feet (20.00') of the easterly seventy-five feet (75.00') of the SE ¼ of the NE ¼ of Section 7-14-11.

This temporary easement contains 0.257 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

Clease Return Iv: JUSTIN COOPER

JUSTIN COOPER MUD Legal Dept. 1723 Harney ST TO HAVE AND TO HOLD said Easement and Right-of-Way to Grantee, Metropolitan Utilities District of Omaha, its successors and assigns.

- 1. The Grantors and their successors and assigns shall not at any time erect, construct or place on or below the surface of the permanent easement tract any building or structure, except pavement and similar covering and landscaping which does not interfere with the maintenance or operation of the water main, and shall not permit anyone else to do so, and, with respect to the temporary easement tract, the same prohibitions apply during the effective period of that temporary conveyance, which effective period shall commence upon the date of execution hereof and cease upon completion of the project contemplated herein.
- 2. The Grantee shall restore and replace, if reasonably necessary, any fencing or landscaping, and shall restore the surface of any soil excavated for any purpose hereunder, as nearly as is reasonably possible to its original contour, all within a reasonable time after the work is performed.
- 3. Nothing herein shall be construed to waive any right of Grantors or duty and power of Grantee respecting the ownership, use, operations, extensions and connections to any pipeline constructed and maintained hereunder.
- 4. Grantors are lawful possessors of this real estate; have good right and lawful authority to make such conveyance; and Grantors and their successors and assigns shall warrant and defend this conveyance and shall indemnify and hold harmless Grantee forever against claims of all persons asserting any right, title or interest prior to or contrary to this conveyance.

IN WITNESS WHEREOF, Grantors execute this Easement and Right-of-Way to be signed on the above date.

RICHARD L. SCHROEDER and ARLENE SCHROEDER, Husband and Wife, Grantors

By: Richard L. Schroeder

By: <u>Asland Lehraeder</u> Arlene Schroeder

ACKNOWLEDGMENT

STATE OF NEBRASKA)	
)	SS
COUNTY OF DOUGLAS)	

This instrument was acknowledged before me on 2003, by Richard L. Schroeder and Arlene Schroeder, husband and wife.

GENERAL NOTARY-State of Nebraska
MARK L. LAUGHLIN
My Comm. Exp. July 22, 2004

Notary Public

	NO SCALE PROJECT NO. W.C.P. 9426, W.C.P. 9427 & W.C.P. 9517 INSTALL 35'±0F 42" & 1300'±0F 35" D.I. WATER MAIN IN HARRISON ST. FROM 189th ST. TO 192nd ST., INSTALL 2700' OF 36" & 4000'±0F 24" D.I. WATER MAIN IN 192nd ST. FROM CHANDLER RD. TO "U" ST.	PROP. 20' TEMP. M.U.D. ESMT. Series 192nd - Street 192nd - Street	
		Pearl Schroeder Co Richard Schroeder 14805 Z Circle Omaha, NE 68137 667.39* SE COR. S.E. 14 N.E. 14 SEC. 7-14-11	dgn 02/20/2003 11:36:23 AM
٤	METROPOLITAN UTILITIES DISTRICT OMAHA, NEBRASKA EASEMENT ACQUISITION FOR WCP 9517	LAND OWNER Richard Schroeder 14805 Z Circle Omaha, NE 68137 TOTAL ACRE PERMANENT TOTAL ACRE TEMPORARY LEGEND FERMANENT EASEMENT TEMPORARY EASEMENT TEMPORARY EASEMENT	DRAWN BY DAS DATE 1-15-2003 CHECKED BY DATE APPROVED BY DATE REVISED BY DATE REV. CHK'D. BY DATE REV. CHK'D. BY DATE REV. APPROV. BY ATE APPROV. BY A