

RECEIVED

Dec 11 2 25 PM '97

RICHARD N. TAKECHI
REGISTER OF DEEDS
DOUGLAS COUNTY, NE



1232 071 MISC



15792 97 071-073

*within 147th
ST.*

EASEMENT AND RIGHT-OF-WAY

THIS INDENTURE, made this 5th day of DECEMBER, 1997, between CONSTRUCTION SCIENCE, INC., a Nebraska Corporation, ("Grantor"), and METROPOLITAN UTILITIES DISTRICT OF OMAHA, a Municipal Corporation, ("Grantee"),

WITNESS:

That Grantor, in consideration of the sum of Two Dollars (\$2.00) and other valuable consideration, receipt of which is hereby acknowledged, does hereby grant to Metropolitan Utilities District of Omaha, its successors and assigns, an 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, including but not limited to one manhole cover and one small valve box, together with the right of ingress and egress on, over, under and through lands described as follows:

PERMANENT EASEMENT

That part of the SE 1/4 of the SE 1/4 of Section 2, T15N, R11E of the 6th P.M., Douglas County, Nebraska, described as follows: Commencing at the SW corner of the SE 1/4 of the SE 1/4 of said Section 2;

Thence N00°38'41"E (Assumed Bearing) 287.08 feet on the west line of said SE 1/4 to the point of beginning, said point being on the north line of West Maple Road;

Thence S89°59'54"E 18.61 feet on the north line of West Maple Road to the west line of a tract of land described on a warranty deed recorded in Book 1957 at page 690 of the Douglas County records and hereinafter called Tract "A";

Thence N00°19'56"E 149.41 feet on the west line of said Tract "A";

Thence northwesterly on a non-tangent 340 foot radius curve to the left, chord bearing N27°39'14"W, chord distance 37.54 feet, an arc distance of 37.56 feet to the west line of said SE 1/4;

Thence S00°38'41"W 182.67 feet on the west line of said SE 1/4 to the point of beginning.

This permanent easement contains 0.071 of an acre, more or less, and is shown on the attached drawing.

*Return to: TJ Secret
MUD Law Dept
17234 Haerney
Omaha NE
68102*

15792 / 016000
FEE 15.00
BKR 2-15-11 / 00 COMP 10
DEL dc SCAN dc FV

TO HAVE AND TO HOLD this Easement and Right-of-Way to Grantee, Metropolitan Utilities District of Omaha, its successors and assigns.

1. The Grantor and its successors and assigns shall not at any time erect, construct or place on or below the surface of the easement tract any building or structure, except pavement and similar covering, and shall not permit anyone else to do so.

2. The Grantee shall restore the surface of any soil excavated for any purpose hereunder, as nearly as is reasonably possible to its original contour within a reasonable time after the work is performed.

3. Nothing herein shall be construed to waive any right of Grantor or duty and power of Grantee respecting the ownership, use, operations, extensions and connections to any pipeline constructed and maintained hereunder.

4. The Grantor is a lawful possessor of this real estate; has good right and lawful authority to make such conveyance; and Grantor and its 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.

5. The person executing this instrument represents that he has authority to execute it on behalf of the corporation.

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

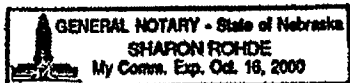
CONSTRUCTION SCIENCE, INC., a
Nebraska Corporation, Grantor

By: [Signature]
John Smith
Title: PRESIDENT

ACKNOWLEDGMENT

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on DECEMBER 5, 1997, by John Smith, President of Construction Science, Inc., a Nebraska Corporation, on behalf of the corporation.



[Signature]
Notary Public


METROPOLITAN UTILITIES DISTRICT
OMAHA, NEBRASKA

EASEMENT ACQUISITION

FOR W.C.C. 8439

LAND OWNER
CONSTRUCTION SCIENCES, INC.

TOTAL ACRE 0.071 ±
PERMANENT

LEGEND
PERMANENT EASEMENT 

PAGE 1 OF 1

DRAWN BY C.L.Y.
DATE 11-11-97
CHECKED BY _____
DATE _____
APPROVED BY _____
DATE _____
REVISED BY _____
DATE _____
REV. CHK'D. BY _____
DATE _____
REV. APPROV. BY _____
DATE _____

NO SCALE
ARBOR OAKS

