



MISC 2007122290



OCT 30 2007 14:43 P 9

Received - DIANE L. BATTIATO
Register of Deeds, Douglas County, NE
10/30/2007 14:43:44.53



2007122290

PERMANENT EASEMENT

THIS AGREEMENT, made this 28th day of April, 2007 between the CAMGRAVE LLC, a Nebraska limited liability company ("Grantor"), and METROPOLITAN UTILITIES DISTRICT OF OMAHA, a Municipal Corporation and Political Subdivision ("Grantee"),

WITNESS:

Grantor, in consideration of the sum of Two Dollars (\$2.00) and other valuable consideration, receipt of which is acknowledged, hereby grants to Metropolitan Utilities District of Omaha, its successors and assigns, a permanent easement to lay, maintain, operate, repair, relay and remove, at any time, pipelines for the transportation of gas and all appurtenances thereto, including, but not limited to, round iron covers, roadway boxes, cc box, manhole, hydrants, and pipeline markers and a temporary easement for construction purposes, together with the right of ingress and egress on, over, under and through lands described as follows:

PERMANENT EASEMENT

Tracts of land at the southeast corner of Section 22, Township 16 North, Range 11 East, known as Brynhaven at Hanover Falls, Brynhaven at Hanover Falls Replat 1, and Brynhaven at Hanover Falls Replat 2, as platted and recorded in Douglas County, Nebraska, and being described as follows:

Tract 1

The entirety of Outlots B & C of said Brynhaven at Hanover Falls Replat 2, with the following additions:

2 05-05091

1) A strip of land four feet (4') in width in Lots 1-10 of said Brynhaven at Hanover Falls Replat 2, as they each abut Outlot B of said Brynhaven at Hanover Falls Replat 2.

10 05-05091

2) A strip of land four feet (4') in width in Lots 1-13, 16, 17, 20-61, 64-78 of said Brynhaven at Hanover Falls, as they directly abut Outlots B & C of said Brynhaven at Hanover Falls Replat 2.

72 05-05074

3) A strip of land four feet (4') in width in Outlot A of said Brynhaven at Hanover Falls Replat 2, as it directly abuts Outlot B of said Brynhaven at Hanover Falls Replat 2.

1 05-05091

4) A strip of land four feet (4') in width in Outlot A of said Brynhaven at Hanover Falls, as it directly abuts Outlot B of said Brynhaven at Hanover Falls Replat 2.

1 05-05074

5) A strip of land four feet (4') in width in Outlot D of said Brynhaven at Hanover Falls Replat 2, as it directly abuts Outlot B of said Brynhaven at Hanover Falls Replat 2.

1 05-05091

Please file & return to:
A. Justin Cooper, Attorney
Metropolitan Utilities District
1723 Harney Street
Omaha, Nebraska 68102-1960

MISC
9
FEE 99.00 FB See above
BKP _____ C/O _____ COMP BW
108 DEL _____ SCAN _____ FV _____
6

This permanent easement contains 4.59 acres, more or less, and is shown on the attached drawing hereto and made a part hereof by reference.

Tract 2

The entirety of Outlot C of Brynhaven at Hanover Falls.

1 0J-05074

This permanent easement contains 0.97 of an acre, more or less, and is shown on the attached drawing hereto and made a part hereof by reference.

Tract 3

A portion of Outlot D, beginning at the northeast corner of Lot 7 of said Brynhaven at Hanover Falls Replat 2, said point also being on the westerly boundary of said Outlot D; thence N87°47'43"E (platted bearing), 17.92 feet to a point on the easterly boundary of said Outlot D; thence along the easterly boundary of said Outlot D, the following five courses:

- 1) S39°26'50"E for 131.98 feet;
- 2) S00°51'38"E for 19.93 feet;
- 3) S29°58'58"W for 51.86 feet;
- 4) S37°12'51"W for 26.20 feet;
- 5) S44°08'22"W for 21.37 feet;

Thence S87°47'43"W for 35.29 feet to the southeast corner of Lot 10 of said Brynhaven at Hanover Falls Replat 2, said point also being on the westerly boundary of said Outlot D; thence along the westerly boundary of said Outlot D, the following three courses:

- 1) N02°12'17"W for 101.94 feet;
- 2) S87°47'43"W for 2.31 feet;
- 3) N02°12'17"W for 101.94 feet to the point of beginning.

This permanent easement contains 0.31 of an acre, more or less, and is shown on the attached drawing hereto and made a part hereof by reference.

Tract 4

A portion of Outlot G, beginning at the most easterly corner of Lot 97 of said Brynhaven at Hanover Falls, said point also being on the boundary of said Outlot G; thence along the boundary of said Outlot G, N46°36'23"W (platted bearing) for 106.94 feet to the most northerly corner of Lot 98 of said Brynhaven at Hanover Falls; thence N43°23'37"E for 31.09 feet to a point on the most northerly boundary of said Outlot G, said point also being on the southerly right of way line of North H.W.S. Cleveland Boulevard and the beginning of the non-tangent curve to the left; thence along said southerly right of way line, along the most northerly boundary of said Outlot G, and along said curve, having a radius of 487.50 feet and a chord bearing N80°13'15"E for 35.42 feet, an arc length of 35.43 feet; thence S11°51'41"E for 104.30 feet to the point of beginning.

This permanent easement contains 0.08 of an acre, more or less, and is shown on the attached drawing hereto and made a part hereof by reference.

Tract 5

The entirety of Outlot I of said Brynhaven at Hanover Falls with the following additional abutments:

- 1) A strip of land four feet (4') in width in Lot 1-3 of said Brynhaven at Hanover Falls Replat 1, as they directly abut Outlot I of said Brynhaven at Hanover Falls.
- 2) A strip of land four feet (4') in width in Outlot A of said Brynhaven at Hanover Falls Replat 1, as it directly abuts Outlot I of said Brynhaven at Hanover Falls.
- 3) A strip of land four feet (4') in width in Lots 85-89 and 91-98 of said Brynhaven at Hanover Falls, as they directly abut Outlot I of said Brynhaven at Hanover Falls.
- 4) A strip of land four feet (4') in width in Outlot F of said Brynhaven at Hanover Falls, as it directly abuts Outlot I of said Brynhaven at Hanover Falls.
- 5) A strip of land four feet (4') in width in Outlot G of said Brynhaven at Hanover Falls, as it directly abuts Outlot I of said Brynhaven at Hanover Falls.

05-05090
Rep 1

This permanent easement contains 1.00 acres, more or less, and is shown on the attached drawing hereto and made a part hereof by reference.

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

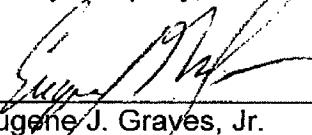
2. The Grantee shall restore the soil excavated for any purpose hereunder, as nearly as is reasonably possible to its original contour within a reasonable time after the work is performed.

3. The Grantor is the lawful possessor of this real property; has good, right and lawful authority to make this 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.

4. The person executing this instrument has authority to execute it on behalf of the limited liability company.

IN WITNESS WHEREOF, Grantor executes this Permanent Easement on the above date.

CAMGRAVE LLC, a Nebraska limited liability company, Grantor



Eugene J. Grayes, Jr.

Manager

Title

ACKNOWLEDGMENT

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on April 20, 2007,
by Eugene J. Graves, Jr, Manager of Camgrave LLC,
on behalf of the limited liability company.

Jana L McDonald
Notary Public



METROPOLITAN UTILITIES DISTRICT
OMAHA, NEBRASKA

EASEMENT ACQUISITION
 FOR **GRM 13146-2**

LAND OWNER
 GRAVES DEVELOPMENT RESOURCES
 3803 N. 153RD ST., SUITE 200
 (402) 814-9100

TOTAL ACRE 4.59 ±
 PERMANENT _____
 TOTAL ACRE _____
 TEMPORARY X ±

LEGEND
 PERMANENT EASEMENT [Hatched Box]
 TEMPORARY EASEMENT [Dotted Box]

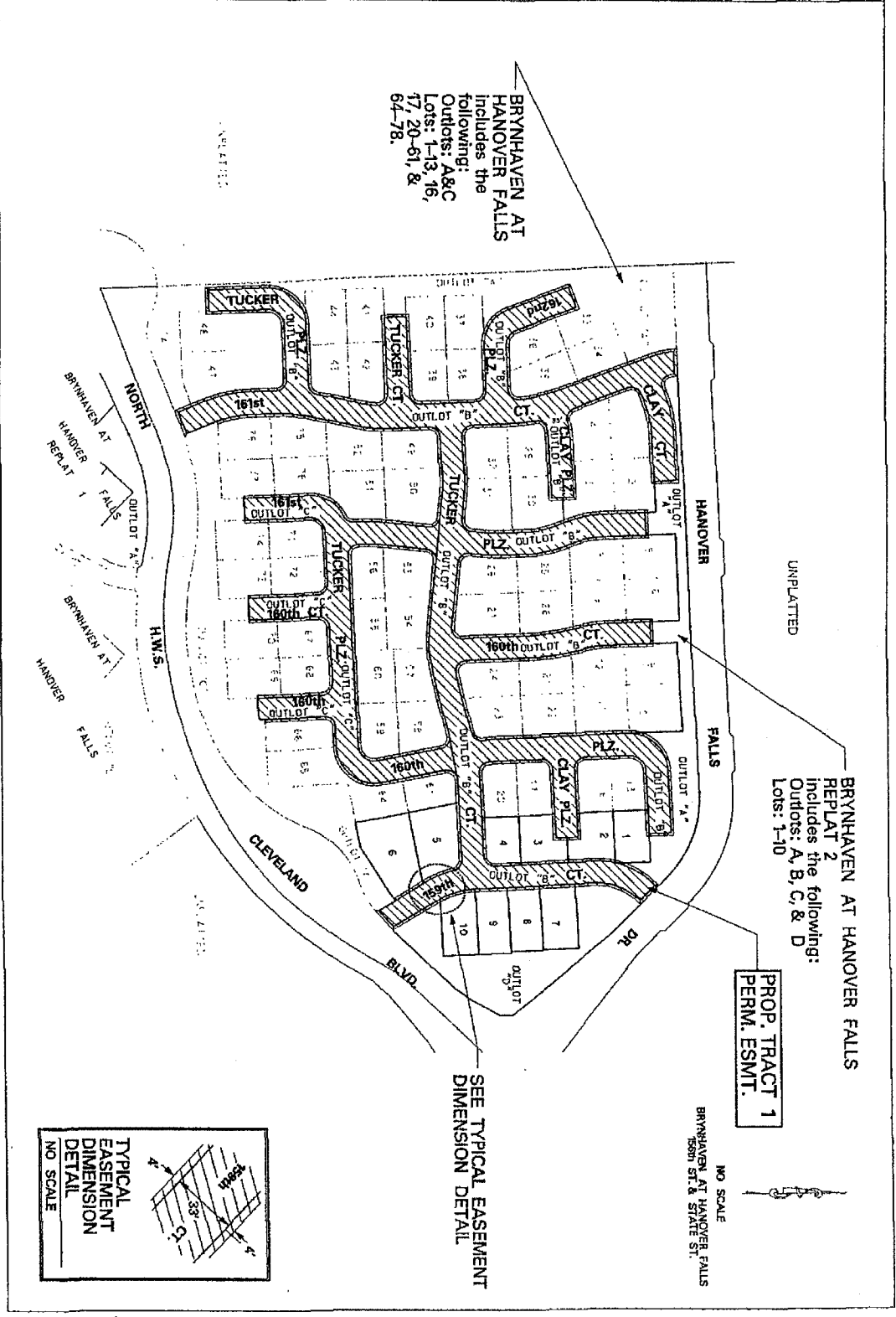
PAGE 1 OF 5

DRAWN BY DJI
 DATE 1-24-07
 CHECKED BY _____
 DATE _____
 APPROVED BY _____
 DATE _____
 REVISED BY RLB
 DATE 2-8-07
 REV. CHK'D. BY _____
 DATE _____
 REV. APPROV. BY _____
 DATE _____

BRYNHAVEN AT HANOVER FALLS includes the following:
 Outlots: A&C
 Lots: 1-13, 16, 17, 20-61, & 64-78.

BRYNHAVEN AT HANOVER FALLS REPLAT 2 includes the following:
 Outlots: A, B, C, & D
 Lots: 1-10

PROP. TRACT 1
PERM. ESMT.



METROPOLITAN UTILITIES DISTRICT OMAHA, NEBRASKA

EASEMENT ACQUISITION FOR GRM 13146-2

LAND OWNER GRAVES DEVELOPMENT RESOURCES 3803 N. 153RD ST., SUITE 200 (402) 574-9100

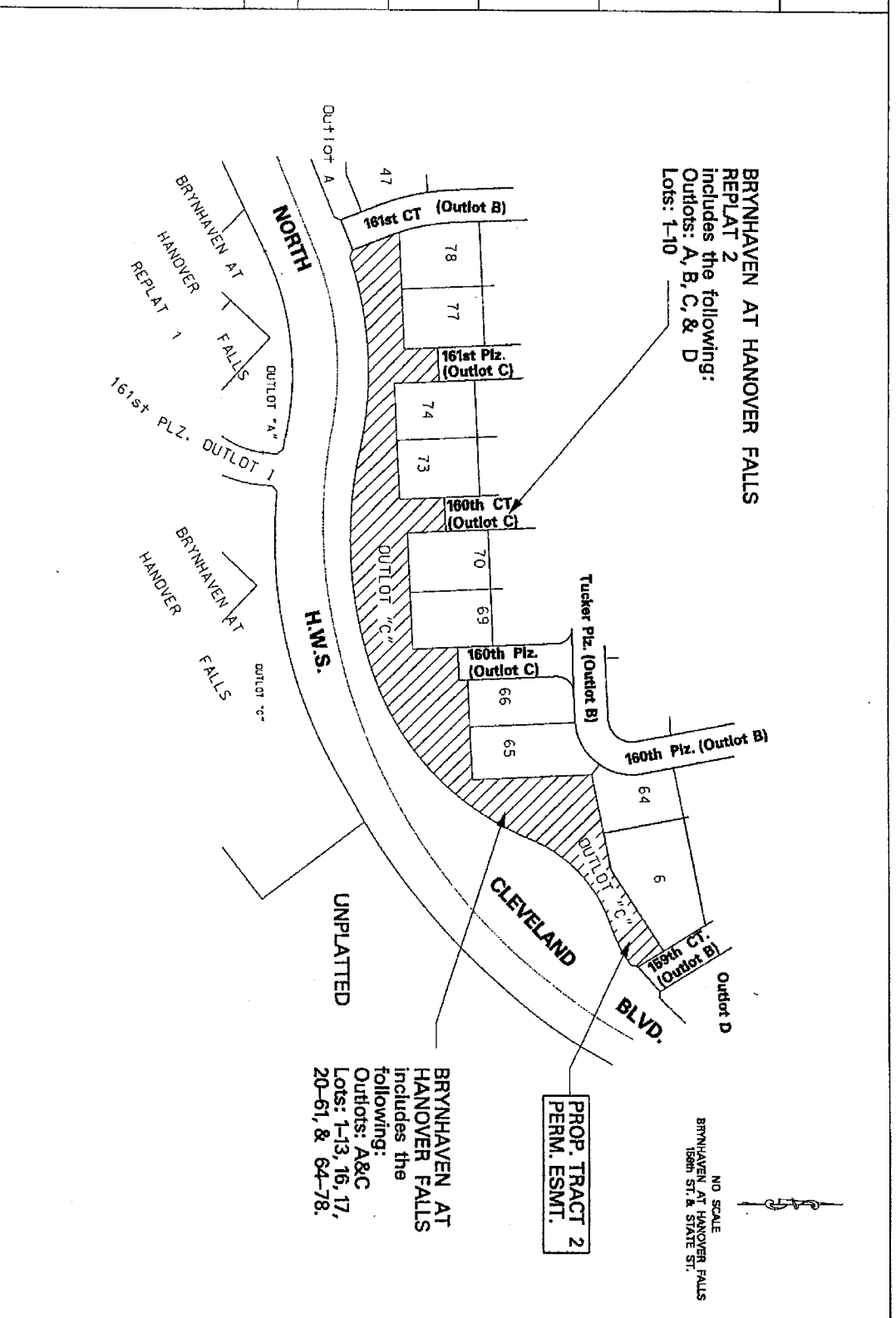
TOTAL ACRE 0.97 ± PERMANENT TOTAL ACRE X ± TEMPORARY

LEGEND PERMANENT EASEMENT TEMPORARY EASEMENT

PAGE 2 OF 5

DRAWN BY DDJ DATE 1-24-07 CHECKED BY DATE APPROVED BY DATE REVISED BY RLB DATE 2-8-07 REV. CHKD. BY DATE REV. APPROV. BY DATE

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METROPOLITAN UTILITIES DISTRICT
 OMAHA, NEBRASKA

EASEMENT ACQUISITION
 FOR GRM 13146-2

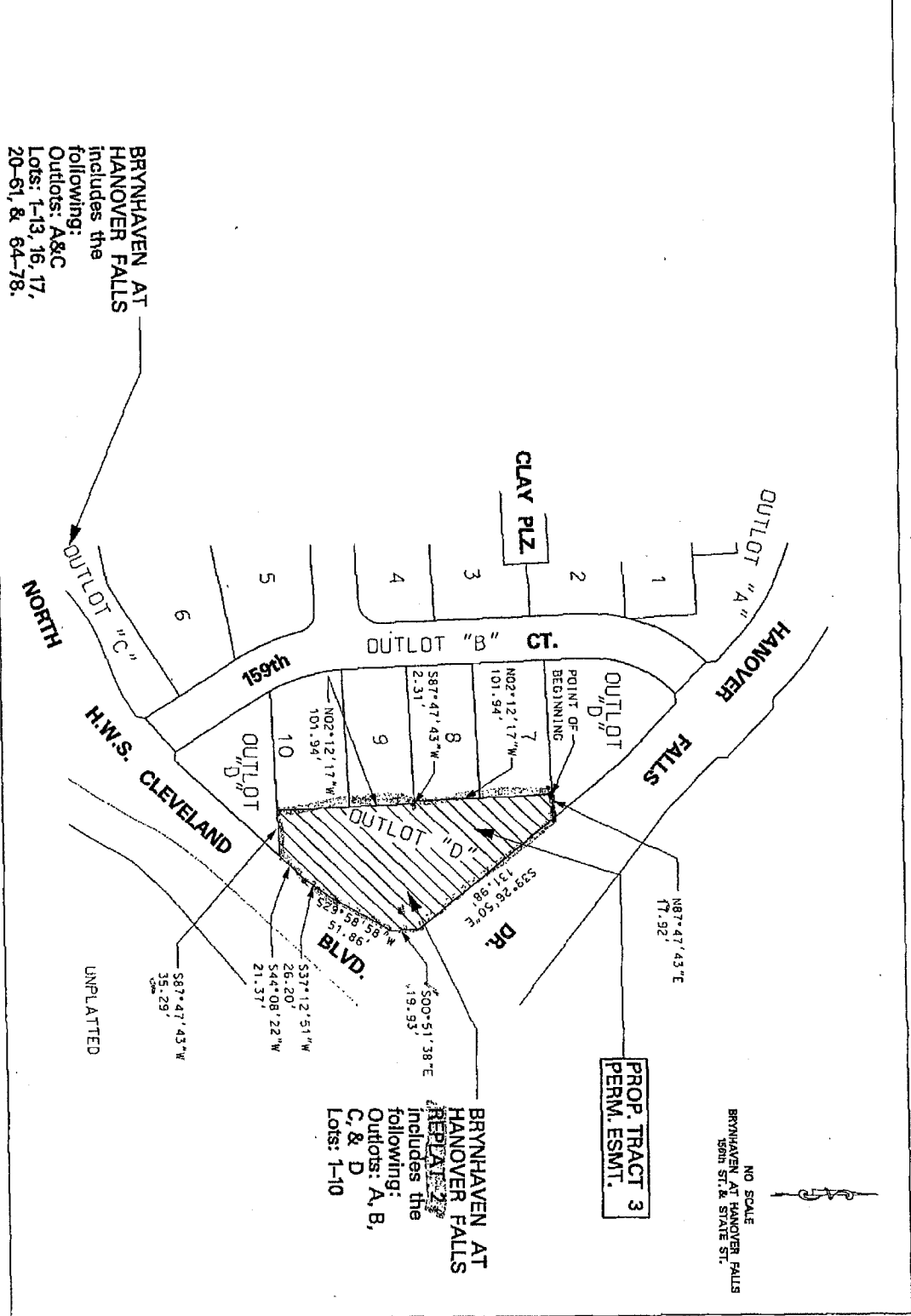
LAND OWNER
 GRAVES DEVELOPMENT RESOURCES
 3803 N. 189th ST., SUITE 200
 (402) 614-9100

TOTAL ACRE 0.31 ±
 PERMANENT _____
 TOTAL ACRE _____
 TEMPORARY X ±

LEGEND
 PERMANENT EASEMENT [diagonal lines]
 TEMPORARY EASEMENT [dotted pattern]

PAGE 3 OF 5

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 DATE 2-28-07
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BRYNHAVEN AT HANOVER FALLS
 includes the following:
 Outlots: A&C
 Lots: 1-13, 16, 17,
 20-61, & 64-78.

BRYNHAVEN AT HANOVER FALLS
 REPEAT 2
 includes the following:
 Outlots: A, B,
 C, & D
 Lots: 1-10

NO SCALE
 BRYNHAVEN AT HANOVER FALLS
 150th ST. & STATE ST.

METROPOLITAN UTILITIES DISTRICT
 OMAHA, NEBRASKA

EASEMENT ACQUISITION
 FOR GRM 13146-2

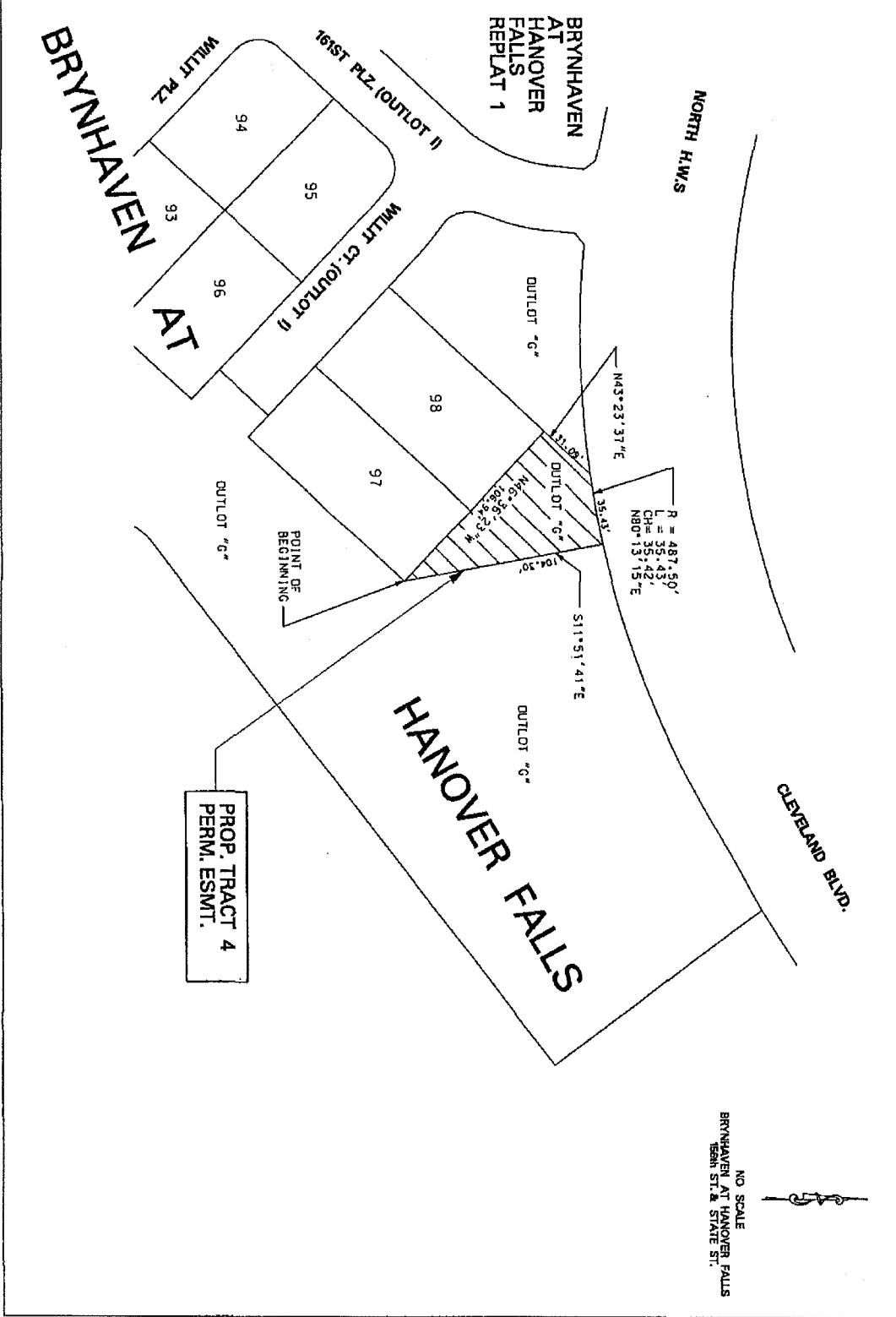
LAND OWNER
 GRAVES DEVELOPMENT RESOURCES
 3802 N. 159th ST., SUITE 200
 (402) 614-9100

TOTAL ACRE 0.08 ±
 PERMANENT _____
 TOTAL ACRE _____
 TEMPORARY X ±

LEGEND
 PERMANENT EASEMENT [Hatched Box]
 TEMPORARY EASEMENT [Dotted Box]

PAGE 4 OF 5

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NO SCALE
 BRYNHAVEN AT HANOVER FALLS
 159th ST. & STATE ST.

METROPOLITAN UTILITIES DISTRICT

UTILITIES DISTRICT
OMAHA, NEBRASKA

EASEMENT ACQUISITION

FOR GRM 13146-2

LAND OWNER
GRAVES DEVELOPMENT RESOURCES
3803 N. 153rd ST., SUITE 200
(402) 614-4100

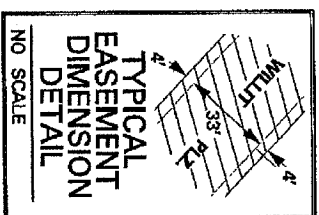
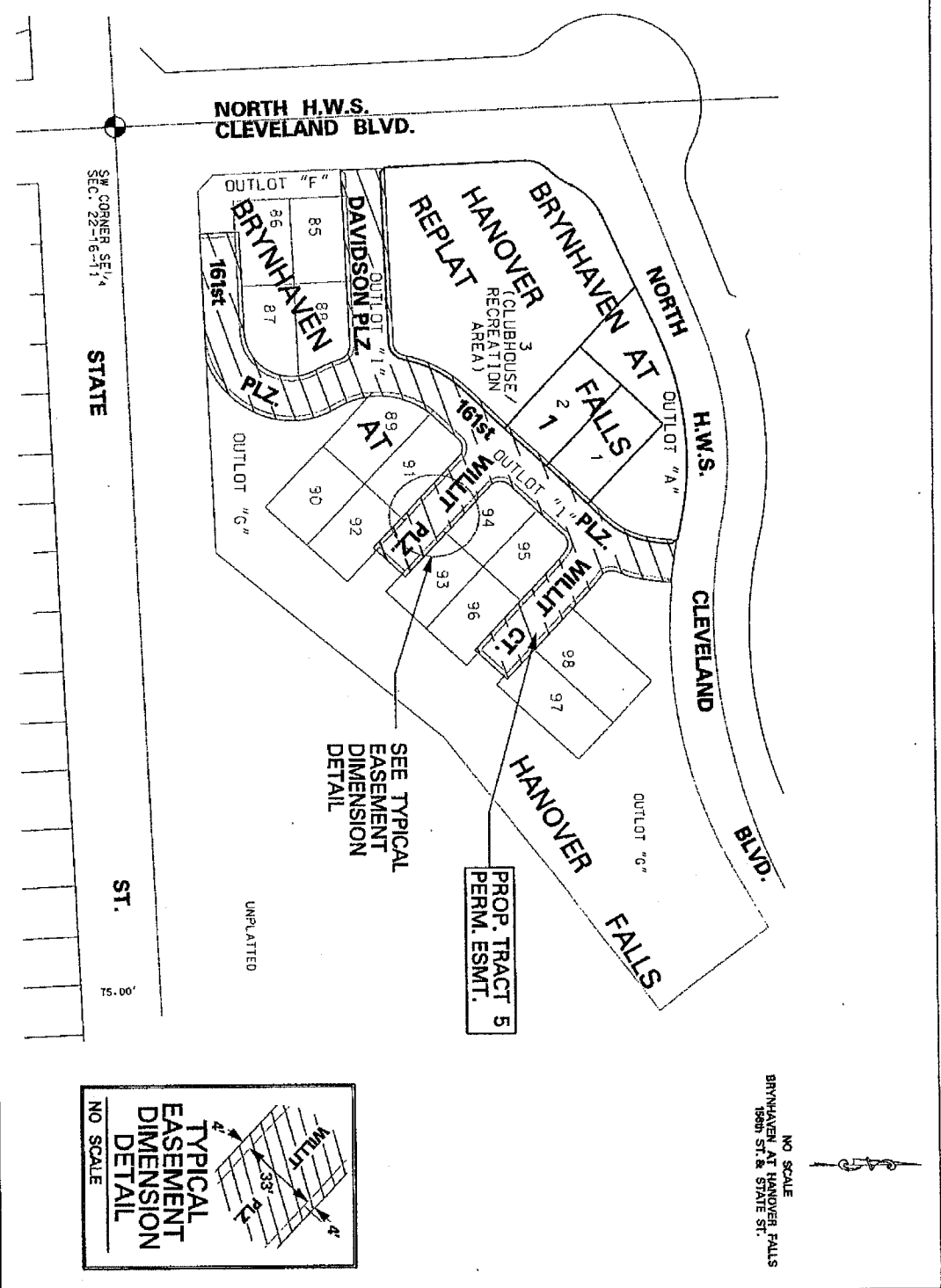
TOTAL ACRE 1.00 ±
PERMANENT _____
TOTAL ACRE _____
TEMPORARY X ±

LEGEND
PERMANENT EASEMENT [diagonal lines symbol]
TEMPORARY EASEMENT [dotted lines symbol]

PAGE 8 OF 5

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DATE _____
REVISED BY RLB
DATE 3-09-07
REV. CHK'D. BY _____
DATE _____
REV. APPROV. BY _____
DATE _____

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NO SCALE
BRYNHAVEN AT HANOVER FALLS
1600 ST. & STATE ST.