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BOOK 514 PAGE 399
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EASEMENT AND RIGHT OF WAY

THIS INDENTURE, made this 19th day of SEPTEMBER, 1972, between E. G. Miller Realty Co., Inc., Trustee, hereinafter referred to as "Grantor", and Metropolitan Utilities District of Omaha, a municipal corporation, hereinafter referred to as "Grantee", WITNESSETH:

That the Grantor, in consideration of the sum of One Dollar (\$1.00) 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 transmission of gas and water, and all appurtenances thereto, including fire hydrants and water valve boxes, together with the right of ingress and egress to and from the same, on, over and through lands described as follows:

Several tracts of land lying in Lots 26, 27, 28, 29, 118, 119, 120, 121, 133, 134, 135, 136, 137, 138, 169, 170, 171, 172, 175, 176, 177, 178, 179, 220, 221, 222, 223, 224, 323, 324, 325, 326, 327, 330, 332, 333, 334, 347 and 361, Candlewood Addition, as now platted and recorded, a subdivision in Douglas County, Nebraska, said tracts being more particularly described as follows:

A strip of land Five (5) feet wide running along and parallel to the curved Westerly property line of Lot Twenty-six (26);

A strip of land Five (5) feet wide running along and parallel to the curved Northwest property line of Lot Twenty-seven (27);

A strip of land Five (5) feet wide running along and parallel to the curved Northeast property line of Lot Twenty-eight (28);

A strip of land Five (5) feet wide running along and parallel to the curved Southeast property line of Lot Twenty-nine (29);

A strip of land Five (5) feet wide running along and parallel to the curved Southwest property line of Lot One Hundred Eighteen (118);

A strip of land Five (5) feet wide running along and parallel to the curved Southeast property line of Lot One Hundred Nineteen (119);

A strip of land Five (5) feet wide running along and parallel to the curved Easterly property line of Lot One Hundred Twenty (120);

A strip of land Five (5) feet wide running along and parallel to the curved Northerly property line of Lot One Hundred Twenty-one (121);

A strip of land Five (5) feet wide running along and parallel to the curved Northwest property line of Lot One Hundred Thirty-three (133);

A strip of land Five (5) feet wide running along and parallel to the curved Westerly property line of Lot One Hundred Thirty-four (134);

A strip of land Five (5) feet wide running along and parallel to the Curved Southwest property line of Lot One Hundred Thirty-five (135);

A strip of land Five (5) feet wide running along and parallel to the curved Southerly property line of Lot One Hundred Thirty-six (136);

A strip of land Five (5) feet wide running along and parallel to the curved Southeast property line of Lot One Hundred Thirty-seven (137);

A strip of land Five (5) feet wide running along and parallel to the curved Easterly property line of Lot One Hundred Thirty-eight (138);

A strip of land Five (5) feet wide running along and parallel to the curved Southwest property line of Lot One Hundred Sixty-nine (169);

A strip of land Five (5) feet wide running along and parallel to the curved Southeast property line of Lot One Hundred Seventy (170);

A strip of land Five (5) feet wide running along and parallel to the curved Northeast property line of Lot One Hundred Seventy-one (171);

A strip of land Five (5) feet wide running along and parallel to the curved Northwest property line of Lot One Hundred Seventy-two (172);

A strip of land Five (5) feet wide running along and parallel to the curved Northwest property line of Lot One Hundred Seventy-five (175);

A strip of land Five (5) feet wide running along and parallel to the curved Southwest property line of Lot One Hundred Seventy-six (176);

A strip of land five (5) feet wide running along and parallel to the curved Southeast property line of Lot One Hundred Seventy-seven (177);

A strip of land Five (5) feet wide running along and parallel to the curved Easterly property line of Lot One Hundred Seventy-eight (178);

A strip of land Five (5) feet wide running along and parallel to the curved Northeast property line of Lot One Hundred Seventy-nine (179);

A strip of land Five (5) feet wide running along and parallel to the curved Northwest property line of Lot Two Hundred Twenty (220);

A strip of land Five (5) feet wide running along and parallel to the curved Westerly property line of Lot Two Hundred Twenty-one (221);

A strip of land Five (5) feet wide running along and parallel to the curved Southerly property line of Lot Two Hundred Twenty-two (222);

A strip of land Five (5) feet wide running along and parallel to the curved Southeast property line of Lot Two Hundred Twenty-three (223);

A strip of land Five (5) feet wide running along and parallel to the curved Northeast property line of Lot Two Hundred Twenty-four (224);

A strip of land Five (5) feet wide running along and parallel to the curved Easterly property line of Lot Three Hundred Twenty-three (323);

A strip of land Five (5) feet wide running along and parallel to the curved Northerly property line of Lot Three Hundred Twenty-four (324);

A strip of land Five (5) feet wide running along and parallel to the curved Westerly property line of Lot Three Hundred Twenty-five (325);

A strip of land Five (5) feet wide running along and parallel to the curved Southwest property line of Lot Three Hundred Twenty-six (326);

A strip of land Five (5) feet wide running along and parallel to the curved Southerly property line of Lot Three Hundred Twenty-seven (327);

A strip of land Five (5) feet wide running along and parallel to the curved Westerly property line of Lot Three Hundred Thirty (330);

A strip of land Five (5) feet wide running along and parallel to the curved Southeast property line of Lot Three Hundred Thirty-two (332);

A strip of land Five (5) feet wide running along and parallel to the curved Easterly property line of Lot Three Hundred Thirty-three (333);

A strip of land Five (5) feet wide running along and parallel to the curved Northerly property line of Lot Three Hundred Thirty-four (334);

A strip of land Five (5) feet wide running along and parallel to the curved Easterly property line of Lot Three Hundred Forty-seven (347);

A strip of land Five (5) feet wide running along and parallel to the curved Easterly property line of Lot Three Hundred Sixty-one (361);

These tracts containing a total of Twenty-one One-hundredths (0.21) acres, more or less, all as shown on the plat attached hereto and made a part hereof.

TO HAVE AND TO HOLD said easement and right of way unto the said Grantee, Metropolitan Utilities District of Omaha, its successors and assigns.

1. Grantor, its successors or assigns agree that they will at no time erect, construct or place on or below the surface of said strip of land any building or structure, except pavement, and that they will not give anyone else permission to do so.

2. Grantee shall restore the surface of the soil excavated for any purpose hereunder, as near as may be reasonably possible, to the original contour thereof and as soon after such work is performed as may be reasonably possible to do so.

3. Nothing herein contained shall be construed as a waiver of any rights of Grantor, or duties and powers of the Grantee respecting

ownership, use, operations, extensions and connections to any gas main or water main constructed and maintained hereunder.

IN WITNESS WHEREOF, the Grantor has caused this easement to be signed on the day and year first above written.

E. G. MILLER REALTY CO., INC.,
TRUSTEE, Grantor

ATTEST:

[Signature]
Title Secretary

By [Signature]
Title President

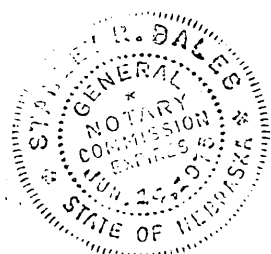
(Corporate Seal)

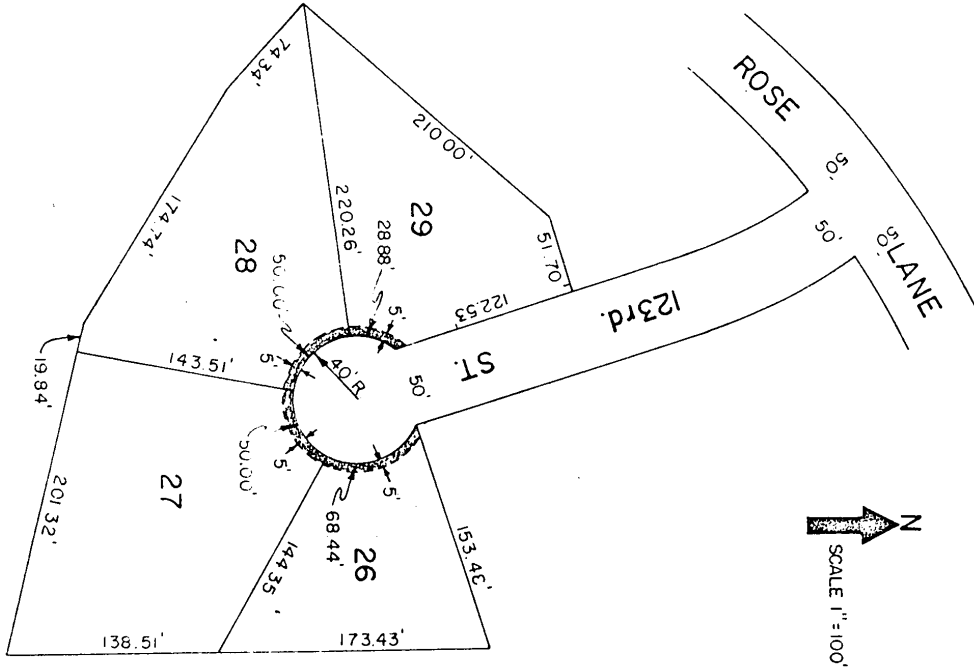
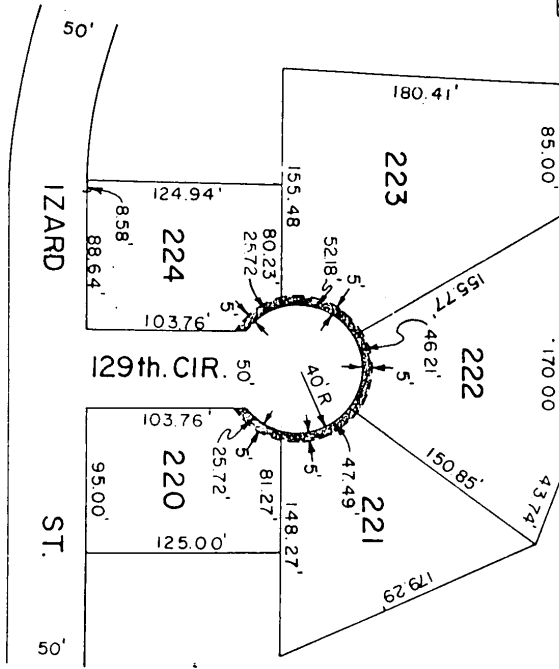
STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

On this 19th day of SEPTEMBER, 1972, before me, the undersigned, a Notary Public duly commissioned and qualified for said county, personally came LEONARD L. MILLER, to me personally known to be the VICED PRESIDENT of E. G. Miller Realty Co., Inc., Trustee, whose name is affixed to the foregoing instrument in that capacity and who acknowledged the same to be his voluntary act and deed and the voluntary act and deed of said E. G. Miller Realty Co., Inc., Trustee.

[Signature]
Notary Public

My commission expires the 14th day of June, 1975.





SCALE 1" = 100'

DRAWN BY RWK DATE 8-3-72
 CHECKED BY LLW DATE 8-8-72
 APPROVED BY PRR DATE 8-11-72
 REVISED BY _____ DATE _____
 REV. CHK'D BY _____ DATE _____

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PERMANENT EASEMENT

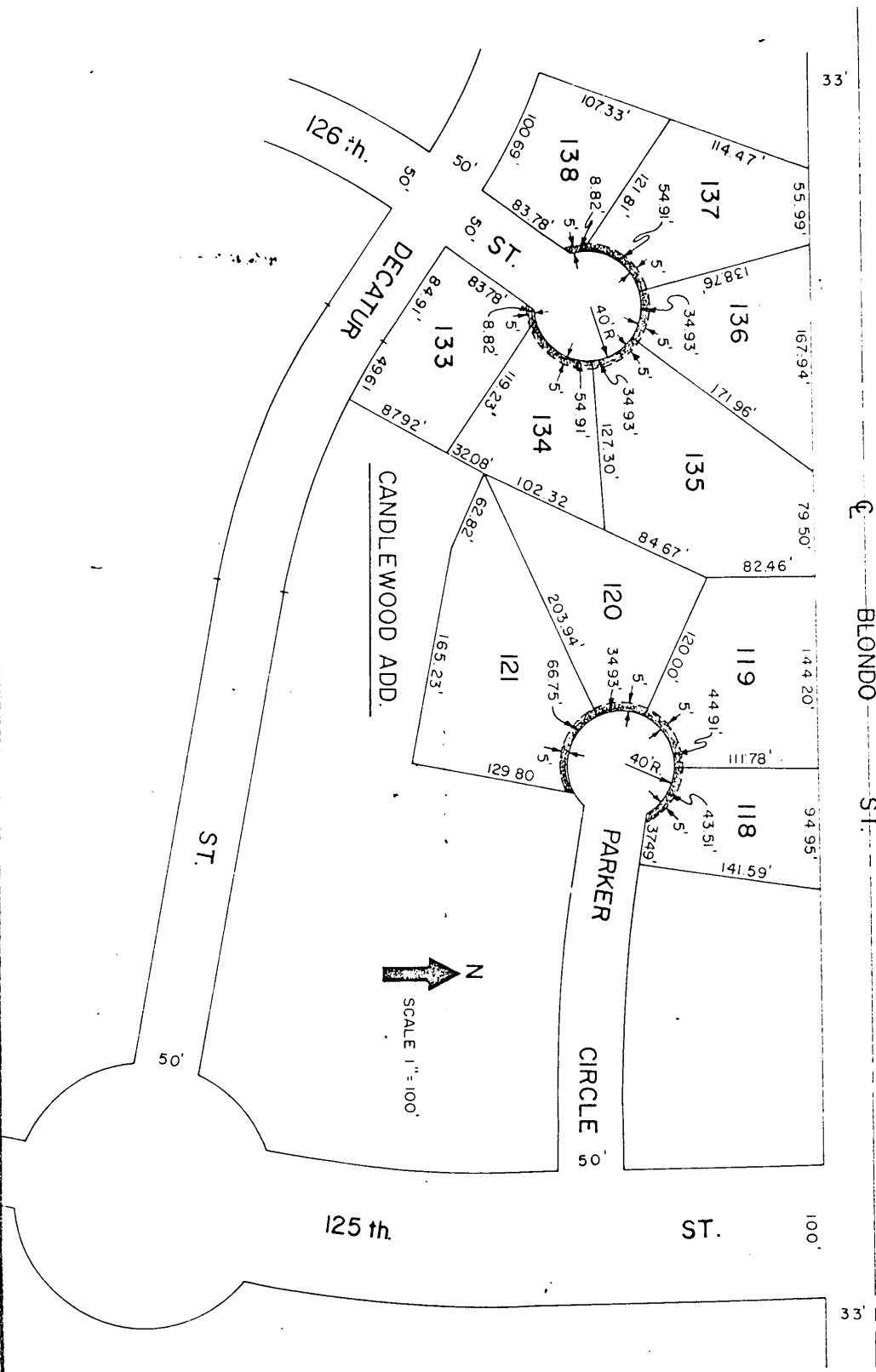
LEGEND

ACRE PERMANENT . . .21

LAND OWNER
 EG MILLER REAL ESTATE CO.

EASEMENT
 ACQUISITION
 FOR W.C.C. 4594 B
 G.R.M. 7151

METROPOLITAN
 UTILITIES
 DISTRICT
 OMAHA, NEBRASKA



DRAWN BY RWK DATE 8-3-72
 CHECKED BY LLI DATE 8-8-72
 APPROVED BY QJR DATE 8-11-72
 REVISED BY _____ DATE _____
 REV. CHK'D BY _____ DATE _____

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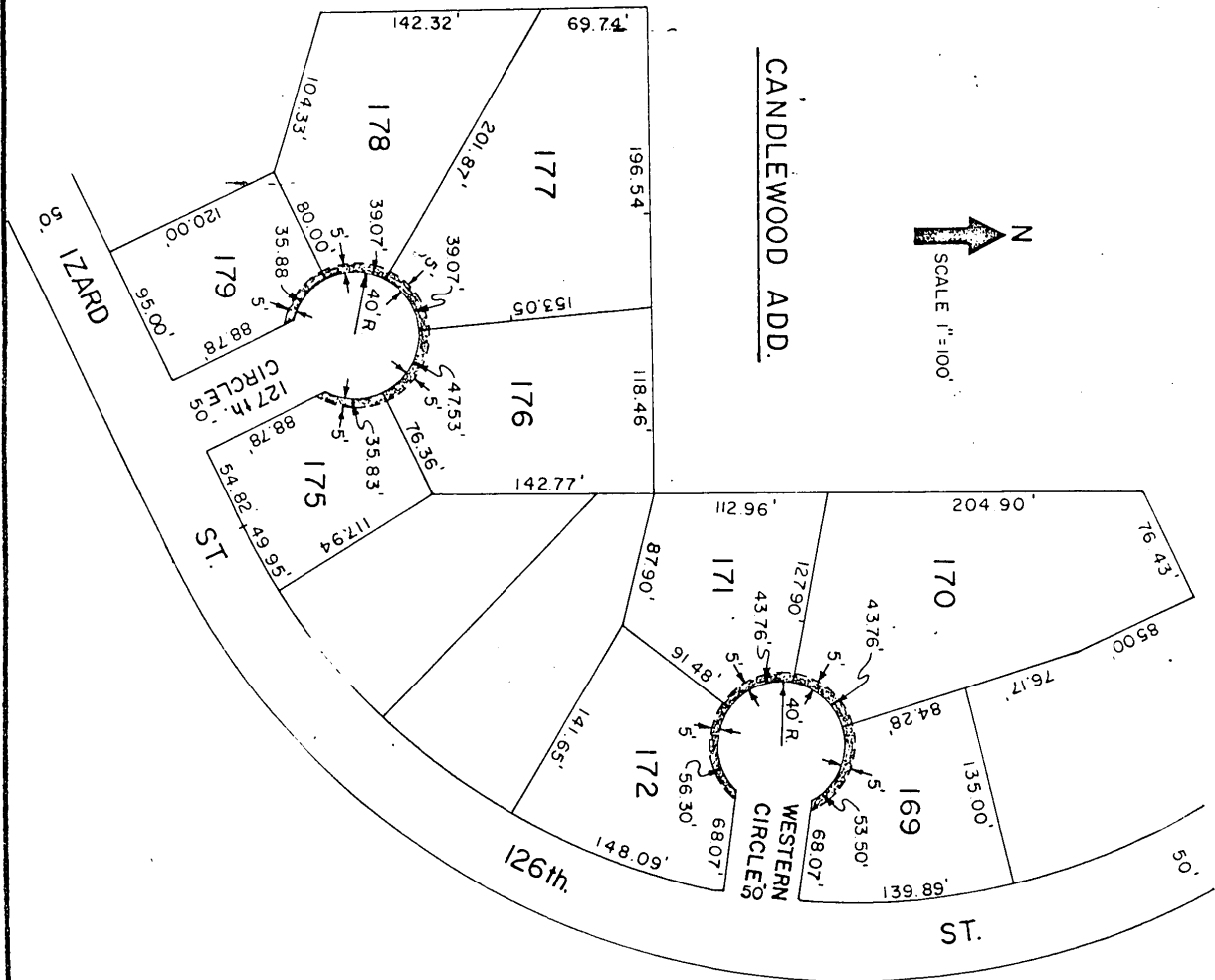
PERMANENT EASEMENT

LEGEND

LAND OWNER
 EG MILLER REAL ESTATE CO.

EASEMENT ACQUISITION
 FOR W.C. 4594 B
 G.R.M. 7151

METROPOLITAN UTILITIES DISTRICT
 OMAHA, NEBRASKA



N
SCALE 1"=100'

DRAWN BY F.M.K. DATE 8-3-72
 CHECKED BY LLI DATE 8-8-72
 APPROVED BY RR DATE 8-11-72
 REVISED BY _____ DATE _____
 REV. CHK'D BY _____ DATE _____

PERMANENT EASEMENT

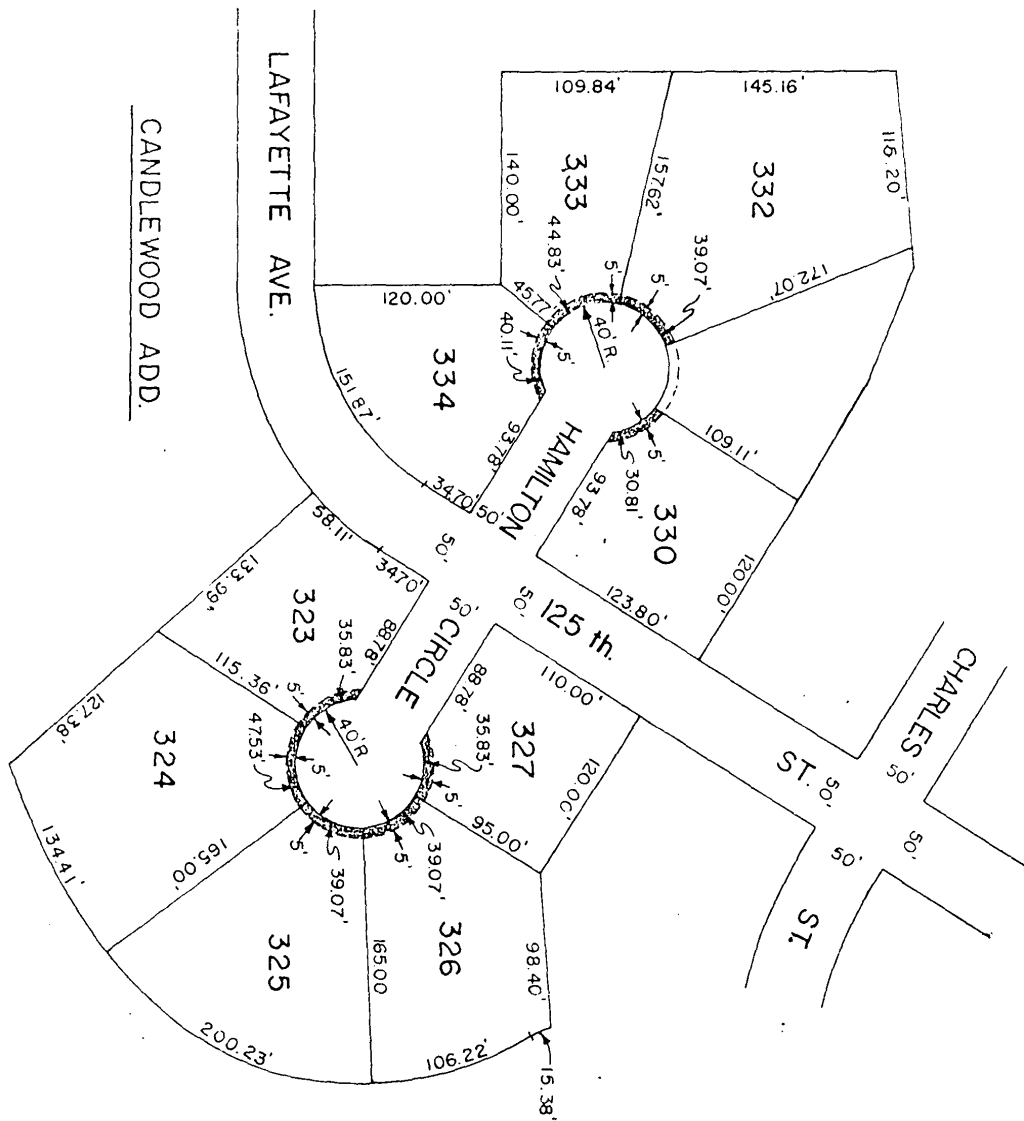
LEGEND

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LAND OWNER _____
 E.G. MILLER REAL ESTATE CO.

EASEMENT
 ACQUISITION
 FOR W.C.C. 4594 B
 G.R.M. 7151

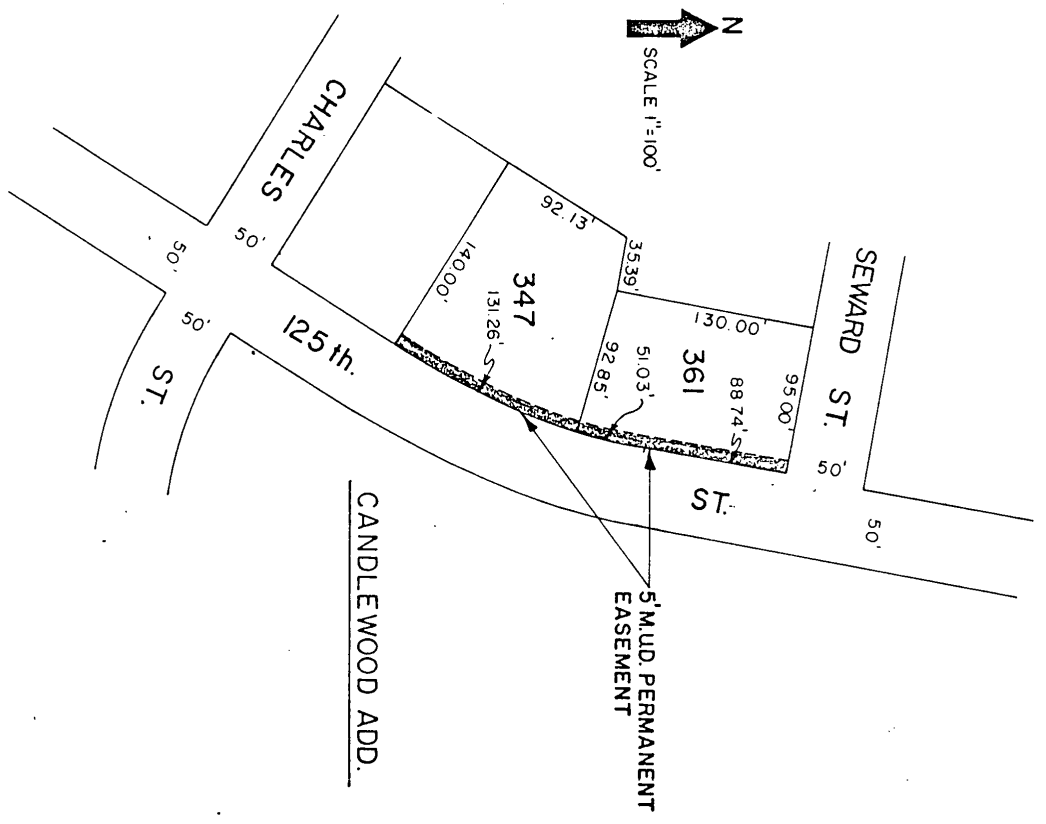
METROPOLITAN
 UTILITIES
 DISTRICT
 OMAHA, NEBRASKA



N
SCALE 1" = 100'

DRAWN BY <u>RWK</u> DATE <u>8-3-72</u> CHECKED BY <u>LL</u> DATE <u>8-8-72</u> APPROVED BY <u>JGR</u> DATE <u>8-11-72</u> REVISED BY _____ DATE _____ REV. CHK'D BY _____ DATE _____		PAGE 4 of 5	PERMANENT EASEMENT	LEGEND	LAND OWNER EG MILLER REAL ESTATE CO.	EASEMENT ACQUISITION FOR WCC 4594 BGRM7151	METROPOLITAN UTILITIES DISTRICT OMAHA, NEBRASKA

11
 ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA
 DAY OF September 1972 AT 2:26 P.M. C. HAROLD OSTLER, REGISTER OF DEEDS 2675



DRAWN BY RWK DATE 8-3-72
 CHECKED BY LL DATE 8-8-72
 APPROVED BY CR DATE 8-11-72
 REVISED BY _____ DATE _____
 REV. CH'D BY _____ DATE _____

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PERMANENT EASEMENT

LEGEND

LAND OWNER
 E.G. MILLER REAL ESTATE CO

EASEMENT ACQUISITION
 FOR W.C.C. 4594 B
 G.R.M. 7151

METROPOLITAN UTILITIES DISTRICT
 OMAHA, NEBRASKA