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By

RICHARD N. TAKECHI
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

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EASEMENT AND RIGHT-OF-WAY

THIS INDENTURE, made this 18th day of MARCH, 1999, between VERNA WILMA NEUHAUS, a Widow, ("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 four (4) fire hydrants and eight (8) 24-inch round iron covers, together with the right of ingress and egress on, over, under and through lands described as follows:

PERMANENT EASEMENT

Two tracts in both the Northwest Quarter (NW 1/4) and in the Southwest Quarter (SW 1/4), both of the Southwest Quarter (SW 1/4) of Section Thirty-five (35), Township Sixteen (16) North, Range Eleven (11) East of the 6th P.M. in Douglas County, Nebraska, and described as follows:

The east ten (10) feet of the west fifty (50) feet of the SW 1/4 of said Section 35, except public right-of-way

AND

The east five (5) feet of the west fifty-five (55) feet of the south 783 feet of the SW 1/4 of said Section 35, except public right-of-way.

4146 J
FEB 25 FB 01-60000 *VP*
BKP 35-16-11 C/O _____ COMP *MS*
DEL _____ SCAN *OK* TV _____

The tract contains 0.427 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

TEMPORARY EASEMENT

Two tracts in both the Northwest Quarter (NW 1/4) and in the Southwest Quarter (SW 1/4), both of the Southwest Quarter (SW 1/4) of Section Thirty-five (35), Township Sixteen (16) North, Range Eleven (11) East of the 6th P.M. in Douglas County, Nebraska, and described as follows:

The east fifty (50) feet of the west one hundred (100) feet of the SW 1/4 of said Section 35, except the east five (5) feet of the

*Pls return to
MUD
R. OWENS
1723 Harvey St
Omaha, NE 68102*

west fifty-five (55) feet of the SW 1/4 of said Section 35, and except public right of way

AND

The east thirty-five (35) feet of the west 140 feet of the north 100 feet of the south 133 feet of the SW 1/4 of Section 35-16-11, except public right-of-way.

The tracts contain 2.97 acres, more or less, and are shown on the drawing attached hereto and made a part hereof by this reference.

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 her successors and assigns shall not at any time erect, construct or place on or below the surface of the easement tract any building or similar structure, and shall not permit anyone else to do so. The just stated prohibition shall likewise apply to the temporary easement tract during the effective period of said temporary conveyance, which period shall commence upon the date of execution hereof and cease upon completion of the project contemplated herein or on December 31, 1999, whichever occurs first. Paving and similar covering are permitted in the easement tracts as soon as the said project is completed. Fencing and landscaping are permitted upon project completion as long as the same do not unreasonably interfere with the Grantee's use and enjoyment of its easement rights herein conveyed.

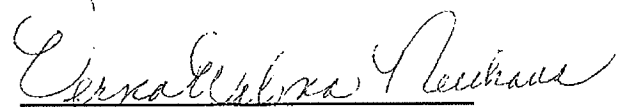
2. The Grantee shall restore the surface of any soil excavated for any purpose hereunder, as nearly as is reasonably possible to its original contour and nature (grass, etc.) within a reasonable time after the work is performed. Furthermore, the Grantee shall repair or replace any fencing or other personal property or fixtures of the Grantor damaged by the work (or future maintenance, if any) contemplated herein. Other than scrub trees and brush, the Grantee shall not remove any trees now found in either the permanent or the temporary easement tracts other than one tree which may be removed, the same to be marked prior to the onset of the project.

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 her executors, administrators, 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, Grantor executes this Easement and Right-of-Way to be signed on the above date.

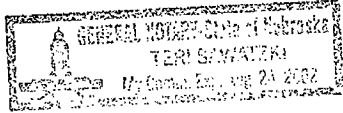
VERNA WILMA NEUHAUS, a Widow,
Grantor


VERNA WILMA NEUHAUS

ACKNOWLEDGMENT

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on 3/18/99,
1999, by VERNA WILMA NEUHAUS, a Widow.



Teri Swartzki

Notary Public

NOTARIAL SEAL AFFIXED
REGISTER OF DEEDS

METROPOLITAN

UTILITIES

DISTRICT

OMAHA, NEBRASKA

EASEMENT ACQUISITION

FOR

W.C.P. 8590

LAND OWNER

VERNA NEUHAUS

5401 N. 156TH ST.

OMAHA, NE. 68116

TOTAL ACRE PERMANENT 427 ±

TOTAL ACRE TEMPORARY 2.97 ±

LEGEND



PERMANENT EASEMENT



TEMPORARY EASEMENT

PAGE 1 OF 2

DRAWN BY CLY.

DATE 8-21-98

CHECKED BY

DATE

APPROVED BY JWS

DATE 9-29-98

REVISED BY

DATE

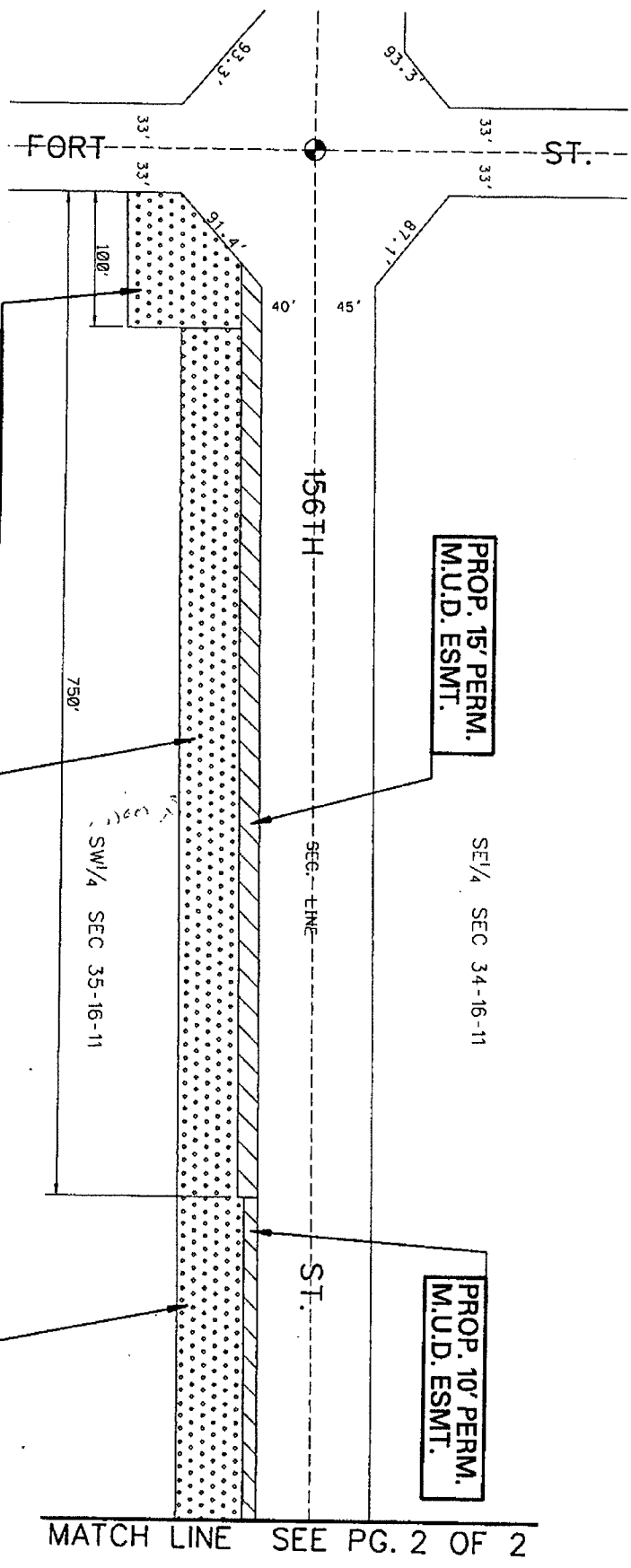
REV. CHK'D. BY

DATE

REV. APPROV. BY

DATE

NO SCALE



MATCH LINE SEE PG. 2 OF 2

METROPOLITAN UTILITIES DISTRICT OMAHA, NEBRASKA

EASEMENT ACQUISITION

FOR W.C.P. 8590

LAND OWNER
VERNA NEUHAUS
5401 N. 156TH ST.
OMAHA, NE. 68116

TOTAL ACRE PERMANENT .427 ±
TOTAL ACRE TEMPORARY 2.97 ±

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

PAGE 2 OF 2

DRAWN BY CLY.
DATE 9-21-98
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DATE 9-29-98
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DATE
REV. CHK'D. BY
DATE
REV. APPROV. BY
DATE

NO SCALE

MATCH LINE SEE PG. 1 OF 2

