



BK 1386 PG 298-300



MISC 2001 08967

lots 363 & 364

EDWARD H. TAKEUCHI
REGISTER OF DEEDS
DOUGLAS COUNTY, NE.

2001 JUN 20 AM 10:35

RECEIVED

MISC 650
FEES 5 FB 01-60000
BKP 5.14.10 C/O _____ COMP _____
DEL _____ SCAN CR FY _____

EASEMENT AND RIGHT-OF-WAY

THIS INDENTURE, made this 13 day of JUNE, 2001, between CELEBRITY TOWNHOMES, 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, a permanent non-exclusive easement and right-of-way to lay, maintain, operate, repair, relay and remove, at any time, pipelines for the transportation of gas and water and all appurtenances thereto, including but not limited to a fire hydrant, together with the right of ingress and egress on, over, under and through lands described as follows:

An unplatted tract of land, bounded on the north and east by Cattail Creek subdivision and bounded on the west by right-of-way, in Section 5, T14N, R11E of the 6th P.M., Douglas County, Nebraska and being described as follows:

PERMANENT EASEMENT

Commencing, from the Northwest Corner of the Southwest Quarter of Section 5-14-11, S01°59'03"E (assumed bearing) a distance of 713.50 feet, thence N88°00'57"E a distance of 33.00 feet to the Point of Beginning. Commencing, from the Point of Beginning, S01°59'03"E a distance of 335.00 feet, thence N88°00'57"E a distance of 17.00 feet, thence N01°59'03"W a distance of 185.00 feet, thence N88°00'57"E a distance of 10.00 feet, thence N01°59'03"W a distance of 150.00 feet, thence S88°00'57"W a distance of 27.00 feet to the Point of Beginning.

This permanent easement contains 0.165 of an acre, more or less, and is shown on the drawing attached hereto and by this reference made a part hereof.

TO HAVE AND TO HOLD said 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 paving 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.

Return to: Susan Pragan
M.U.D. Haney Street
1723
Omaha, NE 68102

7770

4. The Grantor is 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 Permanent Easement and Rights-of-Way to be signed on the above date.

CELEBRITY TOWNHOMES, INC.
a Nebraska Corporation, Grantor

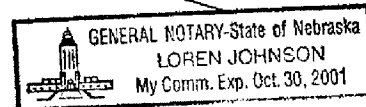
By: *Chad E. Larsen*
Chad E. Larsen-Vice President

ACKNOWLEDGMENT

STATE OF NEBRASKA)
)
) ss
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on June 13, 2001,
by ~~Gale Larson, President~~ of Celebrity Townhomes, Inc., a Nebraska Corporation, on
behalf of the corporation. ← Chad E. Larsen - Vice President

Loren Johnson
Notary Public



METROPOLITAN

**UTILITIES
DISTRICT**
OMAHA, NEBRASKA

**EASEMENT
ACQUISITION**

FOR **W.C.P. 9187**

GRM 18053

LAND OWNER

Celebrity Townhomes, Inc.

TOTAL ACRE 0.165 ±

PERMANENT 0.165 ±

TOTAL ACRE 0.000 ±

TEMPORARY 0.000 ±

LEGEND



PERMANENT EASEMENT



TEMPORARY EASEMENT

PAGE 1 OF 1

DRAWN BY DAS

DATE 3-21-2001

CHECKED BY

DATE

APPROVED BY

DATE

REVISED BY JAZ

DATE 5-22-2001

REV. CHKD. BY

DATE

REV. APPROV. BY

DATE

NW CORNER OF SW 1/4 OF SECTION 5-14-11

57.81'	112.10'	208	57.81'
110.78'	111.43'	209	56.00'
60.90'	110.07'	210	60.89'
33'	109.87'		

"L" STREET

17' ADDITIONAL RIGHT-OF-WAY DEDICATION

192ND STREET

CATTAIL CREEK

UNPLATTED

WOODLANDS

NO SCALE
Cattail Creek
188th Street & "Q" Street