



MISC 2003180867

RICHARD N TAKECHI
REGISTER OF DEEDS
JULY 19 2003



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PERMANENT EASEMENT AND RIGHT-OF-WAY

THIS INDENTURE, made this 11th day of JULY, 2003,
between 168TH AND DODGE, LP, a Nebraska Limited Partnership ("Grantor"),
and METROPOLITAN UTILITIES DISTRICT OF OMAHA, a Political Subdivision,
("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, easement and right-of-ways 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 hydrants, 24-inch round iron covers and cc boxes, together with the right of ingress and egress on, over, under and through lands described as follows:

PERMANENT EASEMENTS

NINE (9) TRACTS OF LAND COMPOSED OF PORTIONS OF LOT 9, VILLAGE POINTE; LOT 1 VILLAGE POINTE REPLAT ONE; LOT 1 VILLAGE POINTE REPLAT ONE; LOT 2, VILLAGE POINTE REPLAT ONE; LOT 3, VILLAGE POINTE REPLAT ONE; LOT 5, VILLAGE POINTE; LOT 3, VILLAGE POINTE; LOT 3, VILLAGE POINTE, SUBDIVISIONS SURVEYED, PLATTED, AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PERMANENT EASEMENT TRACT #1

A TRACT OF LAND COMPOSED OF A PORTION OF LOT 9, VILLAGE POINTE, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 9, SAID POINT BEING LOCATED ON THE NORTHWESTERLY RIGHT-OF-WAY LINE OF BURKE STREET; THENCE ON AN ASSUMED BEARING OF NORTH 12 DEGREES 47 MINUTES 35 SECONDS EAST, ALONG A NORTHWESTERLY LINE OF SAID LOT 9, A DISTANCE OF 14.68 FEET; THENCE NORTH 55 DEGREES 43 MINUTES 13 SECONDS EAST, ALONG A LINE THAT IS 10.00 FEET NORTHWESTERLY OF AND PARALLEL WITH THE SOUTHEASTERLY LINE OF SAID LOT 9, A DISTANCE OF 74.60 FEET; THENCE AROUND A

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MUD - Legal Dept.
1723 Harney St
Omaha, NE 68102

misc

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CURVE IN A CLOCKWISE DIRECTION, ALONG A LINE THAT IS 10.00 FEET NORTHWESTERLY OF AND PARALLEL WITH THE SOUTHEASTERLY LINE OF SAID LOT 9, HAVING A RADIUS OF 731.59 FEET, AN ARC LENGTH OF 203.51 FEET, A DELTA ANGLE OF 15 DEGREES 56 MINUTES 16 SECONDS, A CHORD BEARING OF NORTH 63 DEGREES 41 MINUTES 21 SECONDS EAST AND A CHORD LENGTH OF 202.85 FEET; THENCE SOUTH 18 DEGREES 20 MINUTES 31 SECONDS EAST A DISTANCE OF 10.00 FEET TO THE SOUTHEASTERLY LINE OF SAID LOT 9; THENCE AROUND A CURVE IN A COUNTER CLOCKWISE DIRECTION, ALONG SAID SOUTHEASTERLY LINE, SAID LINE BEING THE NORTHWESTERLY RIGHT-OF-WAY LINE OF BURKE STREET, HAVING A RADIUS OF 721.59 FEET, AN ARC LENGTH OF 200.72 FEET, A DELTA ANGLE OF 15 DEGREES 56 MINUTES 16 SECONDS, A CHORD BEARING OF SOUTH 63 DEGREES 41 MINUTES 21 SECONDS WEST AND A CHORD LENGTH OF 200.08 FEET; THENCE SOUTH 55 DEGREES 43 MINUTES 13 SECONDS WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 85.35 FEET TO THE POINT OF BEGINNING.

SAID PERMANENT EASEMENT CONTAINS A CALCULATED AREA OF 0.065 OF AN ACRE, MORE OR LESS, AND IS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE.

PERMANENT EASEMENT TRACT #2

A TRACT OF LAND COMPOSED OF A PORTION OF LOT 1, VILLAGE POINTE REPLAT ONE, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A WEST CORNER OF SAID LOT 1, SAID POINT BEING THE SOUTHEAST CORNER OF LOT 8, VILLAGE POINTE; THENCE ON AN ASSUMED BEARING OF NORTH 00 DEGREES 58 MINUTES 28 SECONDS EAST ALONG A WEST LINE OF SAID LOT 1, SAID LINE BEING THE EAST LINE OF SAID LOT 8, A DISTANCE OF 168.21 FEET; THENCE AROUND A CURVE IN A COUNTER CLOCKWISE DIRECTION, ALONG SAID WEST LINE, HAVING A RADIUS OF 351.10 FEET, A DELTA ANGLE OF 09 DEGREES 41 MINUTES 50 SECONDS, AN ARC LENGTH OF 59.42 FEET, A CHORD BEARING OF NORTH 03 DEGREES 52 MINUTES 27 SECONDS WEST AND A CHORD LENGTH OF 59.35 FEET TO A WEST CORNER OF SAID LOT 1, SAID POINT BEING AN EAST CORNER OF SAID LOT 8; THENCE AROUND A CURVE IN A CLOCKWISE DIRECTION, ALONG SAID WEST LINE, HAVING A RADIUS OF 74.77 FEET, A DELTA ANGLE OF 35 DEGREES 37 MINUTES 53 SECONDS, AN ARC LENGTH OF

46.50 FEET, A CHORD BEARING OF NORTH 09 DEGREES 05 MINUTES 35 SECONDS EAST AND A CHORD LENGTH OF 45.75 FEET TO THE NORTHWEST CORNER OF SAID LOT 1, SAID POINT BEING THE NORTHEAST CORNER OF SAID LOT 8; THENCE AROUND A CURVE IN A COUNTER CLOCKWISE DIRECTION, ALONG A NORTHEASTERLY LINE OF SAID LOT 1, SAID LINE BEING THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF DAVENPORT STREET, HAVING A RADIUS OF 125.00 FEET, A DELTA ANGLE OF 13 DEGREES 47 MINUTES 30 SECONDS, AN ARC LENGTH OF 30.09 FEET, A CHORD BEARING OF SOUTH 64 DEGREES 33 MINUTES 10 SECONDS EAST AND A CHORD LENGTH OF 30.02 FEET; THENCE AROUND A CURVE IN A COUNTER CLOCKWISE DIRECTION, ALONG A LINE THAT IS 30.00 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID LOT 1, HAVING A RADIUS OF 44.77 FEET, A DELTA ANGLE OF 36 DEGREES 36 MINUTES 41 SECONDS, AN ARC LENGTH OF 28.61 FEET, A CHORD BEARING OF SOUTH 09 DEGREES 34 MINUTES 58 SECONDS WEST AND A CHORD LENGTH OF 28.12 FEET; THENCE AROUND A CURVE IN A CLOCKWISE DIRECTION, ALONG A LINE THAT IS 30.00 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID LOT 1, HAVING A RADIUS OF 381.10 FEET, A DELTA ANGLE OF 09 DEGREES 41 MINUTES 50 SECONDS, AN ARC LENGTH OF 64.50 FEET, A CHORD BEARING OF SOUTH 03 DEGREES 52 MINUTES 27 SECONDS EAST AND A CHORD LENGTH OF 64.43 FEET; THENCE SOUTH 00 DEGREES 58 MINUTES 28 SECONDS WEST ALONG A LINE THAT IS 30.00 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID LOT 1, A DISTANCE OF 283.22 FEET TO THE SOUTH LINE OF SAID LOT 1; THENCE AROUND A CURVE IN A COUNTER CLOCKWISE DIRECTION, ALONG THE SOUTH LINE OF SAID LOT 1, SAID LINE BEING THE NORTH RIGHT-OF-WAY LINE OF BURKE STREET, HAVING A RADIUS OF 10086.11 FEET, A DELTA ANGLE OF 00 DEGREES 10 MINUTES 17 SECONDS, AN ARC LENGTH OF 30.15 FEET, A CHORD BEARING OF NORTH 83 DEGREES 20 MINUTES 21 SECONDS WEST AND A CHORD LENGTH OF 30.15 FEET; THENCE NORTH 00 DEGREES 58 MINUTES 28 SECONDS EAST, ALONG A SOUTHERLY EXTENSION OF A WEST LINE OF SAID LOT 1, A DISTANCE OF 112.02 FEET TO THE POINT OF BEGINNING.

SAID PERMANENT EASEMENT CONTAINS A CALCULATED AREA OF 0.262 OF AN ACRE, MORE OR LESS, AND IS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE.

PERMANENT EASEMENT TRACT #3

A TRACT OF LAND COMPOSED OF A PORTION OF LOT 1, VILLAGE POINTE REPLAT ONE, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 1, SAID POINT BEING THE SOUTHWEST CORNER OF LOT 2, VILLAGE POINTE REPLAT ONE; THENCE ON AN ASSUMED BEARING OF NORTH 83 DEGREES 54 MINUTES 04 SECONDS WEST, ALONG THE SOUTH LINE OF SAID LOT 1, SAID LINE BEING THE NORTH RIGHT-OF-WAY LINE OF BURKE STREET, A DISTANCE OF 51.42 FEET TO A SOUTH CORNER OF SAID LOT 1; THENCE SOUTH 47 DEGREES 59 MINUTES 26 SECONDS WEST, ALONG THE SOUTHEAST LINE OF SAID LOT 1, SAID LINE BEING THE NORTHWEST RIGHT-OF-WAY LINE OF BURKE STREET, A DISTANCE OF 16.12 FEET TO A SOUTH CORNER OF SAID LOT 1; THENCE NORTH 83 DEGREES 54 MINUTES 04 SECONDS WEST, ALONG THE SOUTH LINE OF SAID LOT 1, SAID LINE BEING THE NORTH RIGHT-OF-WAY LINE OF BURKE STREET, A DISTANCE OF 127.51 FEET; THENCE NORTH 06 DEGREES 05 MINUTES 56 SECONDS EAST A DISTANCE OF 5.00 FEET; THENCE SOUTH 83 DEGREES 54 MINUTES 04 SECONDS EAST, ALONG A LINE THAT IS 5.00 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 125.28 FEET; THENCE NORTH 47 DEGREES 59 MINUTES 26 SECONDS EAST, ALONG A LINE THAT IS 5.00 FEET NORTHWEST OF AND PARALLEL WITH THE SOUTHEAST LINE OF SAID LOT 1, A DISTANCE OF 16.12 FEET; THENCE SOUTH 83 DEGREES 54 MINUTES 04 SECONDS EAST, ALONG A LINE THAT IS 5.00 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 53.18 FEET TO THE EAST LINE OF SAID LOT 1; THENCE SOUTH 00 DEGREES 48 MINUTES 24 SECONDS WEST, ALONG THE EAST LINE OF SAID LOT 1, SAID LINE BEING THE WEST LINE OF LOT 2, VILLAGE POINTE REPLAT ONE, A DISTANCE OF 5.02 FEET TO THE POINT OF BEGINNING.

SAID PERMANENT EASEMENT CONTAINS A CALCULATED AREA OF 0.022 OF AN ACRE, MORE OR LESS, AND IS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE.

PERMANENT EASEMENT TRACT #4

A TRACT OF LAND COMPOSED OF A PORTION OF LOT 2, VILLAGE POINTE REPLAT ONE, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA,

AND MORE PARTICULARLY DESCRIBED AS
FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 2, SAID POINT BEING THE SOUTHWEST CORNER OF LOT 3, VILLAGE POINTE REPLAT ONE; THENCE ON AN ASSUMED BEARING OF NORTH 79 DEGREES 19 MINUTES 38 SECONDS WEST, ALONG THE SOUTH LINE OF SAID LOT 2, SAID LINE BEING THE NORTH RIGHT-OF-WAY LINE OF BURKE STREET, A DISTANCE OF 56.33 FEET TO A SOUTH CORNER OF SAID LOT 2; THENCE NORTH 83 DEGREES 54 MINUTES 04 SECONDS WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 328.57 FEET TO THE SOUTHWEST CORNER OF SAID LOT 2, SAID POINT BEING THE SOUTHEAST CORNER OF LOT 1, VILLAGE POINTE REPLAT ONE; THENCE NORTH 00 DEGREES 48 MINUTES 24 SECONDS EAST, ALONG THE WEST LINE OF SAID LOT 2, SAID LINE BEING THE EAST LINE OF LOT 1, VILLAGE POINTE REPLAT ONE, A DISTANCE OF 5.02 FEET; THENCE SOUTH 83 DEGREES 54 MINUTES 04 SECONDS EAST, ALONG A LINE THAT IS 5.00 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID LOT 2, A DISTANCE OF 329.23 FEET; THENCE SOUTH 79 DEGREES 19 MINUTES 38 SECONDS EAST, ALONG A LINE THAT IS 5.00 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID LOT 2, A DISTANCE OF 33.33 FEET; THENCE NORTH 00 DEGREES 48 MINUTES 24 SECONDS EAST, ALONG A LINE THAT IS 22.00 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF SAID LOT 2, A DISTANCE OF 424.16 FEET TO THE NORTH LINE OF SAID LOT 2, SAID LINE BEING THE SOUTH RIGHT-OF-WAY LINE OF DAVENPORT STREET; THENCE SOUTH 89 DEGREES 12 MINUTES 33 SECONDS EAST, ALONG SAID NORTH LINE, A DISTANCE OF 22.00 FEET TO THE NORTHEAST CORNER OF SAID LOT 2, SAID POINT BEING THE NORTHWEST CORNER OF LOT 3, VILLAGE POINTE REPLAT ONE; THENCE SOUTH 00 DEGREES 48 MINUTES 24 SECONDS WEST, ALONG THE EAST LINE OF SAID LOT 2, SAID LINE BEING THE WEST LINE OF LOT 3, VILLAGE POINTE REPLAT ONE, A DISTANCE OF 433.07 FEET TO THE POINT OF BEGINNING.

SAID PERMANENT EASEMENT CONTAINS A CALCULATED AREA OF 0.259 OF AN ACRE, MORE OR LESS, AND IS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE.

PERMANENT EASEMENT TRACT #5

A TRACT OF LAND COMPOSED OF A PORTION OF LOT 3, VILLAGE POINTE REPLAT ONE, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA,

AND MORE PARTICULARLY DESCRIBED AS
FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 3, SAID POINT BEING THE SOUTHEAST CORNER OF LOT 2, VILLAGE POINTE REPLAT ONE; THENCE ON AN ASSUMED BEARING OF NORTH 00 DEGREES 48 MINUTES 24 SECONDS EAST, ALONG THE WEST LINE OF SAID LOT 3, SAID LINE BEING THE EAST LINE OF SAID LOT 2, A DISTANCE OF 433.07 FEET TO THE NORTH LINE OF SAID LOT 3, SAID LINE BEING THE SOUTH RIGHT-OF-WAY LINE OF DAVENPORT STREET; THENCE SOUTH 89 DEGREES 12 MINUTES 33 SECONDS EAST, ALONG SAID NORTH LINE, A DISTANCE OF 13.00 FEET; THENCE SOUTH 00 DEGREES 48 MINUTES 24 SECONDS WEST, ALONG A LINE THAT IS 13.00 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID LOT 3, A DISTANCE OF 430.26 FEET; THENCE SOUTH 79 DEGREES 19 MINUTES 38 SECONDS EAST, ALONG A LINE THAT IS 5.00 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID LOT 3, A DISTANCE OF 81.62 FEET; THENCE SOUTH 83 DEGREES 54 MINUTES 04 SECONDS EAST, ALONG A LINE THAT IS 5.00 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID LOT 3, A DISTANCE OF 244.02 FEET TO THE SOUTHEAST LINE OF SAID LOT 3; THENCE SOUTH 46 DEGREES 15 MINUTES 43 SECONDS WEST, ALONG SAID SOUTHEAST LINE, SAID LINE BEING THE NORTHWEST RIGHT-OF-WAY LINE OF BURKE STREET, A DISTANCE OF 6.54 FEET TO THE SOUTHEAST CORNER OF SAID LOT 3; THENCE NORTH 83 DEGREES 54 MINUTES 04 SECONDS WEST, ALONG THE SOUTH LINE OF SAID LOT 3, SAID LINE BEING THE NORTH RIGHT-OF-WAY LINE OF BURKE STREET, A DISTANCE OF 240.00 FEET TO A SOUTH CORNER OF SAID LOT 3; THENCE NORTH 79 DEGREES 19 MINUTES 38 SECONDS WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 94.15 FEET TO THE POINT OF BEGINNING.

SAID PERMANENT EASEMENT CONTAINS A CALCULATED AREA OF 0.167 OF AN ACRE, MORE OR LESS, AND IS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE.

PERMANENT EASEMENT TRACT #6

A TRACT OF LAND COMPOSED OF A PORTION OF LOT 5, VILLAGE POINTE, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A SOUTHWEST CORNER OF SAID LOT 5, SAID POINT BEING A NORTHWEST RIGHT-OF-WAY CORNER OF DAVENPORT

STREET; THENCE ON AN ASSUMED BEARING OF SOUTH 89 DEGREES 12 MINUTES 33 SECONDS EAST, ALONG THE SOUTH LINE OF SAID LOT 5, SAID LINE BEING THE NORTH RIGHT-OF-WAY LINE OF DAVENPORT STREET, A DISTANCE OF 267.38 FEET TO THE POINT OF BEGINNING; THENCE NORTH 00 DEGREES 48 MINUTES 24 SECONDS EAST A DISTANCE OF 199.21 FEET TO NORTHWEST LINE OF SAID LOT 5, SAID LINE ALSO BEING A SOUTHEAST LINE OF LOT 3, VILLAGE POINTE; THENCE AROUND A CURVE IN A COUNTER CLOCKWISE DIRECTION, ALONG SAID NORTHWEST LINE, HAVING A RADIUS OF 142.26 FEET, A DELTA ANGLE OF 13 DEGREES 59 MINUTES 09 SECONDS, AN ARC LENGTH OF 34.72 FEET, A CHORD BEARING OF NORTH 60 DEGREES 48 MINUTES 48 SECONDS EAST AND A CHORD LENGTH OF 34.64 FEET; THENCE SOUTH 00 DEGREES 48 MINUTES 24 SECONDS WEST A DISTANCE OF 216.52 FEET TO THE SOUTH LINE OF SAID LOT 5, SAID LINE BEING THE NORTH RIGHT-OF-WAY LINE OF DAVENPORT STREET; THENCE NORTH 89 DEGREES 12 MINUTES 33 SECONDS WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 30.00 FEET TO THE POINT OF BEGINNING.

SAID PERMANENT EASEMENT CONTAINS A CALCULATED AREA OF 0.143 OF AN ACRE, MORE OR LESS, AND IS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE.

PERMANENT EASEMENT TRACT #7

A TRACT OF LAND COMPOSED OF A PORTION OF LOT 3, VILLAGE POINTE, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 3, SAID POINT BEING THE MOST NORTHEAST CORNER OF LOT 5, VILLAGE POINTE; THENCE AROUND A CURVE IN A COUNTER CLOCKWISE DIRECTION, ALONG THE NORTH LINE OF SAID LOT 3, SAID LINE BEING THE SOUTH RIGHT-OF-WAY LINE OF CHICAGO STREET, HAVING A RADIUS OF 5040.15 FEET, A DELTA ANGLE OF 02 DEGREES 37 MINUTES 08 SECONDS, AN ARC LENGTH OF 230.37 FEET, AN ASSUMED CHORD BEARING OF NORTH 89 DEGREES 40 MINUTES 07 SECONDS EAST AND A CHORD LENGTH OF 230.35 FEET TO THE POINT OF BEGINNING; THENCE AROUND A CURVE IN A COUNTER CLOCKWISE DIRECTION, ALONG SAID NORTH LINE, HAVING A RADIUS OF 5040.15 FEET, A DELTA ANGLE OF 00 DEGREES 20 MINUTES 29 SECONDS, AN ARC LENGTH OF 30.03 FEET, AN ASSUMED CHORD BEARING OF NORTH 88 DEGREES 11 MINUTES 19 SECONDS EAST AND A CHORD LENGTH OF 30.03 FEET;

THENCE SOUTH 00 DEGREES 48 MINUTES 24 SECONDS WEST A DISTANCE OF 267.99 FEET TO A SOUTHEAST LINE OF SAID LOT 3, SAID LINE BEING A NORTHWEST LINE OF SAID LOT 5; THENCE AROUND A CURVE IN A CLOCKWISE DIRECTION, ALONG SAID SOUTHEAST LINE, HAVING A RADIUS OF 142.26 FEET, A DELTA ANGLE OF 13 DEGREES 59 MINUTES 09 SECONDS, AN ARC LENGTH OF 34.72 FEET, A CHORD BEARING OF SOUTH 60 DEGREES 48 MINUTES 48 SECONDS WEST AND A CHORD LENGTH OF 34.64 FEET; THENCE NORTH 00 DEGREES 48 MINUTES 24 SECONDS EAST A DISTANCE OF 283.94 FEET TO THE POINT OF BEGINNING.

SAID PERMANENT EASEMENT TRACT CONTAINS A CALCULATED AREA OF 0.191 OF AN ACRE, MORE OR LESS, AND IS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE.

PERMANENT EASEMENT TRACT #8

A TRACT OF LAND COMPOSED OF A PORTION OF LOT 3, VILLAGE POINTE, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A SOUTHEAST CORNER OF SAID LOT 3, SAID POINT BEING THE NORTHEAST CORNER OF LOT 4, VILLAGE POINTE; THENCE ON AN ASSUMED BEARING OF NORTH 00 DEGREES 45 MINUTES 03 SECONDS EAST, ALONG THE EAST LINE OF SAID LOT 3, SAID LINE BEING THE WEST RIGHT-OF-WAY LINE OF 170TH STREET, A DISTANCE OF 19.50 FEET; THENCE AROUND A CURVE IN A COUNTER CLOCKWISE DIRECTION, ALONG SAID EAST LINE, HAVING A RADIUS OF 220.00 FEET, A DELTA ANGLE OF 20 DEGREES 21 MINUTES 27 SECONDS, AN ARC LENGTH OF 78.17 FEET, A CHORD BEARING OF NORTH 09 DEGREES 25 MINUTES 41 SECONDS WEST AND A CHORD LENGTH OF 77.76 FEET; THENCE AROUND A CURVE IN A COUNTER CLOCKWISE DIRECTION, ALONG SAID EAST LINE, HAVING A RADIUS OF 231.08 FEET, A DELTA ANGLE OF 15 DEGREES 33 MINUTES 03 SECONDS, AN ARC LENGTH OF 62.72 FEET, A CHORD BEARING OF NORTH 27 DEGREES 22 MINUTES 56 SECONDS WEST AND A CHORD LENGTH OF 62.53 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 54 DEGREES 50 MINUTES 33 SECONDS WEST A DISTANCE OF 10.00 FEET; THENCE AROUND A CURVE IN A COUNTER CLOCKWISE DIRECTION, ALONG A LINE THAT IS 10.00 FEET SOUTHWESTERLY OF AND PARALLEL WITH THE NORTHEASTERLY LINE OF SAID LOT 3, SAID LINE BEING THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF 170TH STREET, HAVING A RADIUS OF 221.08 FEET, A

DELTA ANGLE OF 41 DEGREES 10 MINUTES 07 SECONDS, AN ARC LENGTH OF 158.85 FEET, A CHORD BEARING OF NORTH 55 DEGREES 44 MINUTES 30 SECONDS WEST AND A CHORD LENGTH OF 155.46 FEET; THENCE NORTH 76 DEGREES 19 MINUTES 34 SECONDS WEST, ALONG A LINE THAT IS 10.00 FEET SOUTHWESTERLY OF AND PARALLEL WITH THE NORTHEASTERLY LINE OF SAID LOT 3, SAID LINE BEING THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF CHICAGO STREET, A DISTANCE OF 122.57 FEET; THENCE AROUND A CURVE IN A COUNTER CLOCKWISE DIRECTION, ALONG A LINE THAT IS 10.00 FEET SOUTHWESTERLY OF AND PARALLEL WITH THE NORTHEASTERLY LINE OF SAID LOT 3, SAID LINE BEING THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF CHICAGO STREET, HAVING A RADIUS OF 307.73 FEET, A DELTA ANGLE OF 15 DEGREES 49 MINUTES 22 SECONDS, AN ARC LENGTH OF 84.98 FEET, A CHORD BEARING OF NORTH 84 DEGREES 14 MINUTES 15 SECONDS WEST AND A CHORD LENGTH OF 84.71 FEET; THENCE SOUTH 87 DEGREES 51 MINUTES 05 SECONDS WEST, ALONG A LINE THAT IS 10.00 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID LOT 3, SAID LINE BEING THE SOUTH RIGHT-OF-WAY LINE OF CHICAGO STREET, A DISTANCE OF 20.05 FEET; THENCE NORTH 02 DEGREES 07 MINUTES 57 SECONDS WEST A DISTANCE OF 10.00 FEET TO THE NORTH LINE OF SAID LOT 3, SAID LINE BEING THE SOUTH RIGHT-OF-WAY LINE OF CHICAGO STREET; THENCE NORTH 87 DEGREES 51 MINUTES 05 SECONDS EAST, ALONG SAID NORTH LINE, A DISTANCE OF 20.05 FEET TO A NORTH CORNER OF SAID LOT 3; THENCE AROUND A CURVE IN A CLOCKWISE DIRECTION, ALONG THE NORTHEAST LINE OF SAID LOT 3, SAID LINE BEING THE SOUTHWEST RIGHT-OF-WAY LINE OF CHICAGO STREET, HAVING A RADIUS OF 317.73 FEET, A DELTA ANGLE OF 15 DEGREES 49 MINUTES 22 SECONDS, AN ARC LENGTH OF 87.74 FEET, A CHORD BEARING OF SOUTH 84 DEGREES 14 MINUTES 15 SECONDS EAST AND A CHORD LENGTH OF 87.46 FEET TO A NORTH CORNER OF SAID LOT 3; THENCE SOUTH 76 DEGREES 19 MINUTES 34 SECONDS EAST, ALONG THE NORTHEAST LINE OF SAID LOT 3, SAID LINE BEING THE SOUTHWEST RIGHT-OF-WAY LINE OF CHICAGO STREET, A DISTANCE OF 122.57 FEET TO A NORTHEAST CORNER OF SAID LOT 3; THENCE AROUND A CURVE IN A CLOCKWISE DIRECTION, ALONG SAID NORTHEAST LINE, HAVING A RADIUS OF 231.08 FEET, A DELTA ANGLE OF 41 DEGREES 10 MINUTES 07 SECONDS, AN ARC LENGTH OF 166.04 FEET, A CHORD BEARING OF SOUTH 55 DEGREES 44 MINUTES 30 SECONDS EAST AND A CHORD LENGTH OF 162.49 FEET TO THE POINT OF BEGINNING.

SAID PERMANENT EASEMENT CONTAINS A CALCULATED AREA OF 0.090 OF AN ACRE, MORE OR LESS, AND IS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE.

PERMANENT EASEMENT TRACT #9

A TRACT OF LAND COMPOSED OF A PORTION OF OUTLOT 'B', VILLAGE POINTE, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID OUTLOT 'B', SAID POINT BEING ON THE SOUTH RIGHT-OF-WAY LINE OF BURKE STREET; THENCE AROUND A CURVE IN A CLOCKWISE DIRECTION, ALONG THE NORTH LINE OF SAID OUTLOT 'B', SAID LINE BEING THE SOUTH RIGHT-OF-WAY LINE OF BURKE STREET, HAVING A RADIUS OF 1384.86 FEET, A DELTA ANGLE OF 00 DEGREES 56 MINUTES 08 SECONDS, AN ARC LENGTH OF 22.61 FEET, AN ASSUMED CHORD BEARING OF NORTH 89 DEGREES 49 MINUTES 07 SECONDS EAST AND A CHORD LENGTH OF 22.61 FEET TO A NORTH CORNER OF SAID OUTLOT 'B'; THENCE AROUND A CURVE IN A CLOCKWISE DIRECTION, ALONG THE NORTH LINE OF SAID OUTLOT 'B', SAID LINE BEING THE SOUTH RIGHT-OF-WAY LINE OF BURKE STREET, HAVING A RADIUS OF 2207.59 FEET, A DELTA ANGLE OF 00 DEGREES 42 MINUTES 45 SECONDS, AN ARC LENGTH OF 27.45 FEET, A CHORD BEARING OF SOUTH 89 DEGREES 21 MINUTES 26 SECONDS EAST AND A CHORD LENGTH OF 27.45 FEET; THENCE SOUTH 02 DEGREES 33 MINUTES 23 SECONDS EAST, ALONG A LINE THAT IS 50.00 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID OUTLOT 'B', A DISTANCE OF 80.42 FEET TO THE SOUTH LINE OF SAID OUTLOT 'B', SAID LINE BEING THE NORTH LINE OF PACIFIC SPRINGS; THENCE NORTH 89 DEGREES 25 MINUTES 29 SECONDS WEST, ALONG THE SOUTH LINE OF SAID OUTLOT 'B', A DISTANCE OF 50.07 FEET TO A SOUTHWEST CORNER OF SAID OUTLOT 'B', SAID POINT BEING THE NORTHWEST CORNER OF PACIFIC SPRINGS; THENCE NORTH 02 DEGREES 33 MINUTES 23 SECONDS WEST ALONG THE WEST LINE OF SAID OUTLOT 'B', A DISTANCE OF 80.15 FEET TO THE POINT OF BEGINNING.

SAID PERMANENT EASEMENT CONTAINS A CALCULATED AREA OF 0.092 OF AN ACRE, MORE OR LESS, AND IS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE.

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 tracts any building or structure, except pavement and 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. 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 limited partnership.

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

168TH AND DODGE, LP, a Nebraska
limited partnership, Grantor

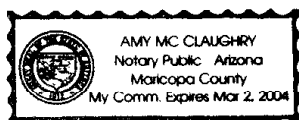
By: RED Development of West Dodge
Road, LLC, a Missouri corporation
authorized to do business in Nebraska



Mike Ebert, Managing Member

ACKNOWLEDGMENT

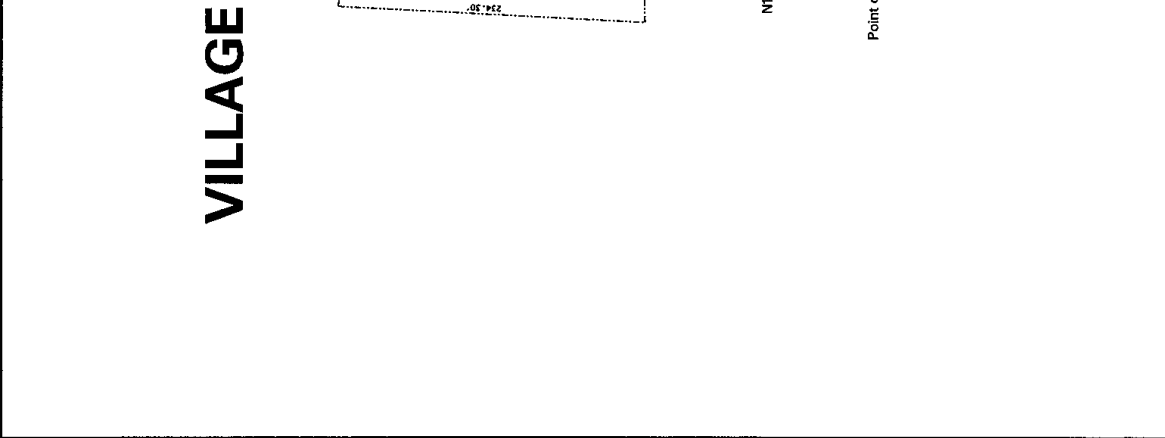
STATE OF ~~NEBRASKA~~ ^{Arizona})
COUNTY OF ~~DOUGLAS~~ ^{Maricopa}) ss

This instrument was acknowledged before me on July 11,
2003, by Mike Ebert, Managing Member of 168TH AND DODGE, LP, a Nebraska
limited partnership.




Notary Public

METROPOLITAN UTILITIES DISTRICT OMAHA, NEBRASKA	
EASEMENT ACQUISITION	
FOR WCC 9599	
LAND OWNER Brown Investment Partnership, Ltd	
TOTAL ACRE PERMANENT 0.065 ±	
TOTAL ACRE TEMPORARY 0.000 ±	
LEGEND PERMANENT EASEMENT TEMPORARY EASEMENT	
PAGE 1 OF 6	
DRAWN BY JAZ	
DATE 07/02/03	
CHECKED BY JAZ	
DATE 7/3/03	
APPROVED BY	
DATE	
REVISED BY	
DATE	
REV. CHK'D. BY	
DATE	
REV. APPROV. BY	
DATE	



VILLAGE

NO SCALE

VILLAGE POINTE SUBDIVISION
180th ST. & BURKE ST.

POINTE

TRACT 1
PROP. 10' PERM.
M.U.D. ESMT.

METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA

EASEMENT
ACQUISITION

FOR
WCC 9599

LAND OWNER

Brown Investment Partnership, Ltd

TOTAL ACRE
PERMANENT 0.262 ±
TOTAL ACRE
TEMPORARY 0.000 ±

LEGEND



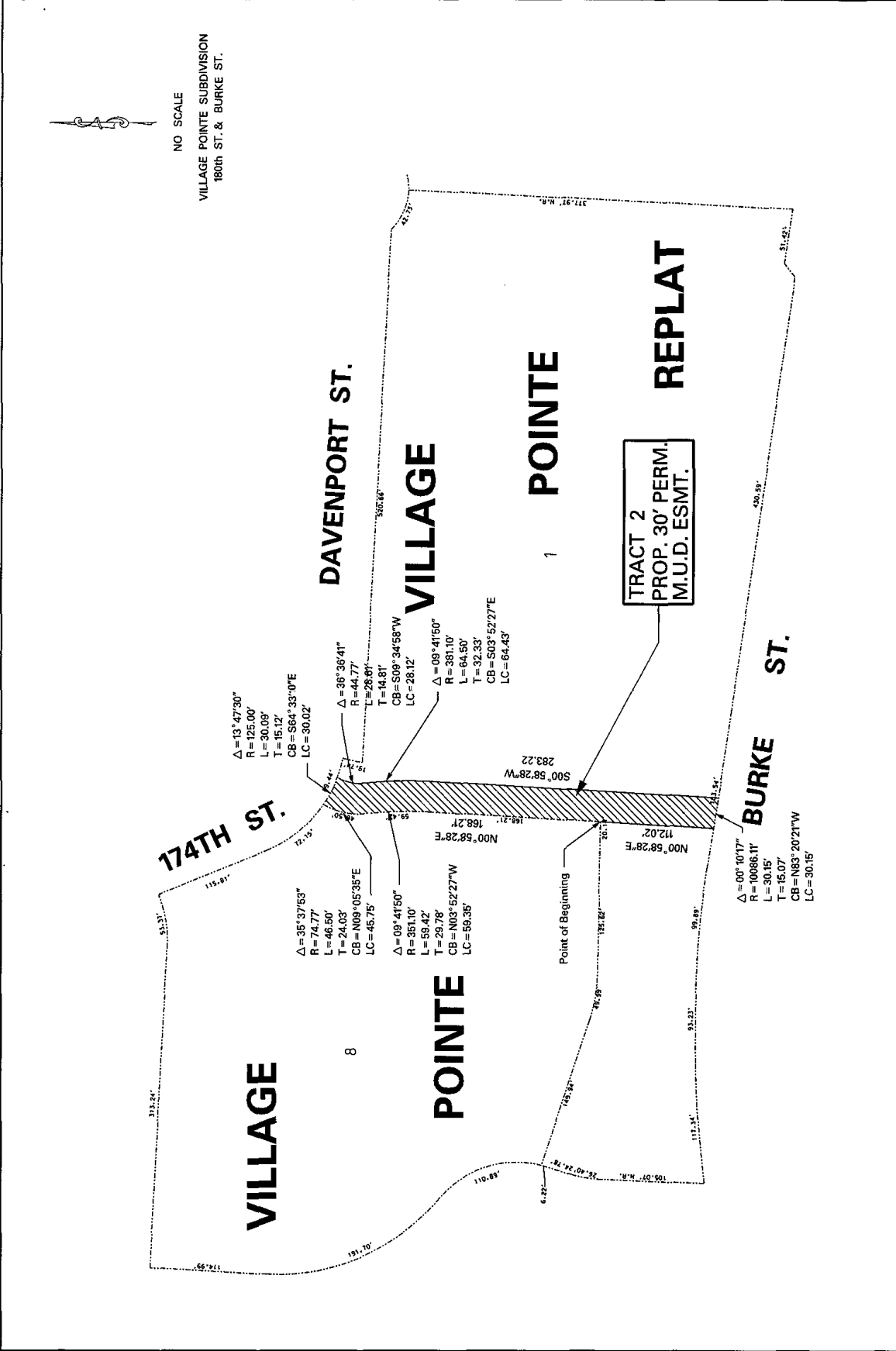
PERMANENT EASEMENT



TEMPORARY EASEMENT

PAGE 2 OF 6

DRAWN BY JAZ
DATE 07/02/03
CHECKED BY JAZ
DATE 7/1/03
APPROVED BY
DATE
REVISED BY
DATE
REV. CHK'D. BY
DATE
REV. APPROV. BY
DATE



**METROPOLITAN
UTILITIES
DISTRICT**
OMAHA, NEBRASKA

EASEMENT ACQUISITION

FOR WCC 9599

LAND OWNER

Brown Investment Partnership, Ltd

TOTAL ACRE

**TOTAL ACUTE
PERMANENT**

TOTAL ACRE

LEGEND

PERMANENT EASEMENT

TEMPORARY EASEMENT

PAGE 3 OF 6

DRAWN BY JAZ

DATE 07/02/03

CHECKED BY JAZ

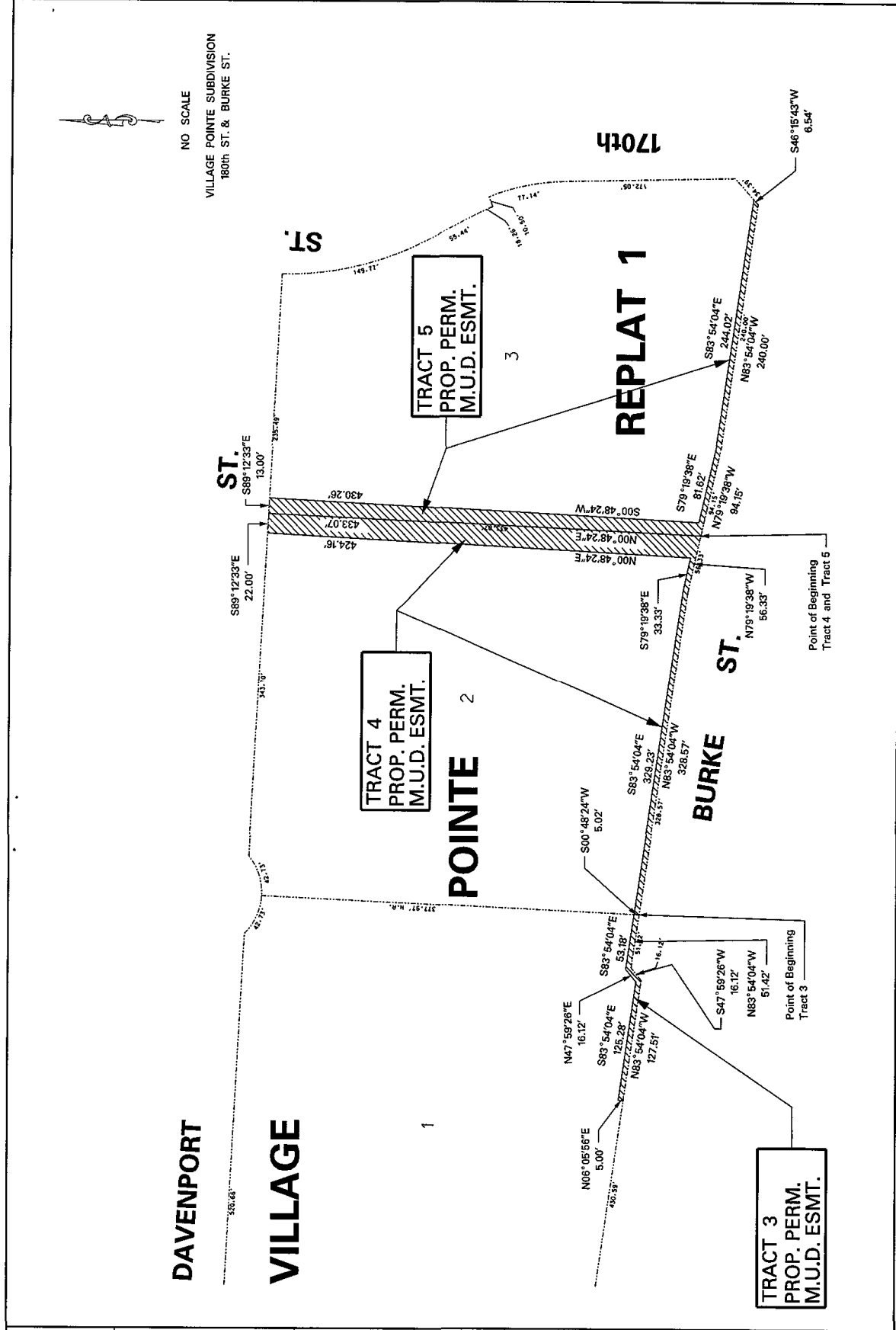
DATE 7/3/03

APPROVED BY _____

DATE _____

REVISÉ BY _____

DATE _____

REV. CHK'D. BY _____
DATE _____DATE _____
DEV. APPROV. BY _____

METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA

EASEMENT
ACQUISITION

FOR WCC 9599

LAND OWNER

Brown Investment Partnership, Ltd

TOTAL ACRE

PERMANENT 0.333 ±

TOTAL ACRE

TEMPORARY 0.000 ±

LEGEND

PERMANENT EASEMENT

TEMPORARY EASEMENT

PAGE 4 OF 6

DRAWN BY JAZ

DATE 07/02/03

CHECKED BY JAZ

DATE 11/03/03

APPROVED BY

DATE

REVISED BY

DATE

REV. CHK'D. BY

DATE

REV. APPROV. BY

DATE

NO SCALE
VILLAGE POINTE SUBDIVISION
180th ST & BURKE ST.

VILLAGE

CHICAGO

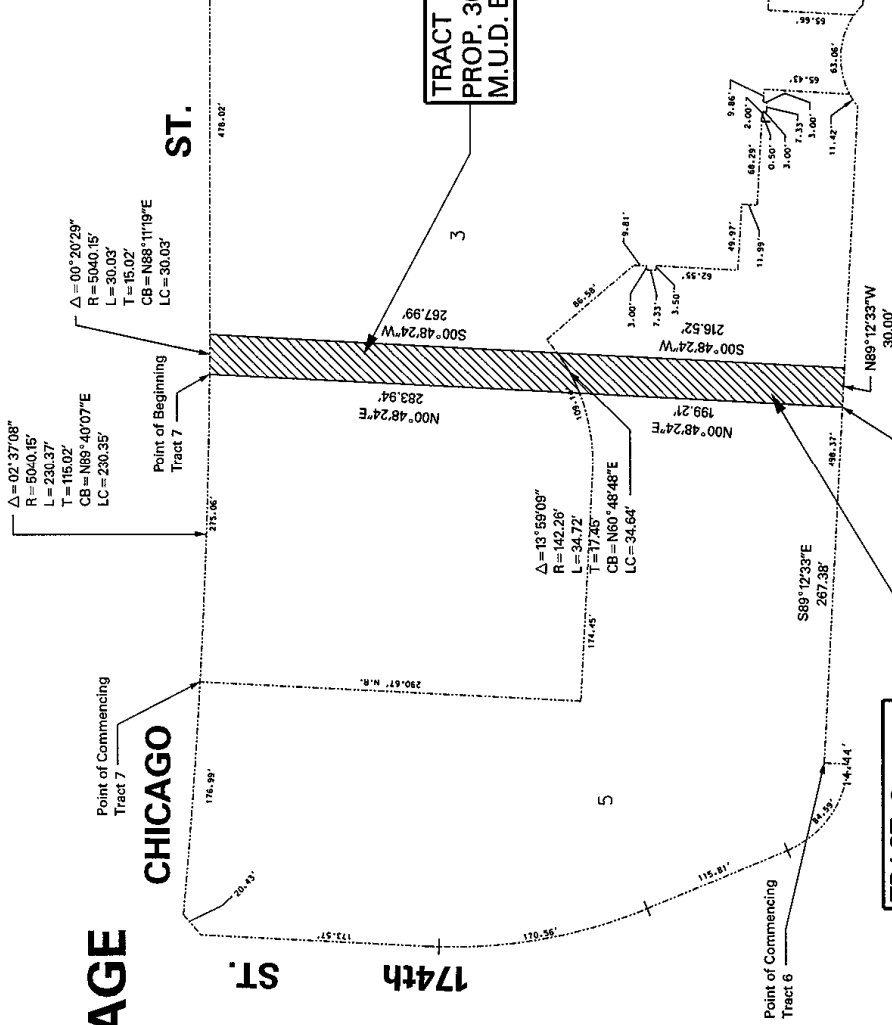
ST.

174th

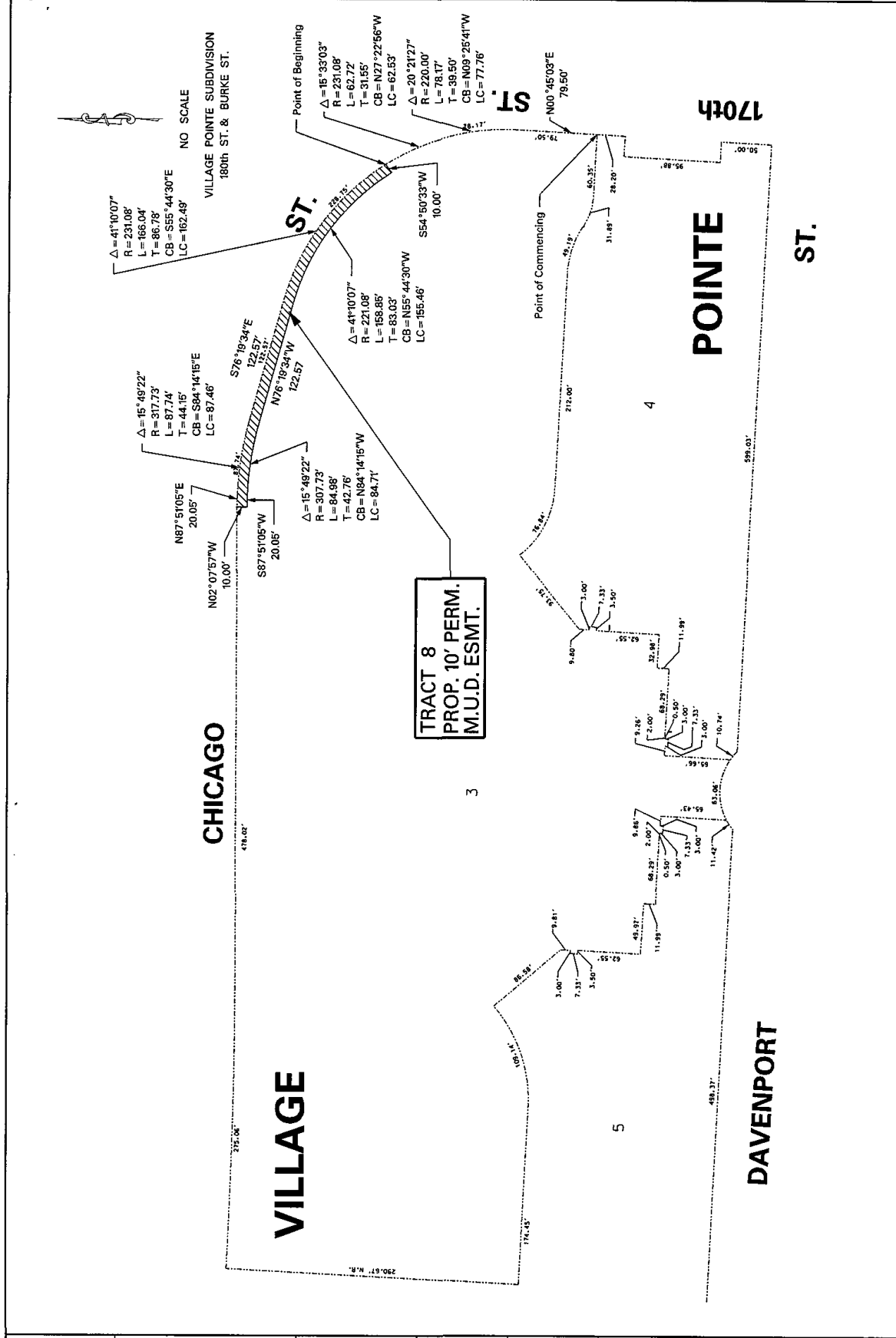
TRACT 7
PROP. 30' PERM.
M.U.D. ESMT.

TRACT 6
PROP. 30' PERM.
M.U.D. ESMT.

DAVENPORT ST.
POINTE



METROPOLITAN UTILITIES DISTRICT OMAHA, NEBRASKA	
EASEMENT ACQUISITION FOR WCC 9599	
LAND OWNER Brown Investment Partnership, Ltd.	
TOTAL ACRE PERMANENT 0.090 ± TOTAL ACRE TEMPORARY 0.000 ±	LEGEND <div style="display: flex; justify-content: space-around;"> <div> PERMANENT EASEMENT </div> <div> TEMPORARY EASEMENT </div> </div>
PAGE 5 OF 6	
DRAWN BY JAZ DATE 07/02/03 CHECKED BY JAZ DATE 7/1/03 APPROVED BY DATE REVISED BY DATE REV. CHK'D. BY DATE REV. APPROV. BY DATE	



METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA

EASEMENT
ACQUISITION

FOR WCC 9599

LAND OWNER
Brown Investment Partnership, Ltd

TOTAL ACRE
PERMANENT 0.092 ±
TOTAL ACRE
TEMPORARY 0.000 ±

LEGEND
PERMANENT EASEMENT
TEMPORARY EASEMENT

PAGE 6 OF 6

DRAWN BY JAZ
DATE 07/02/03
CHECKED BY JAZ
DATE 7/3/03
APPROVED BY
DATE
REVISED BY
DATE
REV. CHK'D. BY
DATE
REV. APPROV. BY
DATE

VILLAGE

$\Delta = 00^\circ 56' 08''$
 $R = 1394.86'$
 $L = 22.61'$
 $T = 11.31'$
 $CB = N89^\circ 49' 07'' E$
 $LC = 22.61'$

Point of Beginning

$\Delta = 00^\circ 42' 45''$
 $R = 2207.59'$
 $L = 27.45'$
 $T = 13.72'$
 $CB = S89^\circ 21' 26'' E$
 $LC = 27.45'$

BURKE ST.

TRACT 9
PROP. 50' PERM.
M.U.D. ESMT.

OUTLOT B
POINTE

PACIFIC

173rd

AVE.

226

DOUGLAS

SPRINGS

NO SCALE
VILLAGE POINTE SUBDIVISION
180th ST. & BURKE ST.