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GEORGE J. DOUGLASS
REGISTER OF PROFESSIONALS
DOUGLAS COUNTY, NE

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METRO ENGINEERS
11590 W. DODGE RD
OMAHA, NE 68154

CORRECTED
GRANT OF PERMANENT SEWER AND DRAINAGE EASEMENT
AND RELEASE OF PERMANENT SEWER AND DRAINAGE EASEMENT

This Indenture and Grant of Easement is made this 1ST day of NOVEMBER, 1996, between JOHN P. CHUDY, a single person, hereinafter referred to as "Grantor", in favor of Sanitary and Improvement District No. 236 of Douglas County, Nebraska, hereinafter referred to as "SID", and its successors and assigns, including but not in limitation of the City of Omaha, Douglas County, Nebraska, a municipal corporation, hereinafter referred to as "City".

WITNESSETH:

That said Grantor in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, to Grantor in hand paid by said SID, the receipt whereof is hereby acknowledged, do or do hereby grant, sell, convey, and confirm unto said SID and City and their assigns forever, the right to use, construct, build, lay, maintain, repair, and reconstruct a sanitary or storm sewer pipe or both for the passage of water and sewage, together with all appurtenances, wires, lines, poles, structures, and other applicable equipment pertaining to any sewer, in, through, over and under the parcel of land described as follows, to-wit:

A Permanent Sewer and Drainage Easement located in part of the East 10 acres of the SW 1/4 of the SW 1/4 of Section 18, Township 15 North, Range 12 East of the 6th P.M., Douglas County, Nebraska, more particularly described as follows:

Commencing at the Northeast corner of said SW 1/4 of the SW 1/4 of Section 18; thence S00°27'37"W (assumed bearing) along the East line of said SW1/4 of the SW 1/4 of Section 18, a distance of 283.76 feet to the point of beginning; thence continuing along said East line of the SW1/4 of the SW 1/4 of Section 18, a distance of 46.92 feet; thence S32°39'13"W, a distance of 616.81 feet; thence S49°15'41"W, a distance of 2.16 feet to a point on the West line of said East 10 acres of the SW1/4 of the SW1/4 of Section 18; thence N00°25'47"E along said West line of the East 10 acres of the SW 1/4 of the SW 1/4 of Section 18, a distance of 45.72 feet; thence N32°39'13"E, a distance of 619.91 feet to the point of beginning.

Said tract of land contains an area of 0.356 acres or 15,496 square feet, more or less.

This easement is intended to replace the easement filed at Book 507, Page 49 or the Miscellaneous Records of the Register of Deeds of Douglas County, Nebraska, and in consideration of this Grant of Easement, said easement is released.

No buildings or structures, shall be placed, in, on, over or across said easements by the undersigned, his or their successors, and assigns without express approval of said SID and said City; provided, however, that a paved, macadam, rocked, asphalt, or other hard surfaced street or parking lot, storm and sanitary sewer lines of Grantor, and trees, grass and shrubbery, may be installed within said easement by Grantor, his or their successors and assigns, and that in the event it becomes necessary to remove or replace said street, parking lot, trees, grass or shrubbery, in order to repair or maintain said sewer line, the removal or repair of said street or parking lot shall be done at the

expense of SID and its successors and assigns to the condition thereof before said removal or repair; provided, however, that Grantor does not hereby grant, sell, convey, and confirm unto said SID and its successors and assigns the right to construct, build, lay and maintain wires or lines over or poles in the parcel of land described above.

Said SID shall cause any trench made on aforesaid realty to be properly refilled, and shall cause grass seed to be sown over said trench, and shall cause the premises to be left in a neat and orderly condition.

This easement is also for the benefit of any contractor, agent, employee and representative of said SID and said City in any of said construction and work.

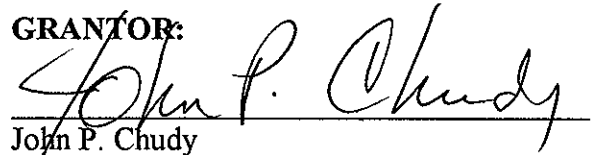
Said Grantor for himself or themselves and his or their heirs, executors and administrators does or do confirm with the said SID and City and their assigns, that he or they, the Grantor is or are well seized in fee of the above described property and that he or they has or have the right to grant and convey this easement in the manner or form aforesaid, and that he or they will, with his or their heirs, executors and administrators, warrant and defend this easement to said SID and City and their assigns against the lawful claims and demand of all persons. This easement runs with the land.

Grantor or its successors in interest to the land owned by them and described above shall have the right to connect to the sewer installed within the easement without charge or such connection, provided that such connection shall be installed in a workmanlike manner and pursuant to plans that shall be first approved by the Board of Trustees of Sanitary and Improvement District No. 236, or its successors in interest or that such installation shall be performed at the cost and expense of grantor or its successors and assigns.

IN WITNESS WHEREOF, the Grantor has executed this Grant of Easement, and the Grantee has executed this Release of Easement the day and year first above written

GRANTOR:

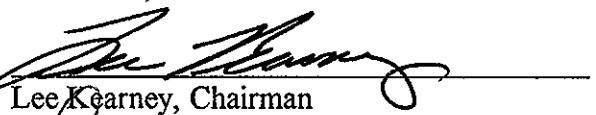
By:


John P. Chudy

GRANTEE:

SANITARY AND IMPROVEMENT
DISTRICT NO. 236 OF DOUGLAS
COUNTY, NEBRASKA

By:


Lee Kearney, Chairman

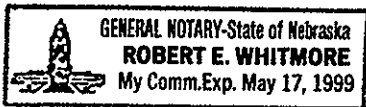
By:


David Barnes, Clerk

STATE OF NEBRASKA)
COUNTY OF DOUGLAS)SS.

On this 1st day of NOVEMBER, 1996, before me a Notary Public in and for said County, personally came John P. Chudy, a single person, who are personally known to me to be the identical persons whose names are affixed to the foregoing instrument and acknowledge the instrument to be their voluntary act and deed for the purpose therein stated.

WITNESS my hand and Notarial Seal the date aforesaid.



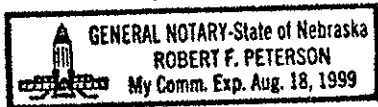
Robert E. Whitmore
Notary Public

STATE OF NEBRASKA)
COUNTY OF DOUGLAS)SS.

NOTARIAL SEAL AFFIXED
REGISTER OF DEEDS

On this 24th day of October, 1996, before me a Notary Public in and for said County, personally came Lee Kearney, Chairman of Sanitary and Improvement District No. 236 of Douglas County, Nebraska and David Barnes, Clerk of said District to me personally known to be the Chairman and the Clerk respectively of said District and the identical persons whose names are affixed to the foregoing instrument and acknowledge the instrument to be their voluntary act and deed for the purpose therein stated.

WITNESS my hand and Notarial Seal the date aforesaid.



Robert F. Peterson
Notary Public

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NOTARIAL SEAL AFFIXED
REGISTER OF DEEDS