



MISC 2006110845



SEP 26 2006 13:50 P 4

PERMANENT AND  
TEMPORARY CONSTRUCTION  
EASEMENTS

Received - DIANE L. BATTIATO  
Register of Deeds, Douglas County, NE  
9/26/2006 13:50:33.91



2006110845

THIS AGREEMENT, made this 8<sup>th</sup> day of September, 2006 between DIAL HARRISON, L.L.C. ("Grantor"), a Nebraska Limited Liability Company, and METROPOLITAN UTILITIES DISTRICT OF OMAHA, a Municipal Corporation and Political Subdivision, ("Grantee"),

WITNESS:

Grantor, in consideration of the sum of Two Dollars (\$2.00) and other valuable consideration, receipt of which is acknowledged, hereby grants to Metropolitan Utilities District of Omaha, its successors and assigns, a permanent easement 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, round iron covers, roadway boxes, hydrants, and pipeline markers and a temporary easement for construction purposes, together with the right of ingress and egress on, over, under and through lands described as follows:

Tracts of land in the Southeast Quarter (SE ¼) of the Southwest Quarter (SW ¼) and the Southwest Quarter (SW ¼) of the Southeast Quarter (SE ¼), all in Section 7, Township 14 North, Range 11 East of the 6<sup>th</sup> P.M., Douglas County, Nebraska more particularly described as follows:

PERMANENT EASEMENT

The northerly five feet (5.00') of the southerly fifty-five feet (55.00') of the westerly two thousand two hundred forty-nine and eighty one hundredths feet (2,249.80') of the easterly three thousand eight hundred seventy and ninety-four one hundredths feet (3,870.94') of Section 7-T14N-R11E.

This permanent easement contains 0.258 of an acre, more or less, and is shown on the attached drawing hereto and made a part hereof by reference.

TEMPORARY CONSTRUCTION EASEMENT

The northerly twenty-five feet (25.00') of the southerly eighty feet (80.00') of the westerly two thousand two hundred forty-nine and eighty one hundredths feet (2,249.80') of the easterly three thousand eight hundred seventy and ninety-four one hundredths feet (3,870.94') of Section 7-T14N-R11E.

This temporary easement contains 1.291 acres, more or less, and is shown on the attached drawing and made a part hereof by reference.

1. The Grantor and its successors and assigns shall not at any time erect, construct or place on or below the surface of the permanent easement any building or structure, except pavement or a similar covering, and shall not permit anyone else to do so. The same prohibitions shall apply to temporary easements. The effective period of

Please file & return to:  
Susan Prazan  
Metropolitan Utilities District  
1723 Harney Street  
Omaha, Nebraska 68102

*B min*  
*4/1*  
FEE 20 FB \_\_\_\_\_  
BKP 7-14-11 MS \_\_\_\_\_ COMP \_\_\_\_\_  
DEL \_\_\_\_\_ SCAN \_\_\_\_\_ FV \_\_\_\_\_  
*01-60000*  
*026071*

the temporary easement shall commence upon the execution date hereof and end after completion of the project for which these easements are obtained.

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. The Grantor is the 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.

4. The person executing this instrument has authority to execute it on behalf of the limited liability company.

IN WITNESS WHEREOF, Grantor executes this Permanent and Temporary Easements on the above date.

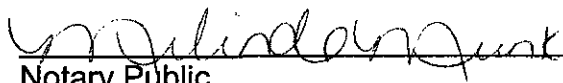
DIAL HARRISON, L.L.C., a Nebraska limited liability company, Grantor

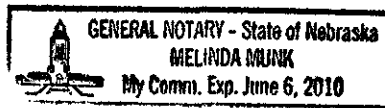
By:   
Patrick G. Day, Manager

ACKNOWLEDGMENT

STATE OF NEBRASKA )  
 ) ss  
COUNTY OF DOUGLAS )

This instrument was acknowledged before me on September 8, 2006, by Patrick G. Day, Manager, of Dial Harrison, L.L.C., on behalf of the limited liability company.

  
Notary Public



**METROPOLITAN**

**UTILITIES**

**DISTRICT**

OMAHA, NEBRASKA

**EASEMENT  
ACQUISITION**

FOR  
**WCP 10042**

LAND OWNER

Dial Harrison LLC

CO Dial Companies

11506 Nicholas St. #200

Omaha, NE 68154

TOTAL ACRE PERMANENT 0.258 ±

TOTAL ACRE TEMPORARY 1.291 ±

LEGEND

PERMANENT EASEMENT



TEMPORARY EASEMENT



PAGE 1 OF 2

DRAWN BY DJS

DATE 6-23-06

CHECKED BY

DATE

APPROVED BY

DATE

REVISED BY JAZ

DATE 8-18-06

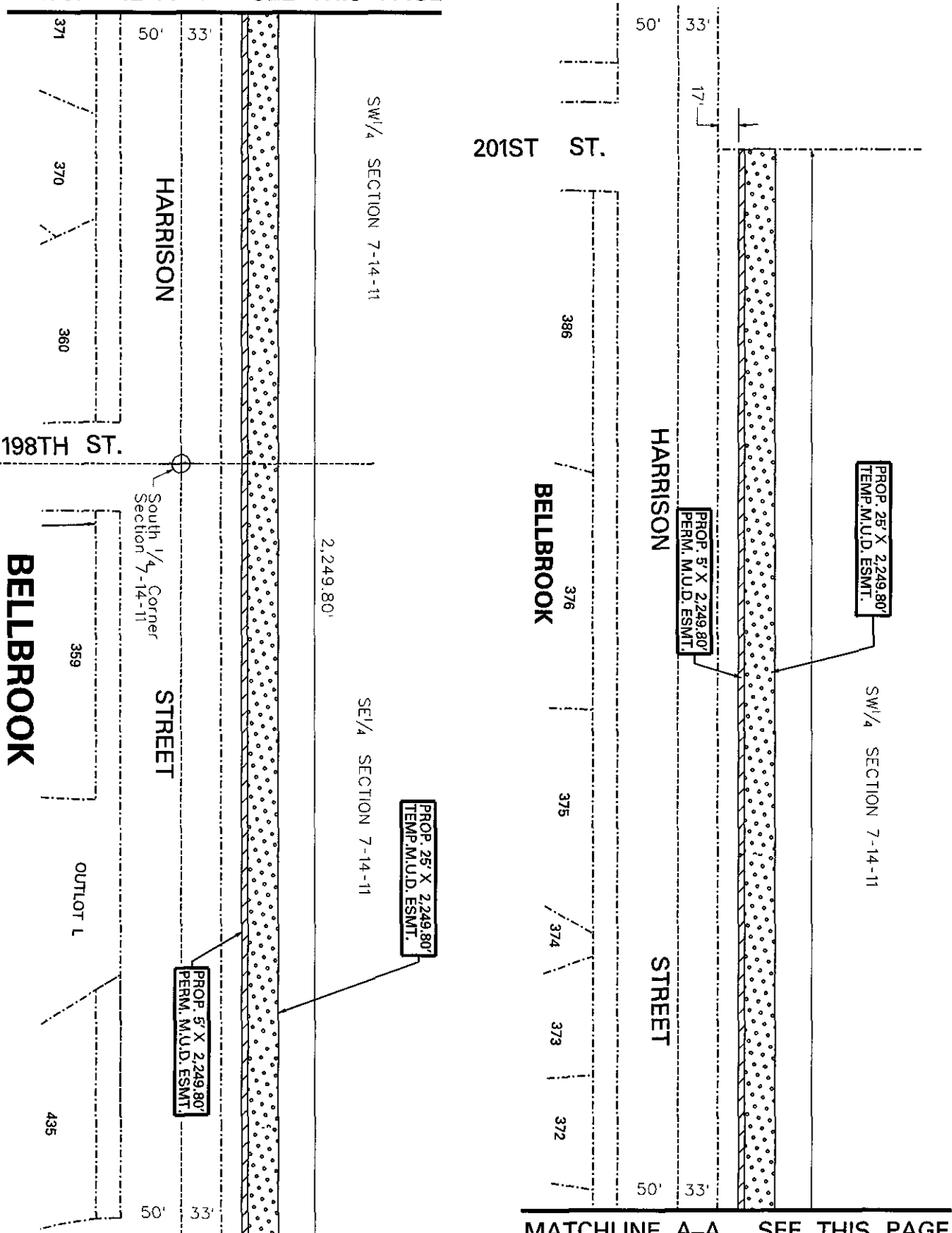
REV. CHK'D. BY

DATE

NO SCALE  
HARRISON ST.  
192nd ST. TO 201st ST.



MATCHLINE A-A SEE THIS PAGE



MATCHLINE B-B SEE PAGE 2 OF 2

**METROPOLITAN**

**UTILITIES**

**DISTRICT**

OMAHA, NEBRASKA

**EASEMENT  
ACQUISITION**

FOR  
**WCP 10042**

LAND OWNER

Dial Harrison LLC

CO Dial Companies

11506 Nicholas St. #200

Omaha, NE 68154

TOTAL ACRE

PERMANENT

TOTAL ACRE

TEMPORARY

LEGEND



PERMANENT EASEMENT



TEMPORARY EASEMENT

PAGE 2 OF 2

DRAWN BY DJS

DATE 6-23-06

CHECKED BY \_\_\_\_\_

DATE \_\_\_\_\_

APPROVED BY \_\_\_\_\_

DATE \_\_\_\_\_

REVISED BY JAZ

DATE 8-18-06

REV. CHK'D. BY \_\_\_\_\_

DATE \_\_\_\_\_

REV. APPROV. BY \_\_\_\_\_

DATE \_\_\_\_\_

MATCHLINE B-B SEE PAGE 1 OF 2

MATCHLINE C-C SEE THIS PAGE

PROP. 25' X 2,249.80'  
TEMP. M.U.D. ESMT.

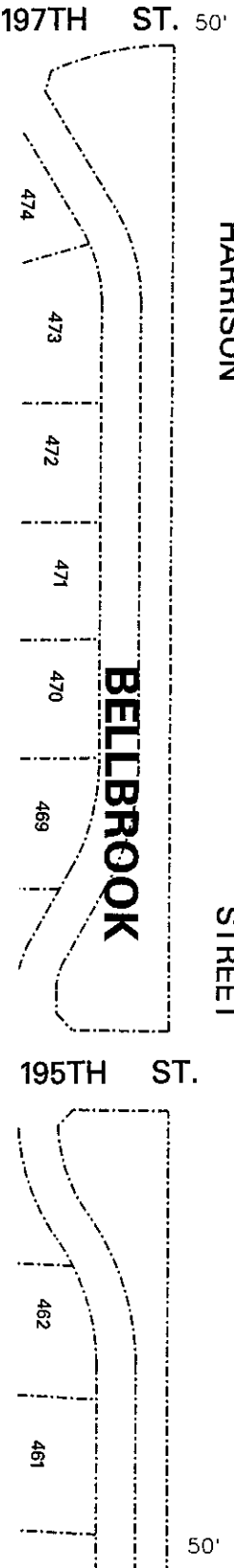
PROP. 5' X 2,249.80'  
PERM. M.U.D. ESMT.

SE 1/4 SECTION 7-14-11

HARRISON

STREET

BELLBROOK



MATCHLINE C-C SEE THIS PAGE

NO SCALE  
HARRISON ST.  
192nd ST. TO 201st ST.



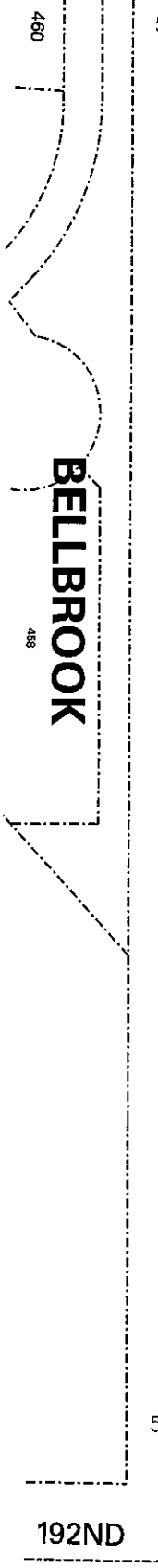
1621.14'

SE 1/4 SECTION 7-14-11

HARRISON

STREET

BELLBROOK



SE Corner  
Section 7-14-11