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RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

Young & White  
P.O. Box 241358

Omaha, NE 68124-5358

**PERMANENT UNDERGROUND UTILITY EASEMENT**

Gottsch Enterprises, a Nebraska general partnership (hereinafter referred to as the "Grantor"), being the owner of the real property which is located in the South Half of Section 6, Township 15 North, Range 11 East of the Sixth P.M., Douglas County, Nebraska, and which is more particularly described on Exhibit "A" hereto, for valuable consideration received, does hereby grant to the City of Elkhorn, Nebraska (hereinafter referred to as the "Grantee"), and its successors, a permanent underground utility easement, subject to the terms and conditions of an Easement Agreement of even date herewith and which is incorporated herein by reference, for the construction, installation, operation, relaying, maintenance, repair and removal of underground water and natural gas pipelines through and under the real property described on the aforesaid Exhibit "A" hereto.

DATED this 5 day of May, 1997.

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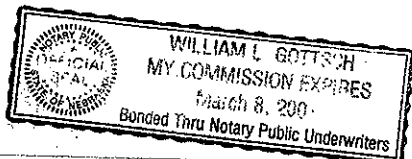
GOTTSCH ENTERPRISES, A Nebraska  
General Partnership,

BY:

Brett A. Gottsch, Authorized Partner

STATE OF NEBRASKA )  
 ) ss.  
COUNTY OF DOUGLAS )

SUBSCRIBED AND SWORN to before me this 5 day of May, 1997.



William L. Gottsch  
Notary Public

NOTARIAL SEAL AFFIXED  
REGISTER OF DEEDS

A 20 FOOT WIDE PERMANENT UTILITY EASEMENT FOR THE CONSTRUCTION, LOCATION AND MAINTENANCE OF A WATER MAIN AND A NATURAL GAS MAIN WITH APPURTENANCES AND ACCESSORIES, LOCATED IN THE SOUTH HALF OF SECTION 6, TOWNSHIP 15 NORTH, RANGE 11 EAST OF THE SIXTH P.M., DOUGLAS COUNTY, NEBRASKA, BEING DESCRIBED AS FOLLOWS; COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 6; THENCE N00°36'41"E (ASSUMED BEARING) ON THE WEST LINE OF SAID SECTION 6, A DISTANCE OF 108.01 FEET TO A POINT ON THE WESTERLY EXTENSION OF THE NORTH RIGHT-OF-WAY LINE OF STATE HIGHWAY #64; THENCE S89°59'32"E ON SAID WESTERLY EXTENSION, A DISTANCE OF 75.60 FEET TO THE INTERSECTION OF THE EAST RIGHT-OF-WAY LINE OF STATE HIGHWAY #31, THIS BEING THE TRUE POINT OF BEGINNING; THENCE ON SAID NORTH RIGHT-OF-WAY LINE AS FOLLOWS; S89°59'32"E 542.24 FEET, N82°24'47"E 302.65 FEET, N89°04'05"E 304.90 FEET, MORE OR LESS, TO A POINT ON THE EAST LINE OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SAID SECTION 6; THENCE CONTINUING ON SAID NORTH RIGHT-OF-WAY LINE AS FOLLOWS; N84°29'06"E 155.86 FEET, N89°57'39"E 338.11 FEET, S88°29'59"E 729.17 FEET, MORE OR LESS, TO A POINT ON THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 6; THENCE CONTINUING ON SAID NORTH RIGHT-OF-WAY LINE N87°37'24"E, A DISTANCE OF 369.29 FEET; THENCE N69°52'37"W, A DISTANCE OF 52.26 FEET TO A POINT BEING 20 FEET NORTH OF THE NORTH RIGHT-OF-WAY LINE OF SAID STATE HIGHWAY #64, WHEN MEASURED AT RIGHT ANGLES; THENCE 20 FEET FROM AND PARALLEL WITH SAID NORTH RIGHT-OF-WAY LINE AS FOLLOWS; S87°37'24"W 320.33 FEET, N88°29'59"W 728.76 FEET, S89°57'39"W 339.34 FEET, S84°29'06"W 155.06 FEET, S89°04'05"W 305.26 FEET, S82°24'47"W 302.49 FEET, N89°59'32"W 510.70 FEET; THENCE N00°36'41"E PARALLEL WITH THE EAST RIGHT-OF-WAY LINE OF SAID STATE HIGHWAY #31, A DISTANCE OF 24.00 FEET; THENCE N89°59'32"W PARALLEL WITH THE NORTH RIGHT-OF-WAY LINE OF SAID STATE HIGHWAY #64, A DISTANCE OF 30.00 FEET TO A POINT ON SAID EAST RIGHT-OF-WAY LINE; THENCE S00°36'41"W ON SAID EAST RIGHT-OF-WAY LINE, A DISTANCE OF 44.00 FEET TO THE TRUE POINT OF BEGINNING.

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EXHIBIT "A"