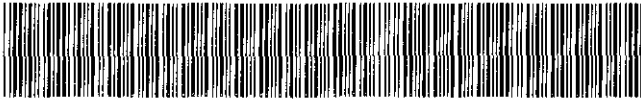




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 Register of Deeds, Douglas County, NE  
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2009041285

### EASEMENT

WHEREAS **MICHAEL J. CULLEN AND ALICE CULLEN**, Husband and Wife are the owners in fee simple of a parcel of land commonly known as 11919 Ponca Road, Omaha, Nebraska, and **B&R, INC.** is the owner in fee simple of another parcel of land adjoining thereto commonly known as 11909 Calhoun Road, Omaha, Nebraska.

**MICHAEL J. CULLEN AND ALICE CULLEN**, Husband and Wife, Grantors in consideration of one dollar received from **B & R, INC.**, A Nebraska Corporation as Grantee, its successors and assigns grants an unconditioned permanent easement to enter onto, install, operate and maintain septic tank laterals over, upon, under, in and across the real estate located at 11919 Ponca Road, Omaha, Nebraska, and legally described as:

That part of the Southwest 1/4 of the Southwest 1/4 of Section 8, Township 16, North, Range 13 East of the 6<sup>th</sup> p.m., described as follows: beginning at a point on the North line of said Southwest 1/4 of the Southwest 1/4 at a point 406.2 feet West of the Northeast corner thereof, which point lies in the center of Ponca Creek where same intersects the North line of said tract, thence West a distance of 43.1 feet to the center of Ponca Road, thence South 25°0' West a distance of 143.1 feet thence South 64°0' East a distance of 229 feet to the center line of Ponca Creek, thence Northeasterly and Northwesterly along the center line of Ponca Creek to the place of beginning all in Douglas County, Nebraska.

Said easement to run in favor of **B&R, INC.** its successors and assigns as owner of adjacent property commonly known as 11909 Calhoun Road, Omaha, Nebraska and legally described as:

The part of the Southwest Quarter (SW1/4) of the Southwest Quarter (SW1/4) of Section Eight (8), in Township Sixteen (16) North, Range Thirteen (13), East of the Sixth (6<sup>th</sup>) P.M., more particularly described as follows: Commencing at the Intersection of North line of said Southwest Quarter (SW1/4) of Southwest Quarter (SW1/4) and center of Ponca Road, (549.3 Feet West of Center of Southwest 1/4 of said Section 8); thence South 25 degrees 0' West along center line of Ponca Road, 143.1 Feet to point of beginning; thence South 64 degrees 0' East 229 Feet to center of Ponca Creek; thence Southwesterly along center line of Ponca Creek to center of U.S. Highway 73; thence Northwesterly along center line of U.S. Highway 73, 172 Feet to center of Ponca Road; thence North 25 degrees 0' East 157.5 Feet to point of beginning, in Douglas County, Nebraska.

Return  
 Tom Wulff  
 209 S. 19<sup>th</sup> St. Ste. 300  
 Omaha NE 68102

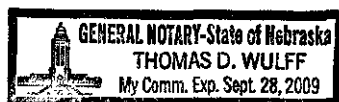
4069

EXECUTED this 28<sup>th</sup> day of April, 2009.

Michael J. Cullen  
MICHAEL J. CULLEN, Grantor

STATE OF NEBRASKA     )  
                                  )SS  
COUNTY OF DOUGLAS    )

The foregoing instrument was acknowledge before me on the 28<sup>th</sup> day of April, 2009, by  
MICHAEL J. CULLEN.

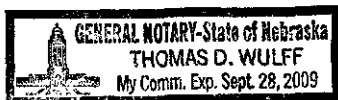


Thomas D. Wulff  
Notary Public

Alice Cullen  
ALICE CULLEN, Grantor

STATE OF NEBRASKA     )  
                                  )SS  
COUNTY OF DOUGLAS    )

The foregoing instrument was acknowledge before me on the 28<sup>th</sup> day of April, 2009, by ALICE  
CULLEN.

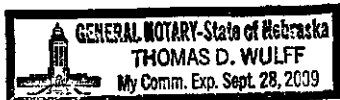


Thomas D. Wulff  
Notary Public

Alice Cullen  
ALICE CULLEN, Grantee  
As President of B&R, Inc.

STATE OF NEBRASKA     )  
                                  )SS  
COUNTY OF DOUGLAS    )

The foregoing instrument was acknowledge before me on the 28<sup>th</sup> day of April, 2009, by ALICE  
CULLEN, *as president - B+R, Inc. KRB*



Thomas D. Wulff  
Notary Public