

EASEMENT AND RIGHT-OF-WAY
and
CORRECTION OF PRIOR EASEMENT AND RIGHT-OF-WAY (708 - 625)

THIS INDENTURE, made this 16th day of JULY, 1984, between Wendell M. Hunt and Margaret A. Hunt, husband and wife, and John G. Hickey and Darlene B. Hickey, husband and wife, hereinafter referred to as "Grantors", and Metropolitan Utilities District of Omaha, a Municipal Corporation, hereinafter referred to as "Grantee",

WITNESSETH:

That Grantors, in consideration of the sum of One Hundred and No/100 Dollars (\$100.00), receipt of which is hereby acknowledged, do hereby grant to Metropolitan Utilities District of Omaha, its successors and assigns, an easement and right-of-way to lay, maintain, operate, repair, relay and remove, at any time, a pipeline for the transportation of water, and all appurtenances thereto, together with the right of ingress and egress to and from the same, on, over, under and through lands described as follows:

PERMANENT EASEMENT

A parcel ten (10) feet wide and measured at right angles to the southerly line of said parcel located in the Southwest Quarter (SW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Eight (8), Township Sixteen (16) North, Range Thirteen (13) East of the Sixth Principal Meridian in Douglas County, Nebraska, said southerly line being more particularly described as follows:

Commencing at the West Quarter corner of said Section 8; thence South along the West line of the Southwest Quarter of said Section 8 a distance of 1,035.42 feet; thence South 49°02'34" East a distance of 850.65 feet along the right-of-way centerline of Calhoun Road to a point of curve; thence Southeasterly along a circular curve to the left having a central angle of 6°06'00" a radius of 1,146.3 feet and an arc length of 122 feet a distance of 89 feet to a point of tangency; thence Northeasterly a distance of 33 feet measured at right angles to said tangent to the point of beginning; thence Northwesterly along the Calhoun Road right-of-way line a distance of 20 feet plus or minus to the point of ending.

Said parcel contains 0.005 of an acre, more or less, and is shown on the attached plat which is made a part hereof by this reference.

TO HAVE AND TO HOLD said easement and right-of-way unto the said Grantee, Metropolitan Utilities District of Omaha, its successors and assigns.

1. The Grantors and Grantee acknowledge and hereby amend or correct the Easement and Right-of-Way recorded at Book 708, Page 625, Miscellaneous Records, Register of Deeds, Douglas County, Nebraska, by stipulating the southerly line of the permanent easement parcel therein involved runs in a southeasterly and not southwesterly direction from its stated point of beginning to point of ending, all as shown correctly on the drawing attached to said Easement document.


2. The Grantors agree that neither they nor their successors or assigns will at any time erect, construct or place on or below the surface of said permanent easement tract of land any building or structure, except pavement and other utilities, and they will not give anyone else permission to do so.

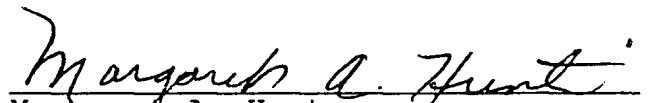
3. The Grantee shall restore the surface of the soil excavated for any purpose hereunder, as near as may be reasonably possible, to the original contour thereof and as soon after such work is performed as may be reasonably possible to do so, the only exception to said restoration or replacement obligation being that of trees and shrubbery, which shall not be restored or replaced. It is anticipated that only two to three trees are to be removed.

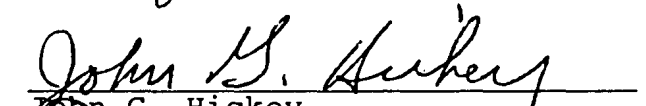
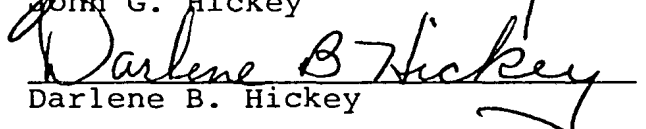
4. Nothing herein contained shall be construed as a waiver of any rights of the Grantors, or duties and powers of the Grantee, respecting the ownership, use, operations, extensions and connections to any pipeline constructed and maintained hereunder.

5. It is further agreed the Grantors have lawful possession of said real estate, good right and lawful authority to make such conveyance and their executors, administrators, successors and assigns shall warrant and defend the same and will indemnify and hold harmless the Grantee forever against the claims of all persons whomsoever in any way asserting any right, title or interest prior to or contrary to this conveyance.

IN WITNESS WHEREOF, the Grantors have caused this easement and right-of-way to be signed and executed on the day and year first above written.


Wendell M. Hunt

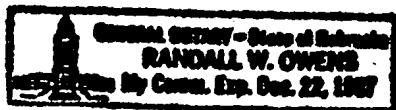

Margaret A. Hunt


John G. Hickey

Darlene B. Hickey

STATE OF NEBRASKA)
)ss
COUNTY OF DOUGLAS)

On this 16th day of July, 1984, before me, the undersigned, a Notary Public in and for said State of Nebraska, personally came Wendell M. Hunt and Margaret A. Hunt, husband and wife, to me personally known to be the identical persons whose names are affixed to the foregoing instrument and they acknowledged the execution of this instrument to be their voluntary act and deed and the voluntary act and deed of each of them.

WITNESS my hand and Notarial Seal the day and year last above written.

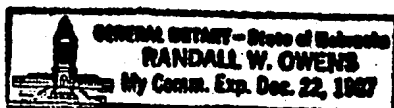



Notary Public

STATE OF NEBRASKA)
)ss
COUNTY OF DOUGLAS)

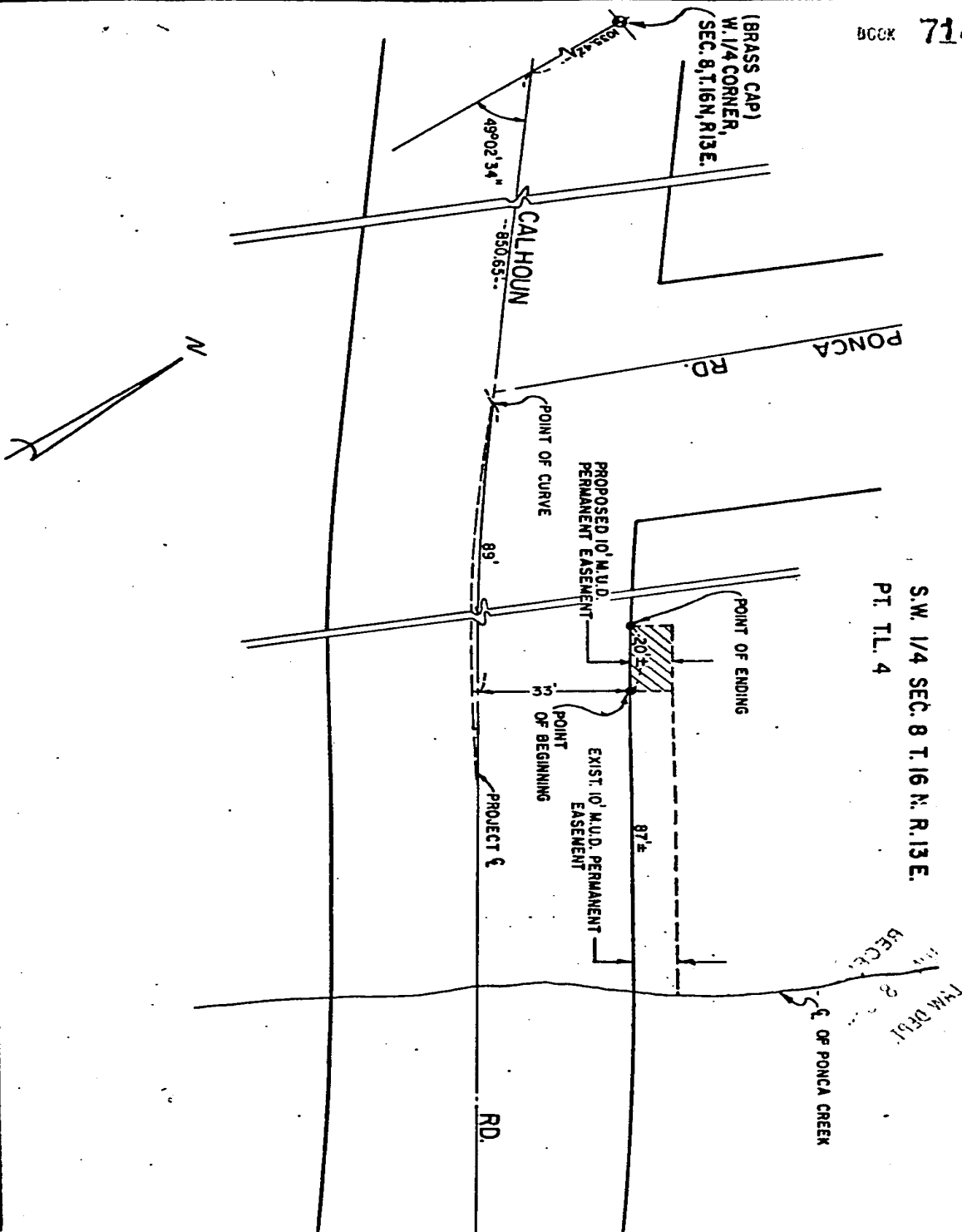
On this 16th day of July, 1984, before me, the undersigned, a Notary Public in and for said State of Nebraska, personally came John G. Hickey and Darlene B. Hickey, husband and wife, to me personally known to be the identical persons whose names are affixed to the foregoing instrument, and they acknowledged the execution of this instrument to be their voluntary act and deed and the voluntary act and deed of each of them.

WITNESS my hand and Notarial Seal the day and year last above written.




Notary Public



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DRAWN BY RALPH DATE 6/5/84
 CHECKED BY RJS DATE 6/6/84
 APPROVED BY _____ DATE _____
 REVISED BY _____ DATE _____
 REV CHKD BY _____ DATE _____
 REV APPROV BY _____ DATE _____

PAGE 1 OF 1

TOTAL TEMP. ACRE _____
 TOTAL PERM. ACRE 0.005±

 LEGEND
 PERMANENT EASEMENT 
 TEMPORARY EASEMENT 

LAND OWNER WENDELL
M. HUNT 11912 PONCA
RD. OMAHA NEBRASKA
68112

EASEMENT
ACQUISITION
FOR W.C.H. 6312

**METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA**

RECEIVED
1984 JUL 19 AM 9:05

C. HAROLD OSTLER
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.