

BOOK 647 PAGE 600

EASEMENT AND RIGHT OF WAY

THIS INDENTURE, made this 5th day of JANUARY, 1981, between First National Bank, Trustee for the Estate of Ronald J. Abboud, and Spence Title Services, Inc., a Nebraska Corporation, Trustee, 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 Dollar (\$1.00) and other valuable consideration, 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 gas, 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:

The Westerly and Northerly Five (5) feet of Lot Thirty (30) of Empire Park, a subdivision, as surveyed, platted and recorded, in Douglas County, Nebraska. This Five-(5)-foot strip lies along and parallel to the right of way of John Galt Boulevard from "Q" Street to 108th Street.

Said tract of land, as shown on the plat attached hereto and made a part hereof by this reference, contains Thirty-six Hundredths (0.36) acre, more or less.

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. 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 tract of land any building or structure, except pavement and other utilities, and that they will not give anyone else permission to do so.

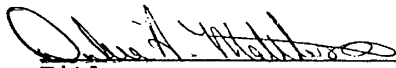
2. Grantee shall restore the surface of the soil excavated for any purpose hereunder, as near as may be reasonably possible, to the original contour thereof and as soon after such work is performed as may be reasonably possible to do so.

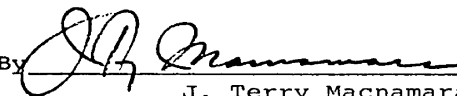
3. Nothing herein contained shall be construed as a waiver of any rights of Grantors, or duties and powers of Grantee, respecting the ownership, use, operations, extensions and connections to any pipeline constructed and maintained hereunder.

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

FIRST NATIONAL BANK, TRUSTEE FOR THE ESTATE OF RONALD J. ABOUD, Grantor

ATTEST:



Title _____

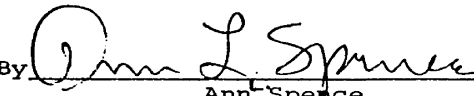
By 
J. Terry Macnamara
Vice President

(SEAL)

SPENCE TITLE SERVICES, INC., a Nebraska Corporation, TRUSTEE, Grantor

ATTEST:


Title _____

By 
Ann Spence,
President

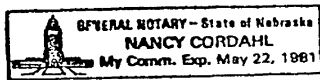
(SEAL)

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

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On this 25th day of February, 1981, before me, the undersigned, a Notary Public in and for said State of Nebraska, personally appeared J. Terry Macnamara, personally known to me to be Vice-President of First National Bank, Trustee for the Estate of Ronald J. Abboud, and to me known to be the identical person who executed the foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed as a person, as his voluntary act and deed as Vice President of the First National Bank, Trustee for the Estate of Ronald J. Abboud, and as the voluntary act and deed of said First National Bank, Trustee for the Estate of Ronald J. Abboud.

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

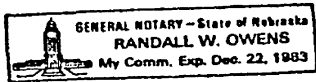


Nancy Cordahl
Notary Public

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

On this 5th day of JANUARY, 1981, before me, the undersigned, a Notary Public in and for said State of Nebraska, personally appeared Ann L. Spence, personally known to me to be President of Spence Title Services, Inc., a Nebraska Corporation, Trustee, and to me known to be the identical person who executed the foregoing instrument, and acknowledged that she executed the same as her voluntary act and deed as a person, as her voluntary act and deed as President of said Corporation, and as the voluntary act and deed of said Corporation, Trustee.

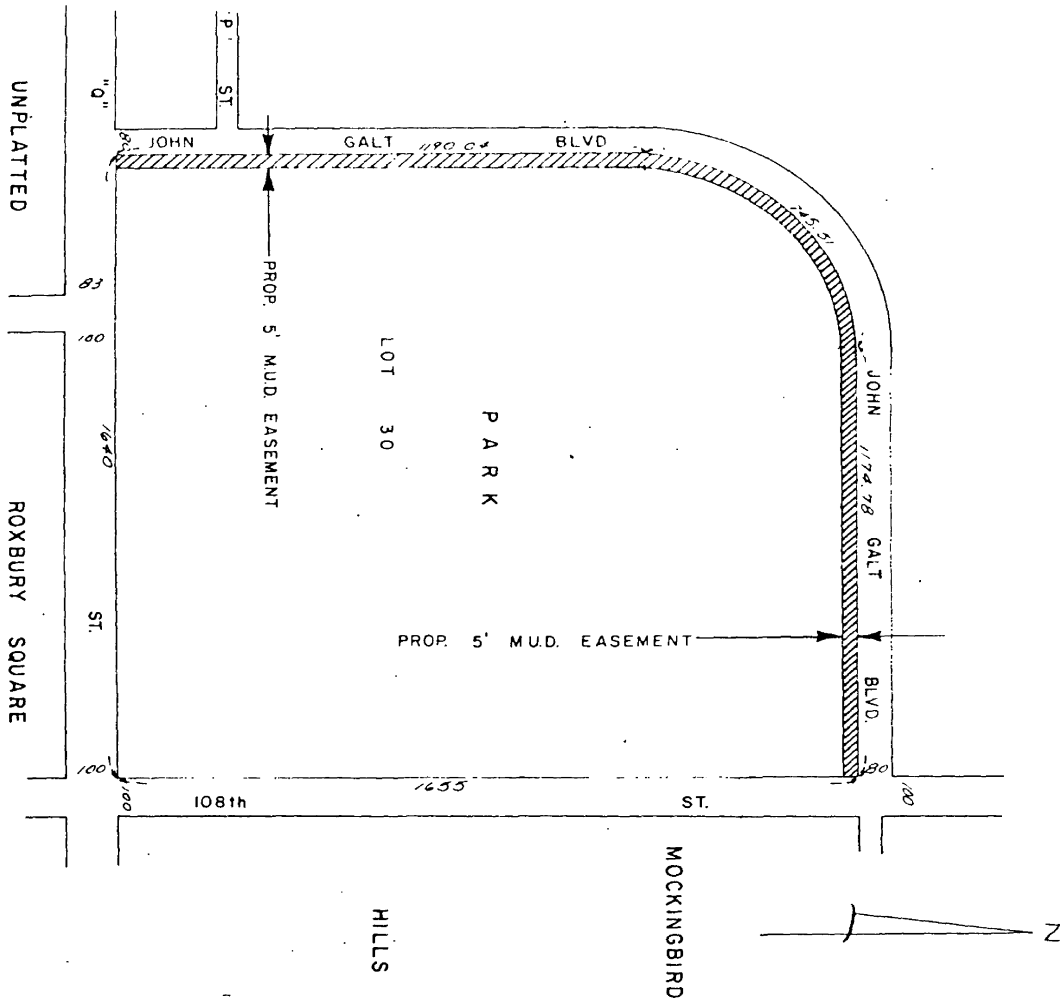
WITNESS my hand and Notarial Seal the day and year last above written.



Randall W. Owens
Notary Public

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EMPIRE



FOUR COPY FILED

METROPOLITAN
 DISTRICT
 EASEMENT
 ACQUISITION
 G.C.C. 8451

THE FIRST
 NATIONAL BANK TRUSTEE,
 ROBERT TIMMINS VICE PRES.
 AND SPENCE TITLE
 SERVICES, INC., TRUSTEE,
 ANN SPENCE, PRESIDENT

TOTAL ACRES 0.36
 LEGEND
 EASEMENT EXPENSE

PAGE 1 OF 1

DRAWN BY P.M.H. DATE 12-17-80
 CHECKED BY W.W.P. DATE 12-18-80
 APPROVED BY DATE
 RECORDED BY DATE
 FILED BY DATE
 NEW APPROVALS

11

RECEIVED
 1981 MAR -6 AM 10:27
 C. HAROLD OSTLER
 REGISTER OF DEEDS
 DOUGLAS COUNTY, NEBR.

647
 600
 82-8
 9.25
 6.1
 81-18
 81-18