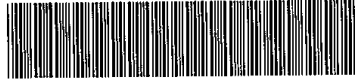




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RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

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**PERMANENT SIDEWALK EASEMENTS**

THIS GRANT OF PERMANENT EASEMENTS made this 18th day of May, 1998, by THC, Inc., a Nebraska nonprofit corporation, hereinafter referred to as "GRANTOR", in favor of Sanitary and Improvement District No. 381 of Douglas County, Nebraska, hereinafter referred to as "SID 381", and its successors and assigns.

**WITNESSETH:**

That said GRANTOR for good and valuable consideration, to GRANTOR in hand paid by SID 381, the receipt whereof is hereby acknowledged, does hereby grant, sell, convey, and confirm unto SID 381 and its successors and assigns forever, a nonexclusive permanent right and easement to, in its sole discretion, construct, inspect, build, lay, maintain, repair, replace, and reconstruct sidewalks, in, through and over the parcels of land described as follows, to wit:

As set forth on Exhibits "A" and "B", attached hereto and made a part hereof.

To have and to hold unto SID 381, its transferees, successors and assigns, together with the right of ingress and egress from said nonexclusive easement areas herein granted for the purpose of constructing, inspecting, maintaining, repairing, replacing and reconstructing said sidewalks at the sole discretion of SID 381, its transferees, successors and assigns.

GRANTOR, its transferees, successors, and assigns may at any time construct or install or cause to be constructed or installed upon or within the easement areas herein granted or grant other easements, licenses, or other rights respecting the easement areas granted herein so as to permit pavement or concrete improvements, fencing, signs, entrance markers, any gas, electric, water, storm sewer, telephone, cable, or any other type of utility lines, pipes, conduits, ducts, or systems, landscaping, trees and other plant materials, all in such manner and to the extent as GRANTOR, its transferees, successors and assigns may deem necessary or appropriate in its sole discretion (collectively, the "Grantor Improvements"). Any construction, installation or repair of Grantor Improvements shall be effected so as not to at any time interfere with the normal use and enjoyment of the sidewalks to be constructed in the easement area granted herein. In the event it becomes necessary to remove or replace said Grantor Improvements in order for SID 381, its transferees, successors and assigns, to construct, repair, maintain, or replace said sidewalks SID 381, its transferees successors and assigns, shall have the right, privilege and authority to do so but in that event the removal or repair of said Grantor Improvements shall be done at the expense of SID 381 and its transferees, successors and assigns and in that event SID 381 and its transferees, successors and assigns shall repair, restore and/or replace any and all of the Grantor Improvements which may be damaged in connection with any such construction,

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maintenance, repair, or replacement by SID 381 and its transferees, successors and assigns of the sidewalks to the condition thereof before said construction, removal, replacement, or repair and shall cause the easement areas to be left in a neat and orderly condition.

GRANTOR, its transferees, successors and assigns, shall not construct or install, or permit the construction or installation of any buildings or other such permanent structures on, over, or across the easement areas granted herein without the prior written consent of SID 381 or its transferees, successors and assigns.

The nonexclusive easements granted herein shall be for the benefit of the transferees, successors and assigns of SID 381, including but not limited to The City of Omaha, Nebraska, a municipal corporation, and any contractor, agent, employee, or representative of SID 381 and The City of Omaha performing any of said construction and work within the easement areas granted herein.

These nonexclusive permanent sidewalk easements shall run with the land perpetually and shall be binding upon and inure to the benefit of the GRANTOR and SID 381, and their respective transferees, successors and assigns and any person or party claiming by, through or under GRANTOR and SID 381 or their respective transferees, successors or assigns.

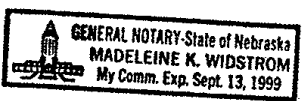
IN WITNESS WHEREOF, said GRANTOR has caused this Permanent Sidewalk Easements Agreement to be duly executed the day and year first above written.

THC, INC., A Nebraska Nonprofit Corporation

By Joseph P. Laferla  
Joseph P. Laferla  
Its President

STATE OF NEBRASKA    )  
                                  )   ss.  
COUNTY OF DOUGLAS    )

The foregoing instrument was acknowledged before me this 18<sup>th</sup> day of May, 1998, by Joseph P. Laferla, President of THC, INC., a Nebraska Nonprofit corporation, on behalf of the corporation.

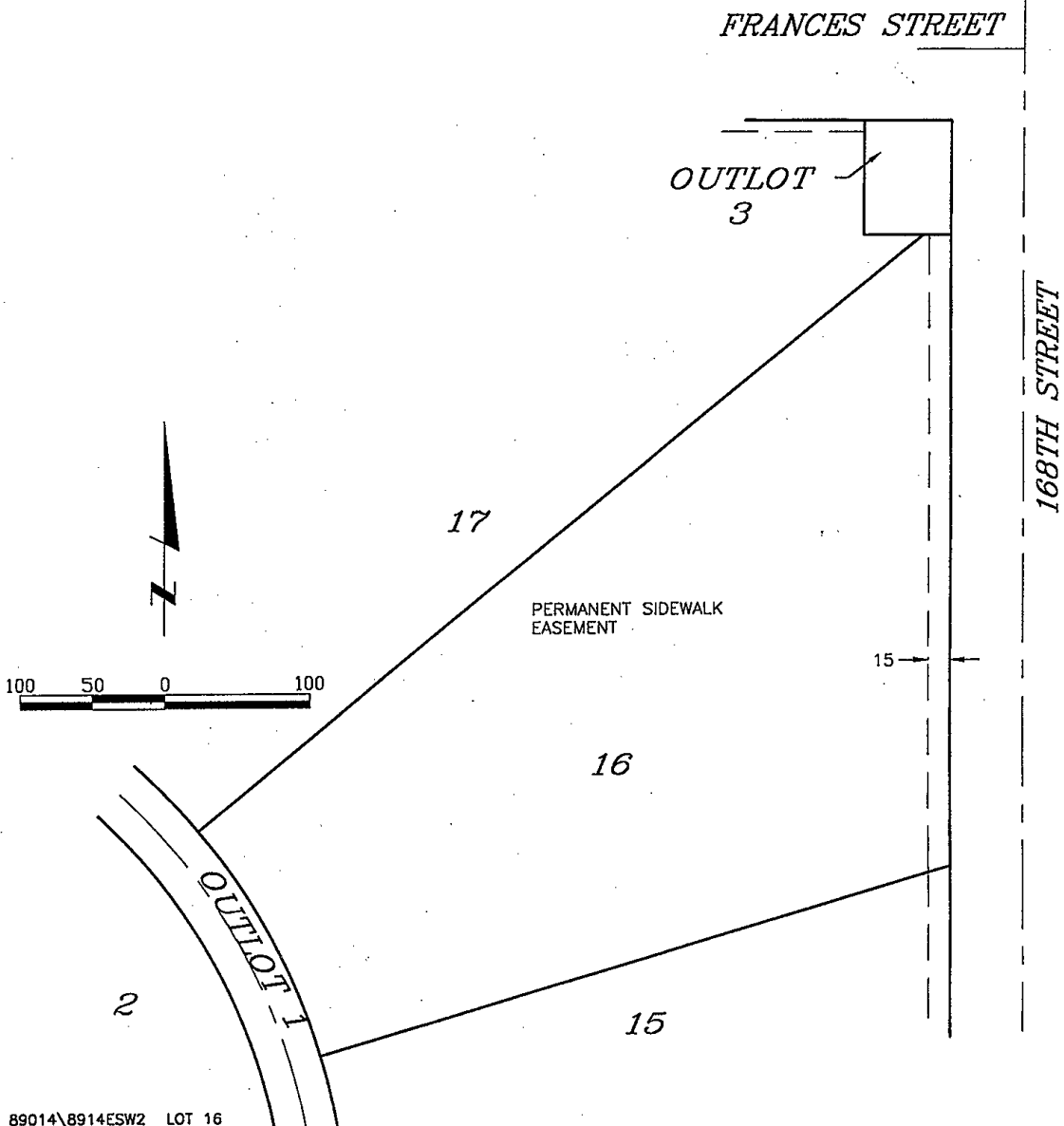


Madeleine K. Widstrom  
Notary Public

EXHIBIT "A"

LEGAL DESCRIPTION

A permanent easement for the construction and maintenance of sidewalks over the East fifteen foot (15') of Lot 16, LAKESIDE HILLS, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska.



89014\8914ESW2 LOT 16

Book

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Date APR 9, 1998

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Job Number 89014.00-090


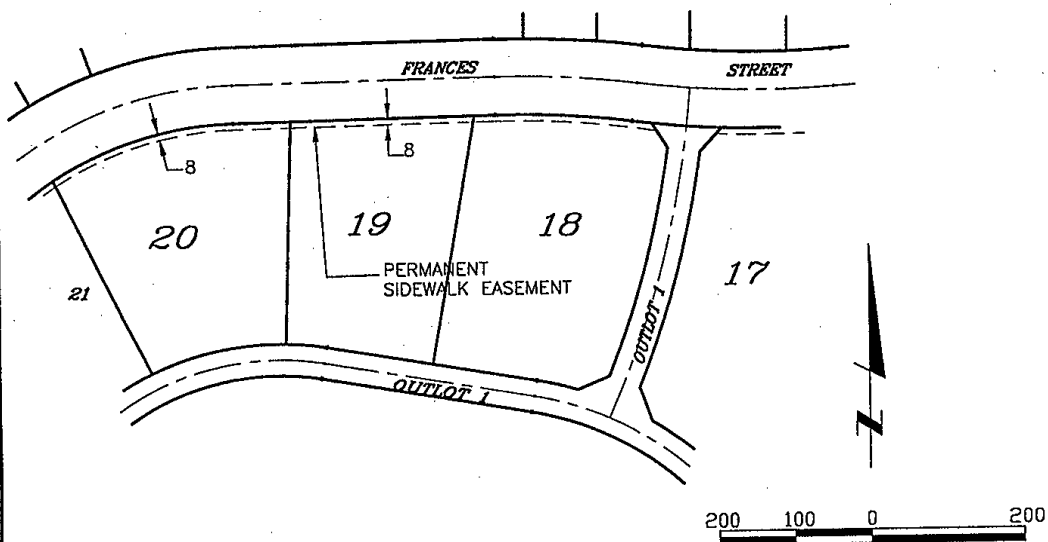
 **lamp, rynearson & associates, inc.**  
engineers surveyors planners  
14747 california street omaha, nebraska 68154-1979 402-498-2498  
EXHIBIT "A" FAX 402-498-2730

EXHIBIT "B"

LEGAL DESCRIPTION

A permanent easement for the construction and maintenance of sidewalks over the North eight foot (8') abutting Frances Street of Lots 18 through 20, inclusive, LAKESIDE HILLS, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska.



89014\8914B110 LOTS17-20

Book \_\_\_\_\_ Page \_\_\_\_\_ Date APR. 9, 1998 Dwn.By AET Job Number 89014.00-090



**lamp, ryneason & associates, inc.**  
engineers surveyors planners

14747 california street

omaha, nebraska 68154-1979

402-498-2495  
FAX 402-498-2730

EXHIBIT "B"