



MISC 2006049117



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 22-16-11 V&A COMP
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PERMANENT
AND
TEMPORARY CONSTRUCTION
EASEMENTS AND RIGHTS-OF-WAY

Received - DIANE L. BATTIATO
 Register of Deeds, Douglas County, NE
 5/3/2006 11:51:54.58



2006049117

THIS AGREEMENT, made this 28th day of March, 2006 between BHD, L.L.C., a Nebraska Limited Liability Company, ("Grantor"), and METROPOLITAN UTILITIES DISTRICT OF OMAHA, a Municipal Corporation and Political Subdivision, ("Grantee"),

WITNESS:

Grantor, in consideration of the sum of Two Dollars (\$2.00) and other valuable consideration, receipt of which is hereby acknowledged, do hereby grant to Metropolitan Utilities District of Omaha, its successors and assigns, a permanent easement and right-of-way to lay, maintain, operate, repair, relay and remove, at any time, pipelines for the transportation of water and all appurtenances thereto, including, but not limited to, one 24-inch round iron cover, and a temporary easement for construction purposes, together with the right of ingress and egress on, over, under and through lands described as follows:

PERMANENT EASEMENT

A tract of land in the Southwest Quarter (SW ¼) of the Northwest Quarter (NW ¼) of Section 22, Township 16 North, Range 11 East of the 6th P.M. in Douglas County, Nebraska and described as follows:

The east thirty-seven feet (37') of the west seventy feet (70') of the south sixty-five feet (65') as it abuts the east right-of-way line of 168th Street.

This permanent easement contains 0.055 of an acre, more or less, and is shown on the attached drawing hereto and made a part hereof by reference.

TEMPORARY CONSTRUCTION EASEMENT

A tract of land in the Southwest Quarter (SW ¼) of the Northwest Quarter (NW ¼) of Section 22, Township 16 North, Range 11 East of the 6th P.M. in Douglas County, Nebraska and described as follows:

The east fifty feet (50') of the west one-hundred twenty feet (120') of the south sixty-five feet (65') as it abuts the permanent easement.

This temporary construction easement contains 0.075 of an acre, more or less, and is shown on the attached drawing hereto and made a part hereof by reference.

Please file & return to:

Susan E. Prazan
 Metropolitan Utilities District
 1723 Harney Street
 Omaha, NE 68102-1960

✓024746

TO HAVE AND TO HOLD said Permanent and Temporary Construction Easements to Grantee, Metropolitan Utilities District of Omaha, its successors and assigns.

1. The Grantor and its successors and assigns shall not at any time erect, construct or place on or below the surface of the permanent easement any building or structure, except pavement or a similar covering, and shall not permit anyone else to do so. The same prohibitions shall apply to temporary easements. The effective period of the temporary easement shall commence upon the date of execution hereof and end after completion of the project and restoration work contemplated herein.

2. The Grantee shall restore the soil excavated for any purpose hereunder, as nearly as is reasonably possible to its original contour within a reasonable time after the work is performed.

3. The Grantor is the lawful possessor of this real estate; has good, right and lawful authority to make such conveyance; and Grantor and its successors and assigns shall warrant and defend this conveyance and shall indemnify and hold harmless Grantee forever against claims of all persons asserting any right, title or interest prior to or contrary to this conveyance.

4. The person executing this instrument has authority to execute it on behalf of the limited liability company.

IN WITNESS WHEREOF, Grantor executes this Permanent and Temporary Easements to be signed on the above date.

TO HAVE AND TO HOLD said Permanent and Temporary Construction Easements and Rights-of-Way to Grantee, Metropolitan Utilities District of Omaha, its successors and assigns.

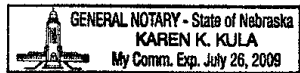
BHD, L.L.C., a Nebraska Limited Liability Company, Grantor

By: Barbara Udes Shaw
Barbara Udes Shaw, Managing Member

ACKNOWLEDGMENT

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on March 28, 2006, by Barbara Udes Shaw, Managing Member of BHD, L.L.C., a Nebraska limited liability company, on behalf of the company.



Karen K. Kula
Notary Public



METROPOLITAN UTILITIES DISTRICT
OMAHA, NEBRASKA

EASEMENT ACQUISITION

FOR **WCP 10097-2**

LAND OWNER
BHD, L.L.C.

TOTAL ACRE PERMANENT 0.085 ±
TOTAL ACRE TEMPORARY 0.075 ±

LEGEND
 PERMANENT EASEMENT
 TEMPORARY EASEMENT

PAGE 1 OF 1

DRAWN BY _____ DDI
 DATE 1-30-06
 CHECKED BY **DKM**
 DATE 3/20/06
 APPROVED BY **DKM**
 DATE 3/20/06
 REVISED BY _____
 DATE _____
 REV. CHK'D. BY _____
 DATE _____
 REV. APPROV. BY _____
 DATE _____

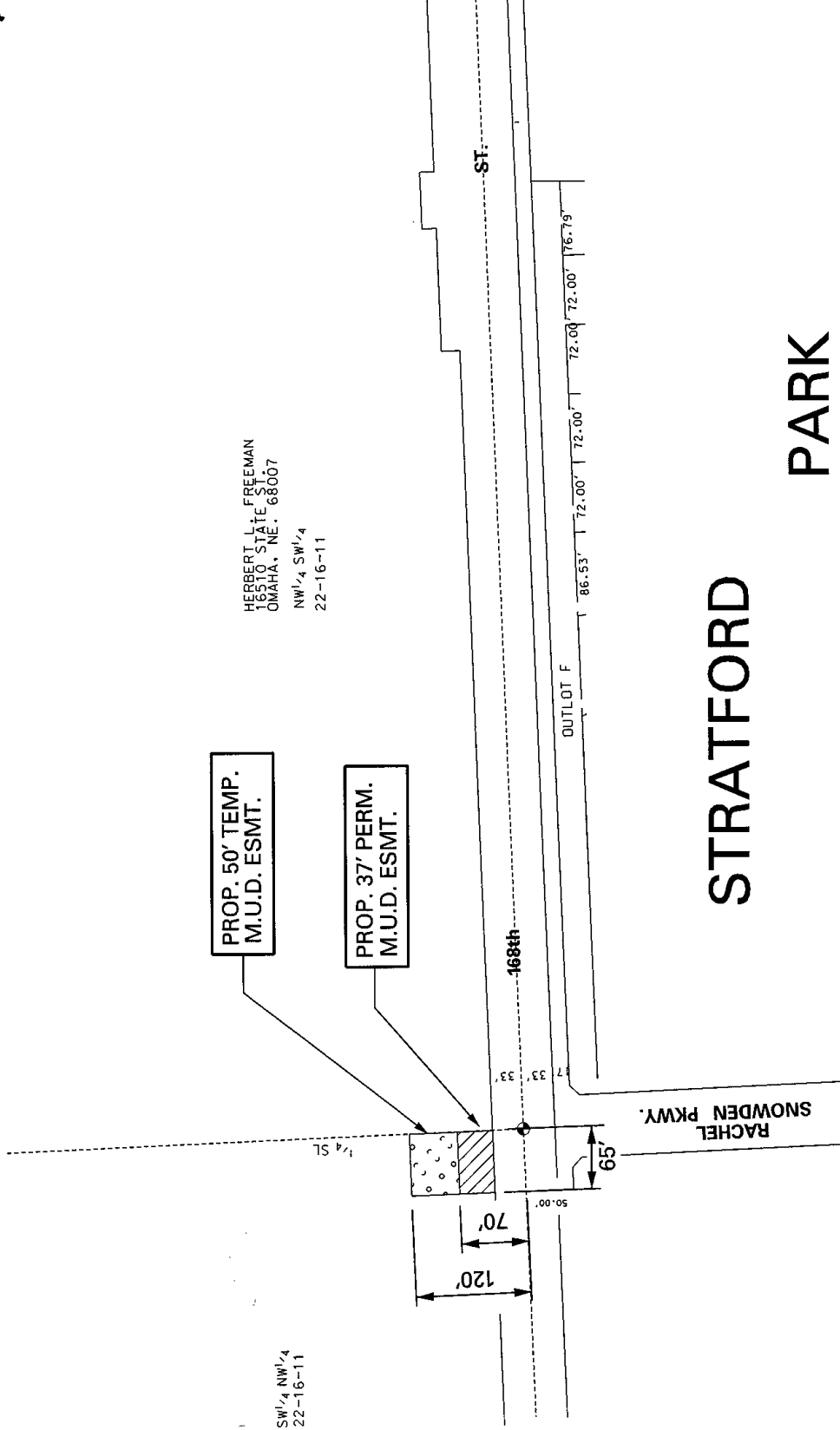
NO SCALE
 STRATFORD PARK SUBDIVISION,
 168th ST. & RACHEL SNOWDEN PKWY

HERBERT L. FREEMAN
 1650 STATE ST.
 OMAHA, NE. 68007
 NW 1/4 SW 1/4
 22-16-11

PROP. 50' TEMP.
 M.U.D. ESMT.

PROP. 37' PERM.
 M.U.D. ESMT.

SW 1/4 NW 1/4
 22-16-11



STRATFORD PARK