

THIS INDENTURE, made this 14 day of OCTOBER, 1974, between Villa Construction Co., Inc., a Nebraska corporation, hereinafter referred to as "Grantor", and Metropolitan Utilities District of Omaha, a municipal corporation, hereinafter referred to as "Grantee", WITNESSETH:

That Grantor, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, does 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, pipelines for the transportation of water and 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:

Two strips of land lying in the Northeast Quarter (NE $\frac{1}{4}$) of Section Eight (8), Township Fifteen (15) North, Range Twelve (12) East of the 6th P.M., Douglas County, Nebraska, said strips being more particularly described as follows:

A strip of land lying in the said Northeast Quarter (NE $\frac{1}{4}$) of Section Eight (8), Township Fifteen (15) North, Range Twelve (12) East of the 6th P.M., being Ten (10) feet wide, lying along and parallel to the North right-of-way line of Emmet Street, said strip extending from the West right-of-way line of 108th Street to the Northerly right-of-way line of West Maple Road;

A strip of land lying in the said Northeast Quarter (NE $\frac{1}{4}$) of Section Eight (8), Township Fifteen (15), Range Twelve (12), being Twenty (20) feet wide, lying along the East side of and parallel to the following described line: Beginning at the Southeast corner of Lot Four (4) of Lake Forest Estates Replat, a subdivision as now platted and recorded in Douglas County, Nebraska; thence South 0°13'10" East (assumed bearing) along the East line of said plat a distance of Two Hundred Fifty (250) feet to the Southeast corner of Lot Three (3) of said plat; thence continuing South 0°13'10" East along a straight line to a point on the North right-of-way line of Emmet Street, said strip extending from the North right-of-way line of Evans Street to the North right-of-way line of Emmet Street;

These strips containing a total of Seventy-two One-hundredths (0.72) acre, more or less, all as shown on the plat attached hereto and made a part hereof.

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. Grantor, its successors or assigns agree that they will at no time erect, construct or place on or below the surface of said strips of land any building or structure, except pavement, 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 Grantor, 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 Grantor has caused this easement to be signed on the day and year first above written.

ATTEST:

[Signature]
Title Secy.

VILLA CONSTRUCTION CO., INC., Grantor

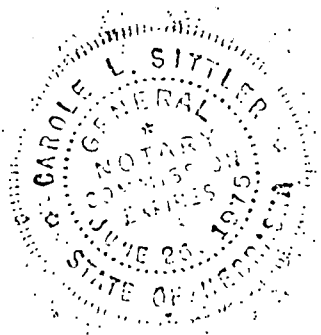
By [Signature]
Title President

(Seal)

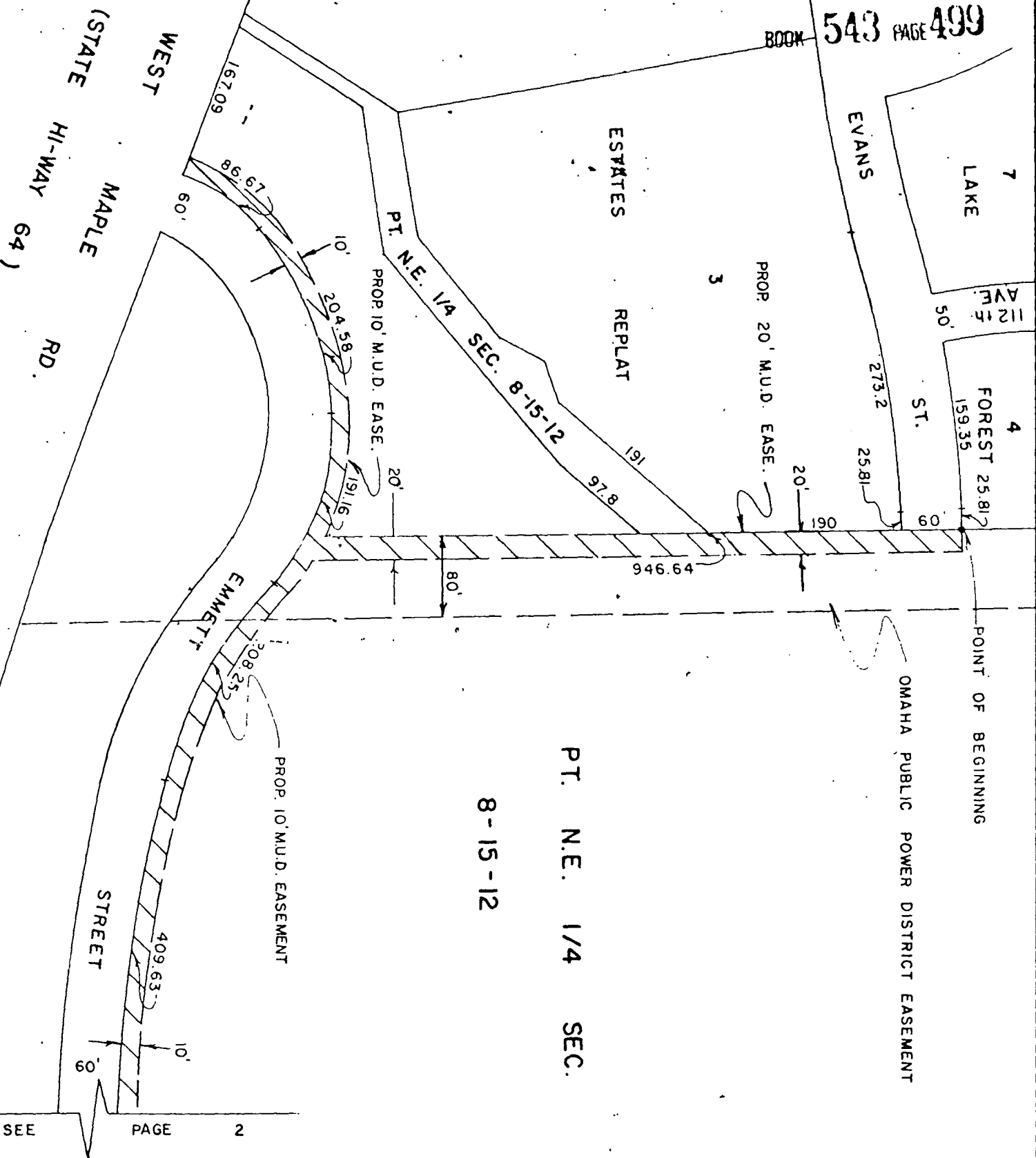
STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

On this 14 day of OCTOBER, 1974, before me, the undersigned, a Notary Public duly commissioned and qualified for said county, personally came EWEL J. KARNES JR., to me personally known to be the PRESIDENT of Villa Construction Co., Inc., a Nebraska corporation, whose name is affixed to the foregoing instrument in that capacity and who acknowledged the same to be his voluntary act and deed and the voluntary act and deed of said corporation.

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



Paolo J. Sutter
Notary Public



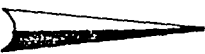
PT. N.E. 1/4 SEC. 8-15-12

8-15-12

OMAHA PUBLIC POWER DISTRICT EASEMENT

POINT OF BEGINNING

NO SCALE



DRAWN BY R.D. DATE 9/23/74
CHECKED BY LLJ DATE 10-1-74
APPROVED BY TFS DATE 10-1-74
REVISED BY DATE
REV CHKD BY DATE
REV APPROV BY DATE

LEGEND
PERMANENT EASEMENT

TOTAL ACRE 0.72

LAND OWNER: VILLA
CONST. CO.

EASEMENT
ACQUISITION
FOR WCC 4886

METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA

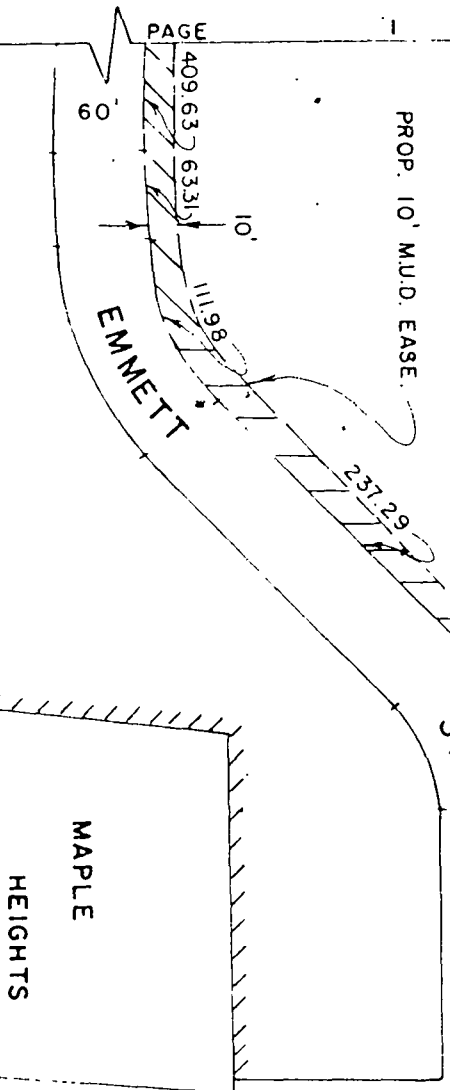
NO SCALE



SEE

SEC. 8-15-12

PT. N.E. 1/4



PT. N.E. 1/4 SEC. 8-15-12

108th

130'
118'

130'

100'

ST.

3

ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA
18 DAY OF Dec 1974 AT 9:42 A.M. C. HAROLD OSTLER, REGISTER OF DEEDS

12.25

DRAWN BY R.D. DATE 9/23/74
CHECKED BY JLL DATE 10-1-74
APPROVED BY TPS DATE 10-1-74
REVISED BY DATE
REV. CHK. BY DATE
REV. APPROV. BY DATE

PAGE 2 OF 2

PERMANENT EASEMENT E223

LEGEND

TOTAL ACRE 0.72

LAND OWNER: VILLA
CONST. CO.

EASEMENT
ACQUISITION
FOR WCC 4886

METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA