

FILED SARPY CO. NE.
INSTRUMENT NUMBER
2003-32101

2003 JUN 12 A 10:49

Glenn J. Hunsley
REGISTER OF DEEDS

Counter
Verify
D.E.
Proof
Fee \$ 10.50
Ck Cash Chg

RHR
2053

AFTER RECORDING RETURN TO:

CROKER, HUCK, KASHER, DeWITT,
ANDERSON & GONDERINGER, L.L.C. (RJH)
2120 S 72 ST STE 1250
OMAHA NE 68124

PERPETUAL EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

THAT Paul S. McCune and Susan McCune, husband and wife, (hereinafter referred to as "Grantor"), for and in consideration of the sum of Ten and no/100ths Dollars (\$10.00) and other valuable consideration, the receipt of which is hereby acknowledged, does hereby grant and convey unto SANITARY AND IMPROVEMENT DISTRICT NO. 236 OF SARPY COUNTY, NEBRASKA, a Municipal corporation, (hereinafter referred to as "Grantee"), its successors and assigns (including the City of Gretna upon its annexation of Grantee), a permanent non-exclusive 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, together with the right of ingress and egress on, over, under and through lands described on Exhibit "A" attached hereto and incorporated herein by this reference.

The Grantee and its contractor and engineers shall have full right and authority to enter upon said easementway in order to perform any of the acts and functions described within the scope and purposes of such easement.

By accepting and recording this perpetual easement grant, said Grantee, agrees to make good or cause to be made good to the owner or owners of the property in which same are constructed, any and all damage that may be done by reason of construction, alterations, maintenance, inspection, repairs or reconstruction in the way of damage to trees, grounds, or other improvements thereon, including crops, vines and gardens. Grantor reserves the right, following construction of said water line and appurtenances thereto, to continue to use the surface of the easement strip conveyed hereby for other purposes, subject to the right of the Grantee to use the same for the purposes herein expressed. Provided, however, that no building or other structure or improvement shall be built within the permanent easement area by Grantor, their successors or assigns, which will in any way interfere with the scope and purpose of this easement or Grantee's ability to perform its rights granted hereunder. This easement runs with the land.

Grantor herein, for themselves and their successors and assigns, hereby covenant and agree with the said Grantee and its successors and assigns that at the time of the execution and delivery of these presents, Grantor is lawfully seized of said premises; that Grantor has good right and lawful authority to grant said perpetual easement; and Grantor further hereby covenants to warrant and defend said easementway against the lawful claims of all persons whomsoever.

This instrument shall be binding on the successors and assigns of the respective parties hereto.

IN WITNESS WHEREOF, the Grantor herein, for itself, its successors and assigns, has caused the due execution hereof as of the 9th day of June, 2003.

Susan McCune
Susan McCune

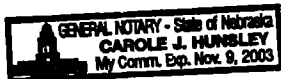
Paul S. McCune
Paul S. McCune

STATE OF NEBRASKA)
COUNTY OF Douglas) ss.

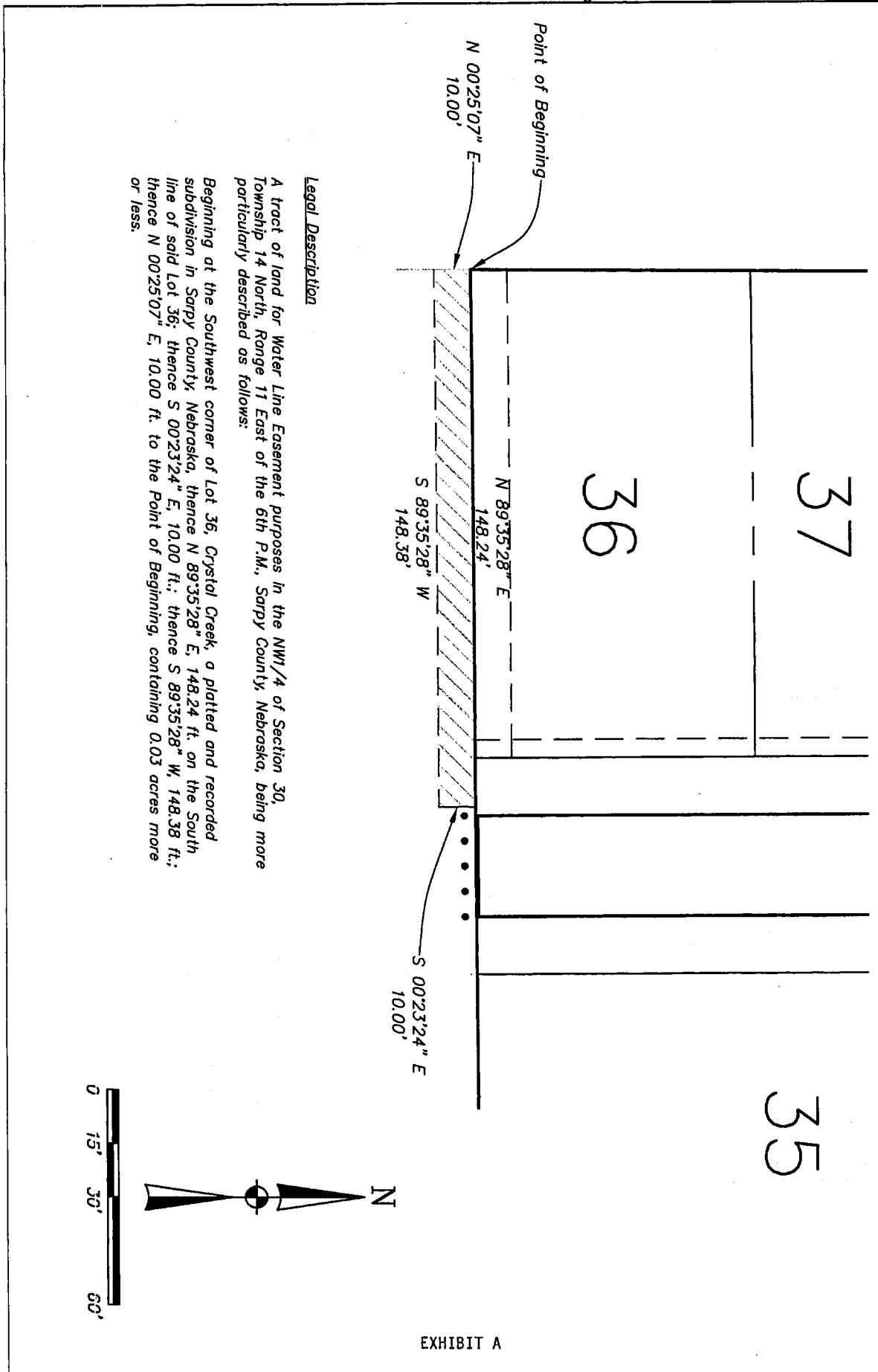
The foregoing instrument was acknowledged before me this 9th day of June, 2003, by Paul S. McCune and Susan McCune.

Carole J. Hunsley
Notary Public

00218427.WPD



2003-32101 A



Legal Description

A tract of land for Water Line Easement purposes in the NW1/4 of Section 30, Township 14 North, Range 11 East of the 6th P.M., Sarpy County, Nebraska, being more particularly described as follows:

Beginning at the Southwest corner of Lot 36, Crystal Creek, a platted and recorded subdivision in Sarpy County, Nebraska, thence N 89°35'28" E, 148.24 ft. on the South line of said Lot 36; thence S 00°23'24" E, 10.00 ft.; thence S 89°35'28" W, 148.38 ft.; thence N 00°25'07" E, 10.00 ft. to the Point of Beginning, containing 0.03 acres more or less.

EXHIBIT A

