

51-787

EASEMENT AND RIGHT OF WAY

THIS INDENTURE, made this 3 day of Nov, 1978, between Lucille A. Vervaecke, Maurice M. Vervaecke, Donald M. Vervaecke, Marlee L. Vervaecke, Mary K. McCormack, and Thunderbird Realty, Inc., hereinafter referred to as "Grantors", and Metropolitan Utilities District of Omaha, a municipal corporation, hereinafter referred to as "Grantee", WITNESSETH:

That the 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, 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:

Several strips of land lying in Lots 4, 5, 22, 23, 188, 189, and Outlot "A", Green Meadows, a subdivision, as now platted and recorded, in Sarpy County, Nebraska, said strip being more particularly described as follows:

A strip of land lying in Lots Four (4) and Five (5), being Ten (10) feet wide, lying along and parallel to the Northerly right-of-way line of Lucille Drive, said strip being all that portion of said Lots 4 and 5 lying within Ten (10) feet of said right-of-way line;

A strip of land lying in Lot Twenty-two (22), being Seven (7) feet wide, lying along and parallel to the Southeasterly property line of said lot, said strip being the Southeasterly Seven (7) feet of said lot;

A strip of land lying in Lot Twenty-three (23), being Seven (7) feet wide, lying along and parallel to the Northwesterly property line of said lot, said strip being the Northwesterly Seven (7) feet of said lot;

A strip of land lying in Lot One Hundred Eighty-eight (188), being Ten (10) feet wide, lying along and parallel to the Westerly right-of-way line of 20th Street, said strip being all that portion of said Lot 188 lying within Ten (10) feet of said right-of-way line;

A strip of land lying in Lot One Hundred Eighty-nine (189), being Ten (10) feet wide, lying along and parallel to the Northerly right-of-way line of Morrie Drive, said strip being all that portion of said Lot 189 lying within Ten (10) feet of said right-of-way line;

The North Ten (10) feet of Outlot "A".

These strips contain a total of Sixteen Hundredths (0.16) 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. Grantors agree that neither they nor their heirs or assigns will at any 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

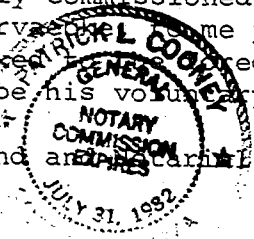
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FILED FOR RECORD 11-30-78 IN BOOK 51 OF PLATS PAGE 787
C. L. Hill
REGISTER OF DEEDS, SARPY COUNTY, NEB.
Nov 16 1978

STATE OF Nebraska)
) ss
COUNTY OF Douglas)

On this 3 day of November, 1978, before me, the undersigned, a Notary Public duly commissioned and qualified for said county, personally came Maurice M. Vervaecke, to me personally known to be the identical person whose name is affixed to the foregoing instrument as Grantor, and acknowledged the same to be his voluntary act and deed.

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



Rick L. Gouner
Notary Public

STATE OF Nebraska)
) ss
COUNTY OF Douglas)

On this 3 day of Nov., 1978, before me, the undersigned, a Notary Public duly commissioned and qualified for said county, personally came Donald M. Vervaecke, to me personally known to be the identical person whose name is affixed to the foregoing instrument as Grantor, and acknowledged the same to be his voluntary act and deed.

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

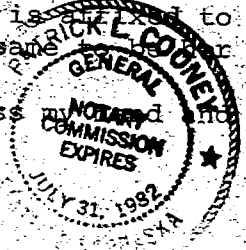


Rick L. Gouner
Notary Public

STATE OF Nebraska)
) ss
COUNTY OF Douglas)

On this 3 day of Nov., 1978, before me, the undersigned, a Notary Public duly commissioned and qualified for said county, personally came Marlee L. Vervaecke, to me personally known to be the identical person whose name is affixed to the foregoing instrument as Grantor, and acknowledged the same to be her voluntary act and deed.

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

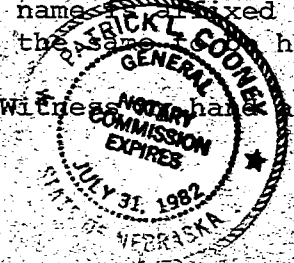


Rick L. Gouner
Notary Public

STATE OF Nebraska)
) ss
COUNTY OF Douglas)

On this 3 day of Nov., 1978, before me, the undersigned, a Notary Public duly commissioned and qualified for said county, personally came Mary K. McCormack, to me personally known to be the identical person whose name is affixed to the foregoing instrument as Grantor, and acknowledged the same to be her voluntary act and deed.

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



Rick L. Gouner
Notary Public

