



JUL 14 2004 15:35 P

Received - RICHARD TAKECHI Register of Deeds, Douglas County, NE 7/14/2004 15:35:07.96 2004093264

PERMANENT **AND** TEMPORARY CONTRUCTION EASEMENTS AND RIGHTS-OF-WAY

3, BKP 8-14-11 (DEL_

Political Subdivision, ("Grantee").

WITNESS:

That Grantor, in consideration of the sum of Two Dollars (\$2.00) and other valuable consideration, receipt of which is hereby acknowledged, does 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 Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of Section 8, Township 14 North, Range 11 East of the 6th P.M. in Douglas County, Nebraska and described as follows:

The northerly fifteen feet (15') of the southerly seventy feet (70') of the easterly sixty feet (60') of the westerly twohundred feet (200') of the SE 1/4 of the SW 1/4 of Section 8, Township 14 North, Range 11 East of the 6th P.M. in Douglas County, Nebraska.

This permanent easement contains 0.0207 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

TEMPORARY CONSTRUCTION EASEMENT

A tract of land in the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of Section 8, Township 14 North, Range 11 East of the 6th P.M. in Douglas County, Nebraska and described as follows:

The northerly forty-five feet (45') of the southerly one-hundred feet (100') of the easterly twenty feet (20') of the westerly twohundred-twenty feet (220') and the northerly forty-five feet (45') of the southerly one hundred feet (100') of the easterly twenty feet (20') of the westerly one-hundred-forty feet (140') of the SE ¼ of the SW ¼ of Section 8, Township 14 North, Range 11 East of the 6th P.M. in Douglas County, Nebraska.

etur to Susa Razan M.U.D. Street 1723 Harry Street Smala, NE 68102

This temporary construction easement contains 0.0413 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

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.

- 1. The Grantor and its successors and assigns shall not <u>at any time</u> erect, construct or place on or below the surface of the <u>permanent easement</u> any building or structure, except pavement or a similar covering, and shall not permit anyone else to do so, and, with respect to the <u>temporary construction easement</u>, the same prohibitions apply <u>during the effective period of this temporary conveyance</u>, which effective period shall commence upon the date of execution hereof and cease 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. Nothing herein shall be construed to waive any right of Grantor or duty and power of Grantee respecting the ownership, use, operations, extensions and connections to any pipeline constructed and maintained hereunder.
- 4. 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.
- 5. The person executing this instrument represents that he has authority to execute it on behalf of the corporation.

IN WITNESS WHEREOF, Grantor executes these Permanent and Temporary Easements and Rights-of-Way to be signed on the above date.

CELEBRITY HOMES, INC., a Nebraska corporation, Grantor

y: Gale Larsen, President

ACKNOWLEDGMENT

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on Telly 7th, 2004, by Gale Larsen, President of Celebrity Homes, Inc., a Nebraska corporation, on behalf of the corporation.

GENERAL NOTARY - State of Nebraska LOREN JOHNSON My Comm. Exp. Oct. 39, 2005

Notary Public

Omaha, Nebraska 68/39
TOTAL ACRE
PERMANENT 0.0207± DRAWN BY 4-19-2004 REV. APPROV. BY TOTAL ACRE \PROPOSED\WATER\wc9802-1-2.dgn 04/19/04 02:58:48 PM REVISED BY DATE APPROVED BY . CHECKED BY __ FOR WC 9802-2 PERMANENT EASEMENT Relebrity TEMPORARY EASEMENT PAGE METROPOLITAN **ACQUISITION** DISTRICT OMAHA, NEBRASKA **EASEMENT** UTILITIES LEGEND 0.0413± ٤ 읶 PROP. 20' X 45' TEMP. M.U.D. 50' EX. 30'x60' PERM. M.U.D. ESMT. SE Corner, SW 14, SW 14 Section 8-14-11 PROP 15'x60' PERM. M.U.D. ESMT. HARRISON STREET FUTURE: SUGAR CREEK PROP. 20' X 45' TEMP. M.U.D. ESMT. EX. 5' PERM. M.U.D. ESMT. 50

189TH & HARRISON STREET NO SCALE