MISC 2014001838

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Received - DIANE L. BATTIATO
Register of Deeds, Douglas County, NE
1/9/2014 09:05:04.16
2014001838

PERMANENT EASEMENT

THIS AGREEMENT, made this 20th day of September, 2013, between FRK DEVELOPMENT, LLC, 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, hereby grants to Metropolitan Utilities District of Omaha, its successors and assigns, a permanent easement 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, valve boxes, round iron covers, roadway boxes, and pipeline markers, together with the right of ingress and egress on, over, under and through lands described as follows:

PERMANENT EASEMENT

A tract of land in Indian Pointe, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, and described as follows:

The southerly 10 feet of Lots 105 and 106.

This permanent easement contains 0.0345 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

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.

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.

Please file & return to:

Rick Kubat, Government Relations Attorney
Metropolitan Utilities District
1723 Harney Street
Omaha, Nebraska 68102-1960

✓ 784650

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

FRK Development, LLC, a Nebraska limited liability company, Grantor

By: Frank R Kreyci
Authorized Representative

FRANK R KREJCI
Printed Name

Member
Title

ACKNOWLEDGMENT

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on October 1st, 2013, by Frank R Kreyci, Member of FRK, Development, LLC, on behalf of the limited liability company.

GENERAL NOTARY - State of Nebraska
MARILYN J. ELLINGSON
My Comm. Exp. March 9, 2016

Marilyn J Ellingson
Notary Public

METROPOLITAN
UTILITIES DISTRICT

EASEMENT ACQUISITION

FOR
WP1309
100055001103

LAND OWNER
FRANK R. KREJCI
1505 N. 203rd ST.
OMAHA, NE 68022
402-493-6165

TOTAL ACRE PERMANENT 0.0345 ±
TOTAL ACRE TEMPORARY N/A ±

LEGEND
PERMANENT EASEMENT
TEMPORARY EASEMENT

PAGE 1 OF 1

DRAWN BY DCS
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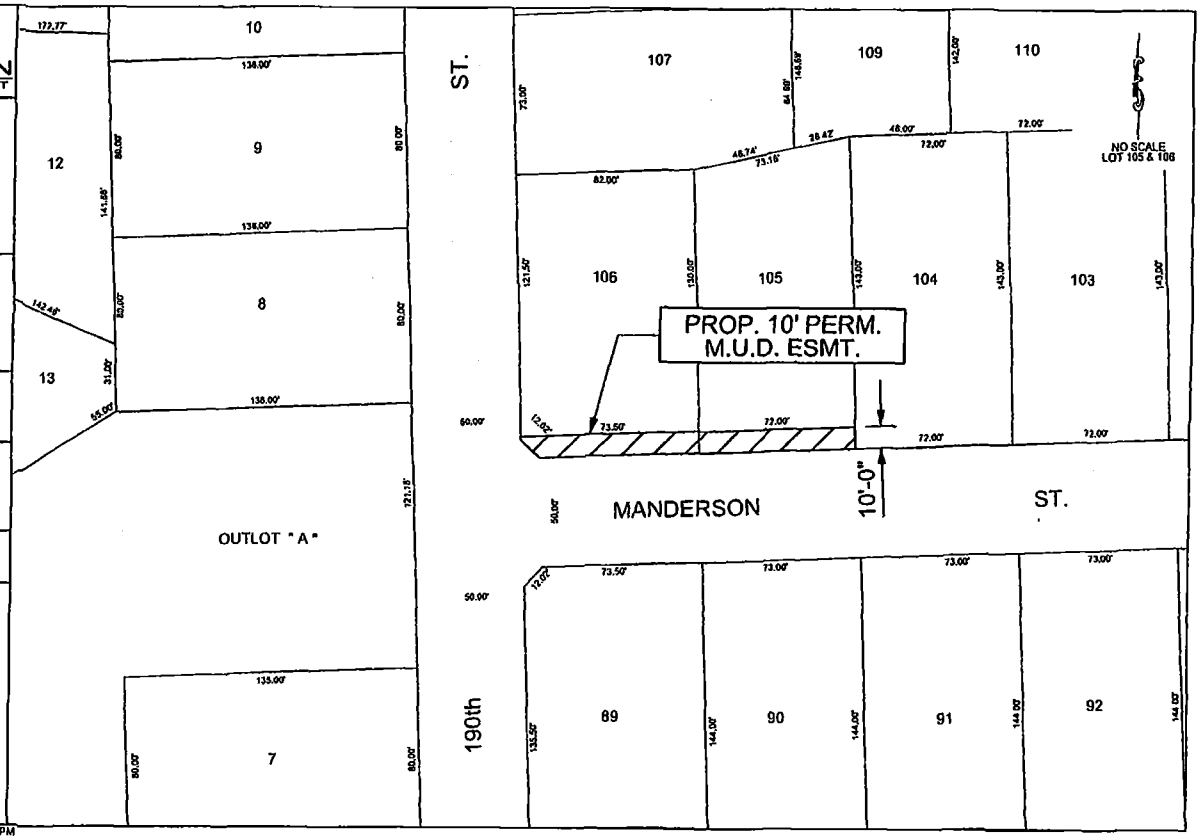

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