



BK 1387 P6 306-308

RICHARD M. TAKECH
REGISTER OF DEEDS
DOUGLAS COUNTY, NE.



MISC 2001 09441

*Affects
10719
Manchester
Park*

2001 JUN 26 PM 3:21

RECEIVED

TEMPORARY EASEMENT

THIS AGREEMENT, made this 19th day of June 2001 between BOOGE PROPERTIES LIMITED PARTNERSHIP, a Nebraska limited partnership, hereinafter referred to collectively, whether one or more, as GRANTOR, and SANITARY AND IMPROVEMENT DISTRICT NO. 470 OF DOUGLAS COUNTY, NEBRASKA, a Nebraska political subdivision, hereinafter referred to as GRANTEE, and to its successors and assigns.

WITNESSETH:

THAT, said Grantor, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby grant and convey unto said Grantee, and its successors and assigns, the right to use the parcel of land described as follows:

See Exhibit "A," attached hereto and by this reference incorporated herein (the "Property").

This easement shall run with the land and terminate six (6) months after the recording date of this easement.

Said easement is granted for ingress and egress over, across, under and through the Property for the purpose of constructing a temporary storm drainage area and associated appurtenances for the benefit of real property owned by Grantee.

This easement is also for the benefit of any successor, assign, contractor, agent, employee and representative of the Grantee in any of said construction and work.

Grantee shall replace or rebuild any and all improvements damaged by Grantee exercising its rights pursuant to this easement, except for any portion of the Property that is also subject to a permanent easement in favor of Grantee.

Grantee shall cause any disturbance of grade made on said easement strip to be properly refilled and shall cause the Property to be left in a neat and orderly condition.

Said Grantor for itself and its successors and assigns does confirm with said Grantee and its successors and assigns, that Grantor has the right to grant this easement in the manner and form aforesaid, and that it will, and its successors and assigns shall warrant and defend this easement to said Grantee and its successors and assigns against the lawful claims and demands of all persons.

*Misc
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7*

FEE 15⁰⁰ FB 01-60000 ✓
BKP 9-15-11 C/O _____ COMP _____
DEL _____ SCAN CR FV _____

FULLENKAMP, DOYLE & M...
11440 WEST CENTER ROAD
OMAHA, NEBRASKA 68144-4482

-26659

This easement contains the entire agreement of the parties; there are no other different agreements or understandings between the Grantor and Grantee or its agents; and that Grantor, in executing and delivering this easement, has not relied upon any promises, inducements or representations of the Grantee or its agents or employees except as are set forth herein.

IN WITNESS WHEREOF, GRANTOR has executed this Temporary Easement on this 19th day of June 2001.

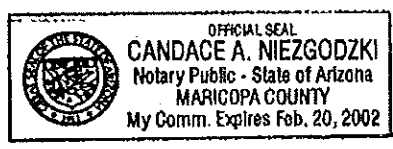
GRANTOR:
BOOGE PROPERTIES LIMITED
PARTNERSHIP

By [Signature]
Alan Booge, General Partner

STATE OF Arizona)
))
COUNTY OF Maricopa)) ss.

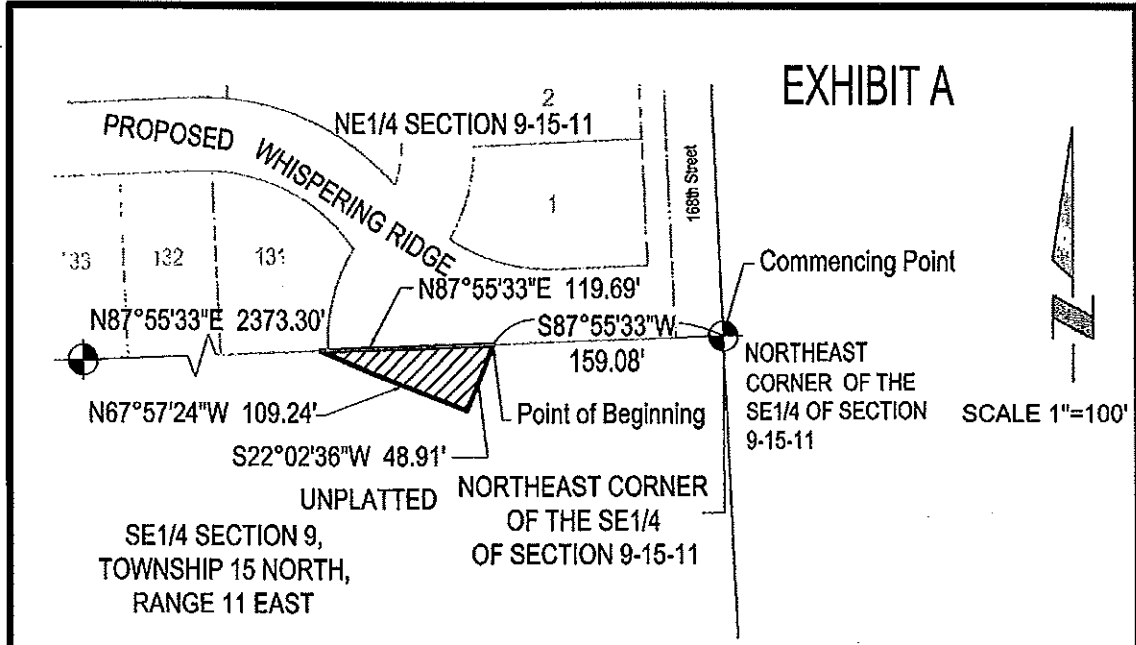
Before me, the undersigned, Notary Public in and for said County and State appeared Alan Booge, General Partner of the Booge Properties Limited Partnership, a Nebraska general partnership, known to me to be the identical person who signed the above instrument and acknowledged the execution thereof to be his voluntary act and deed on behalf of said partnership.

WITNESS my hand and Notarial Seal this 19th day of June 2001.



[Signature]
Notary Public

EXHIBIT A



LEGAL DESCRIPTION
TEMPORARY STORM SEWER EASEMENT
 Booge Properties Limited Partnership
 A South Dakota Limited Partnership
 Trustee's Deed Book 2123 Page 617

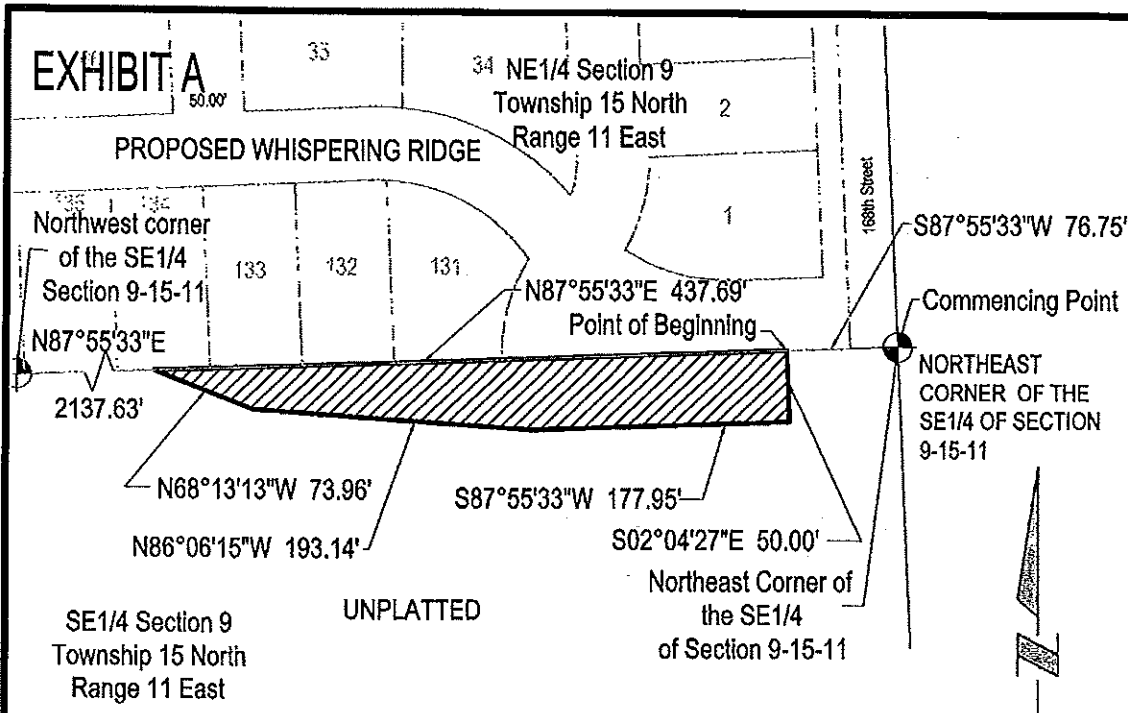
A Temporary Storm Sewer Easement located in the SE1/4 of Section 9, Township 15 North, Range 11 East of the 6th P.M., Douglas County, Nebraska, more particularly described as follows:

Commencing at the Northeast corner of said SE1/4 of Section 9; thence S87°55'33"W (assumed bearing) along the North line of said SE1/4 of Section 9, said line also being the South line of the NE1/4 of said Section 9, a distance of 159.08 feet to the point of beginning; thence S22°02'36"W, a distance of 48.91 feet; thence N67°57'24"W, a distance of 109.24 feet to a point on said North line of the SE1/4 of Section 9, said line also being said South line of the NE1/4 of Section 9; thence N87°55'33"E along said North line of the SE1/4 of Section 9, said line also being said South line of the NE1/4 of Section 9, a distance of 119.69 feet to the point of beginning.

Said Temporary Storm Sewer Easement contains an area of 2,671 square feet or 0.061 acres, more or less

| | | |
|---------------------|---|------------------|
| | E&A CONSULTING GROUP, INC. | |
| | ENGINEERS • PLANNERS • SURVEYORS 1201 Q STREET OMAHA, NE 68107 PHONE: (402) 655-4700 | |
| DRAWN BY: RLB | CHECKED BY: _____ | DATE: 04-18-2001 |
| JOB No.: 2000125.01 | | |

TEMPORARY STORM SEWER EASEMENT



LEGAL DESCRIPTION
TEMPORARY CONSTRUCTION EASEMENT
 Booge Properties Limited Partnership
 A South Dakota Limited Partnership Trustee's Deed
 Book 2123 Page 617

A Temporary Construction Easement located in the SE1/4 of Section 9, Township 15 North, Range 11 East of the 6th P.M., Douglas County, Nebraska, more particularly described as follows:

Commencing at the Northeast corner of said SE1/4 of Section 9; thence S87°55'33"W (assumed bearing) along the North line of said SE1/4 of Section 9, said line also being the South line of the NE1/4 of said Section 9, a distance of 76.75 feet to the point of beginning; thence S02°04'27"E, a distance of 50.00 feet; thence S87°55'33"W, a distance of 177.95 feet; thence N86°06'15"W, a distance of 193.14 feet; thence N68°13'13"W, a distance of 73.96 feet to a point on said North line of the SE1/4 of Section 9, said line also being said South line of the NE1/4 of Section 9; thence N87°55'33"E, along said North line of the SE1/4 of Section 9, said line also being said South line of the NE1/4 of Section 9, a distance of 437.69 feet to the point of beginning.

Said Temporary Construction Easement contains an area of 17,584 square feet or 0.404 acres, more or less.



E&A CONSULTING GROUP, INC.
 ENGINEERS • PLANNERS • SURVEYORS
12001 G STREET OMAHA, NE 68137 PHONE: (402) 895-4700

**TEMPORARY
 CONSTRUCTION EASEMENT**

DRAWN BY: RLB CHECKED BY: _____ DATE: 04-18-2001

JOB No.: 2000125.01