F DEEDS

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EASEMENT AND RIGHT OF WAY

THIS INDENTURE, made this // day of // 1973, between Regency Builders, Inc., a corporation, hereinafter referred to as "Grantor", and Metropolitan Utilities District of Omaha, a municipal corporation, hereinafter referred to as "Grantee", Witnesseth:

That the Grantor, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, does 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 transmission of water and gas, and all aboveground and below-ground appurtenances thereto, together with the right of ingress and egress to and from the same, on, over, and through lands described as follows:

Several tracts of land lying in Lots 129, 130, 177, and 178, in Piedmont Addition, as now platted and recorded, a subdivision in Douglas County, Nebraska, said tracts being more particularly described as follows:

A strip of land Seven (7) feet wide running along and parallel to the Easterly property line of Lot One Hundred Twenty-nine (129), said strip being the Easterly Seven (7) feet of Lot One Hundred Twenty-nine (129); also the Easterly Thirty-three and Forty-eight One-hundredths (33.48) feet of the Southerly Seven (7) feet of Lot One Hundred Twenty-nine (129);

A strip of land Seven (7) feet wide running along and parallel to the Westerly property line of Lot One Hundred Thirty (130), said strip being the Westerly Seven (7) feet of Lot One Hundred Thirty (130);

A strip of land Seven (7) feet wide running along and parallel to the Westerly property line of Lot One Hundred Seventy-seven (177), said strip being the Westerly Seven (7) feet of Lot One Hundred Seventy-seven (177), also the Westerly Thirty-three and Forty-eight One-hundredths (33.48) feet of the Northerly Seven (7) feet of Lot One Hundred Seventy-seven (177);

A strip of land Seven (7) feet wide running along and parallel to the Easterly property line of Lot One Hundred Seventy-eight (178), said strip being the Easterly Seven (7) feet of Lot One Hundred Seventy-eight (178);

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. Grantor, its successors or assigns agree that they will at no time erect, construct or place on or below the surface of said tracts of land any building or structure, except pavement, and that they will not give anyone else permission to do so.

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COMMISSION

My commission expires the

YRATON

- 2. Grantee shall restore the surface of the soil excavated for any purpose hereunder, as near as may be reasonably possible, to the original contour thereof and as soon after such work is performed as may be reasonably possible to do so.
- 3. Nothing herein contained shall be construed as a waiver of any rights of Grantor, or duties and powers of Grantee respecting the ownership, use, operations, extensions and connections to any water main or gas main constructed and maintained hereunder.

IN WITNESS WHEREOF, the Grantor has caused this easement to be signed on the day and year first above written.

REGENCY BUILDERS, INC., Grantor

Notary Public

ATTEST; Title (Corpòrate Seal) STATE OF NEBRASKA) COUNTY OF DOUGLAS) On this day of day of 1973, before me, the undersigned, a Notary Public duly commissioned and qualified for said county, personally came to me personally known to be the of Regency Builders, inc., a corporation, whose name is affixed to the foregoing instrument in that capacity and who acknowledged the same to be his voluntary act and deed of said corporation. Witness my hand and Notarial Seal on the day and year last above

day of

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