

EASEMENT AND RIGHT OF WAY

46-357

THIS INDENTURE, made this 19th day of June, 1973, between Viking Construction, Inc., a corporation, hereinafter referred to as "Grantor", and Metropolitan Utilities District of Omaha, a municipal corporation, hereinafter referred to as "Grantee", WITNESSETH:

That 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 gas and water, 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:

A strip of land lying in The Meadows Subdivision, as now platted and recorded, in Sarpy County, Nebraska, being more particularly described as follows:

The East Twenty (20) feet of Lot Seven (7) lying between Greenfield Road on the North and Meadow Ridge Road on the South, containing Twenty-four One-hundredths (0.24) 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. Grantor, its successors or assigns agree that they will at no time erect, construct or place on or below the surface of said tract 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 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 gas main or water 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.

VIKING CONSTRUCTION, INC., Grantor

ATTEST:

Garl A Koch, Title Sec Treas

By Eric Dahlbeck, Title President

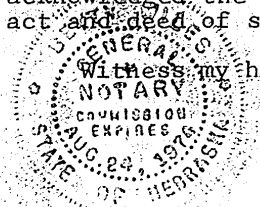
(Corporate Seal)

STATE OF NEBRASKA)
COUNTY OF Douglas) ss

FILED FOR RECORD 6-29-73 AT 8:00 AM IN BOOK 46 OF Misc Recs 25
PAGE 357 Carl L. Hillebo REGISTER OF DEEDS, SARPY COUNTY NEB.

On this 19th day of June, 1973, before me, the undersigned, a Notary Public duly commissioned and qualified for said county, personally came Eric Dahlbeck Jr., to me personally known to be the President of Viking Construction, 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 and the voluntary act and deed of said corporation.

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



Eric Dahlbeck, Notary Public

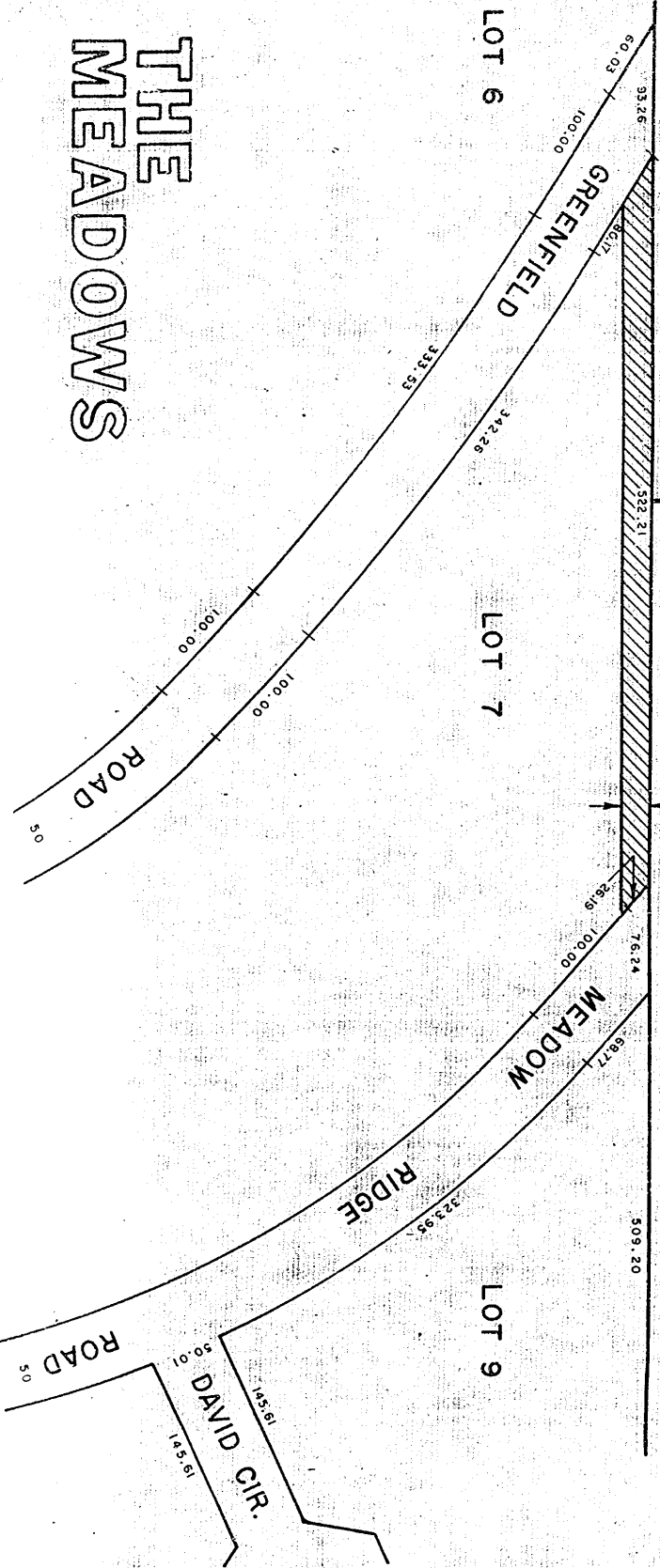
My commission expires the 24th day of June, 1976

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
THE MEADOWS



DRAWN BY G.D. Day DATE June 14, 73
 CHECKED BY LLJ DATE 6-14-73
 APPROVED BY _____ DATE _____
 REVISED BY _____ DATE _____
 REV. CHKD BY _____ DATE _____

LAND OWNER
VIKING CONST. CO.
 INC.

ACRE: PERMANENT 0.24

LEGEND
 PERMANENT EASEMENT 

METROPOLITAN UTILITIES DISTRICT
 OMAHA, NEBRASKA

EASEMENT ACQUISITION
 FOR W.C.C. 4596-1