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PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT
 SITE 21 FLOOD CONTROL PROJECT
 TEMPORARY GRADING EASEMENT

FOR AND IN CONSIDERATION of the sum of One Dollar and other good and valuable consideration in hand paid, David R. Haney, and Elizabeth J. Haney, husband and wife, (hereinafter referred to collectively as "the GRANTORS") for themselves and for their heirs, successors and assigns, do hereby grant, bargain, sell, convey and confirm unto the PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT (hereinafter referred to as "the DISTRICT") and the COUNTY OF SARPY, (hereinafter referred to as "the COUNTY" and the DISTRICT and the COUNTY hereinafter being referred to as "the GRANTEES" a temporary and assignable easement, hereinafter described, in, over, and upon the tract of land located in the N-1/2 of the SW-1/4 of Section 34, T14N, R12E, of the 6th P.M., Sarpy County, Nebraska, more particularly described as follows:

Commencing at the SW corner of said N-1/2 of the SW-1/4 of said Section 34; thence N 87-48'-00"E (an assumed bearing) along the South line of said N-1/2 for 50.00 feet to the point-of-beginning; thence N 1-56'24"W along a line 50.00 feet East of and parallel to the West line of said N-1/2 for 380.61 feet; thence S 6-42'-13"E for 301.04 feet; thence S 1-56-24"E along a line 75.00 feet East of and parallel to the West line of said N-1/2 for 90.49 feet to the South line of said N-1/2; thence S 87-48'-00"W along the South line of said N-1/2 for 25.00 feet to the point-of-beginning and containing 0.13 acres ±.

A. Pursuant to this Easement, and until December 31, 1999, the GRANTEES, their successors and assigns, and their respective officers, agents, employees and contractors, shall have the right to enter and use the Easement Area in connection with construction, operation, and maintenance of 96th Street

improvements, including the right to make temporary and permanent changes of grade, and the right to plant and control vegetation.

B. The consideration recited herein shall constitute payment in full for any and all damages sustained by the GRANTORS and their successors and assigns by reason of the exercise of any of the rights or privileges herein described or granted. The GRANTORS, further, waive compliance by the DISTRICT with the notice and other provisions of the Uniform Procedure for Acquiring Private Property for Public Use (Sec. 25-2501, R.R.S. 1943, et seq., as amended).

C. The GRANTORS, for themselves and for their successors and assigns, covenant and agree that they are the owners of the Easement Area and that they have good right to convey this Easement over the same; that said premises are free and clear of all liens and encumbrances, except as noted herein; and, that they will warrant and defend the title to this Easement against all lawful claims and demands of all persons whomsoever.

D. This Easement shall not be construed to pass to the DISTRICT any fee simple interest or title to any property of the GRANTORS.

E. The GRANTORS warrant that no verbal or written representations or inducements have been made or given by the DISTRICT or by any of its officer, agents or employees, other than as may be recited in this document.

Dated this 15th day of July, 1994.

David R. Haney

DAVID R. HANEY

1002 Devon Drive

Papillion, NE 68046

Elizabeth Jane Haney

ELIZABETH J. HANEY

1002 Devon Drive

Papillion, NE 68046

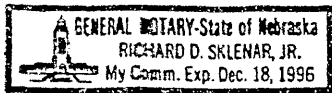
ACKNOWLEDGEMENTS

STATE OF NEBRASKA)

COUNTY OF Sarpy)

On this 15 day of July, 1994, before me, a Notary Public in and for said County, personally came the above named David R. Haney, and he acknowledged the execution of the above document as his voluntary act and deed.

WITNESS my hand and Notarial Seal the date last aforesaid.



Richard D. Sklenar, Jr.

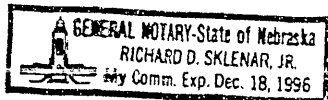
Notary Public

STATE OF NEBRASKA)

COUNTY OF Sarpy)

On this 15 day of July, 1994, before me, a Notary Public in and for said County, personally came the above named Elizabeth J. Haney, and he acknowledged the execution of the above document as his voluntary act and deed.

WITNESS my hand and Notarial Seal the date last aforesaid.



Richard D. Sklenar, Jr.

Notary Public