



MISC 2005129778



OCT 14 2005 15:01 P 2

Received - DIANE L. BATTIATO
Register of Deeds, Douglas County, NE
10/14/2005 15:01:56.69



2005129778

PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

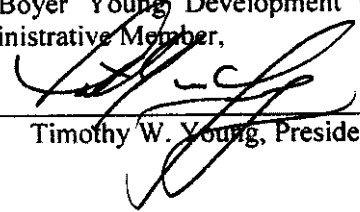
THAT WEST BAY SPRINGS, L.L.C., a Nebraska limited liability company, hereinafter referred to as GRANTOR, for and in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby grant to BOYER YOUNG EASEMENT HOLDING COMPANY, as Grantee, and its successors, assigns and licensees, an exclusive, perpetual easement, and reasonable access thereto, to erect, install, construct, operate, maintain, repair and renew poles, wires, cables, conduits and other related facilities, and appurtenances thereof above and below ground, and to extend thereon or therein wires or cable for the carrying and transmission of electric current for light, heat and power and for the transmission of signals and sounds of all kinds including signals provided by a cable television system, internet access system, telephone system and/or any other communications system, and the reception related thereto, on, over, through, under and across a ten-foot (10') wide strip of land abutting all interior boundary lines of easements dedicated in the Plat of West Bay Springs, including Lots 1-5, inclusive, Lots 19-20, inclusive, Lots 23-24, inclusive, Lot 28, Lots 31-36, inclusive, Lot 39, Lots 41-45, inclusive, Lots 58-60, inclusive, Lots 79, Lots 83-94, inclusive, Lot 96, Lot 99, Lots 101-102, inclusive, Lot 105, Lots 107-109, inclusive, Lots 112-114, inclusive, Lot 116, Lot 117, Lot 119, Lot 121, Lot 124, Lot 127, Lots 129-133, inclusive, Lots 135-136, inclusive, Lot 139, Lot 143, Lot 145, Lots 147-150, inclusive, Lot 156, Lot 1 replat 1, Lot 1 replat 2, Lots 3-10 replat 2, inclusive, as surveyed, platted and recorded in Sarpy County, Nebraska, and replats thereof (all lots collectively referred to hereinafter as "West Bay Springs"), which easements abut all front and side boundary lot lines of all lots within the plat; and a ten-foot (10') wide strip of land abutting all interior boundary lines of easements dedicated in the Plat of West Bay Springs and any replats thereof which easements abut all rear boundary lines of all lots within the plat, except exterior lots of West Bay Springs; and an eighteen (18') foot wide strip of land abutting all interior boundary lines of easements dedicated in the Plat of West Bay Springs and any replats thereof, which easements abut all rear boundary lines of all exterior lots in West Bay Springs, which eighteen (18') foot wide easement on all exterior lots will be reduced to a ten (10') foot wide strip when the adjacent land is surveyed, platted and recorded if said eighteen (18') foot wide easement is not occupied by any facilities contemplated herein and if requested by the owner. The term exterior lots is herein defined as those lots forming the outer perimeter of the Plat of West Bay Springs. No permanent buildings or retaining walls shall be placed in the said easement ways, but the same may be used for gardens, shrubs, landscaping and other purposes that do not then or later interfere with the aforesaid uses or rights herein granted. THIS EASEMENT SHALL RUN WITH THE LAND AND INURE TO THE BENEFIT OF GRANTEE'S SUCCESSORS, ASSIGNS, AND LICENSEES.

** FILED: AS IS

IN WITNESS WHEREOF, GRANTOR has executed this easement on this 11 day of October 2005.

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FEE 9500 FB OC-41863
OC-41864 (re 1)
OC-41869 (re 2)
BKP _____ C/O _____ COM: MB
DEL _____ SCAN _____ FV _____

GRANTOR: West Bay Springs, L.L.C., a Nebraska limited liability company,
By: Boyer Young Development Company, Administrative Member,

By: 
Timothy W. Young, President

Premier Land Title Company
9719 Giles Road
La Vista, NE 68128 *Box 11*

STATE OF NEBRASKA)
)
COUNTY OF SARPY) ss.

Before me, the undersigned, Notary Public in and for said County and State appeared Timothy W. Young, President of Boyer Young Development Company as Administrative Member of West Bay Springs, L.L.C., a Nebraska limited liability company, 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 limited liability company.

WITNESS my hand and Notarial Seal this 11 day of October 2005.

Randi A. Zabawa
Notary Public

