

tranquility view

check your plat

* possible it might effect lot ~~117~~ replat

EASEMENT AND RIGHT OF WAY 78 776 BOOK 532 PAGE 373

THIS INDENTURE, made this 12th day of October, 1973, between Commodore Properties, Inc., a Delaware 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 appurtenances thereto, together with the right of ingress and egress to and from the same, on, over, and through lands described as follows:

A tract of land lying in Lot Eight (8) of Park View Heights Replat, as now platted and recorded, a subdivision in Douglas County, Nebraska, being more particularly described as follows:

A strip of land lying in Lot Eight (8), Five (5) feet wide, running along and parallel to the Northeasterly right-of-way of 127th Street, said strip extending Southeasterly from the intersection of the Northeast right-of-way of 127th Street and the East right-of-way of 129th Street a distance of Eight Hundred Seventy-six and Ninety-six One-hundredths (876.96) feet; said tract containing a total of One-tenth (0.10) 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 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.

ATTEST:

COMMODORE PROPERTIES, INC., Grantor

By Howard Alexander
Title President

[Signature]
Title [Signature]

(Seal)

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

On this 12th day of October, 1973, before me, the undersigned, a Notary Public duly commissioned and qualified for said county, personally came Howard Alexander, to me personally known to be the President of Commodore Properties, Inc., a Delaware 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

DALLAN WORDEREMPER
GENERAL NOTARY
State of Nebraska
My Commission Expires
July 13, 1976

[Signature]
Notary Public

My commission expires the 13th day of July, 1976.

BOOK 532 PAGE 374

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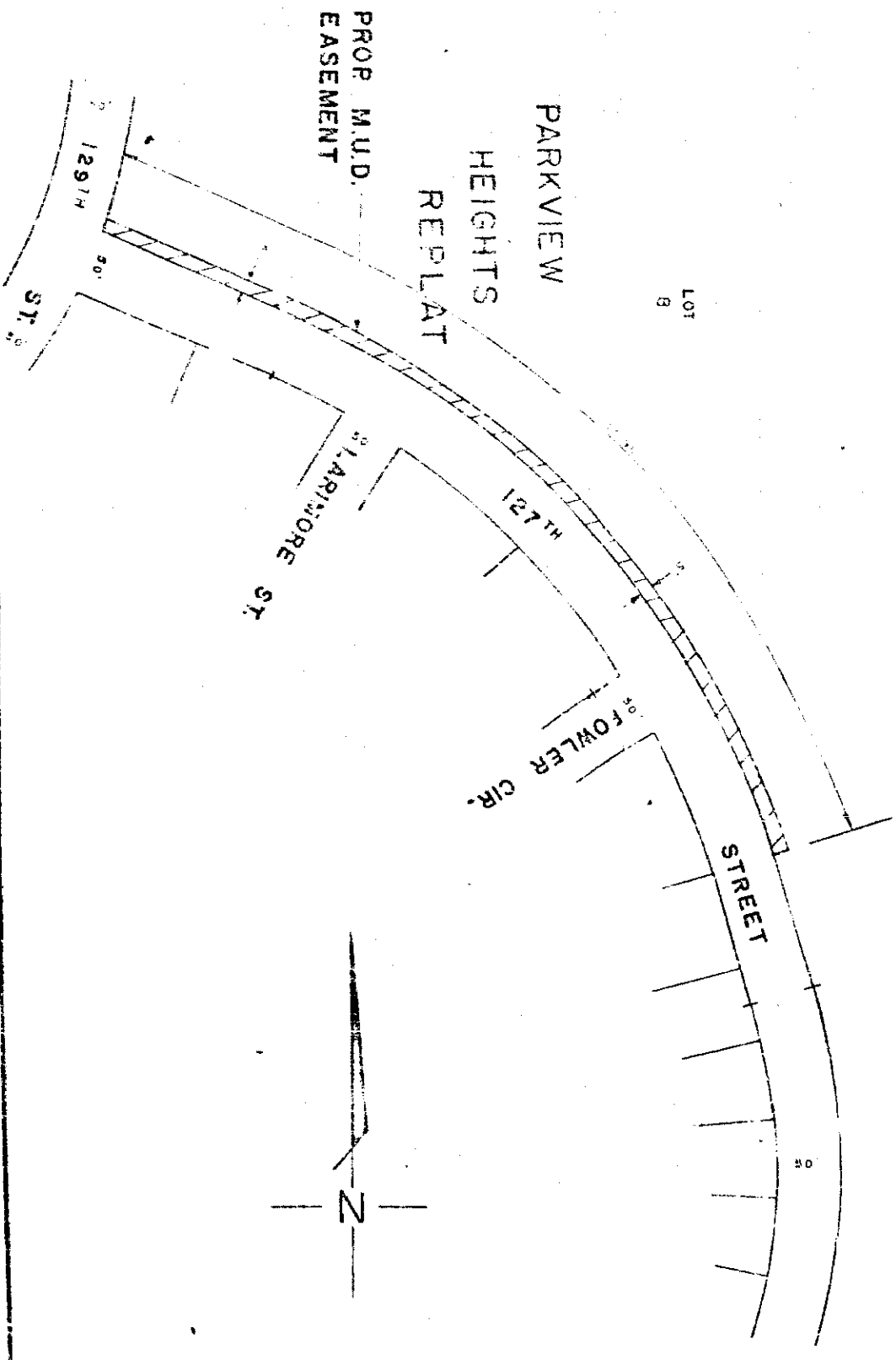
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ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA 6-25
 DAY OF SEP 1973 M. G. HAROLD OSTLER, REGISTER OF DEEDS

DRAWN BY B.H.C. DATE 8-27-73
 CHECKED BY DATE 9-4-73
 APPROVED BY DATE 9-25-73
 REVISED BY DATE
 REV. CHECKED BY DATE
 REV. APPROVED BY DATE

LAND OWNER
 COMMODORE
 PROPERTIES, INC.
 A DELAWARE CORP.

ACRE PERMANENT .21
 LEGEND
 PERMANENT EASMT

EASEMENT
 ACQUISITION
 FOR G.R.M. 7203

METROPOLITAN
 UTILITIES
 DISTRICT
 OMAHA, NEBRASKA