



MISC 2005104009



AUG 23 2005 11:00 P 5

Received - DIANE L. BATTIATO  
Register of Deeds, Douglas County, NE  
8/23/2005 11:00:04.54



2005104009

PERMANENT AND TEMPORARY  
CONSTRUCTION EASEMENTS

THIS INDENTURE, made this 10 day of August, 2005 between GOTTSCHE LAND CO., a Nebraska Corporation ("Grantor"), and METROPOLITAN UTILITIES DISTRICT OF OMAHA, a Municipal Corporation and Political Subdivision, ("Grantee"),

WITNESS:

That Grantor, in consideration of the sum of Two Dollars (\$2.00) and other valuable consideration, receipt of which is hereby acknowledged, does hereby grant to Metropolitan Utilities District of Omaha, its successors and assigns, a permanent easement to lay, maintain, operate, repair, relay and remove, at any time, pipelines for the transportation of water and all appurtenances thereto, including, but not limited to, a possible 24-inch round iron ring and cover, and a temporary easement for construction purposes, together with the right of ingress and egress on, over, under and through lands described as follows:

Four tracts of land in Arbor Ridge Second Addition, a subdivision, as platted and recorded in Douglas County, Nebraska and being described as follows:

PERMANENT EASEMENT

The northerly ten feet (10.00') of the easterly twenty feet (20.00') of Outlot "A".

This permanent easement contains 0.005 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

-and-

The westerly ten feet (10.00') of Lots 105, 106 and 107, and the westerly ten feet (10.00') of the northerly ten feet (10.00') of Lot 104.

This permanent easement contains 0.093 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

TEMPORARY CONSTRUCTION EASEMENT

The easterly twenty feet (20.00'), excluding the northerly ten feet (10.00') of Outlot "A".

This temporary construction easement contains 0.050 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

Please file & return to:

-and-

Patrick L. Tripp, Attorney  
Metropolitan Utilities District  
1723 Harney Street  
Omaha, NE 68102-1960

MISC 28.00 FB 00-00931  
5  
6  
F  
v23148  
v23213

The easterly twenty feet (20.00') of Outlot "B".

This temporary construction easement contains 0.040 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

TO HAVE AND TO HOLD said Permanent and Temporary Construction Easements to Grantee, Metropolitan Utilities District of Omaha, its successors and assigns.

1. The Grantor and its successors and assigns shall not at any time erect, construct or place on or below the surface of the permanent easement any building or structure, except pavement or a similar covering, and shall not permit anyone else to do so, and, with respect to the temporary construction easement, the same prohibitions apply during the effective period of this temporary conveyance, which effective period shall commence upon the date of execution hereof and cease after completion of the project and restoration work contemplated herein.

2. The Grantee shall restore the soil excavated for any purpose hereunder, as nearly as is reasonably possible to its original contour within a reasonable time after the work is performed.


3. Nothing herein shall be construed to waive any right of Grantor or duty and power of Grantee respecting the ownership, use, operations, extensions and connections to any pipeline constructed and maintained hereunder.

4. The Grantor is the lawful possessor of this real estate; has good, right and lawful authority to make such conveyance; and Grantor and its successors and assigns shall warrant and defend this conveyance and shall indemnify and hold harmless Grantee forever against claims of all persons asserting any right, title or interest prior to or contrary to this conveyance.

5. The person executing this instrument represents that he/she has authority to execute it on behalf of the corporation.

IN WITNESS WHEREOF, Grantor executes these Permanent and Temporary Easements to be signed on the above date.

GOTTSCH LAND CO., a Nebraska Corporation, Grantor



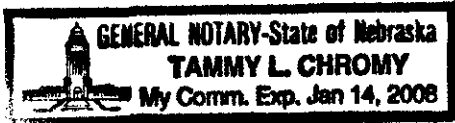
\_\_\_\_\_  
Brett A. Gottsch  
Authorized Corporate Officer

Title: President

ACKNOWLEDGMENT

STATE OF NEBRASKA    )  
  ) ss  
COUNTY OF DOUGLAS    )

This instrument was acknowledged before me on August 10, 2006,  
by Brett A. Gottsch, President of Gottsch Land Co., a Nebraska  
corporation, on behalf of the corporation.



Tammy L. Chromy  
Notary Public



**METROPOLITAN UTILITIES DISTRICT**  
 OMAHA, NEBRASKA

**EASEMENT ACQUISITION**

FOR **WCP 9828**

LAND OWNER  
 Gottsch Land Development  
 1015 N. 204th Ave.  
 Elkhorn, NE 68022

TOTAL ACRE PERMANENT 0.005 ±  
 TOTAL ACRE TEMPORARY 0.090 ±

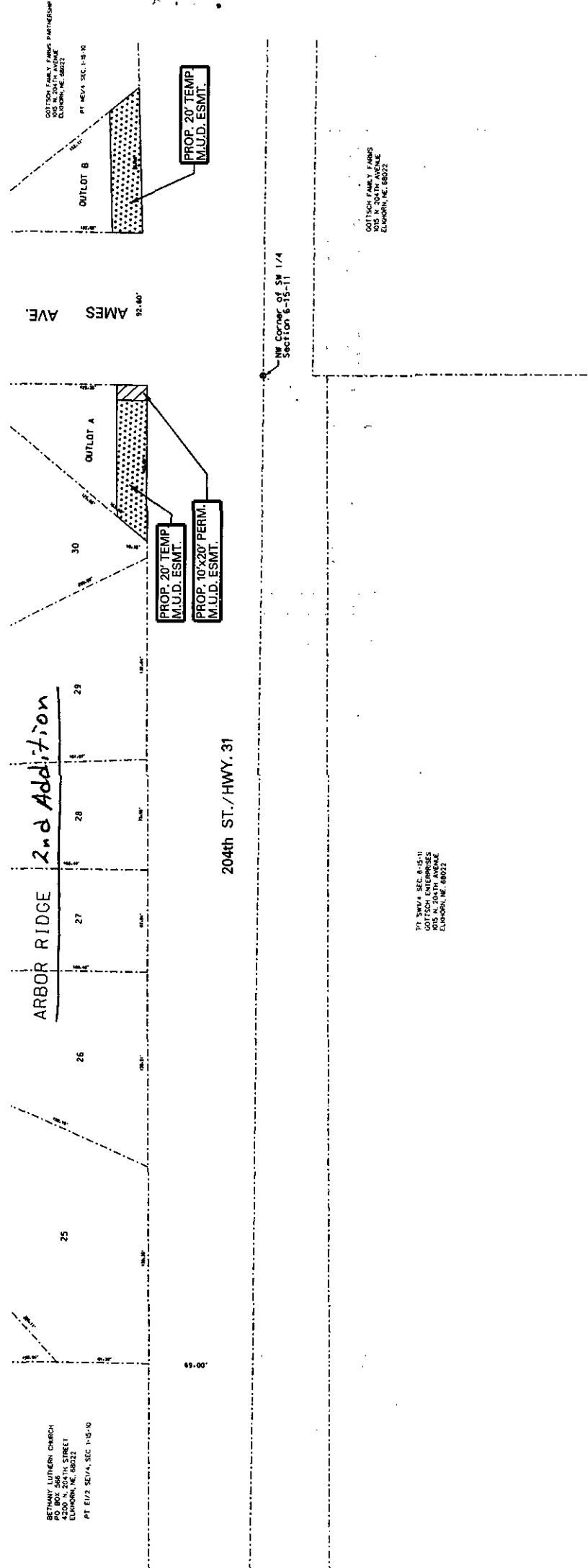
LEGEND  
 PERMANENT EASEMENT  
 TEMPORARY EASEMENT

PAGE 1 OF 1

DRAWN BY TAA  
 DATE 6-1-05  
 CHECKED BY  
 DATE  
 APPROVED BY  
 DATE  
 REVISED BY  
 DATE  
 REV. CHK'D. BY  
 DATE  
 REV. APPROV. BY  
 DATE



NO SCALE  
 204th ST. FROM W. MAPLE RD.  
 TO AMES AVE.



METROPOLITAN  
UTILITIES  
DISTRICT  
OMAHA, NEBRASKA

EASEMENT  
ACQUISITION  
FOR WCC 9826-1

LAND OWNER  
Gortsch Land Development  
1015 N. 204th Ave.  
Elkhorn, NE 68022

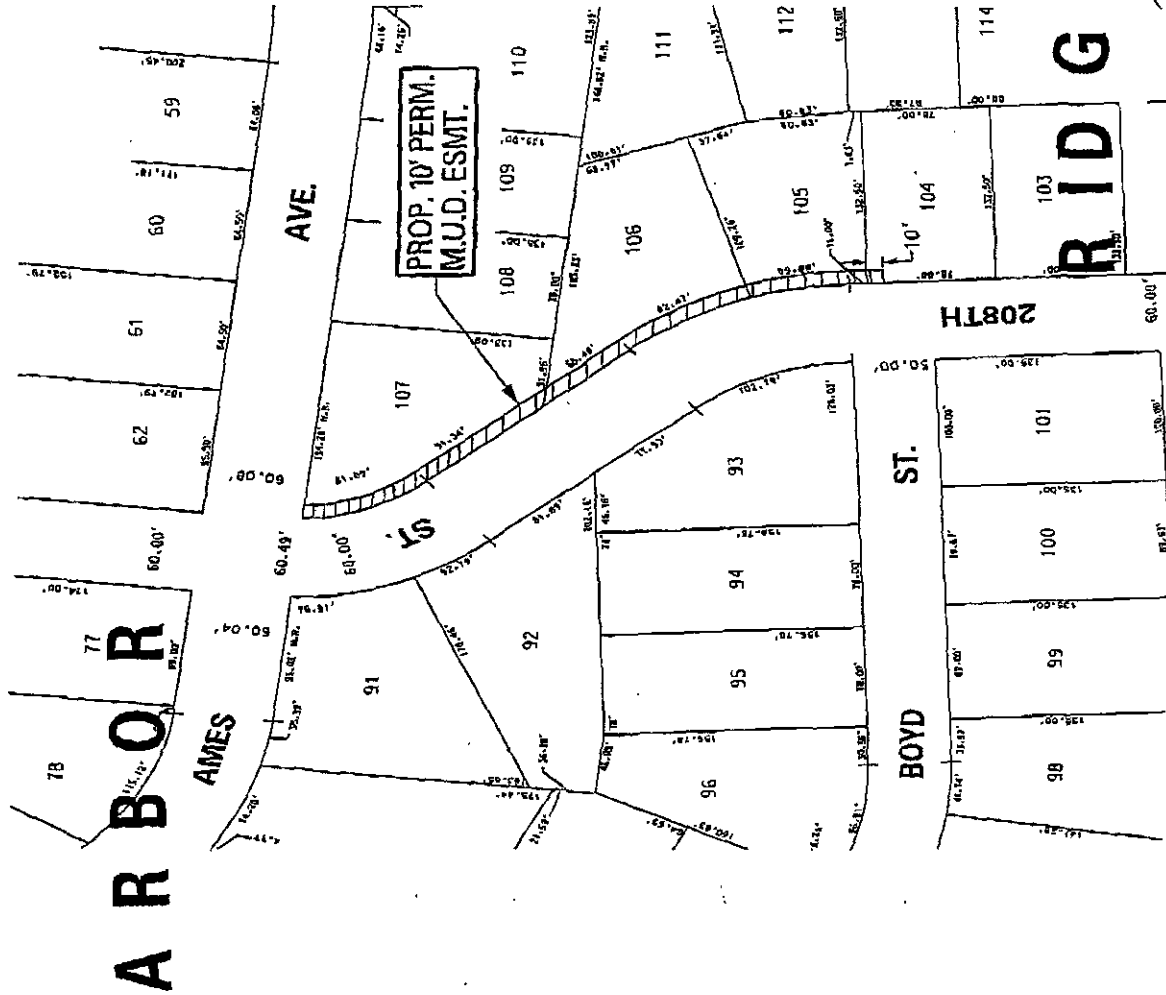
TOTAL ACRE PERMANENT 0.093 ±  
TOTAL ACRE TEMPORARY 0.000 ±

LEGEND  
PERMANENT EASEMENT  
TEMPORARY EASEMENT

PAGE 1 OF 1

DRAWN BY JKS  
DATE 3-25-05  
CHECKED BY  
DATE  
APPROVED BY  
DATE  
REVISED BY  
DATE  
REV. CHK'D. BY  
DATE  
REV. APPROV. BY  
DATE

NO SCALE  
ARBOR RIDGE 2ND ADDITION  
204TH ST. & AMES AVE.



2nd Addition