



BK 1377 PG 707-711



MISC 2001 05406

RICHARD H. JANECKI
REGISTER OF DEEDS
DOUGLAS COUNTY, NE
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PERMANENT EASEMENT AND RIGHT-OF-WAY

THIS INDENTURE, made this 9th day of April, 2001, between BRIAR HILLS DEVELOPMENT, L.L.P., a Nebraska Limited Liability Partnership, ("Grantor"), and METROPOLITAN UTILITIES DISTRICT OF OMAHA, a Municipal Corporation, ("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, an easement and right-of-way to lay, maintain, operate, repair, relay and remove, at any time, pipelines for the transportation of gas and all appurtenances thereto, including but not limited to roadway valve boxes, together with the right of ingress and egress on, over, under and through lands described as follows:

PERMANENT EASEMENT TRACTS

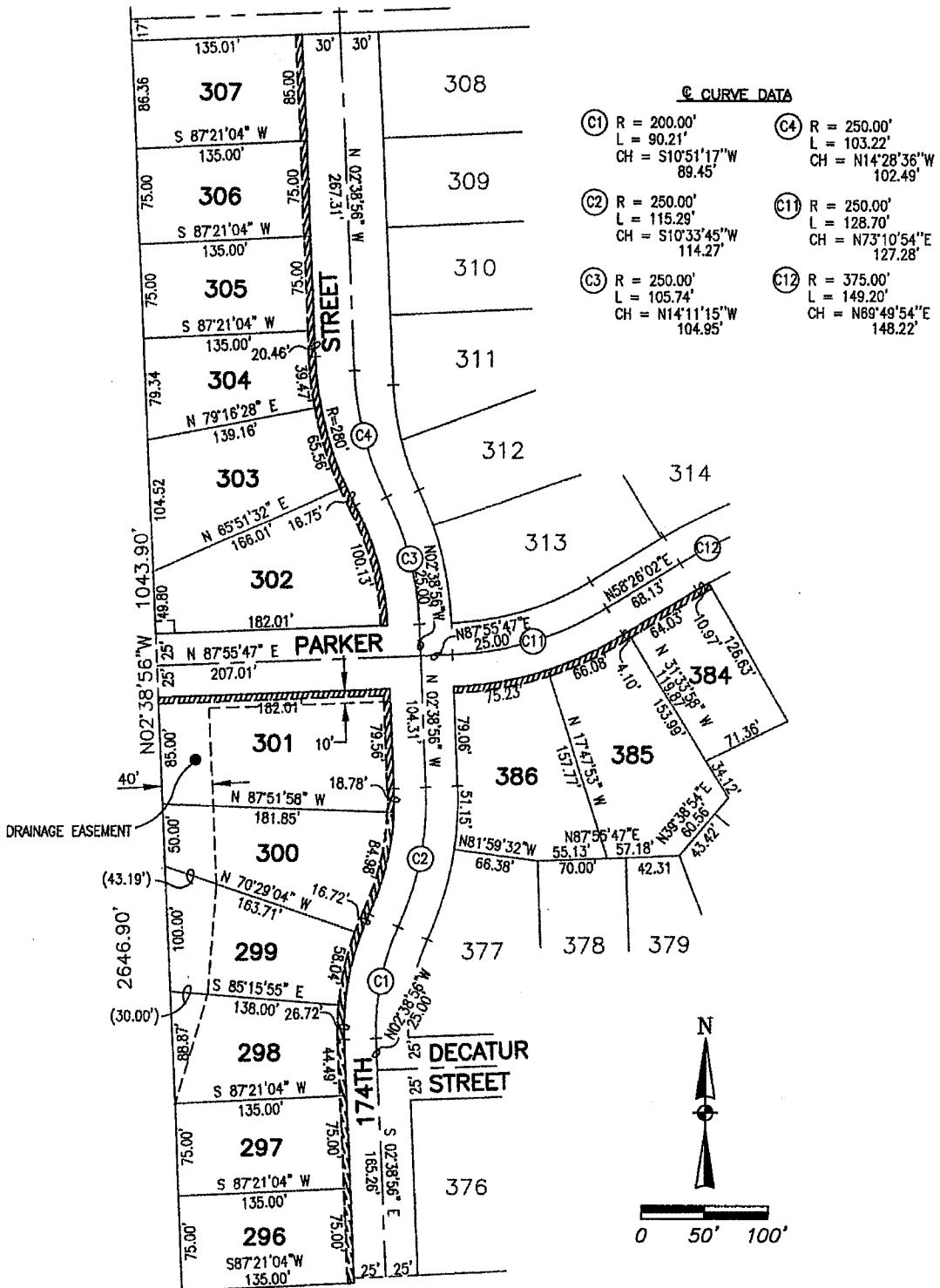
Tracts in Lots 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 336, 337, 338, 339, 340, 341, 356, 357, 358, 359, 364, 365, 366, 367, 383, 384, 385, and 386, all of Briar Hills, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, and as further described and shown on the three drawings attached hereto and made a part hereof by this reference.

TO HAVE AND TO HOLD said Easement and Right-of-Way to Grantee, Metropolitan Utilities District of Omaha, its successors and assigns.

1. The Grantor and his successors and assigns shall not at any time erect, construct or place on or below the surface of any easement tract any building or structure, except pavement and similar covering, and shall not permit anyone else to do so.
2. The Grantee shall restore the surface of any soil excavated for any purpose hereunder, as nearly as is reasonably possible to its pre-project contour, all 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 his successors

Please return to:
MUD
R. Owens
1723 HARVEY
OMAHA 68102 ✓ 7125

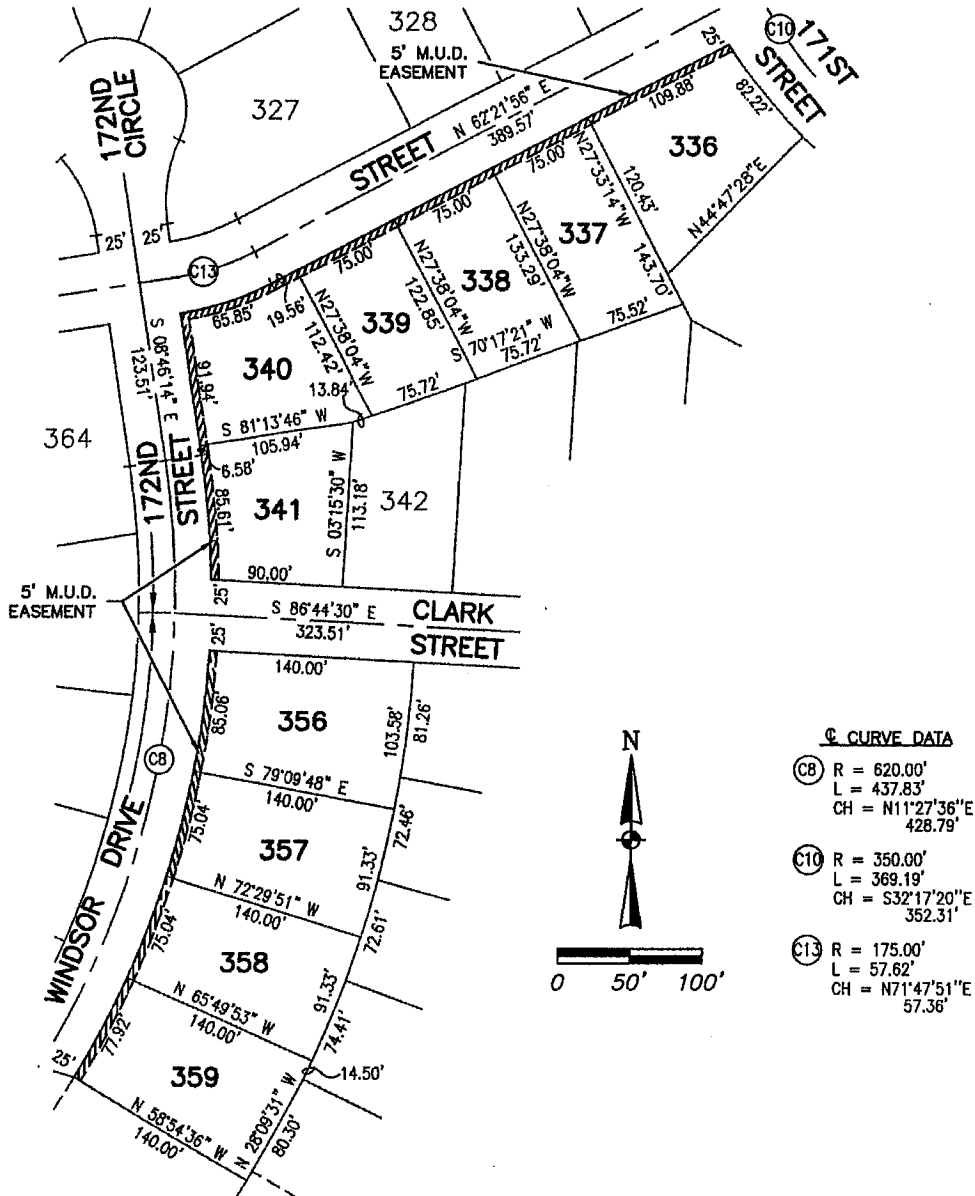
UTILITY EASEMENT



Utility Easement Description

Tracts of land located in Lots 296 through 307, and Lots 384 through 386 of Briar Hills, a platted and recorded subdivision in Douglas County, Nebraska, being more particularly described as follows: A five (5) foot wide strip of land adjacent to and adjoining the streets along the front lot lines of said lots.

UTILITY EASEMENT



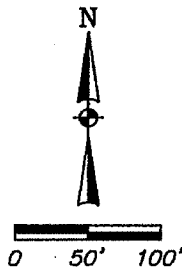
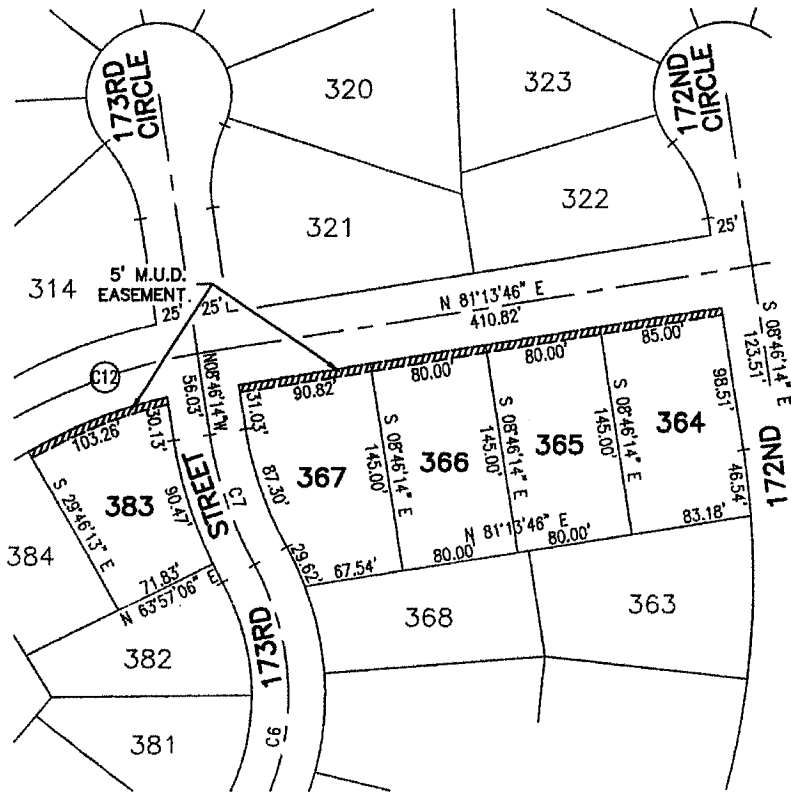
C CURVE DATA

- C8** R = 620.00'
 L = 437.83'
 CH = N11°27'36"E
 428.79'
- C10** R = 350.00'
 L = 369.19'
 CH = S32°17'20"E
 352.31'
- C13** R = 175.00'
 L = 57.62'
 CH = N71°47'51"E
 57.36'

Utility Easement Description

Tracts of land located in Lots 336 through 341, and Lots 356 through 359 of Briar Hills, a platted and recorded subdivision in Douglas County, Nebraska, being more particularly described as follows: A five (5) foot wide strip of land adjacent to and adjoining the streets along the front lot lines of said lots.

UTILITY EASEMENT



⊙ CURVE DATA

⊙12 R = 375.00'
 L = 149.20'
 CH = N69°49'54"E
 148.22'

Utility Easement Description

Tracts of land located in Lots 364 through 367, and Lot 383 of Briar Hills, a platted and recorded subdivision in Douglas County, Nebraska, being more particularly described as follows: A five (5) foot wide strip of land adjacent to and adjoining the streets along the front lot lines of said lots.

SHEET
 1
 FEB-08-2001
 KMP: 970148

M.U.D.
 EASEMENT

BRIAR HILLS
 LOTS 364-367, & 383
 DOUGLAS COUNTY NEBRASKA

**KIRKHAM
 MICHAEL**
 CONSULTING ENGINEERS