

FILED SARPY CO. NE.
INSTRUMENT NUMBER
2005-00104

2005 JAN -3 P 2: 27 B

Shirley J. Newberry
REGISTER OF DEEDS

COUNTER CE C.E. a
VERIFY P D.E. R
PROOF P/M
FEES \$ 25.50
CHECK# 21644
CHG CASH
REFUND CREDIT
SHORT 50 NCR

PERMANENT EASEMENTS

THIS INDENTURE, made this 1st day of December, 2004
between BELLBROOK DEVELOPMENT, a Nebraska Limited Liability Company,
("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, underground pipelines for the transportation of water and all appurtenances thereto, including, but not limited to, one cc box, together with the right of ingress and egress on, over, under and through lands described as follows:

PERMANENT EASEMENTS

Tracts of land in Bellbrook, a subdivision, as platted and recorded in Sarpy County, Nebraska and being described as follows:

Tract 1

The northerly eight feet (8.00') of Lot 101 and the northerly eight feet (8.00') of the westerly twenty-five feet (25.00') of Lot 79.

This tract contains 0.033 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

Tract 2

The westerly five feet (5.00') of Lot 120, 121 and 122.

This tract contains 0.019 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

Tract 3

The southerly five feet (5.00') of Lot 123, 124 and Outlot "C" abutting and adjacent to 196th Circle.

This tract contains 0.013 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:

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

H

Tract 4

The easterly five feet (5.00') of Lot 125 and 126 and the easterly five feet (5.00') of the northerly ten feet (10.00') of Lot 127.

This tract contains 0.016 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

Tract 5

The southerly fifteen feet (15.00') of the easterly fourteen and forty-six one hundredths feet (14.46') of Lot 68 and the southerly fifteen feet (15.00') of the westerly fifteen and fifty-four one hundredths feet (15.54') of Outlot "C" abutting and adjacent to Bellbrook Blvd.

This tract contains 0.010 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 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 easements any building or structure, except pavement or a similar covering, and shall not permit anyone else to do so.

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 has authority to execute it on behalf of the limited liability company.

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

BELLBROOK DEVELOPMENT, LLC, a Limited
Liability Company,
Grantor

By: Barbara Udes Shaw
Authorized Officer

Printed Name: Barbara Udes Shaw

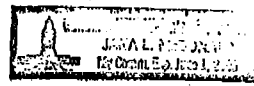
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ACKNOWLEDGMENT

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on December 1, 2004,
by Barbara Wheeler Manner of BELLBROOK
DEVELOPMENT, LLC, a limited liability company, on behalf of the limited liability
company.

James L. McDonald
Notary Public



**METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA**

**EASEMENT
ACQUISITION**

FOR WCD 9887

LAND OWNER

Bellbrook, LLC

11920 Burt St., Suite 165

Omaha, Nebraska 68154

TOTAL ACRE

PERMANENT 0.091 ±

TOTAL ACRE

TEMPORARY 0.000 ±

LEGEND



PERMANENT EASEMENT



TEMPORARY EASEMENT

PAGE 1 OF 1

DRAWN BY JAZ

DATE 10-28-2004

CHECKED BY

DATE

APPROVED BY

DATE

REVISED BY

DATE

REV. CKTD. BY

DATE

REV. APPROV. BY

DATE

