

EASEMENT AND RIGHT OF WAY

THIS INDENTURE, made this 11th day of NOVEMBER, 1981, between C. Clifton Nelsen and Dianne E. Nelsen, husband and wife, and C. Clifton Nelsen, Trustee of the Judith Lynn Nelsen Trust, the Karen Ellen Nelsen Trust and the Andrew Clifton Nelsen Trust, of Douglas County, Nebraska, hereinafter referred to as "Grantors", and Metropolitan Utilities District of Omaha, a municipal corporation, hereinafter referred to as "Grantee", WITNESSETH:

That Grantors, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, do 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 water and gas, and all appurtenances thereto, together with the right of ingress and egress to and from the same, on, over, under and through lands described as follows:

A strip of land in the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Five (5), Township Fourteen (14) North, Range Twelve (12) East of the 6th P.M., in Douglas County, Nebraska, said strip of land being more particularly described as follows:

Beginning at a point on the South line of the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of said Section Five (5), said point being Six Hundred Three and Ninety Hundredths (603.90) feet West (assumed bearing) of the Southeast corner of the Southwest Quarter of the Northwest Quarter of said Section Five (5); thence North 0⁰⁰'00" East a distance of Four Hundred Sixty-six and Fifteen Hundredths (466.15) feet; thence North 90⁰⁰'00" West a distance of One Hundred Seventeen (117) feet; thence North 0⁰⁰'00" East a distance of Seven Hundred Three and Forty-eight Hundredths (703.48) feet; thence North 44⁵⁶'00" East a distance of Thirty-five and Forty-one Hundredths (35.41) feet; thence North 0⁰⁰'00" East a distance of One Hundred (100) feet, more or less, to a point on the South right-of-way line of "I" Street; thence North 90⁰⁰'00" West along said South right-of-way line a distance of Eighty (80) feet, more or less; thence South 0⁰⁰'00" West a distance of Thirty (30) feet; thence South 90⁰⁰'00" East a distance of Five (5) feet; thence South 0⁰⁰'00" West a distance of Eight Hundred Forty-eight and Fifty-five Hundredths (848.55) feet; thence South 90⁰⁰'00" East a distance of One Hundred Seventeen (117) feet; thence South 0⁰⁰'00" West a distance of Four Hundred Sixteen and Fifteen Hundredths (416.15) feet; thence South 90⁰⁰'00" East a distance of Fifty (50) feet to the point of beginning, said strip of land containing One and Seven Tenths (1.7) acres, more or less, all as shown on the attached plat made a part hereof by this reference.

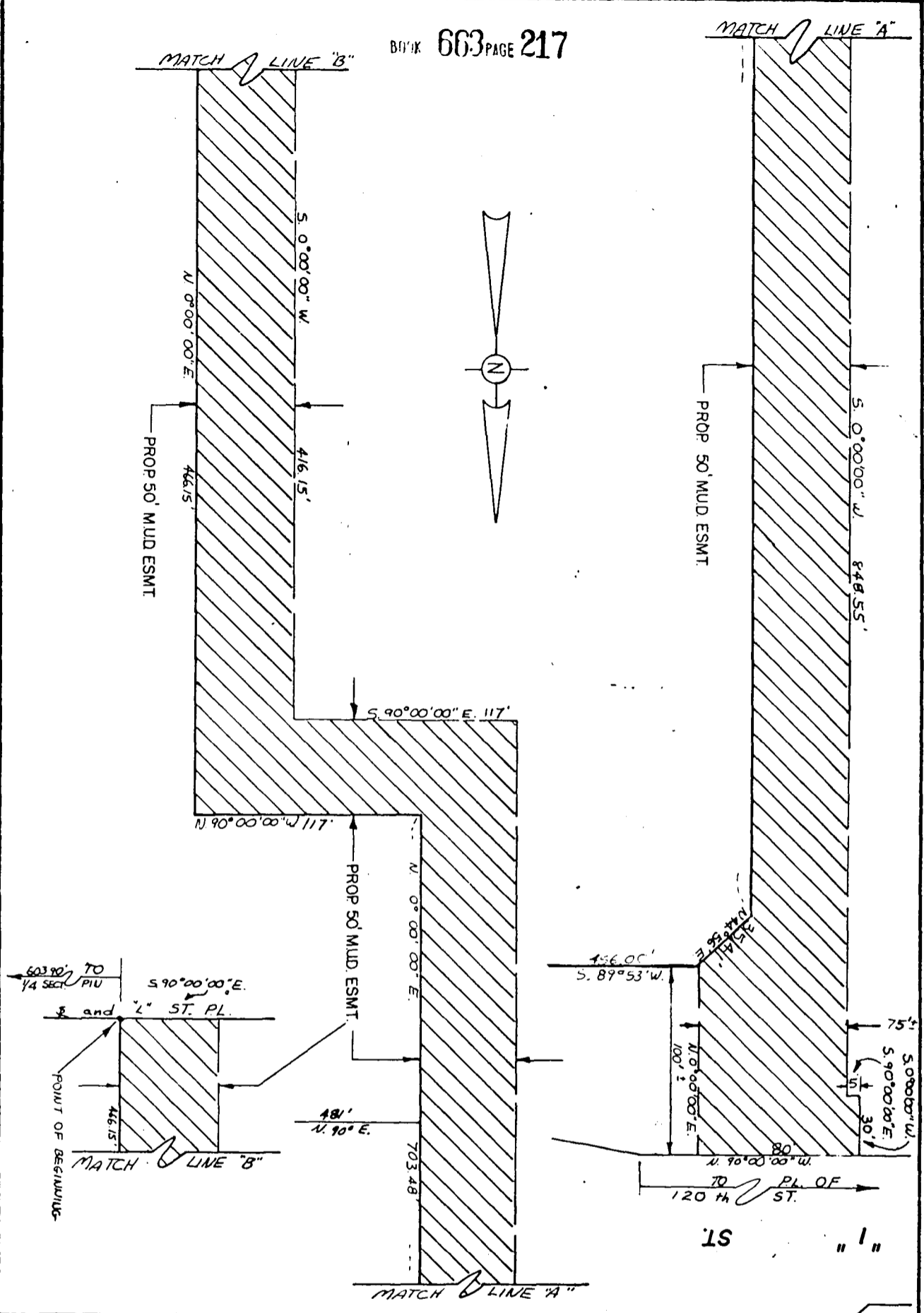
TO HAVE AND TO HOLD said easement and right of way unto the said Grantee, Metropolitan Utilities District of Omaha, its successors and assigns.

1. Grantors, their successors, heirs or assigns agree that they will at no time erect, construct, or place on or below the surface of said strip 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 Grantors, or duties and powers of Grantee, respecting the

FOR INSTRUMENT FILED



DRAWN BY *Masck* DATE 11-3-81
 CHECKED BY _____ DATE _____
 APPROVED BY *DR* DATE 11-3-81
 REVISED BY _____ DATE _____
 REV. CHK'D BY _____ DATE _____
 REV. APPROV. BY _____ DATE _____

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LEGEND
 PERMANENT EASEMENT

TOTAL ACRE 1.73
 LAND OWNER C. CLIFTON NELSON and DIANNE E. NELSON (HUSBAND & WIFE), TRUSTEE
 C. CLIFTON NELSON

EASEMENT ACQUISITION
 FOR M.C.C. 6068
 G.C.C. 8615
 METROPOLITAN UTILITIES DISTRICT
 OMAHA, NEBRASKA

42 Misc

RECEIVED
 1981 NOV 20 AM 11:10
 C. HAROLD OSTLER
 REGISTER OF DEEDS
 DOUGLAS COUNTY, NEBR.

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DR

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