

THIS INDENTURE, made this 21st day of October, 1977, between Burton Christopherson and Pearl M. Christopherson husband and wife, hereinafter referred to as "Grantors", and Metropolitan Utilities District of Omaha, a municipal corporation, hereinafter referred to as "Grantee", WITNESSETH:

That the 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 gas and water 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:

Several strips of land lying in lots 2, 3, 4, and 10 of Fort Crest Commercial Plaza as now platted and recorded in Douglas County, Nebraska, said strips being more particularly described as follows:

A strip of land lying in lot 2 being five feet wide lying along and parallel to the right of way line of Ellison Circle. Said strip being all that portion of lot 2 lying within five feet of said right of way line.

A strip of land lying in lot 3 being five feet wide lying along and parallel to the right of way line of Ellison Circle. Said strip being all that portion of lot 3 lying within five feet of said right of way line.

A strip of land lying in lot 4 being five feet wide lying along and parallel to the right of way line of Ellison Circle. Said strip extending northerly from the southerly property line of said lot a distance of fifty nine and seventy four hundredths (59.74) feet, said distance measured along said right of way line.

A strip of land lying in lot 10 being five feet wide lying along and parallel to the right of way line of Ellison Circle. Said strip being all that portion of lot 10 lying within five feet of said right of way line.

These strips contain a total of 0.03 acres, more or less.

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. The Grantors agree that neither they nor their heirs or assigns will at any 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 Grantors, or duties and powers of the Grantee respecting the ownership, use, operations, extensions and connections to any gas main and/or water main constructed and maintained hereunder.

IN WITNESS WHEREOF, the Grantors have executed this easement the day and year first above written.

Burton Christopherson

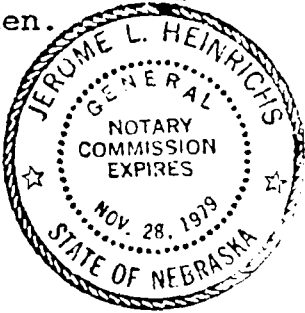
Pearl M. Christopherson

Grantors

STATE OF NEBRASKA)
) ss
COUNTY OF Douglas)

On this 21 day of October, 1977, before me, the undersigned, a Notary Public duly commissioned and qualified for said county, personally came Burton Christopherson and Pearl M. Christopherson, to me personally known to be husband and wife and the identical persons whose names are affixed to the foregoing instrument as Grantors, and acknowledged the same to be their voluntary act and deed.

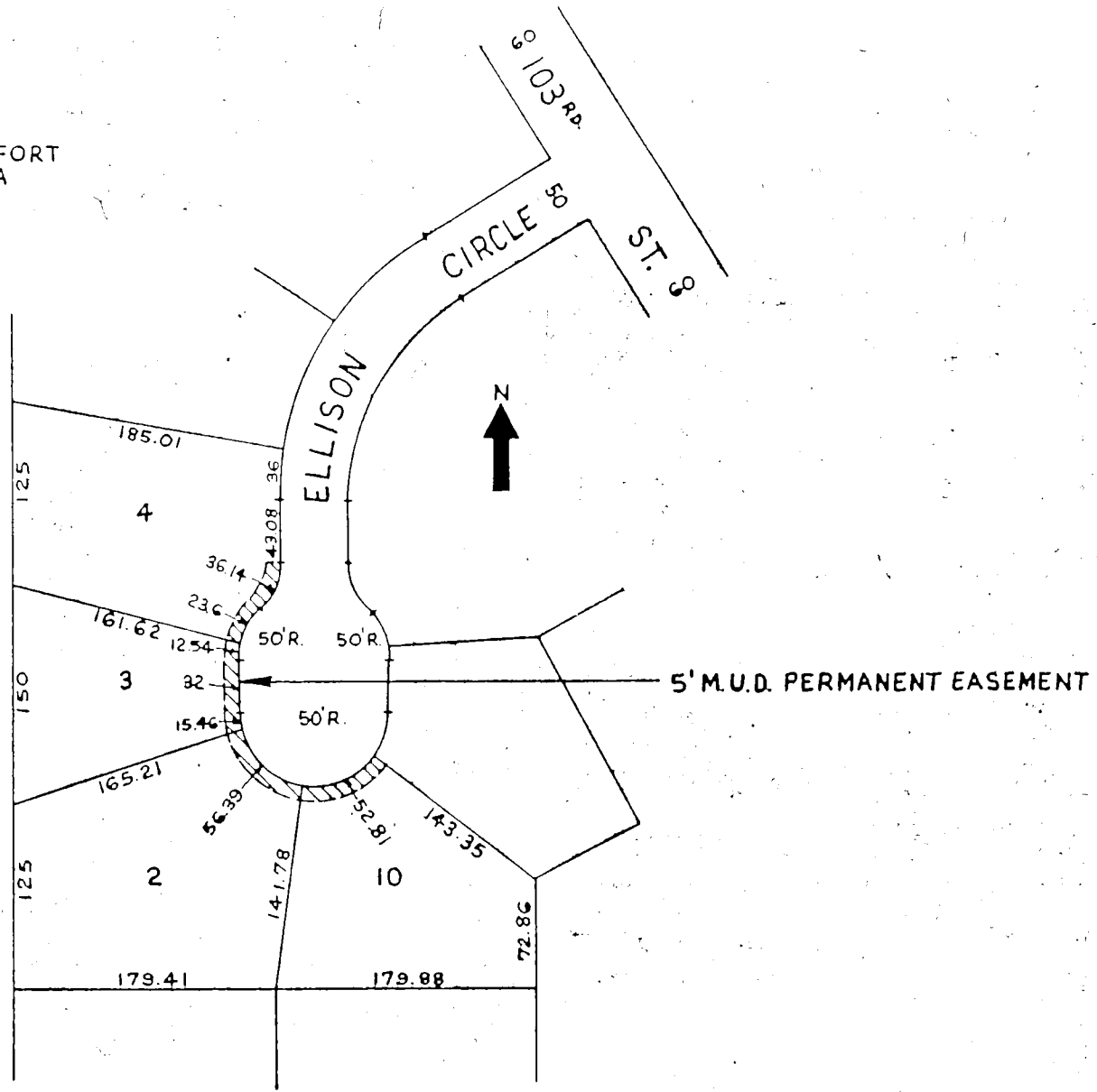
Witness my hand and Notarial Seal the day and year last above written.



Jerome L Heinrichs
Notary Public

NOTE:
ALL LOTS SHOWN ARE IN FORT
CREST COMMERCIAL PLAZA

BOOK 588 PAGE 537



METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA

EASEMENT
ACQUISITION
FOR W.C.C. 5460

LAND OWNER
BURTON CHRISTOPHERSON
PEARL M. CHRISTOPHERSON

TOTAL ACRE 0.03 ACRES

LEGEND
PERMANENT EASEMENT

PAGE 1 OF 1

DRAWN BY R.M.K. DATE 2-12-77
CHECKED BY A.F. DATE 9-13-77
APPROVED BY T.P.S. DATE 7-15-77
REVISED BY _____ DATE _____
REV. CHK'D BY _____ DATE _____
REV. APPROV. BY _____ DATE _____

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DOUGLAS COUNTY, NEBR.
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