

FILED SARPY CO. NE.
INSTRUMENT NUMBER
2005 33679

2005 SEP 14 P 12:16 PM

Sharon J. Lawling
REGISTER OF DEEDS

COUNTER ah C.E. SS
VERIFY a D.E. SS
PROOF D
FEES \$ 16.50
CHECK# 23297
CHG _____ CASH _____
REFUND _____ CREDIT _____
SHORT _____ NBR _____

PERMANENT EASEMENT

THIS INDENTURE, made this 30 day of August, 2005 between PALISADES DEVELOPMENT, LLC, 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, 24-inch round iron covers, hydrants, roadway boxes and pipeline markers, together with the right of ingress and egress on, over, under and through lands described as follows:

PERMANENT EASEMENT

A permanent easement for the construction and maintenance of a 12-inch water main in Palisades, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska, described as follows:

The southerly 20 feet of the westerly 900 feet of Lot ~~424~~ 423 Palisades, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska.

The southerly 10 feet of Lot 4 Palisades, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska.

The southerly 10 feet of the easterly 100 feet of Lot 5 Palisades, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska.

This permanent easement contains 0.494 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 Easement 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.
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.

Please file & return to:

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

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 limited liability company.

IN WITNESS WHEREOF, Grantor executes this Permanent Easement to be signed on the above date.

PALISADES DEVELOPMENT, LLC, a Limited Liability Company, Grantor

By: [Signature]
(Authorized Agent)

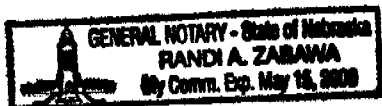
Title: PRESIDENT

Printed Name: Timothy W Young

ACKNOWLEDGMENT

STATE OF NEBRASKA)
) ss
COUNTY OF SARPY)

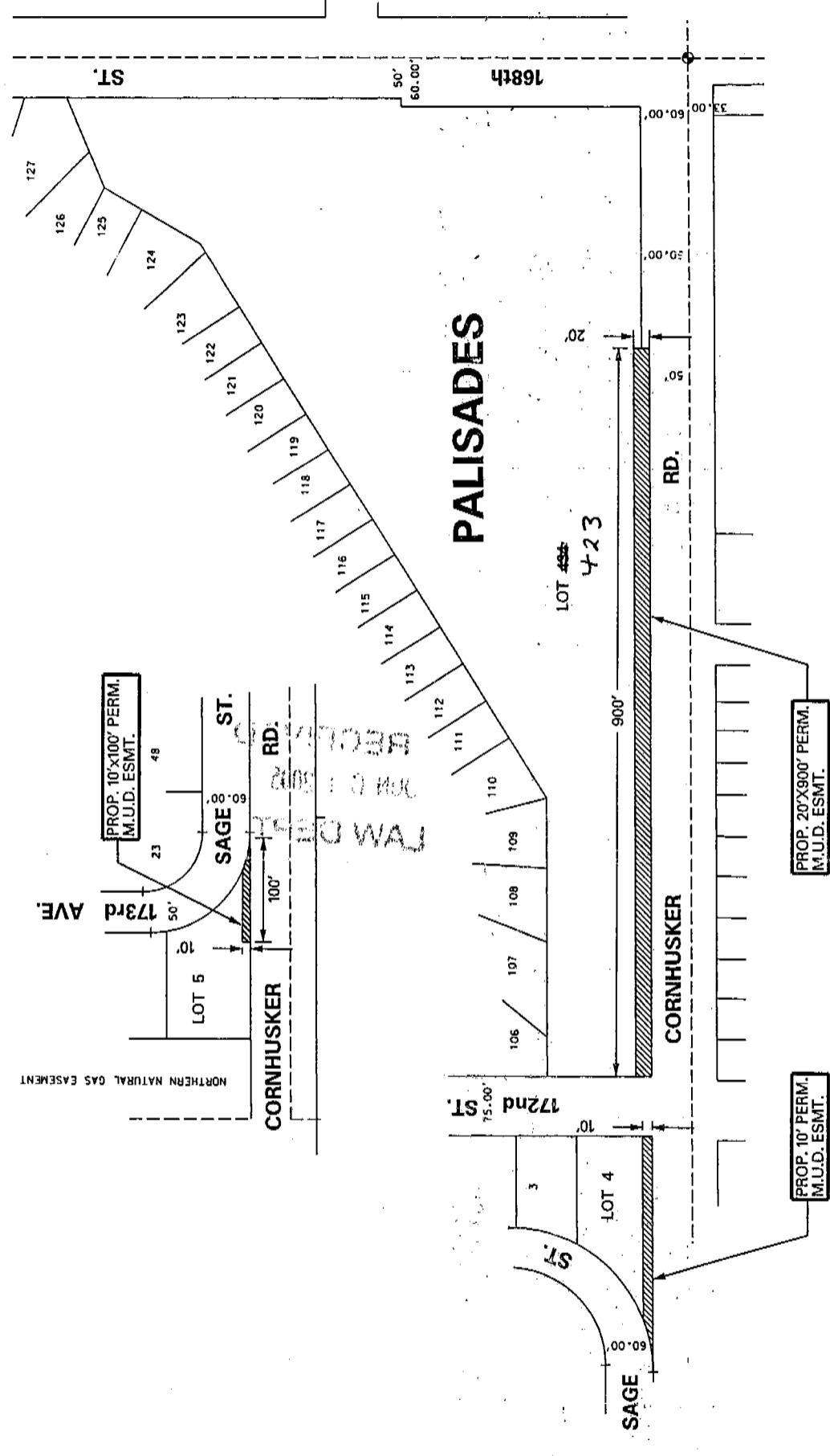
This instrument was acknowledged before me on August 30, 2005, by Timothy W Young President of PALISADES DEVELOPMENT, LLC, a Nebraska limited liability company, on behalf of the company.



Randi A. Zabawa
Notary Public

205 33679 B

NO SCALE
 PALISADES (LOTS 387-409)
 168TH STREET AND
 CORNHUSKER ROAD



**METROPOLITAN
 UTILITIES
 DISTRICT**
 OMAHA, NEBRASKA

**EASEMENT
 ACQUISITION**

FOR **WCP 9889**

LAND OWNER
 BOYER YOUNG DEVELOPMENT
 CO TIMOTHY W. YOUNG
 9805 GILES ROAD
 LA VISTA, NE 68128
 402-334-3690

TOTAL ACRE
 PERMANENT .494 ±
 TOTAL ACRE
 TEMPORARY N/A ±

LEGEND
 PERMANENT EASEMENT
 TEMPORARY EASEMENT

PAGE 1 OF 1

DRAWN BY DJS
 DATE 5-26-05
 CHECKED BY MKM
 DATE 5-31-05
 APPROVED BY MKM
 DATE 5-31-05
 REVISED BY _____
 DATE _____
 REV. CHK'D. BY _____
 DATE _____
 REV. APPROV. BY _____
 DATE _____