

EASEMENT

This agreement, made and entered into between WILLIAM M. WOLFE and PETER D. KNOTT, as Trustees (Sellers), and HACIENDA HEIGHTS INVESTMENT GROUP, A NEBRASKA LIMITED PARTNERSHIP (Purchaser).

W I T N E S S E T H :

WHEREAS, Purchaser is acquiring Lot 3, Heide Heights, a subdivision in Douglas County, Nebraska from Sellers and Sellers retain ownership of Lot 2 of said subdivision, and

WHEREAS, an existing driveway/parking area serving the said Lot 3 encroaches on and over a portion of said Lot 2,


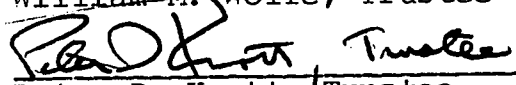
NOW, THEREFORE, in consideration of one dollar and other good and valuable consideration in hand paid, receipt of which is hereby acknowledged, the parties agree as follows:

1. Sellers hereby grant Purchaser a perpetual easement over and on those portions of Lot 2, Heide Heights, a subdivision in Douglas County, Nebraska, now a part of the City of Omaha, as more particularly described on Exhibit "A" attached hereto, for the purpose of use as a driveway/parking area or any similar appurtenant use, including, without limitation, any necessary maintenance or reconstruction thereof.

2. The parties agree that the easement on that portion of Lot 2 described on Exhibit "A" as "Legal Description #2" shall be released if and when any subsequent owner of Lot 2 shall so request to the extent necessary to develop Lot 2 in accordance with any specific plan of development. Release of easement, removal of encroachment and repairs required as a result thereof to remaining improvement on Lot 3 shall be at the expense of Lot 2.

3. This easement is for the benefit of Lot 3, Heide Heights, a subdivision in Douglas County, Nebraska, a part of the City of Omaha, and appurtenant thereto or to any portion thereof and shall run with the land and shall be binding on and inure to the benefit of the parties hereto, their heirs, successors and assigns.

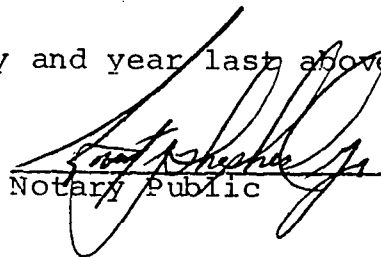
Dated this 1 day of August, 1983.


 William M. Wolfe, Trustee

 Peter D. Knott, Trustee

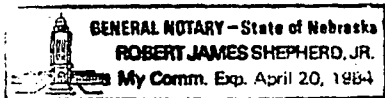
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

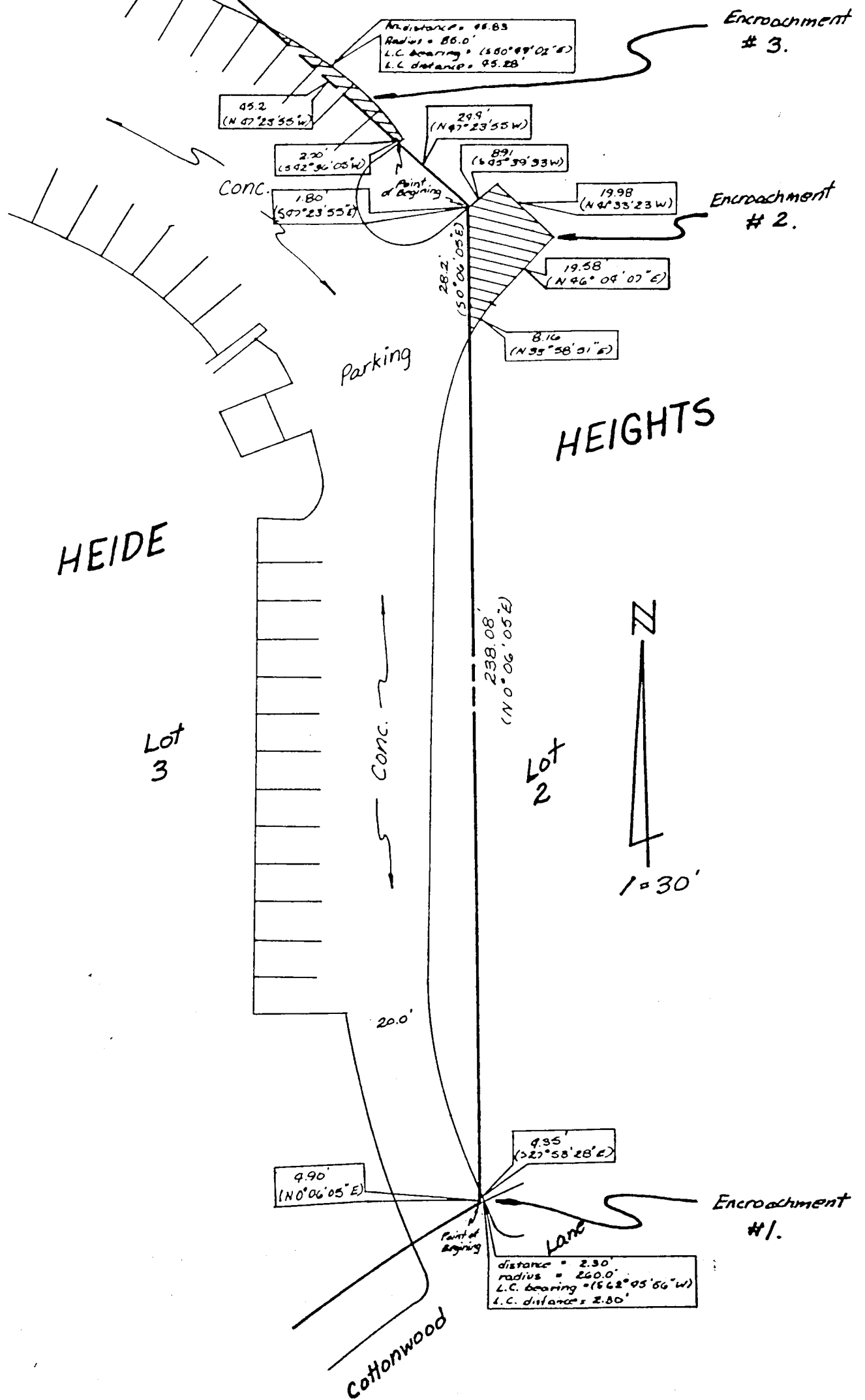
On this 1 day of August, 1983 before me, the undersigned, a notary public duly commissioned and qualified for said county, personally came WILLIAM M. WOLFE and PETER D. KNOTT, as Trustees, to me known to be the identical persons whose names are affixed to the foregoing instrument and acknowledged the same to be their voluntary act and deed as Trustees.

WITNESS my hand and seal the day and year last above written.



Notary Public





Legal Description #1

That part of Lot 2, HEIDE HEIGHTS, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska, described as follows: Beginning at the Southwest corner of said Lot 2; thence N 0°06'05" E (bearings based on the Heide Heights recorded plat) for 4.9 feet along the West line of said Lot 2; thence S 27°53'28" E for 4.35 feet to a point on the curved South line of said Lot 2; thence along a curve to the left (having a radius of 260 feet and a long chord bearing S 62°45'56" W for 2.3 feet) for an arc distance of 2.3 feet to the Point of Beginning. Contains 5 square feet.

Legal Description #2

That part of Lot 2, HEIDE HEIGHTS, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska, described as follows: Beginning at the angle point on the West line of said Lot 2, said angle point being 238.08 feet North of the Southwest corner of said Lot 2; thence S 0°06'05" W (bearings based on the Heide Heights recorded plat) for 28.2 feet along the West line of said Lot 2; thence N 33°58'51" E for 8.16 feet; thence N 46°04'07" E for 19.58 feet; thence N 41°33'23" W for 19.98 feet; thence S 48°39'33" W for 8.91 feet to the angled Westerly line of said Lot 2; thence S 47°23'55" E for 1.8 feet to the Point of Beginning. Contains 341 square feet.

Legal Description #3

That part of Lot 2, HEIDE HEIGHTS, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska, described as follows: Commencing at the angle point on the West line of said Lot 2, said angle point being 238.08 feet North of the Southwest corner of said Lot 2; thence N 47°23'55" W (bearings based on the Heide Heights recorded plat) for 24.4 feet along the angled Westerly line of said Lot 2 to the True Point of Beginning; thence continuing N 47°23'55" W for 45.2 feet along said Westerly line; thence along a non-tangent curve to the right (having a radius of 85 feet and a long chord bearing S 50°49'02" E for 45.28 feet) for an arc distance of 45.83 feet; thence S 42°36'05" W for 2.7 feet to the True Point of Beginning. Contains 154 square feet.

RECEIVED
1983 AUG - 1 - 13 PM 3:13
C. HAROLD OSTLER
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

2 1/2 acres

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Compd
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Fee 12.25

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