



MISC 2005048244



APR 28 2005 15:22 P 4

Please return to:
 Jeff C. Miller, Esq.
 YOUNG & WHITE
 8742 Frederick Street
 P. O. Box 241358
 Omaha, NE 68124-5358

Received - DIANE L. BATTIATO
 Register of Deeds - Douglas County, NE
 4/28/2005 15:22:23.03



2005048244

Space above line for recording purposes

PERMANENT EASEMENT

KEVIN McARDLE, as Grantor, being the owner of the real property which is hereinafter described and which is located and recorded in Douglas County, Nebraska, for valuable consideration received, does hereby grant to the CITY OF ELKHORN, NEBRASKA, as Grantee, and its agents and successors, a permanent easement for the purpose of constructing, installing, operating, maintaining, repairing, and removal of drainage structures, through, under, over, on, and across the real property which is described and shown on the attached Exhibits "A" and "B".

This permanent easement shall also be for the benefit of any contractor, agent, employee or representative of the City of Elkhorn for the purposes of access and performing work, maintenance, and repairs on such improvements within the permanent easement area.

The City of Elkhorn shall cause the construction, installation, operation, relaying, maintenance, repair, and removal of the aforescribed work and improvements to be done in a good, timely and workmanlike manner, and in accordance with all applicable plans and specifications and all applicable governmental laws, ordinances, regulations and building codes.

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The owner shall not, without the prior written approval of the City of Elkhorn, which approval shall not be unreasonably withheld, construct or install any buildings or other permanent structures in the permanent easement area.

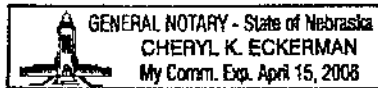
DATED this 18 day of April, 2005.

BY: Kevin X. McArdle
KEVIN McARDLE, Owner

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

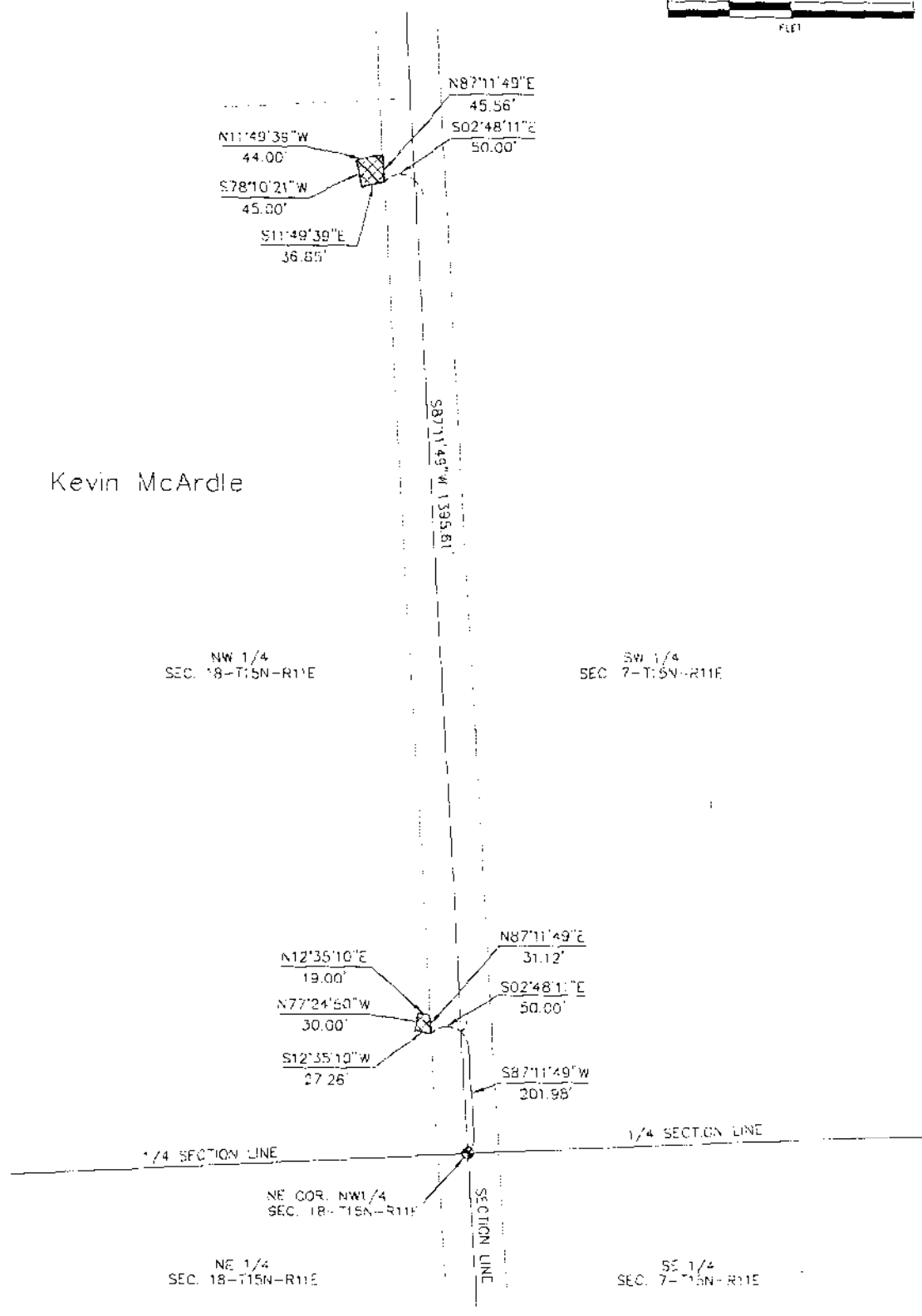
The foregoing instrument was acknowledged before me this 18 day of April, 2005, by KEVIN McARDLE.

Cheryl K. Eckerman
Notary Public





Kevin McArdle



PERMANENT EASEMENT
(EXHIBIT A)

	PERMANENT EASEMENT 0.06 ACRE	PROJECT NO. STPB 381071 TRACT NO 4
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TRACT NO. 4

PERMANENT EASEMENT 2

A TRACT OF LAND BEING PART OF THE NORTHWEST QUARTER OF SECTION 18, TOWNSHIP 15 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, DOUGLAS COUNTY, NEBRASKA, SAID TRACT BEING MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 18;

THENCE ALONG THE NORTH LINE OF SAID SECTION 18, SOUTH 87 DEGREES 11 MINUTES 49 SECONDS WEST (ASSUMED BEARING), A DISTANCE OF 201.98 FEET;

THENCE SOUTH 02 DEGREES 48 MINUTES 11 SECONDS EAST, A DISTANCE OF 50.00 FEET TO THE TRUE POINT OF BEGINNING;

THENCE SOUTH 12 DEGREES 35 MINUTES 10 SECONDS WEST, A DISTANCE OF 27.26 FEET;

THENCE NORTH 77 DEGREES 24 MINUTES 50 SECONDS WEST, A DISTANCE OF 30.00 FEET;

THENCE NORTH 12 DEGREES 35 MINUTES 10 SECONDS EAST, A DISTANCE OF 19.00 FEET;

THENCE NORTH 87 DEGREES 11 MINUTES 49 SECONDS EAST, A DISTANCE OF 31.12 FEET TO THE TRUE POINT OF BEGINNING.

SAID TRACT CONTAINS AN AREA OF 0.02 ACRES, MORE OR LESS.

EXHIBIT "B"