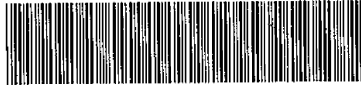




1320 410 MISC



19334 99 410-413

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| <b>Nebr Doc<br/>Stamp Tax</b> |
| <b>Date</b>                   |
| <b>\$</b>                     |
| <b>By</b>                     |

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

99 DEC 16 PM 2:05

RECEIVED

AFTER RECORDING RETURN TO:

ROBERT J. HUCK  
CROKER, HUCK, KASHER, DeWITT,  
ANDERSON & GONDERINGER, P.C.  
2120 S 72 ST STE 1250  
OMAHA NE 68124

19334 B

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| FEE | 21 | FB   |      |
| BKP |    | C/O  | COMP |
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PERPETUAL EASEMENT

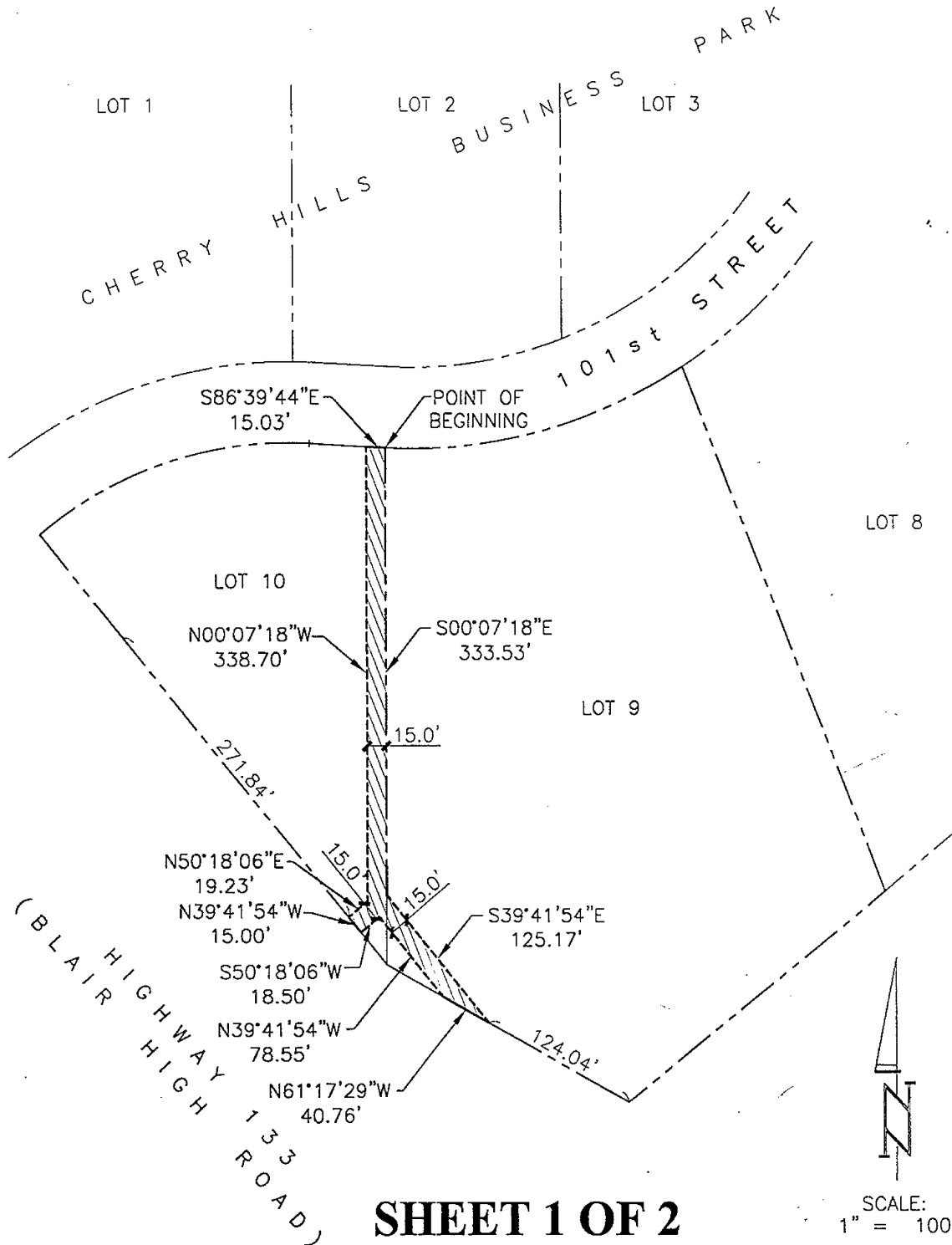
KNOW ALL MEN BY THESE PRESENTS:

THAT TBD Enterprises, L.L.C., a Nebraska limited liability company (hereinafter referred to as "Grantor"), for and in consideration of the sum of Ten and no/100ths Dollars (\$10.00) and other valuable consideration, the receipt of which is hereby acknowledged, does hereby grant and convey unto **SANITARY AND IMPROVEMENT DISTRICT NO. 413 OF DOUGLAS COUNTY, NEBRASKA**, a Municipal corporation, (hereinafter referred to as "Grantee"), its successors and assigns (including the City of Omaha upon its annexation of Grantee), a perpetual easement and connection right over, under, on and across that real estate in Douglas County, Nebraska, more particularly described on **Exhibit "A"** attached hereto and incorporated herein by this reference.

The scope and purpose of said easement is for the use, construction, repair, maintenance, replacement and renewal of storm sewer pipe line, including all necessary manholes and other related appurtenances, and the transmission through said sewer of storm water runoff. The Grantee and its contractor and engineers shall have full right and authority to enter upon said easementway in order to perform any of the acts and functions described within the scope and purposes of such easement.

By accepting and recording this perpetual easement grant, said Grantee, agrees to make good or cause to be made good to the owner or owners of the property in which same are constructed, any and all damage that may be done by reason of construction, alterations, maintenance, inspection, repairs or reconstruction in the way of damage to trees, grounds, or other improvements thereon, including crops, vines and gardens. Grantor reserves the right, following construction of said sewer and appurtenances thereto, to continue to use the surface of the easement strip conveyed hereby for other purposes,





S.I.D. 413, DOUGLAS COUNTY TD2 FILE NO. 1074103C.DWG DATE: AUGUST 24, 1999  
 THOMPSON, DRESSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860

EXHIBIT "A"

## LEGAL DESCRIPTION

THAT PART OF LOTS 9 AND 10, CHERRY HILLS BUSINESS PARK, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:  
BEGINNING AT THE NE CORNER OF SAID LOT 10;

THENCE S00°07'18"E (ASSUMED BEARING) 333.53 FEET ON THE EASTERLY LINE OF SAID LOT 10;

THENCE S39°41'54"E 125.17 FEET TO THE SOUTHERLY LINE OF SAID LOT 9;

THENCE N61°17'29"W 40.76 FEET ON THE SOUTHERLY LINE OF SAID LOT 9;

THENCE N39°41'54"W 78.55 FEET;

THENCE S50°18'06"W 18.50 FEET TO THE SOUTHWESTERLY LINE OF SAID LOT 10;

THENCE N39°41'54"W 15.00 FEET ON THE SOUTHWESTERLY LINE OF SAID LOT 10;

THENCE N50°18'06"E 19.23 FEET;

THENCE N00°07'18"W 338.70 FEET ON A LINE 15.00 FEET WESTERLY OF AND PARALLEL WITH THE EASTERLY LINE OF SAID LOT 10 TO THE NORTHERLY LINE OF SAID LOT 10;

THENCE S86°39'44"E 15.03 FEET ON THE NORTHERLY LINE OF SAID LOT 10 TO THE POINT OF BEGINNING.

## SHEET 2 OF 2

S.I.D. 413, DOUGLAS COUNTY TD2 FILE NO. 1074103C2.DWG DATE: AUGUST 24, 1999  
THOMPSON, DREESSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860