

THIS INDENTURE, made this 5th day of JANUARY, 1981, between First National Bank, Trustee for the Estate of Ronald J. Abboud, and Spence Title Services, Inc., a Nebraska Corporation, Trustee, hereinafter referred to as "Grantors", and Metropolitan Utilities District of Omaha, a Municipal Corporation, hereinafter referred to as "Grantee", WITNESSETH:

That 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, a pipeline for the transportation of gas, and all appurtenances thereto, together with the right of ingress and egress to and from the same, on, over, under and through lands described as follows:

The Westerly and Northerly Five (5) feet of Lot Thirty (30) of Empire Park, a subdivision, as surveyed, platted and recorded, in Douglas County, Nebraska. This Five-(5)-foot strip lies along and parallel to the right of way of John Galt Boulevard from "Q" Street to 108th Street.

Said tract of land, as shown on the plat attached hereto and made a part hereof by this reference, contains Thirty-six Hundredths (0.36) acre, 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. Grantors agree that neither they nor their successors 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 other utilities, 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 Grantee, respecting the ownership, use, operations, extensions and connections to any pipeline constructed and maintained hereunder.

IN WITNESS WHEREOF, the Grantors have caused this easement to be signed on the day and year first above written.

FIRST NATIONAL BANK, TRUSTEE FOR THE ESTATE OF RONALD J. ABBOD, Grantor

ATTEST:

[Signature]
Title _____

By [Signature]
J. Terry Macnamara
Vice President

(SEAL)

SPENCE TITLE SERVICES, INC., a Nebraska Corporation, TRUSTEE, Grantor

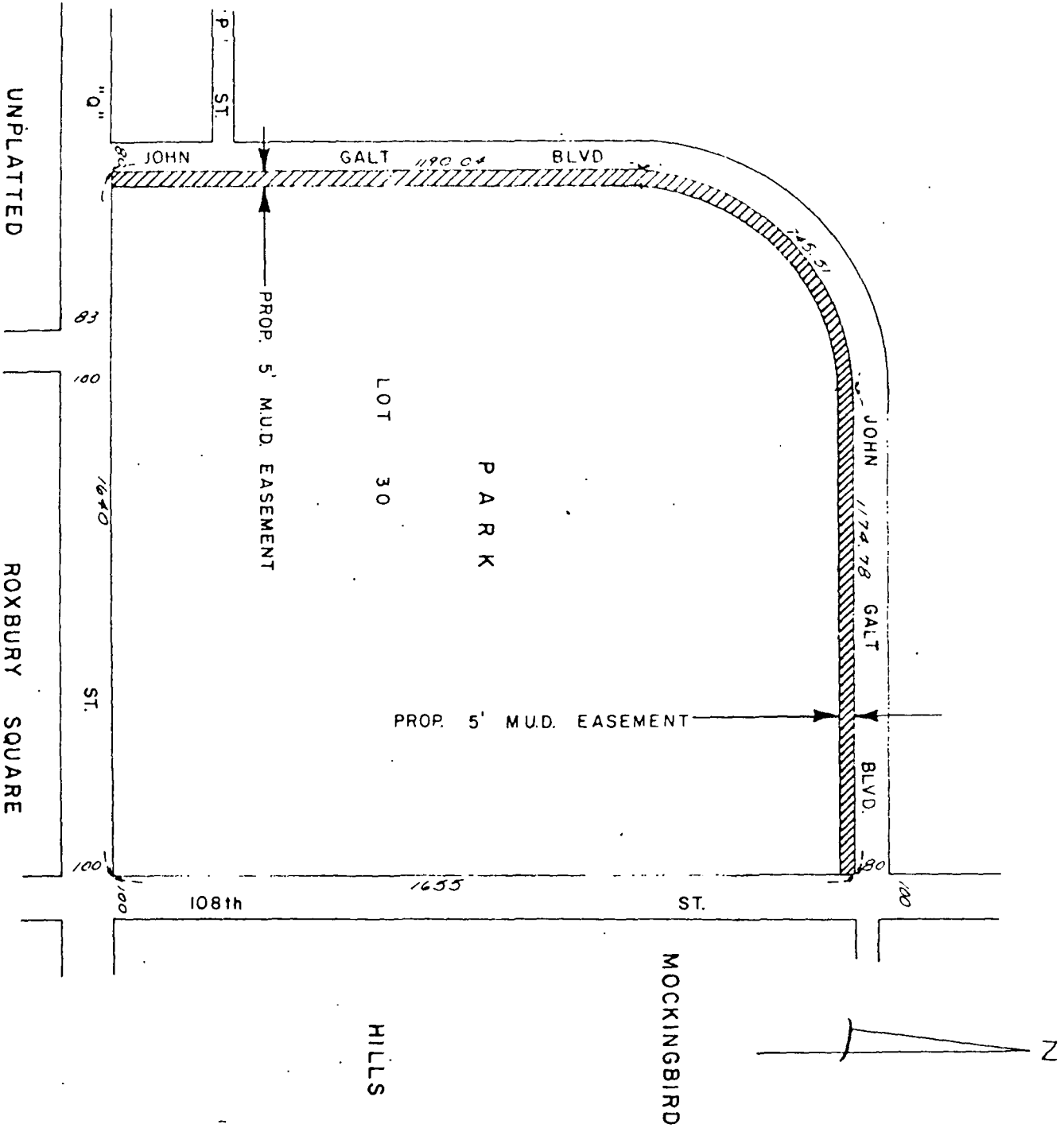
ATTEST:

[Signature]
Title _____

By [Signature]
Ann Spence,
President

(SEAL)

EMPIRE



POOR COPY FILED

METROPOLITAN

DISTRICT

EASEMENT
ACQUISITION
G.C.C. 8451

THE FIRST
NATIONAL BANK, TRUSTEE,
ROBERT TIMMINS, VICE PRES.

AND SPENCE TITLE
SERVICES, INC., TRUSTEE,
ANN SPENCE, PRESIDENT

TOTAL ACRE 0.367

LEGEND

PERMANENT EASEMENT

PAGE 1 OF 1

DRAWN BY P.N.H. DATE 12-17-80
CHECKED BY W.W.P. DATE 12-18-80
APPROVED BY DATE
DATE
DATE
DATE

360-18

08-18

58.6
9.2

RECEIVED

1981 MAR -6 AM 10:27

C. HAROLD OSTLER
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

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