



MISC 2006004738



JAN 13 2006 14:33 P 3

Received - DIANE L. BATTIATO
Register of Deeds, Douglas County, NE
1/13/2006 14:33:00.67



2006004738

PERMANENT EASEMENT

THIS INDENTURE, made this 10th day of May, 2005 between COPPERFIELDS, L.L.C., 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, pipelines for the transportation of water and all appurtenances thereto, together with the right of ingress and egress on, over, under and through lands described as follows:

Tracts of land in Copperfields Replat 1, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska and being described as follows:

PERMANENT EASEMENT

The westerly five feet (5.00') of the southerly fifty-two and sixty-one one hundredths feet (52.61') of Lot 24.

-and-

The westerly five feet (5.00') of the northerly forty-four feet (44.00') of Lot 23.

-and-

The northerly five feet (5.00') of the easterly eight-two and thirty-nine one hundredths feet (82.39') of Lot 29.

-and-

The northerly five feet (5.00') of the westerly seventy-two and eighty-four one hundredths feet (72.84') of Lot 19.

This permanent easement contains 0.026 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.

Return to Susan Pagan
M.U.D.
1723 Haney Street B 4
Omaha, NE 68102

1700 *OC-07276*
FEE _____ FB _____
BKP _____ C/O _____ COMB *MB*
DEL _____ SCAN _____ FV _____
✓ 022554

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.

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 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.

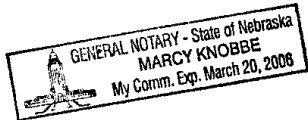
COPPERFIELDS, L.L.C.,
a Nebraska Limited Liability Company,
Grantor

By: Mark Palmer
Mark Palmer
Managing Member

ACKNOWLEDGMENT

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on May 10, 2005, by Mark Palmer, Managing Member of COPPERFIELDS, L.L.C., a Nebraska limited liability company, on behalf of the limited liability company.



Marcy Knobbe
Notary Public

METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA

EASEMENT
ACQUISITION
FOR WCC 9923

LAND OWNER
CopperFields, LLC
8701 West Dodge Road, Suite 300
Omaha, NE 68114

TOTAL ACRE
PERMANENT 0.026 ±
TOTAL ACRE
TEMPORARY 0.000

LEGEND
 PERMANENT EASEMENT
 TEMPORARY EASEMENT

PAGE 1 OF 1

DRAWN BY JUG
 DATE 4-22-05
 CHECKED BY _____
 DATE _____
 APPROVED BY _____
 DATE _____
 REVISED BY _____
 DATE _____
 REV. CHK'D. BY _____
 DATE _____
 REV. APPROV. BY _____
 DATE _____

