BK 1438 PG 099-099

MISC 2002 10328

RICHARD N. TAKECHI
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

02 MAY -1 PM 3:52

RECEIVED

PERMANENT EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

THAT HEARTHSTONE HOMES, INC., a Nebraska corporation, hereinafter referred to as GRANTOR, for and in consideration of the sum of One Dollar ($1.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby reserve and retain, for itself, and its assigns, a non-exclusive, perpetual easement, and reasonable access thereto, to erect, operate, maintain, repair and renew poles, wires, cables, conduits and other related facilities, and appurtenances thereof above and below ground, and to extend thereon or therein wires or cable for the carrying and transmission of electric current for light, heat and power and for the transmission of signals and sounds of all kinds including signals provided by a cable television system and/or any other communications system, and the reception on, over, through, under and across a five-foot (5') wide strip of land abutting all front and side boundary lot lines of Lots 111 - 235, inclusive, in the Carriage Hill Subdivision, Douglas County, NE; and an eight-foot (8') wide strip of land abutting the rear boundary lines of all interior lots in said Carriage Hill Subdivision; and a sixteen-foot (16') wide strip of land abutting the rear boundary lines of all exterior lots in said Carriage Hill Subdivision. The term exterior lots is herein defined as those lots forming the outer perimeter of the above-described addition. No permanent buildings or retaining walls shall be placed in the said easement ways, but the same may be used for gardens, shrubs, landscaping and other purposes that do not then or later interfere with the aforesaid uses or rights herein granted.

This easement shall run with the land and inure to the benefit of Grantee's successors and assigns.

IN WITNESS WHEREOF, GRANTOR has executed this easement on this 7th day of January 2002.

GRANTOR:
HEARTHSTONE HOMES, INC., a Nebraska corporation,

By: _____
John J. Smith, President

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

Before me, the undersigned, Notary Public in and for said County and State appeared John J. Smith, President of HearthStone Homes, Inc., a Nebraska corporation, known to me to be the identical person who signed the above instrument and acknowledged the execution thereof to be his voluntary act and deed on behalf of said corporation.

WITNESS my hand and Notarial Seal this 1 day of January 2002.

GENERAL NOTARY-State of Nebraska
CHRISTIE K. GROEBLI
My Comm. Exp. Jan. 01, 2005

Christie K Groebli
Notary Public

Misc 11.50
FEE 11.50 FB mc-05815
BKP ____ C/O ____ COMP BW
DEL ____ SCAN R FV

A 1/125

Box 35