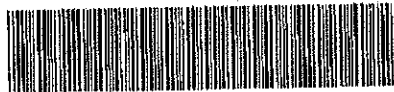




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Date

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By

RICHARD N TAKECHI
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

00 JUN -1 AM 8:30

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

See Plat 2135/540

Mr M

FEE 20.00 FB 01-6-0000
BKP 30-16-1200 COMP
DEL SCAN 015 FV

PERPETUAL EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

THAT IrishStone, L.L.C., a Nebraska limited liability company (hereinafter referred to as "Grantor"), for and in consideration of the sum of Ten 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. 405 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 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 outfall sanitary sewer pipe line, including all necessary manholes and other related appurtenances, and the transmission through said sewer of sanitary sewer discharge, together with the right of ingress and egress to and from said premises. 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.

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DC MASTER

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, subject to the right of the Grantee to use the same for the purposes herein expressed. Provided, however, that no building or other structure shall be built within the permanent easement area by Grantor, their successors or assigns, which will in any way interfere with Grantee's ability to perform its rights granted hereunder. This easement runs with the land.

Grantor herein, for itself, its successors and assigns, does hereby covenant and agree with the said Grantee and its successors and assigns that at the time of the execution and delivery of these presents, Grantor is lawfully seized of said premises; that Grantor has good right and lawful authority to grant said perpetual sanitary outfall sewer easement; and Grantor further hereby covenants to warrant and defend said easementway against the lawful claims of all persons whomsoever.

This instrument shall be binding on the successors and assigns of the respective parties hereto.

IN WITNESS WHEREOF, the Grantor herein, for itself, its successors and assigns, has caused the due execution hereof as of the 26 day of May, 2000.

IrishStone, L.L.C.

By: [Signature]

Title: Managing Member

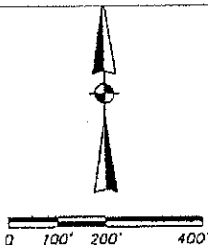
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 26th day of May, 2000, by Kevin Irish, Member, on behalf of IrishStone, L.L.C.

[Signature]
Notary Public

68050.2





LEGAL DESCRIPTION

STRIP 1 - PERMANENT EASEMENT FOR SANITARY SEWER PURPOSES

A STRIP OF LAND LOCATED IN THE SE 1/4 OF SECTION 30, TOWNSHIP 16 NORTH, RANGE 12 EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA, BEING 30 FEET IN WIDTH, BEING 15 FEET ON EACH SIDE OF AND PARALLEL WITH THE FOLLOWING DESCRIBED CENTERLINE AND SAID CENTERLINE PROLONGED:

COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 30; THENCE ALONG THE SOUTH LINE OF SAID SE 1/4 OF SECTION 30, N87°37'18"E, 326.29 FEET; THENCE N02°22'42"W, 24.41 FEET TO THE POINT OF BEGINNING; THENCE N37°48'50"E, 334.71 FEET; THENCE N17°28'57"E, 202.25 FEET; THENCE S87°47'11"E, 237.81 FEET; THENCE N72°07'39"E, 202.05 FEET; THENCE N14°05'01"W, 146.48 FEET; THENCE N55°46'08"E, 205.00 FEET; THENCE N23°11'10"E, 287.58 FEET; THENCE N55°42'11"W, 96.00 FEET; THENCE N14°58'39"E, 281.00 FEET; THENCE N23°43'43"E, 312.24 FEET; THENCE N23°18'09"E, 325.00 FEET; THENCE N38°31'16"W, 240.00 FEET; THENCE N26°16'25"E, 188.75 FEET; THENCE N26°48'11"E, 349.93 FEET; THENCE N27°09'39"E, 30.32 FEET TO A POINT ON THE NORTH LINE OF SAID SE 1/4 OF SECTION 30, FROM WHICH POINT THE EAST 1/4 CORNER OF SAID SECTION 30 BEARS N87°36'36"E, 835.68 FEET, SAID POINT BEING THE TERMINUS OF THIS DESCRIPTION, CONTAINING AN AREA OF 2.385 ACRES (103,893 SQUARE FEET), MORE OR LESS.

STRIP 2 - PERMANENT EASEMENT FOR SANITARY SEWER PURPOSES

A STRIP OF LAND LOCATED IN THE SE 1/4 OF SECTION 30, TOWNSHIP 16 NORTH, RANGE 12 EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA, BEING 30 FEET IN WIDTH, BEING 15 FEET ON EACH SIDE OF AND PARALLEL WITH THE FOLLOWING DESCRIBED CENTERLINE AND SAID CENTERLINE PROLONGED:

COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 30; THENCE ALONG THE SOUTH LINE OF SAID SE 1/4 OF SECTION 30, N87°37'18"E, 326.29 FEET; THENCE N02°22'42"W, 24.41 FEET; THENCE N37°48'50"E, 334.71 FEET; THENCE N17°28'57"E, 202.25 FEET; THENCE S87°47'11"E, 237.81 FEET; THENCE N72°07'39"E, 202.05 FEET; THENCE N14°05'01"W, 146.48 FEET; THENCE N55°46'08"E, 205.00 FEET; THENCE N23°11'10"E, 287.58 FEET; THENCE N55°42'11"W, 96.00 FEET TO THE POINT OF BEGINNING; THENCE N73°08'06"E, 350.00 FEET; THENCE N26°48'57"E, 5.00 FEET TO THE TERMINUS OF THIS DESCRIPTION, CONTAINING AN AREA OF 0.234 ACRES (10,198 SQUARE FEET), MORE OR LESS.

STRIP 3 - PERMANENT EASEMENT FOR SANITARY SEWER PURPOSES

A STRIP OF LAND LOCATED IN THE SE 1/4 OF SECTION 30, TOWNSHIP 16 NORTH, RANGE 12 EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA, BEING 30 FEET IN WIDTH, BEING 15 FEET ON EACH SIDE OF AND PARALLEL WITH THE FOLLOWING DESCRIBED CENTERLINE AND SAID CENTERLINE PROLONGED:

COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 30; THENCE ALONG THE SOUTH LINE OF SAID SE 1/4 OF SECTION 30, N87°37'18"E, 326.29 FEET; THENCE N02°22'42"W, 24.41 FEET; THENCE N37°48'50"E, 334.71 FEET; THENCE N17°28'57"E, 202.25 FEET; THENCE S87°47'11"E, 237.81 FEET; THENCE N72°07'39"E, 202.05 FEET; THENCE N14°05'01"W, 146.48 FEET; THENCE N55°46'08"E, 205.00 FEET; THENCE N23°11'10"E, 287.58 FEET; THENCE N55°42'11"W, 96.00 FEET; THENCE N14°58'39"E, 281.00 FEET; THENCE N23°43'43"E, 312.24 FEET TO THE POINT OF BEGINNING; THENCE N32°50'02"E, 93.34 FEET TO THE TERMINUS OF THIS DESCRIPTION, CONTAINING AN AREA OF 0.052 ACRES (2258 SQUARE FEET), MORE OR LESS.

EXHIBIT "A"
SHEET 1 OF 2

REVISIONS

S.I.D. 405 - DEER CREEK
PART OF SE 1/4, SECTION 30, T-16-N, R-12-E, 6TH P.M.

NEBRASKA

DOUGLAS COUNTY

PERMANENT SANITARY
SEWER EASEMENT

DATE
APR 00
DRAWN
CWM
CHECKED
CWM
JOB NO.
990128

