

79-435 etc.

#2915

EASEMENT AND RIGHT OF WAY

THIS INDENTURE, made this 10 day of July, 1972, between Damark Properties, Inc., a Nebraska corporation, hereinafter referred to as "Grantor", and Metropolitan Utilities District of Omaha, a municipal corporation, hereinafter referred to as "Grantee", WITNESSETH:

That the Grantor, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, does 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, pipelines for the transmission of gas and water, and all appurtenances thereto, together with the right of ingress and egress to and from the same, on, over, and through lands described as follows:

Several tracts of land lying in Lots 139, 150, 151, 154, 162, 163, 167, 175, 192, 196, 197, 205, 226, 227, 240, 244, 248, 249, 260, 261, 262, 279, 286, 295, 296, "J" and "K", all in Eldorado Addition, 2nd Platting, as surveyed, platted and recorded, a subdivision in the Northeast Quarter (NE $\frac{1}{4}$) of Section Fourteen (14), Township Fifteen (15) North, Range Eleven (11) East of the 6th P.M.; in Douglas County, Nebraska, being more particularly described as follows:

A tract of land Five (5) feet wide running along and parallel to the North property line of Lot One Hundred Thirty-nine (139), said tract of land being the North Five (5) feet of the East Five (5) feet of Lot 139;

A tract of land Five (5) feet wide running along and parallel to the North property line of Lot One Hundred Fifty (150), said tract of land being the North Five (5) feet of the West Forty-nine (49) feet, more or less, of Lot 150;

A tract of land Five (5) feet wide running along and parallel to the North property line of Lot One Hundred Fifty-one (151), said tract of land being the North Five (5) feet of the East Forty-eight (48) feet, more or less, of Lot 151;

A tract of land Five (5) feet wide running along and parallel to the North property line of Lot One Hundred Fifty-four (154), said tract of land being the North Five (5) feet of the West Five (5) feet of Lot 154;

A tract of land Five (5) feet wide running along and parallel to the South property line of Lot One Hundred Sixty-two (162), said tract of land being the South Five (5) feet of Lot 162;

A tract of land Five (5) feet wide running along and parallel to the South property line of Lot One Hundred Sixty-three (163), said tract of land being the South Five (5) feet of Lot 163;

A tract of land Five (5) feet wide running along and parallel to the North property line of Lot One Hundred Sixty-seven (167), said tract of land being the North Five (5) feet of the West Seventy-four (74) feet, more or less of Lot 167;

A tract of land Five (5) feet wide running along and parallel to the curved Westerly property line of Lot One Hundred Seventy-five (175), said tract of land being the Westerly Five (5) feet of the Northerly Sixty-two (62) feet, more or less, of Lot 175;

A tract of land Five (5) feet wide running along and parallel to the East property line of Lot One Hundred Ninety-two (192), said tract of land being the East Five (5) feet of Lot 192;

A tract of land Five (5) feet wide running along and parallel to the West property line of Lot One Hundred Ninety-six (196), said tract of land being the West Five (5) feet of the North Forty-nine (49) feet, more or less, of Lot 196;

A tract of land Five (5) feet wide running along and parallel to the West property line of Lot One Hundred Ninety-seven (197), said tract of land being the West Five (5) feet of the South Twelve (12) feet, more or less, of Lot 197;

A tract of land Five (5) feet wide running along and parallel to the North property line of Lot Two Hundred Five (205), said tract of land being the North Five (5) feet of the West Seven (7) feet of Lot 205;

A tract of land five (5) feet wide running along and parallel to the North property line of Lot Two Hundred Twenty-six (226), said tract of land being the North Five (5) feet of the West Twenty-five (25) feet of Lot 226;

A tract of land Five (5) feet wide running along and parallel to the West property line of Lot Two Hundred Twenty-seven (227), said tract of land being the West Five (5) feet of the South Forty-five (45) feet, more or less, of Lot 227;

A tract of land Five (5) feet wide running along and parallel to the South property line of Lot Two Hundred Forty (240), said tract of land being the South Five (5) feet of the West Sixteen (16) feet, more or less, of Lot 240;

A tract of land Five (5) feet wide running along and parallel to the North property line of Lot Two Hundred Forty-four (244), said tract of land being the North Five (5) feet of the East Twenty (20) feet of Lot 244;

A tract of land Five (5) feet wide running along and parallel to the West property line of Lot Two Hundred Forty-eight (248), said tract of land being the West Five (5) feet of the North Thirty-nine (39) feet, more or less, of Lot 248;

A tract of land Five (5) feet wide running along and parallel to the West property line of Lot Two Hundred Forty-nine (249), said tract of land being the West Five (5) feet of the North Twenty-two (22) feet, more or less, of Lot 249;

A tract of land Five (5) feet wide running along and parallel to the West property line of Lot Two Hundred Forty-nine (249), said tract of land being the West Five (5) feet of the South Twenty (20) feet, more or less of Lot 249;

A tract of land Five (5) feet wide running along and parallel to the West property line of Lot Two Hundred Sixty (260), said tract of land being the West Five (5) feet of the South Fifty-two (52) feet, more or less, of Lot 260;

A tract of land Five (5) feet wide running along and parallel to the North property line of Lot Two Hundred Sixty-one (261), said tract of land being the North Five (5) feet of the West Twenty-five (25) feet of Lot 261;

A tract of land Five (5) feet wide running along and parallel to the West property line of Lot Two Hundred Sixty-two (262), said tract of land being the West Five (5) feet of the South Thirty-eight (38) feet, more or less, of Lot 262;

A tract of land Five (5) feet wide running along and parallel to the West property line of Lot Two Hundred Seventy-nine (279), said tract of land being the West Five (5) feet of the North Eight (8) feet of Lot 279;

A tract of land Five (5) feet wide running along and parallel to the North property line of Lot Two Hundred Eighty-six (286), said tract being the North Five (5) feet of the West Thirty (30) feet, more or less, of the East Forty-five (45) feet, more or less, of Lot 286;

A tract of land Five (5) feet wide running along and parallel to the South property line of Lot Two Hundred Ninety-five (295), said tract of land being the South Five (5) feet of Lot 295;

A tract of land Five (5) feet wide running along and parallel to the East property line of Lot Two Hundred Ninety-six (296), said tract of land being the East Five (5) feet of the South Twenty-five (25) feet of Lot 296;

A tract of land Five (5) feet wide running along and parallel to the South property line of Lot Two Hundred Ninety-six (296), said tract of land being the South Five (5) feet of the West Seventy (70) feet of Lot 296;

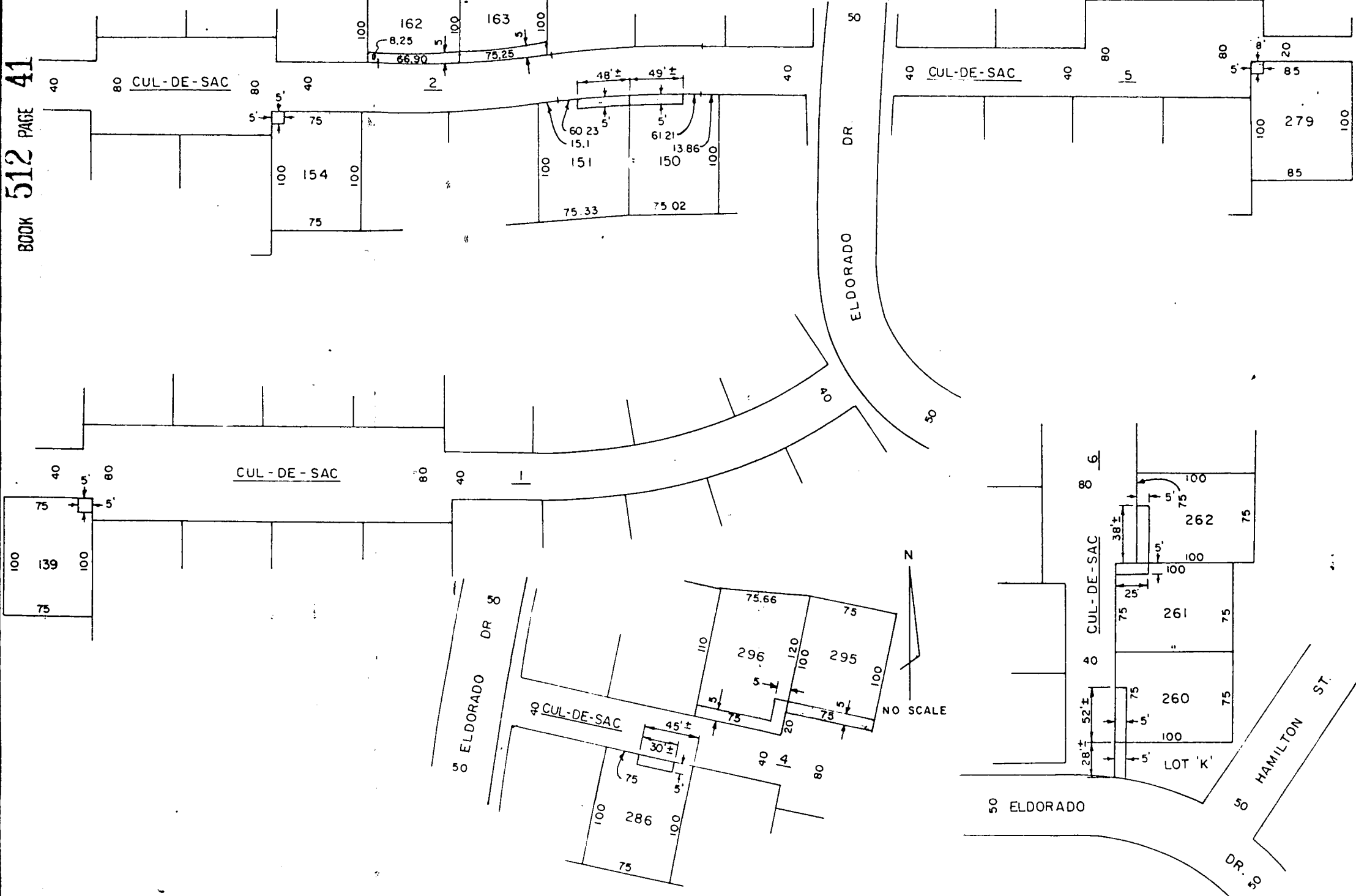
A tract of land lying in Lot "J" Five (5) feet wide running along and parallel to the curved extension of the Westerly property line of Lot One Hundred Seventy-five (175), said tract of land extending an arc distance of Nine (9) feet, more or less, Northeasterly of the Northerly property line of Lot 175;

A tract of land Five (5) feet wide running along and parallel to the projected West property line of Lot Two Hundred Sixty (260) in Lot "K", said tract of land extending a distance of Twenty-eight (28) feet, more or less, from the South property line of Lot 260 to the North property line of Eldorado Drive;

All of said tracts containing a total of Twelve One-Hundredths (0.12) acres, more or less, all as shown on the plat attached hereto and made a part hereof.

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. Grantor, its successors or assigns agree that they will at no time erect, construct or place on or below the surface of



METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA

EASEMENT
ACQUISITION
FOR GRM 7082
WCC 4505

LAND OWNER
DAMARK PROPERTIES INC.

ACRE PERMANENT 0.12

LEGEND
PERMANENT EASEMENT

PAGE 1 OF 3

DRAWN BY L.L.J. DATE 6-17-72
CHECKED BY L.L.J. DATE 6-17-72
APPROVED BY DATE
REVISED BY DATE
REV CHKD BY DATE

ALL LOTS SHOWN ARE IN ELDORADO 2ND PLATTING


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UTILITIES
DISTRICT
OMAHA, NEBRASKA

**EASEMENT
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LAND OWNER
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ACRE PERMANENT 0.12

LEGEND
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