

EASEMENT AND RIGHT OF WAY

THIS INDENTURE, made this 1st day of June, 1977, between Omaha National Bank, a corporation, hereinafter referred to as "Grantor", and Metropolitan Utilities District of Omaha, a municipal corporation, hereinafter referred to as "Grantee", WITNESSETH:

That 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 transportation of gas and water, 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:

Several strips of land lying in Lots 302, 303, 304, 305, 306, 308, 313, 315, 359, 360, 369, 370, 371, 372, 516, 517, 518, 519, 520, 525, 527, 528, 529, 530, 534, 535, 537, 538, and 539 of Eldorado 3rd Platting, a subdivision as now platted and recorded in Douglas County, Nebraska, said strips being more particularly described as follows:

The East Ten (10) feet of the North Fifteen (15) feet of Lot Three Hundred Two (302);

The North Five (5) feet of Lot Three Hundred Three (303);

The West Five (5) feet of the North Fifteen (15) feet of Lot Three Hundred Four (304);

The West Five (5) feet of Lot Three Hundred Five (305);

The West Five (5) feet of the South Forty (40) feet of Lot Three Hundred Six (306);

The East Twenty (20) feet of the South Five (5) feet of Lot Three Hundred Eight (308);

The Northerly Five (5) feet of Lot Three Hundred Thirteen (313);

The Northerly Five (5) feet of the Westerly Fifteen (15) feet of Lot Three Hundred Fifteen (315);

The Westerly Five (5) feet of the Northerly Thirty (30) feet of Lot Three Hundred Fifty-nine (359);

The Westerly Five (5) feet of Lot Three Hundred Sixty (360);

The Easterly Five (5) feet of Lots Three Hundred Sixty-nine (369), Three Hundred Seventy (370), and Three Hundred Seventy-one (371);

The Easterly Five (5) feet of the Northerly Twenty (20) feet of Lot Three Hundred Seventy-two (372);

The Southerly Five (5) feet of the Easterly Fifty-five (55) feet of Lot Five Hundred Sixteen (516);

The Easterly Five (5) feet of the Southerly Forty-five (45) feet of Lot Five Hundred Seventeen (517);

The Northerly Five (5) feet of the Easterly Forty-five (45) feet of Lot Five Hundred Eighteen (518);

The Northerly Five (5) feet of Lot Five Hundred Nineteen (519);

The Northerly Five (5) feet of the Westerly Thirty (30) feet of Lot Five Hundred Twenty (520);

The South Five (5) feet of the East Fifty (50) feet of Lot Five Hundred Twenty-five (525);

The East Five (5) feet of the North Twenty-five (25) feet of Lot Five Hundred Twenty-seven (527);

The North Five (5) feet of the East Fifty-five (55) feet of Lot Five Hundred Twenty-eight (528);

The North Five (5) feet of the West Fifty (50) feet of Lot Five Hundred Twenty-nine (529);

The North Ten (10) feet of the West Ten (10) feet of Lot Five Hundred Thirty (530);

The South Five (5) feet of the East Fifty (50) feet of Lot Five Hundred Thirty-four (534);

The East Ten (10) feet of the South Fifteen (15) feet of Lot Five Hundred Thirty-five (535);

The North Five (5) feet of the East Forty (40) feet of Lot Five Hundred Thirty-seven (537);

The North Five (5) feet of the West Sixty (60) feet of Lot Five Hundred Thirty-eight (538);

The North Ten (10) feet of the West Ten (10) feet of Lot Five Hundred Thirty-nine (539).

Said strips contain a total of Fifteen Hundredths (0.15) acre, 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 said strips of land any building or structure, except pavement, 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 Grantor, 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 Grantor has caused this easement to be signed on the day and year first above written.

ATTEST:

Title 2nd V.P.
(SEAL)

OMAHA NATIONAL BANK, Grantor

By Donald R. Bauer

Title V.P.

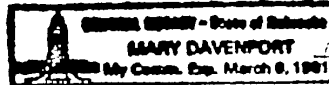
STATE OF NEBRASKA)

) ss

COUNTY OF DOUGLAS)

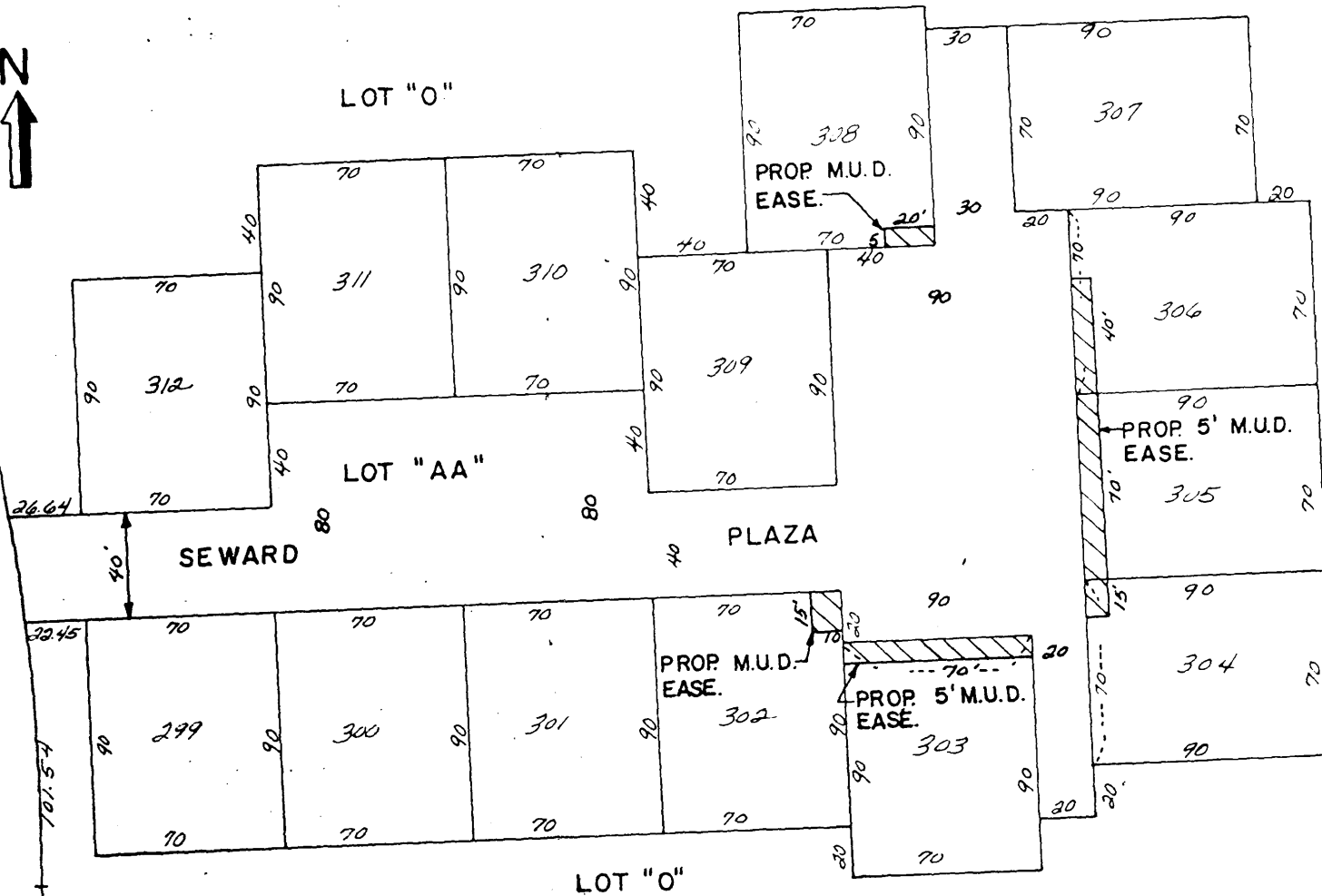
On this 6th day of June, 1977, before me, the undersigned, a Notary Public duly commissioned and qualified for said county, personally came Douglas R. Sevens, to me personally known to be the V.P. of Omaha National Bank, a corporation, whose name is affixed to the foregoing instrument in that capacity and who acknowledged the same to be his voluntary act and deed and the voluntary act and deed of said corporation.

Witness my hand and Notarial Seal the day and year last above written.



Mary Davenport
Notary Public

BOOK 582 PAGE 539
50 DRIVE



ELDORADO 3RD. PLATTING

METROPOLITAN
UTILITIES
DISTRICT

OMAHA, NEBRASKA

EASEMENT
ACQUISITION
FOR G.W.O. 4472

LAND OWNER OMAHA
NATIONAL BANK

TOTAL ACRE _____

LEGEND
PERMANENT EASEMENT

PAGE 1 OF 6

DRAWN BY H.L. DATE 3-10-77
CHECKED BY A.F. DATE 3-12-77
APPROVED BY J.S. DATE 4-5-77
REVISED BY _____ DATE _____
REV. CHK'D BY _____ DATE _____
REV. APPROV. BY _____ DATE _____

40 LOT
"00"

ELDORADO

PLAZA

148TH.

ELDORADO
3RD. PLATTING

OMAHA , NEBRASKA

EASEMENT
ACQUISITION
FOR G.W.O. 4472

LAND OWNER OMAHA
NATIONAL BANK

TOTAL ACRE _____

LEGEND

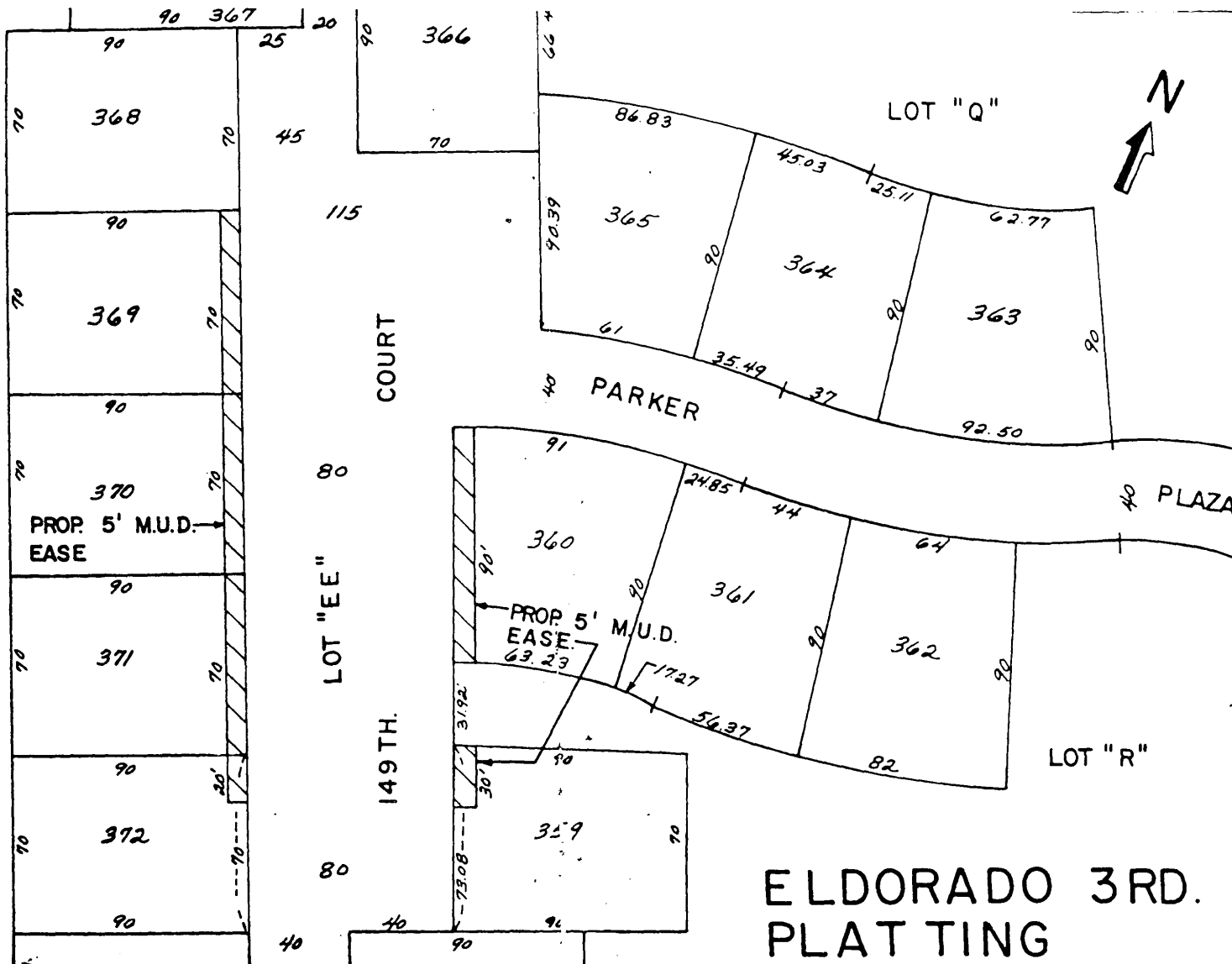
PERMANENT EASEMENT 

PAGE 2 OF 6

DRAWN BY 44 DATE 3-4-77
CHECKED BY A.F. DATE 3-22-77
APPROVED BY _____ DATE _____
REVISED BY _____ DATE _____
REV. CHK'D BY _____ DATE _____
REV. APPROV. BY _____ DATE _____



LOT "Q"



METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA

EASEMENT
ACQUISITION
FOR G.W.O. 4472

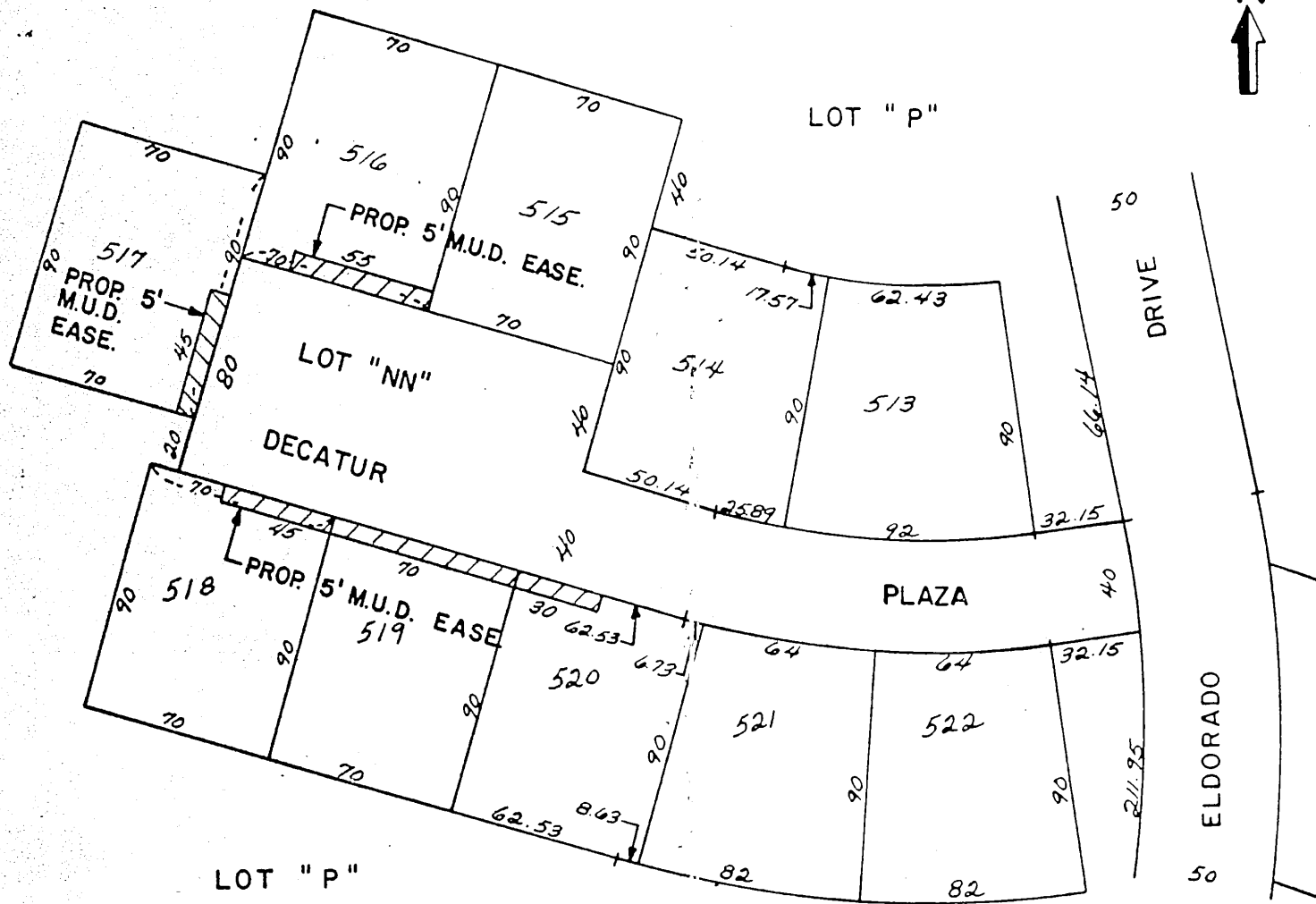
LAND OWNER OMAHA
NATIONAL BANK

TOTAL ACRE

LEGEND
PERMANENT EASEMENT

PAGE 3 OF 6

DRAWN BY: H.L. DATE: 2-11-77
CHECKED BY: A.F. DATE: 3-22-77
APPROVED BY: J.T. DATE: 4-15-77
REVISED BY: DATE:
REV. CHK'D BY: DATE:
REV. APPROV'D BY: DATE:



METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA

EASEMENT
ACQUISITION
FOR G.W.O. 4472

LAND OWNER OMAHA
NATIONAL BANK

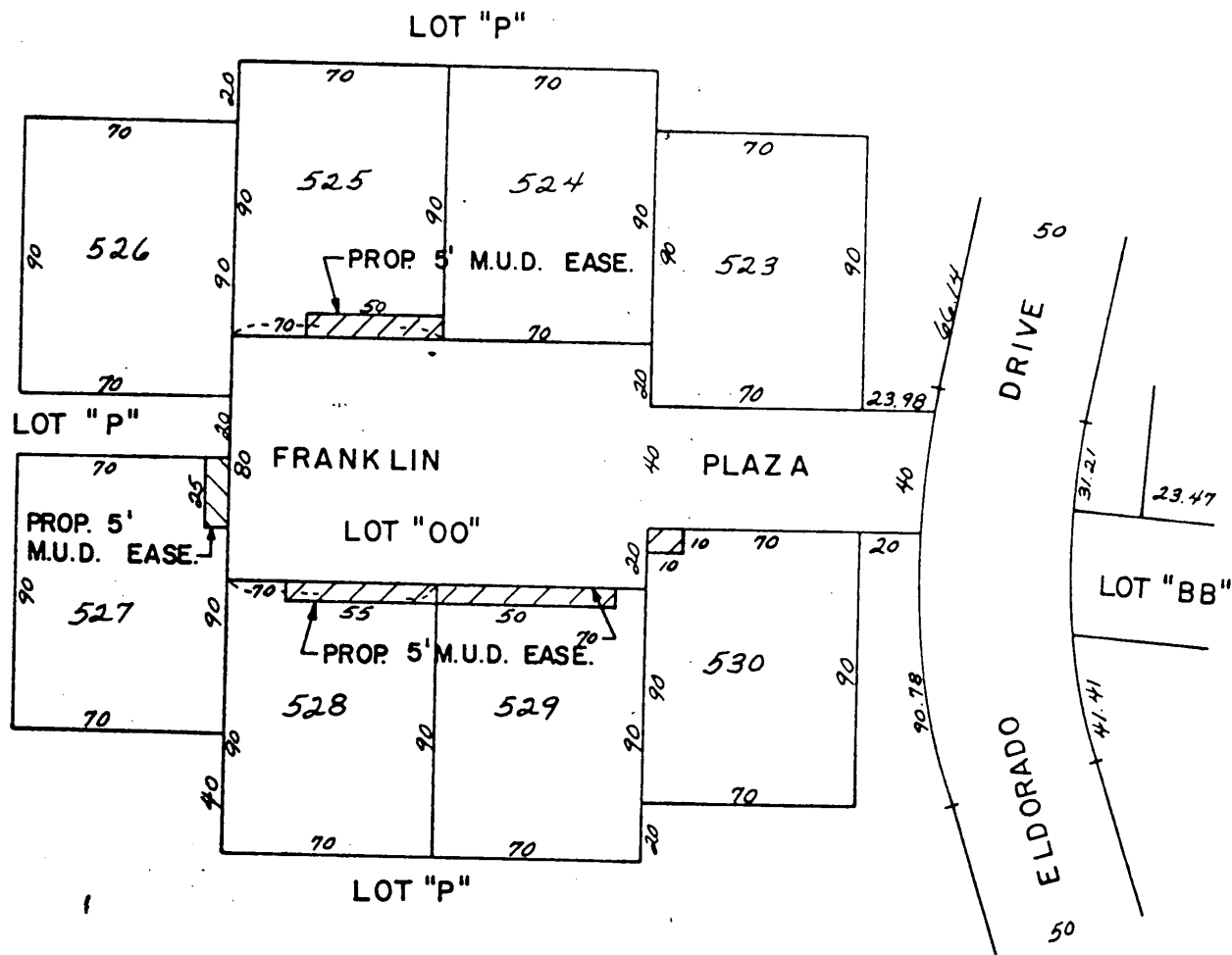
TOTAL ACRE

LEGEND
PERMANENT EASEMENT

PAGE 4 OF 6

DRAWN BY AE DATE 3-2-77
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 APPROVED BY AE DATE 4-15-77
 REVISED BY _____ DATE _____
 REV. CHK'D BY _____ DATE _____
 REV. APPROV. BY _____ DATE _____

ELDORADO 3RD. PLATTING



ELDORADO 3RD. PLATTING

METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA

EASEMENT
ACQUISITION
FOR G.W.O. 4472

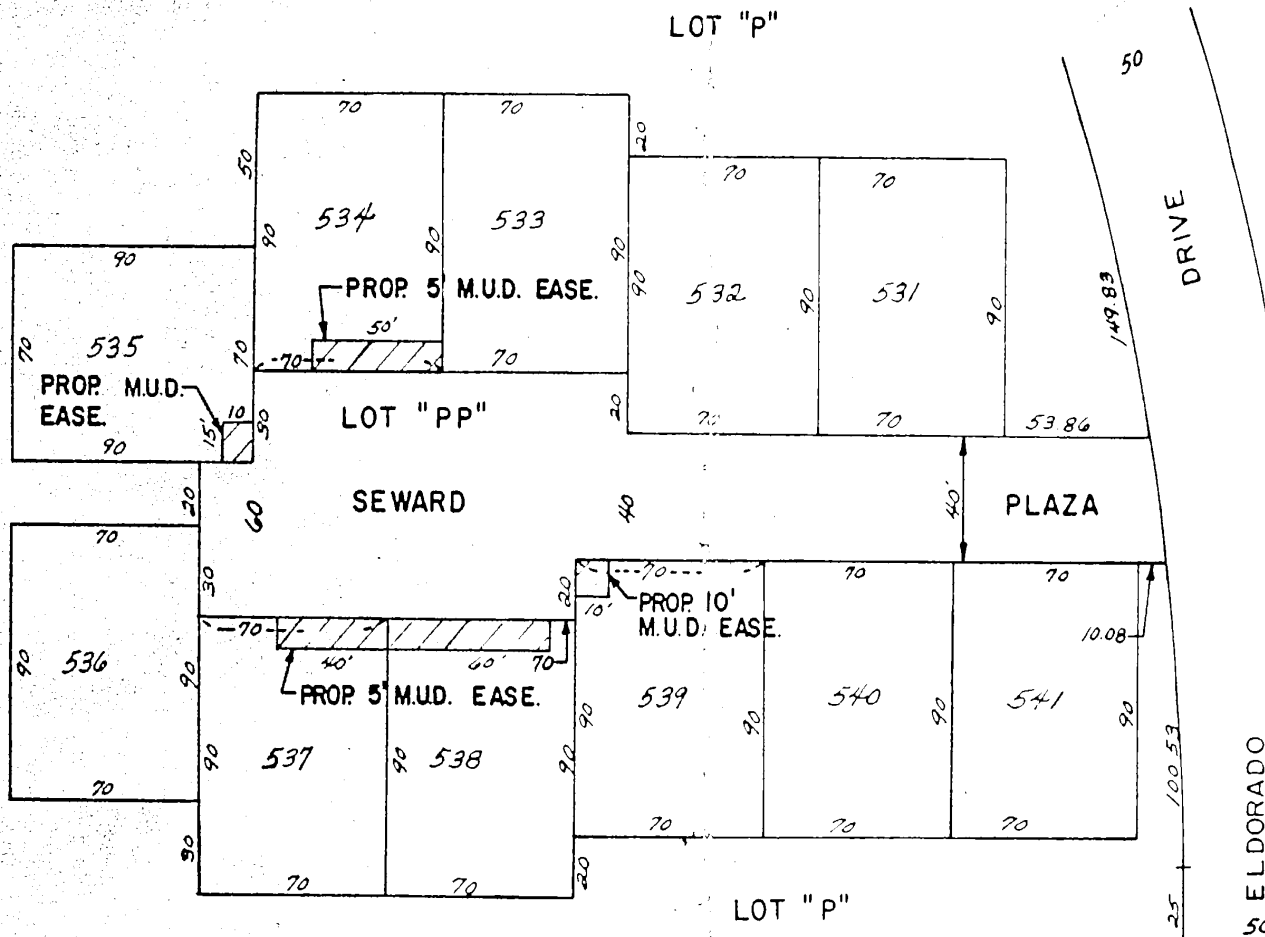
LAND OWNER OMAHA
NATIONAL BANK

TOTAL ACRE

LEGEND
PERMANENT EASEMENT

PAGE 5 OF 6

DRAWN BY KL DATE 3-3-77
CHECKED BY AE DATE 3-22-77
APPROVED BY DATE
REVISED BY DATE
REV. CHK'D BY DATE
REV. APPROV. BY DATE



ELDORADO 3RD. PLATTING

**METROPOLITAN
UTILITIES
DISTRICT**
OMAHA, NEBRASKA

EASEMENT
ACQUISITION
FOR G.W.O. 4472

LAND OWNER OMAHA
NATIONAL BANK

TOTAL ACRE

LEGEND

PERMANENT EASEMENT ☒

PAGE 6 OF 6

DRAWN BY 44 DATE 3-8-77
CHECKED BY AF DATE 3-22-77
APPROVED BY CF DATE 3-22-77
REVISED BY _____ DATE _____
REV. CHK'D BY _____ DATE _____
REV. APPROV. BY _____ DATE _____

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1977 JUN 23 AM 9:06
FBI
SOUTHERN DISTRICT OF NEW YORK

12 Dec.