

FILED SARPY CO. NE.

INSTRUMENT NUMBER

2003- 74353

2003 DEC 30 A 10: 26 AM

Glenn J. Dowling

REGISTER OF DEEDS

COUNTER	<i>AD</i>	C.F.	<i>D</i>
VERIFY	<i>AD</i>	DE	<i>D</i>
PROOF	<i>AD</i>		
FEE \$	32.50		
CHECK#	20996		
CHG		CASH	
REFUND		CREDIT	
SHORT		MCR	504

**PERMANENT
STORM & DRAINAGE EASEMENT**

KNOW ALL MEN BY THESE PRESENTS:

That GILES CORNER, INC., a Nebraska corporation, hereinafter referred to as "GRANTOR", (whether one or more) for and in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, the receipt of which is hereby acknowledged, does hereby grant and convey unto the SANITARY & IMPROVEMENT DISTRICT NO. 239 OF SARPY COUNTY, NEBRASKA, hereinafter referred to as "SID", and to its successors and assigns, an easement for the right to construct, maintain and operate a storm & drainage system, and appurtenances thereto, along with the right to convey surface runoff waters in, through, over and under the parcels of land described as follows:

See Exhibits A, B, C and D attached. (4 parcels)

TO HAVE AND TO HOLD unto said SID, its successors and assigns, together with the right of ingress and egress from said premises for the purpose of constructing, inspecting and maintaining or operating its system of storm & drainage system at the will of the SID. That Grantor may following construction of said sewers, continue to use the surface of the easement strip conveyed hereby for maintenance and other purposes, subject to the right of the SID to use the same for the purposes herein expressed. This easement is granted in part for mitigation of water flows pursuant to Section 404 Permit Number NE 2002-10718.

IT IS FURTHER AGREED as follows:

1. That no grading, fill or fill material, embankment work, buildings, improvements, or other structures shall be placed in, on, over or across said easement strip by GRANTOR, its successors and assigns. Improvements which may be approved by SID would be landscaping. Any trees, grass or shrubbery placed on said easement shall be maintained by GRANTOR, its successor or assigns.
2. That said GRANTOR for itself and its successors and assigns, do confirm with the said SID and its assigns, that it, the GRANTOR is well seized in fee of the above-described property and that it will have the right to grant and convey this easement in the manner and form aforesaid, and that it will, and his or their successors and assigns, shall warrant and defend this easement to said SID and its assigns against the lawful claims and demands of all persons. This easement runs with the land.
3. That this instrument contains the entire agreement of the parties; that there are no other different agreements or understandings between the GRANTOR and the SID or its agents; and that the GRANTOR, in executing and delivering this instrument, has not relied upon any promises, inducements or representations of the SID or its agents or employees except as are set forth herein.

IN WITNESS WHEREOF, said GRANTOR has executed this easement this 15 day of December, 2003.

GILES CORNER, INC.,
a Nebraska corporation,

By: *[Signature]*
President

A

STATE OF NEBRASKA]
COUNTY OF DOUGLAS]SS:

On this 15 day of December, 2003, before me, a Notary Public in and for said County and State, personally appeared Melvin Sudbeck, President for Giles Corner, Inc., a Nebraska corporation, who is personally known to me to be the identical person whose name is affixed to the above instrument and acknowledged the instrument to be his voluntary act and deed.

WITNESS my hand and Notarial Seal the date aforesaid.

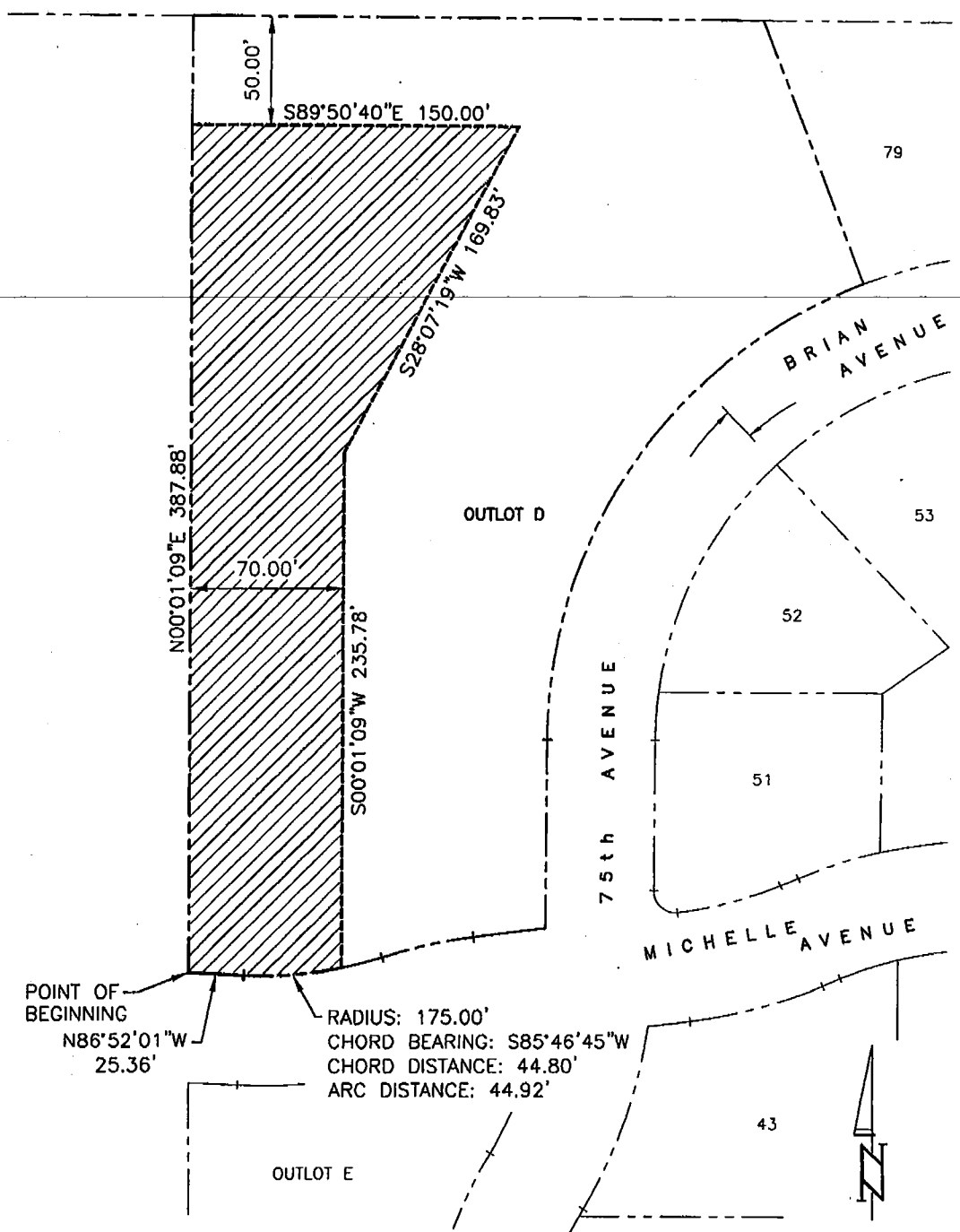


Marilyn Kuehl
Notary Public

RLR (E)

LAUGHLIN, PETERSON & LANG
ATTORNEYS AT LAW
11718 NICHOLAS STREET, SUITE 101
OMAHA, NEBRASKA 68154-4413
(402) 330-1900
FAX (402) 330-0936

B



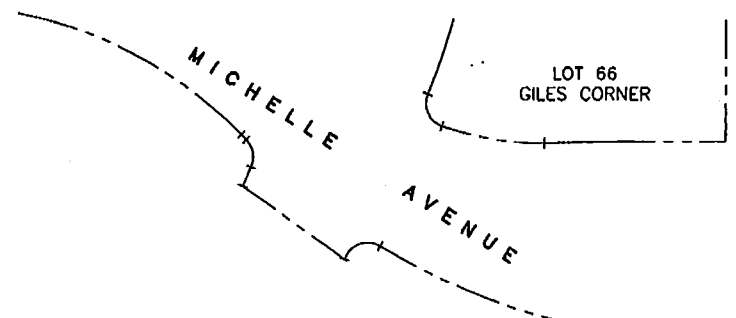
LEGAL DESCRIPTION

SCALE: 1" = 60'

THAT PART OF OUTLOT D, GILES CORNER, A SUBDIVISION IN SARPY COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS: BEGINNING AT THE SW CORNER OF SAID OUTLOT D; THENCE N00°01'09"E (ASSUMED BEARING) 387.88 FEET ON THE WEST LINE OF SAID OUTLOT D; THENCE S89°50'40"E 150.00 FEET ON A LINE 50.00 FEET SOUTH OF AND PARALLEL WITH THE 'NORTH' LINE OF SAID OUTLOT D; THENCE S28°07'19"W 169.83 FEET; THENCE S00°01'09"W 235.78 FEET ON A LINE 70.00 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID OUTLOT D TO THE SOUTH LINE THEREOF; THENCE SOUTHWESTERLY ON THE SOUTH LINE OF SAID OUTLOT D ON A NON-TANGENT 175.00 FOOT RADIUS CURVE TO THE RIGHT, CHORD BEARING S85°46'45"W, CHORD DISTANCE 44.80 FEET, AN ARC DISTANCE OF 44.92 FEET; THENCE N86°52'01"W 25.36 FEET ON THE SOUTH LINE OF SAID OUTLOT D TO THE POINT OF BEGINNING.

MELVIN SUDBECK HOMES, INC. TD2 FILE NO.: 1056-120-EASE-C DATE: JUNE 25, 2003
 THOMPSON, DRESSSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860

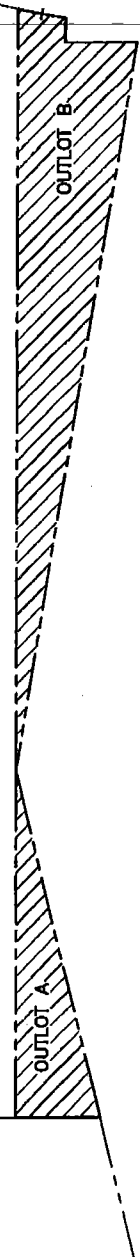
C



LOT 66
GILES CORNER

MICHELLE
AVENUE

UNPLATTED



OUTLOT B

OUTLOT A

72ND
STREET

LOT 80
GILES CORNER



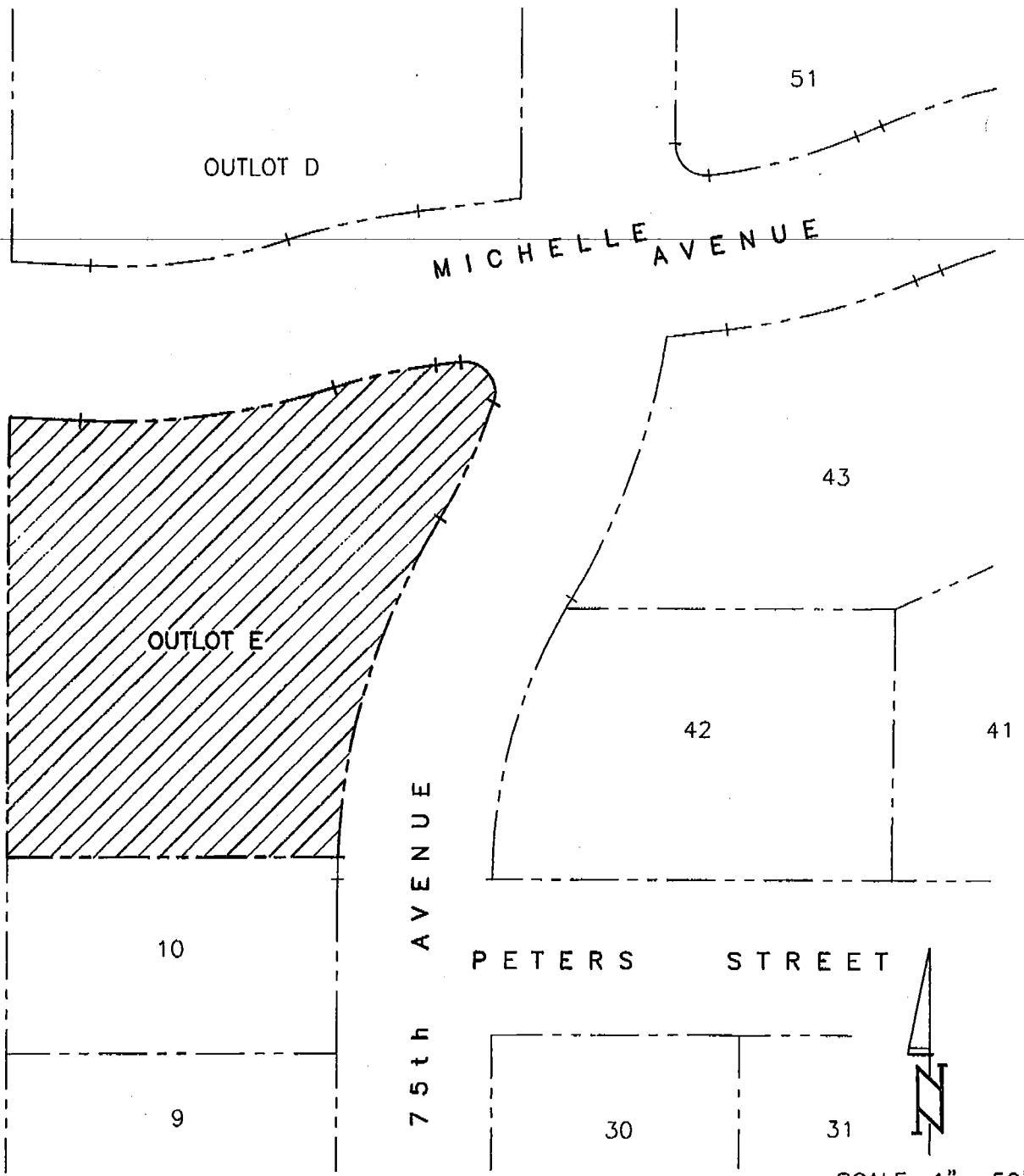
SCALE: 1" = 60'

LEGAL DESCRIPTION

OUTLOTS A AND B, GILES CORNER, A SUBDIVISION IN SARPY COUNTY, NEBRASKA.

MELVIN SUDBECK HOMES, INC. TD2 FILE NO.: 1056-120-EASE-A DATE: JUNE 25, 2003
THOMPSON, DREESSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860

D

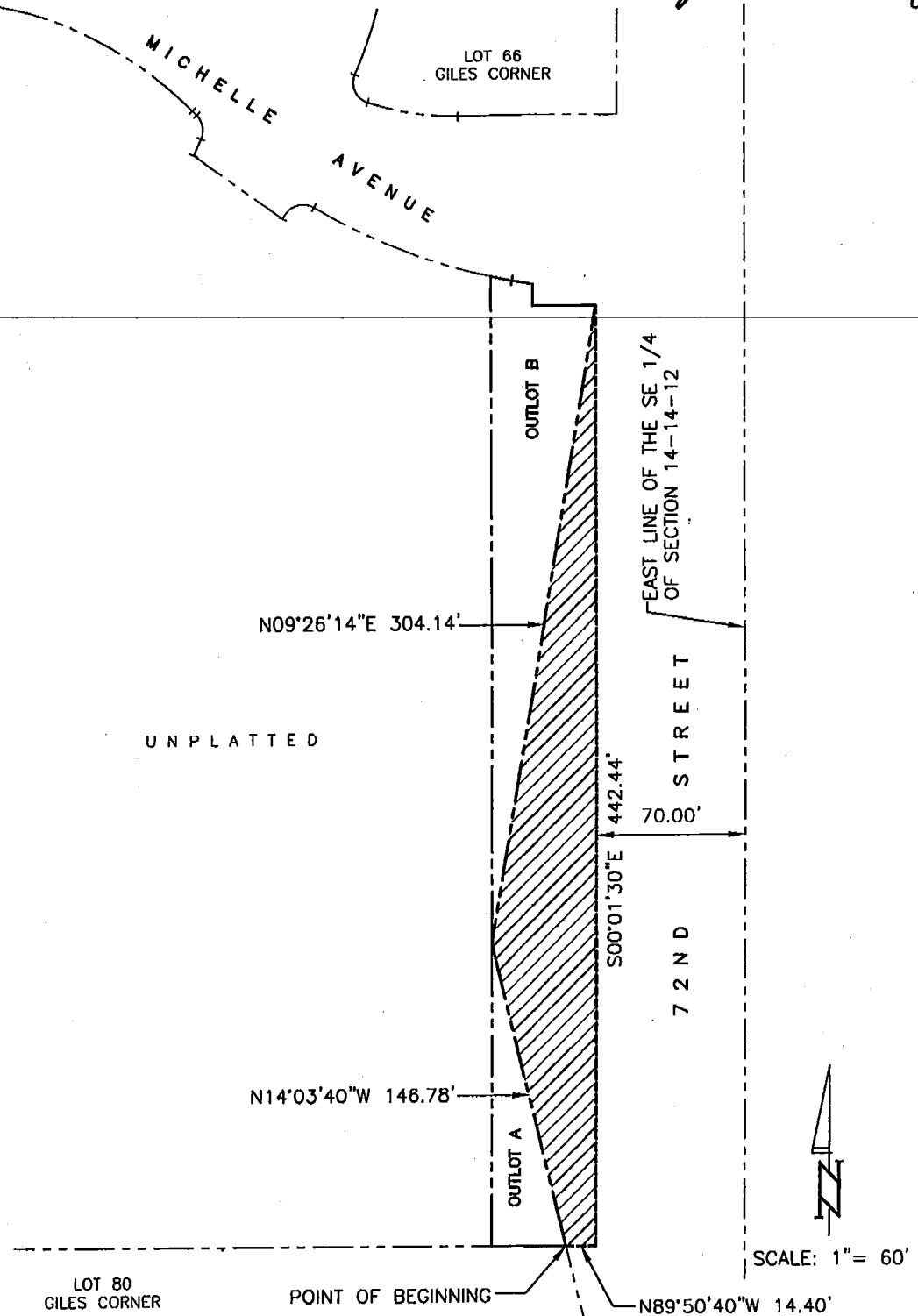


LEGAL DESCRIPTION

OUTLOT E, GILES CORNER, A SUBDIVISION IN SARPY COUNTY, NEBRASKA.

MELVIN SUDBECK HOMES, INC. TD2 FILE NO.: 1056-120-EASE-D DATE: JUNE 25, 2003
THOMPSON, DREESSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860

2003-74353 E



LEGAL DESCRIPTION

THAT PART OF THE SE 1/4 OF THE SE 1/4 OF SECTION 14, T14N, R12E OF THE 6th P.M., SARPY COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS: BEGINNING AT THE SE CORNER OF OUTLOT A, GILES CORNER, A SUBDIVISION IN SAID SARPY COUNTY; THENCE N14°03'40"W (ASSUMED BEARING) 146.78 FEET ON THE EAST LINE OF SAID OUTLOT A TO THE MOST SOUTHERLY CORNER OF OUTLOT B, SAID GILES CORNER; THENCE N09°26'14"E 304.14 FEET ON THE EAST LINE OF SAID OUTLOT B TO THE NE CORNER THEREOF; THENCE S00°01'30"E 442.44 FEET ON A LINE 70.00 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF SAID SE 1/4 TO THE EASTERLY EXTENSION OF THE SOUTH LINE OF SAID OUTLOT A; THENCE N89°50'40"W 14.40 FEET ON THE EASTERLY EXTENSION OF THE SOUTHERLY LINE OF SAID OUTLOT A TO THE POINT OF BEGINNING.

MELVIN SUDBECK HOMES, INC. T02 FILE NO.: 1056-120-EASE-B DATE: JUNE 25, 2003
 THOMPSON, DREESSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860