REFILED

EASEMENT

BOCK 781 MOE 608

This agreement, made and entered into between William M. Wolfe and FETER D. RNOTT, as Trustees (Sallers), and HACIENDA HEIGHTS INVESTMENT GROUP, A MERRASKA LIMITED PARTNERSHIP (PUTCHASET).

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WHEREAS, Purchaser is acquiring Lot 3, Heide Heights, a sub-division in Douglas County, Nebraska from Sellers and Ballers matain ownership of Lot 2 of said subdivision, and

WHENEAS, an existing driveway/parking area serving the said Lot 3 encroaches on and over a portion of said Lot 2,

NOW, THEREFORE, in consideration of one dollar and other good and valuable consideration in hand paid, receipt of which is hereby acknowledged, the parties agree as follows:

1. Sellers hereby grant Purchaser a perpetual easement over and on those portions of Lot 2, Heide Heights, a subdivision in Douglas County, Nebrasks, now a part of the City of Omaha, as more particularly described on Exhibit *A* attached hereto, for the purpose including, without limitation, any necessary maintenance or reconstruction thereof.

2. The parties agree that the easement on that portion of Lot 2 described on Exhibit "A" as "Legal Description #2" shall be released if and when any subsequent owner of Lot 2 shall so request to the extent necessary to develop Lot 2 in accordance with any specific plan of development. Release of easement, removal of encroachment and repairs required as a result thereof to remaining improvement on Lot 3 shall be at the expense of Lot 2.

3. This easement is for the benefit of Lot 3, Heide Heights, a subdivision in Douglas County, Nebraska, a part of the City of Cmaha, and appurtenant thereto or to any portion thereof and shall run with the land and shall be binding on and inure to the benefit of the parties hereto, their heirs, successors and assigns.

Dated this / day of County

HACTENDA HELGHTS COMPANY

William Wolfer, Trustee

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STATE OF NEBRASKA)
COUNTY OF DOUGLAS)

On this day of 1983 before me, the undersigned, a notary public duly commissioned and qualified for said county, personally came WILLIAM N. WOLFE and FETER D. KNOTT, as Trustees, to me known to be the identical persons whose names are affixed to the foregoing instrument and admovledged the same to be their voluntary act and deed as Trustees.

WITNESS my hand and seal the day and year last prove written.

Sofished Je

March March - Study of Belowship

STATE OF NEBRASKA)
COUNTY OF DOUGLAS)

On this O day of NOCA, 1986, before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared Peter D. Enott, to me personally known, who being by me duly sworn, did say that he is a General Partner of Hacienda Heights Company, and acknowledged the execution of said instrument to be the voluntary act and deed of said Hacienda Heights Company, by it and by him voluntarily executed.

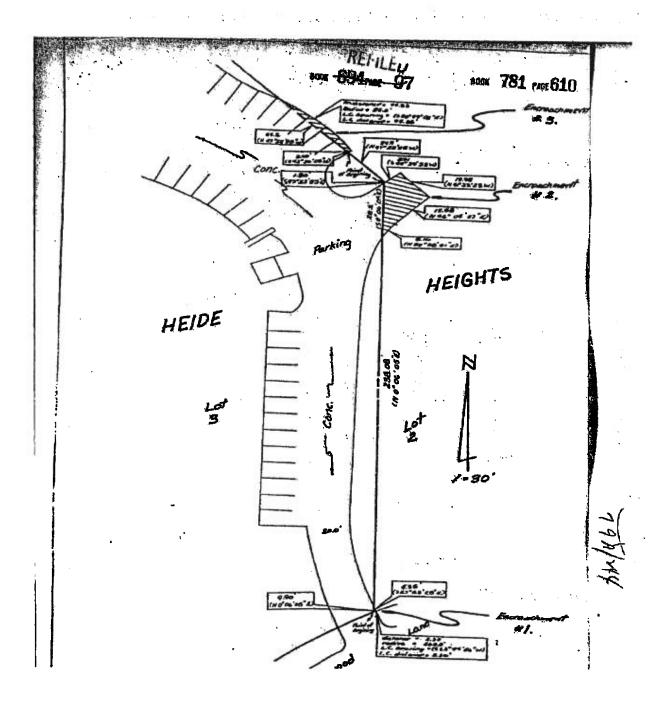
WITNESS my hand and Notarial Seal the day and year first above written.

Rotary Public Melos

My Commission Expires:

11-38-89

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Ther part of Lot 2, Heide sergers, a subdivision as surveyed, platted and recorded in Douglas County, Rebraska, described as follows: Beginning at the Southwest corner of said Lot 2; thense M 0.06 to 2 (bearings based on the Heights recorded plat) for 4.9 feet along the West line of said Lot 2; thense S 27 53 '28" E for 4.35 feet to a point on the curved South line of said that 2; Lot 2; thense slong a curve to the left (having a radius of 260 feet and a long the Point of Seginning. Contains 5 square feet.

Legal Description #7

That part of Lot 2, HEIDE HEIGHTS, a subdivision as surveyed, platted and rescrided in Douglas County, Rebraska, described as follows: Beginning at the angle point on the West line of said lot 2, said angle point being 238.08 feet based on the Heide Heights recorded plat) for 28.2 feet slong the West line of said lot 2; thence 3 60605° W (bearings said lot 2; thence 3 1358'53° E for 13.58'53° E for 28.2 feet slong the West line of feet; thence M 4133'23° U for 19.58 feet; thence M 46'04'07° E for 19.58 to the angled Westerly line of said lot 2; thence 3 48'39'33° W for 8.91 feet to the Point of Beginning. Coutsing 341 square feet.

Legal Description #3

That part of Lot 2, HEIDE HEIGHTS, a subdivision as surveyed, platted and recorded in Bouglas C unty, Nebraska, described as follows: Commencing at the angle point on the West line of said Lot 2, said angle point being 238.08 based on the Heide Heights recorded plat) for 26.4 feet along the angled Westerly line of baid Lot 2 to the True Point of Beginning; thence continuing H 47823' 55" W for 45.2 feet along said Westerly line; thence along a non-tangent cutve to the right (hawing a tadius of 85 feat and a long chord bearing 5 50"49"02" E for 45.28 feet) for an ere distance of 45.63 feet; thence 8 42"36"02" W for 2.7 feet to the True Point of Reginning. Contains 154 aquare feet.

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