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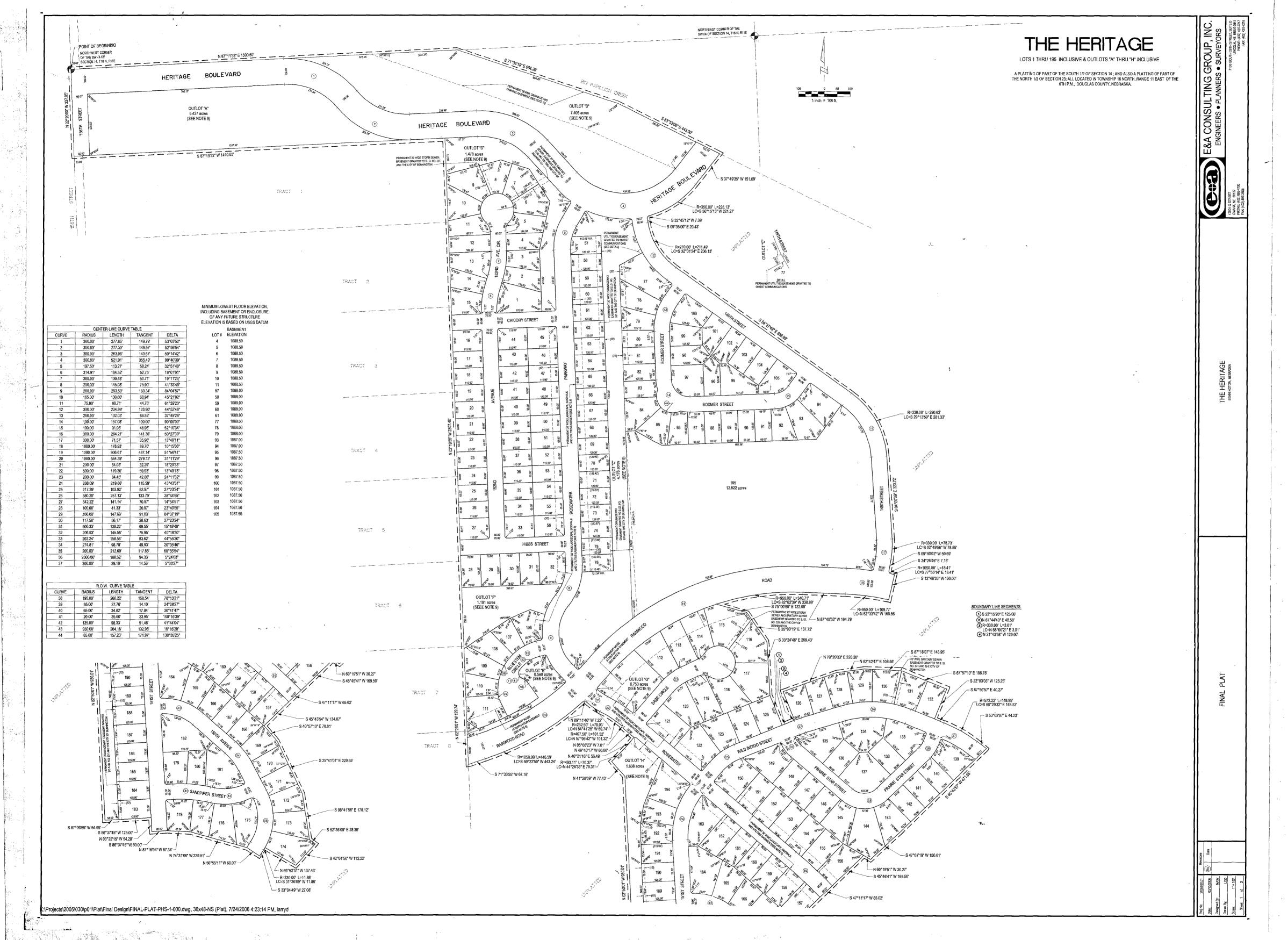
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RETURN: E&A CONSULTING GROUP 830 No. 117 TH ST. OMAHA, NE 68154

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SURVEYOR'S CERTIFICATION

I HEREBY CERTIFY THAT I HAVE MADE A GROUND SURVEY OF THE SUBDIVISION DESCRIBED HEREIN AND THAT PERMANENT MONUMENTS HAVE BEEN PLACED ON THE BOUNDARY OF THE WITHIN PLAT AND PERMANENT MONUMENTS AND STAKES AT ALL CORNERS OF ALL LOTS, STREETS, ANGLE POINTS AND ENDS OF ALL CURVES IN THE HERITAGE (LOTS NUMBERED AS SHOWN), BEING A PLATTING OF PART OF THE SOUTH 1/2 OF SECTION 14; AND ALSO A PLATTING OF PART OF THE NORTH 1/2 OF SECTION 23; ALL LOCATED IN TOWNSHIP 16 NORTH, RANGE 11 EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE SW1/4 OF SAID SECTION 14; THENCE N87°11'33"E (ASSUMED BEARING) ALONG THE NORTH LINE OF SAID SW1/4 OF SECTION 14, A DISTANCE OF 1500.50 FEET TO A POINT ON THE CENTERLINE OF BIG PAPILLION CREEK; THENCE S71°38'19"E ALONG SAID CENTERLINE OF BIG PAPILLION CREEK, A DISTANCE OF 654.26 FEET; THENCE S63°53'08"E ALONG SAID CENTERLINE OF BIG PAPILLION CREEK, A DISTANCE OF 443.00 FEET; THENCE S37°49'35"W, A DISTANCE OF 151.09 FEET; THENCE SOUTHWESTERLY ON A CURVE TO THE RIGHT WITH A RADIUS OF 350.00 FEET, A DISTANCE OF 225.13 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS S56°15'13"W, A DISTANCE OF 221.27 FEET; THENCE S32°45'12"W, A DISTANCE OF 7.39 FEET; THENCE S09°35'00"E, A DISTANCE OF 20.43 FEET; THENCE SOUTHEASTERLY ON A CURVE TO THE LEFT WITH A RADIUS OF 270.00 FEET, A DISTANCE OF 211.49 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS S32°01'24"E, A DISTANCE OF 206.13 FEET; THENCE S54°27'49"E, A DISTANCE OF 836.99 FEET; THENCE SOUTHERLY ON A CURVE TO THE RIGHT WITH A RADIUS OF 330.00 FEET, A DISTANCE OF 290.63 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS S29°13'59"E, A DISTANCE OF 281.33 FEET; THENCE S04°00'09"E, A DISTANCE OF 323.72 FEET; THENCE SOUTHERLY ON A CURVE TO THE RIGHT WITH A RADIUS OF 330.00 FEET, A DISTANCE OF 78.73 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS S02°49'56'W, A DISTANCE OF 78.55 FEET; THENCE S09°40'02"W, A DISTANCE OF 50.69 FEET; THENCE S34°26'45"E, A DISTANCE OF 7.18 FEET; THENCE EASTERLY ON A CURVE TO THE RIGHT WITH A RADIUS OF 1050.00 FEET, A DISTANCE OF 18.41 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS \$77°55'14"E, A DISTANCE OF 18.41 FEET; THENCE \$12°48'35"W, A DISTANCE OF 100.00 FEET; THENCE WESTERLY ON A CURVE TO THE LEFT WITH A RADIUS OF 950,00 FEET, A DISTANCE OF 169,77 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS N82°32'42"W, A DISTANCE OF 169.55 FEET; THENCE N87°40'53"W, A DISTANCE OF 164.79 FEET; THENCE WESTERLY ON A CURVE TO THE LEFT WITH A RADIUS OF 950.00 FEET, A DISTANCE OF 340.71 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS S82°02'39"W, A DISTANCE OF 338.89 FEET; THENCE S75°00'56"E, A DISTANCE OF 122.09 FEET; THENCE S35°00'19"E, A DISTANCE OF 137.72 FEET; THENCE S03°24'46"E, A DISTANCE OF 209.43 FEET; THENCE S22°15'20"E, A DISTANCE OF 125.00 FEET; THENCE N67°44'40"E, A DISTANCE OF 48.58 FEET; THENCE NORTHEASTERLY ON A CURVE TO THE RIGHT WITH A RADIUS OF 330.00 FEET, A DISTANCE OF 3.01 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS N68°00'21"E, A DISTANCE OF 3.01 FEET; THENCE N21°43'58"W, A DISTANCE OF 120.00 FEET; THENCE N70°20'33"E, A DISTANCE OF 220.20 FEET; THENCE N82°42'47"E, A DISTANCE OF 108.55 FEET; THENCE S87°18'07"E, A DISTANCE OF 143.95 FEET; THENCE S67°57'10"E, A DISTANCE OF 188.78 FEET; THENCE S22°03'03"W, A DISTANCE OF 125.25 FEET; THENCE S67°56'57"E, A DISTANCE OF 40.27 FEET; THENCE SOUTHEASTERLY ON A CURVE TO THE RIGHT WITH A RADIUS OF 572.22 FEET, A DISTANCE OF 148.95 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS S60°29'32"E, A DISTANCE OF 148.53 FEET; THENCE S53°02'07"E, A DISTANCE OF 44.23 FEET; THENCE S45°43'57"W, A DISTANCE OF 471.65 FEET; THENCE S47°07'19"W, A DISTANCE OF 150.01 FEET; THENCE N60°19'51"W, A DISTANCE OF 30.27 FEET; THENCE S45°46'41"W, A DISTANCE OF 169.50 FEET; THENCE S47°11'17"W, A DISTANCE OF 65.02 FEET; THENCE S45°43'54"W, A DISTANCE OF 134.07 FEET; THENCE \$40°57"13"E, A DISTANCE OF 78.01 FEET; THENCE \$25°41'01"E, A DISTANCE OF 229.55 FEET; THENCE \$08°41'56"E, A DISTANCE OF 178.12 FEET; THENCE S52°35'09"E, A DISTANCE OF 28.30 FEET; THENCE S42°01'50"W, A DISTANCE OF 112.22 FEET; THENCE N59°52'31"W, A DISTANCE OF 137.49 FEET THENCE SOUTHWESTERLY ON A CURVE TO THE RIGHT WITH A RADIUS OF 230.00 FEET, A DISTANCE OF 11.86 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS S31°36'09"W, A DISTANCE OF 11.86 FEET; THENCE S33°04'49"W, A DISTANCE OF 27.08 FEET; THENCE N56°55'11"W, A DISTANCE OF 60.00 FEET; THENCE N74°31'06"W, A DISTANCE OF 229.51 FEET; THENCE N87°16'04"W, A DISTANCE OF 87.34 FEET; THENCE S86°37"45"W, A DISTANCE OF 60.00 FEET; THENCE N03°22'15"W, A DISTANCE OF 54.28 FEET; THENCE S86°37'45"W, A DISTANCE OF 125.00 FEET; THENCE S87°09'59"W, A DISTANCE OF 54.09 FEET; THENCE N02°50'01"W, A DISTANCE OF 930.01 FEET; THENCE N41°28'09"W, A DISTANCE OF 77.43 FEET; THENCE NORTHEASTERLY ON A CURVE TO THE LEFT WITH A RADIUS OF 493.11 FEET, A DISTANCE OF 70.37 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS N44°26'33"E, A DISTANCE OF 70.31 FEET; THENCE N40°21'16"E, A DISTANCE OF 56.49 FEET; THENCE N49°40'17"W, A DISTANCE OF 60.00 FEET; THENCE N05°06'23"W, A DISTANCE OF 7.01 FEET; THENCE NORTHWESTERLY ON A CURVE TO THE LEFT WITH A RADIUS OF 467.50 FEET, A DISTANCE OF 101.52 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS N57°05'42"W, A DISTANCE OF 101.32 FEET; THENCE NORTHWESTERLY ON A CURVE TO THE RIGHT WITH A RADIUS OF 232.50 FEET, A DISTANCE OF 70.00 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS N54°41'25"W, A DISTANCE OF 69.74 FEET; THENCE N89°11'40"W, A DISTANCE OF 7.22 FEET, THENCE SOUTHWESTERLY ON A CURVE TO THE RIGHT WITH A RADIUS OF 1050.00 FEET, A DISTANCE OF 446.59 FEET, SAID CURVE HAVING A LONG CHORD WHICH BEARS \$59°22'50"W. A DISTANCE OF 443,24 FEET: THENCE \$71°33'55"W. A DISTANCE OF 67,18 FEET: THENCE N02°25'01"W, A DISTANCE OF 129.74 FEET, THENCE N02°19'55"W, A DISTANCE OF 2307.49 FEET, THENCE S87°15'32"W, A DISTANCE OF 1440.03 FEET TO A POINT ON THE WEST LINE OF SAID SW1/4 OF SECTION 14; THENCE N02°20'00"W ALONG SAID WEST LINE OF THE SW1/4 OF SECTION 14, A DISTANCE OF 337.95 FEET TO THE POINT OF BEGINNING.

LAND CONTA/NS AN AREA OF 4,864/990 SQUARE FEET OR 111.639 ACRES, MORE OR LESS.

Know all men by these presents that we, NS - The Heritage, LLC, owner of the property described in the Certification of Survey and embraced within the plat, have caused said land to be subdivided into lots and streets to be numbered and named as shown, said subdivision to be hereafter known as THE HERITAGE (lots to be numbered as shown), and we do hereby ratify and approve of the disposition of our property as shown on the plat, and we do hereby dedicate to the public for public use the streets, avenues and circles, and we do hereby grant easements as shown on this plat, we do further grant a perpetual easement to the Omaha Public Power District, Qwest Communications and any company which has been granted a franchise to provide a cable television system in the area to be subdivided, their successors and assigns, to erect, operate, maintain, repair and renew poles, wires, cables, conduits and other related facilities, and to extend thereon wires or cables for the carrying and transmission of electric current for light, heat and power and for the transmission of signals and sounds of all kinds including signals provided by a cable television system, and the reception on, over, through, under and across a five-foot (5') wide strip of land abutting all front and side boundary lot lines; an eight-foot (8') wide strip of land abutting the rear boundary lines of all interior lots; and a sixteen-foot (16') wide strip of land abutting the rear boundary lines of all exterior lots. The term exterior lots is herein defined as those lots forming the outer perimeter of the above-described addition. Said sixteen-foot (16') wide easement will be reduced to an eight-foot (8') wide strip when the adjacent land is surveyed, platted and recorded and we do further grant a perpetual easement to Metropolitan Utilities District, their successors and assigns, to erect, install, operate, maintain, repair and renew pipelines, hydrants and other related facilities, and to extend thereon pipes for the transmission of gas and water on, through, under and across a five-foot (5') wide strip of land abutting all cul-de-sac streets. In consideration of the grant of these easements and as a limitation of these easements granted herein, any wires, cables, conduits and/or pipelines installed by any grantee or any beneficiary under the easements granted in this Plat and/or Dedication shall be installed at least thirty-six (36") inches below ground and any other underground facilities shall also be installed at least thirty-six (36") inches below ground and, in the event of a failure to comply with this limitations, such grantee and/or beneficiary shall be solely responsible for any and all costs, expenses, liability, and/or damage resulting from such failure, including but not limited to relocation costs. No permanent buildings or retaining walls shall be placed in the said easement ways, but the same may be used for gardens, shrubs, landscaping and other purposes that do not then or later interfere with the aforesaid uses or rights herein granted.

NS - THE HERITAGE, LLC

ACKNOWLEDGEMENT OF NOTARY STATE OF NEBRASKA) COUNTY OF DOUGLAS

On this $\frac{3^{RD}}{}$ day of $\frac{MAY}{}$, 2006, before me, the undersigned, a Notary Public in and for said County, personally came Jerry G. Banks, Secretary, of NS-THE HERITAGE, LLC who is personally known to be the identical person whose name is affixed to the Dedication on this plat and acknowledged the same to be his voluntary act and deed as such officer of said LLC.

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

GENERAL NOTARY-State of Nebrask HOMER R. HUNT My Comm. Exp. April 30, 200

1. ALL ANGLES ARE 90° UNLESS OTHERWISE NOTED.

2. ALL LOT LINES ARE RADIAL TO CURVED STREETS UNLESS SHOWN AS NONRADIAL (N.R.).

3. ALL DIMENSIONS AND ANGLES SHOWN WITH PARENTHESES ARE FOR THE LOCATION OF EASEMENTS.

4. THE CHAMFERS FOR SIDEWALKS ON CORNER LOTS ARE SET AT FIVE FEET (5') RADII FROM THE INTERSECTION OF RIGHT-OF-WAY LINES. NO ANGLES SHOWN WHEN RIGHT-OF-WAY LINES HAVE 90°

5. A PERMANENT STORM SEWER & DRAINAGEWAY EASEMENT, AS SHOWN, IS GRANTED TO DOUGLAS COUNTY S.I.D. NO. 531 AND THE CITY OF BENNINGTON OVER ALL OF OUTLOTS "A" THRU "H".

6. A PERMANENT LANDSCAPE, UTILITIES, AND SIDEWALK EASEMENT, AS SHOWN, IS GRANTED TO DOUGLAS COUNTY S.I.D. NO.531 AND TO THE HOMEOWNERS ASSOCIATION.

7. A PERMANENT SMOKE EASEMENT IS HEREBY GRANTED OVER ALL OF LOTS 1 THROUGH 195 INCLUSIVE, THE HERITAGE. TO THE OWNERS OF ALLWINE PRAIRIE AND ALSO TO ANY ENTITY. RESPONSIBLE FOR THE ONGOING MAINTENANCE OF ALLWINE PRAIRIF. THE ALI WINE PRAIRIF AREA IS NATIVE, TALLGRASS PRAIRIE WHICH REQUIRES THAT SURFACE VEGETATION BE SUBJECTED TO A OCCASIONAL CONTROLLED BURN IN ORDER TO MAINTAIN ITS HEALTH AND DIVERSITY. THE CONTROLLED BURN WOULD OCCUR NO MORE THAN ONE TIME PER YEAR. GENERALLY, BUT NOT ALWAYS-DURING APRIL OR MAY. THE OWNER OR MAINTAINER OF ALLWINE PRAIRIE IS GRANTED, BY THIS EASEMENT, THE RIGHT TO RELEASE SMOKE FROM THE CONTROLLED BURN ONTO SAID LOTS 1 THROUGH 195, INCLUSIVE, THE HERITAGE, TO PERFORM THE CONTROLLED BURN SPECIFIC WEATHER CONDITIONS ARE REQUIRED MAKING IT DIFFICULT TO SCHEDULE AN EXACT DATE FOR THE BURN. FOR THIS REASON. NOTIFICATION OF THE OWNERS OF LOTS 1 THROUGH 195 INCLUSIVE, THE HERITAGE, REGARDING A SCHEDULED CONTROLLED BURN IS RECOMMENDED BUT

8. A PERMANENT NOISE ATTENUATION EASEMENT, AS SHOWN, IS HEREBY GRANTED TO S.I.D. NO. 531 AND TO THE CITY OF BENNINGTON. THE PURPOSE OF THE EASEMENT IS TO KEEP STRUCTURES, PATIOS, DECKS, SWING SETS, PLAYGROUNDS, POOLS, FTC, AS FAR AWAY FROM TRAFFIC NOISE OF RAINWOOD ROAD AS THE PLAT WILL ALLOW. THIS EASEMENT AREA MAY BE USED FOR THE CONSTRUCTION OF A NOISE ATTENUATION BARRIER (NOISE WALL) IN THE FUTURE. IF THE OWNERS OF SUCH LOTS SUBJECT TO THE EASEMENT EVER REQUEST THE CITY TO CONSTRUCT A NOISE WALL, THEY WILL BE REQUIRED TO CONFORM TO THE THEN EXISTING CITY POLICY FOR NOISE WALL CONSTRUCTION AND PAYMENT.

9. OUTLOTS "A" THRU "H" SHALL BE OWNED AND MAINTAINED BY THE ASSOCIATION. THE SUBDIVIDER SHALL TRANSFER OWNERSHIP OF THESE OUTLOTS CONTEMPORANEOUSLY WITH THE FILING OF THE FINAL PLAT. OUTLOTS THAT ARE DESIGNATED AS DRAINAGEWAY EASEMENTS, AS A CREEK OR NATURAL DRAINAGE CHANNEL, SHALL BE MAINTAINED INCLUDING MOWING, TREE REMOVAL AND OTHER VEGETATION CONTROL, BY THE ASSOCIATION. PUBLIC MAINTENANCE OF THESE OUTLOTS WILL BE LIMITED TO CLEANING OBSTACLES FROM WITHIN THE DRAINAGEWAY AND MAY BE PAID BY THE DISTRICT FROM IT'S OPERATING FUND. AS A NATURAL OR MANMADE DRAINAGEWAY, ANY CHANNEL MAY MEANDER OUT OF THE BOUNDARIES OF THE OUTLOT. THE PUBLIC HAS NO RESPONSIBILITY TO PREVENT SUCH

10. PERPETUAL SEWER AND DRAINAGE AND CHANNEL EASEMENT, AS SHOWN, IS GRANTED TO THE PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT, THE CITY OF BENNINGTON, SANITARY AND IMPROVEMENT DISTRICT NO. 531 AND ITS SUCCESSORS AND ASSIGNS TO ENTER THE SEWER AND DRAINAGE AND CHANNEL EASEMENT AREA DELINEATED ON THIS PLAT; AND TO THEREIN CONSTRUCT, OPERATE, MAINTAIN, REPAIR, AND REPLACE SEWER AND DRAINAGE AND CHANNEL IMPROVEMENTS. NO PERMANENT BUILDINGS, FENCES, FILLS, TREES, RETAINING WALLS, OR LOOSE ROCK WALLS SHALL BE PLACED IN THE SAID EASEMENT WAYS, BUT THE SAME MAY BE USED FOR GARDENS, SHRUBS, LANDSCAPING, AND OTHER PURPOSES THAT DO NOT THEN OR LATER INTERFERE WITH THE AFORESAID USES OR RIGHTS HEREIN GRANTED.

The result of the contract of the contract of the

THE HERITAGE

LOTS 1 THRU 195 INCLUSIVE & OUTLOTS "A" THRU "H" INCLUSIVE

A PLATTING OF PART OF THE SOUTH 1/2 OF SECTION 14: AND ALSO A PLATTING OF PART OF THE NORTH 1/2 OF SECTION 23; ALL LOCATED IN TOWNSHIP 16 NORTH, RANGE 11 EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA.

REVIEW OF DOUGLAS COUNTY ENGINEER

This plat of THE HERITAGE (Lots numbered as shown) was reviewed by the

APPROVAL OF CITY OF BENNINGTON PLANNING BOARD

BENNINGTON CITY COUNCIL ACCEPTANCE

This plat of THE HERITAGE (Lots numbered as shown) was approved by the

COUNTY TREASURER'S CERTIFICATE

This is to certify that I find no regular or special taxes due or delinquent against the property described in the Surveyor's Certificate and embraced in this plat as shown