

FILED SARP COUNTY, NE.  
INSTRUMENT NUMBER  
2006-11894

2006 APR 10 P 12:20

*Sherry J. Lowling*  
REGISTER OF DEEDS

COUNTER *PLM*  
VERIFIED *PLM*  
PROOF *P*  
FEES \$ *35.00*  
CHECK# *24771*  
CHG. \_\_\_\_\_ CASH \_\_\_\_\_  
REFUND \_\_\_\_\_ CREDIT \_\_\_\_\_  
SHORT \_\_\_\_\_ NCR \_\_\_\_\_

#### PERMANENT EASEMENT

THIS AGREEMENT, made this 3rd day of April, 2006 between DODGE - LOTS JOINT VENTURE, a Nebraska joint venture, ("Grantor"), and METROPOLITAN UTILITIES DISTRICT OF OMAHA, a Municipal Corporation and Political Subdivision, ("Grantee"),

#### WITNESS:

Grantor, in consideration of the sum of Two Dollars (\$2.00) and other valuable consideration, receipt of which is hereby acknowledged, hereby grants to Metropolitan Utilities District of Omaha, its successors and assigns, a permanent easement to lay, maintain, operate, repair, relay and remove, at any time, pipelines for the transportation of water and all appurtenances thereto, including, but not limited to, 24-inch round iron covers, roadway boxes, hydrants, and pipeline markers, together with the right of ingress and egress on, over, under and through lands described as follows:

#### PERMANENT EASEMENT

Tracts of land in Hyda Hills, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska, and being described as follows:

##### Lot 50

The northerly 5 feet and westerly 5 feet of Lot 50.

##### Lots 94, 96 and 97

The easterly 5 feet of Lot 94, 96 and 97 as it abuts 20<sup>th</sup> Street.

##### Lot 98

The northeasterly 5 feet of Lot 98 as it abuts Meadowlark Lane.

##### Lots 99, 100 and 101

The northerly 5 feet of Lot 99, 100 and 101 as it abuts Meadowlark Lane.

##### Lot 102

A tract of land being a portion of Lot 102 in Hyda Hills, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska, and being described as follows:

Beginning at the southwest corner of said Lot 102, said corner being on the east right-of-way line of 19<sup>th</sup> Street thence along the east right-of-way line of 19<sup>th</sup> Street N22°15'05"E a distance of 19.03 feet to the beginning of a curve, concave westerly, having a radius of 230.00 feet; thence northerly along said curve, through a central angle of 22°25'56" a distance of 90.05 feet; thence N00°10'50"W a distance of 54.34 feet to a point on the south right-of-way line of Meadowlark Lane; thence along said south right-of-way line, N89°49'10"E a distance of 89.50 feet to the northeast corner of said Lot 102; thence along the east line of said Lot 102, S00°10'50"E a distance of 5 feet; thence S89°49'10"W a distance of 79.50 feet; thence S00°10'50"E a distance of 49.34 feet to the beginning of a curve, concave westerly, having a radius of 240.00 feet; thence southerly along said curve, through a central angle of 6°50'22" a distance of 28.65 feet; thence

*PKL* Please file & return to:

Patrick L. Tripp, Attorney  
Metropolitan Utilities District  
1723 Harney Street  
Omaha, NE 68102-1960

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S34°07'51"E a distance of 29.18 feet to a point on a non-tangent curve, concave westerly, to which point a radial line bears S78°28'00"E a distance of 260.00 feet; thence southerly along said curve, through a central angle of 10°43'05" a distance of 48.64 feet; thence S22°15'05"W a distance of 3.94 feet to the south line of said Lot 102; thence along said south line, S85°32'35"W a distance of 33.58 feet to the point of beginning.

Lot 108

The northerly 5 feet of Lot 108.

Lots 127 and 128

The northeasterly 5 feet of Lot 127 and 128 as it abuts Meadowlark Lane.

Lots 129, 130, 131, 132, 133 and 134

The northerly 5 feet of Lot 129, 130, 131, 132, 133 and 134 as it abuts Meadowlark Lane.

Outlot 4

The westerly 30 feet of the northerly 80 feet of Outlot 4.

Outlot 5

The westerly 45 feet of Outlot 5.

This permanent easement contains 0.4857 acres, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

1. The Grantor and its successors and assigns shall not at any time erect, construct or place on or below the surface of the permanent easements any building or structure, except pavement or a similar covering, and shall not permit anyone else to do so.

2. The Grantee shall restore the soil excavated for any purpose hereunder, as nearly as is reasonably possible to its original contour within a reasonable time after the work is performed.

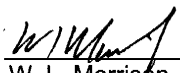
3. The Grantor is the lawful possessor of this real estate; has good, right and lawful authority to make such conveyance; and Grantor and its successors and assigns shall warrant and defend this conveyance and shall indemnify and hold harmless Grantee forever against claims of all persons asserting any right, title or interest prior to or contrary to this conveyance.

4. The person executing this instrument has authority to execute it on behalf of the joint venture.


IN WITNESS WHEREOF, Grantor executes this Permanent Easement to be signed on the above date.

DODGE-LOTS JOINT VENTURE, a  
Nebraska joint venture, Grantor

By: DODGE LAND CO., a Nebraska  
corporation and one of two members  
of the Joint Venture

By:   
W. L. Morrison, Jr., President

By: LOTS, INC., a Nebraska corporation  
and one of two members of the Joint  
Venture

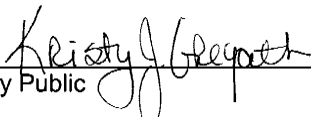
By:   
W. L. Morrison, Jr., President

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ACKNOWLEDGMENT

STATE OF NEBRASKA   )  
                                  ) ss  
COUNTY OF DOUGLAS   )

This instrument was acknowledged before me on April 3, 2006,  
by W. L. Morrison, Jr., who is President of Dodge Land Co., a Nebraska corporation and  
one of two members of Dodge-Lots Joint Venture, a Nebraska joint venture, and who is  
also President of Lots, Inc., a Nebraska corporation and one of two members of the  
same Dodge-Lots Joint Venture, on behalf of the Joint Venture.

  
\_\_\_\_\_  
Notary Public



METROPOLITAN  
UTILITIES  
DISTRICT  
OMAHA, NEBRASKA

EASEMENT  
ACQUISITION  
FOR  
WCC 10018

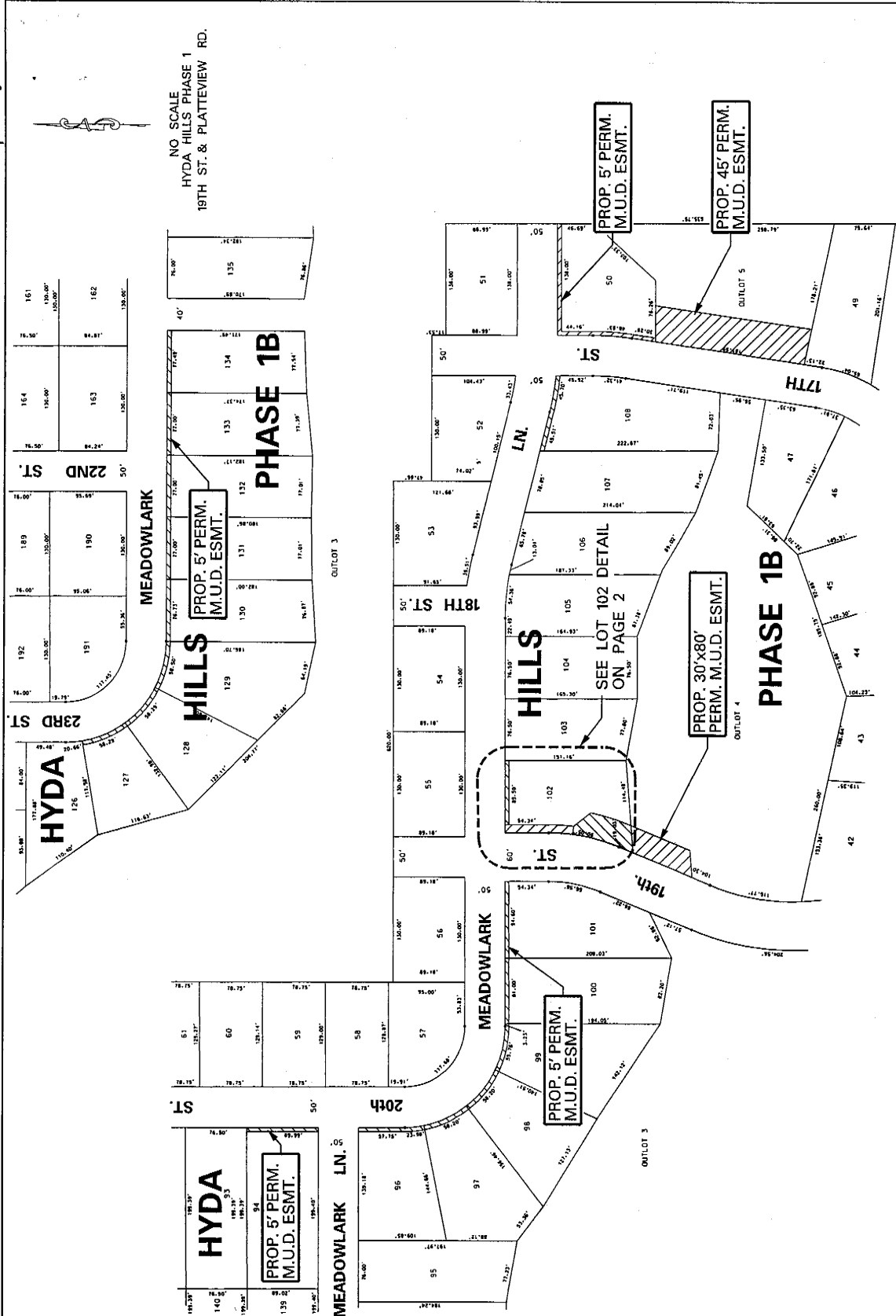
LAND OWNER  
DODGE-LOTS JOINT VENTURE  
c/o BILL MORRISON  
8701 W. DODGE RD. SUITE 300  
OMAHA, NE 68114  
(402) 398-5242

TOTAL ACRE  
PERMANENT .4857 ±  
TOTAL ACRE  
TEMPORARY ±

LEGEND  
PERMANENT EASEMENT  
TEMPORARY EASEMENT

PAGE 1 OF 2

DRAWN BY DDJ/DML  
DATE 3-7-06  
CHECKED BY MKM  
DATE 3-9-06  
APPROVED BY  
DATE  
REVISED BY  
DATE  
REV. CHK'D BY  
DATE  
REV. APPROV. BY  
DATE



METROPOLITAN  
UTILITIES  
DISTRICT  
OMAHA, NEBRASKA

EASEMENT  
ACQUISITION  
FOR  
WCC 10018

LAND OWNER  
DODGE-LOTS, JOINT VENTURE  
c/o BILL MORRISON  
8701 W. DODGE RD. SUITE 300  
OMAHA, NE 68114  
(402) 398-5242

TOTAL ACRE  
PERMANENT ±  
TOTAL ACRE  
TEMPORARY ±

LEGEND  
PERMANENT EASEMENT  
TEMPORARY EASEMENT

PAGE 2 OF 2

DRAWN BY DDMMVL  
DATE 3-7-06  
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REV. APPROV. BY  
DATE

