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DON CLARK
REGISTER OF DEEDS
SAUNDERS CO. NEBR.

2007 JAN 29 AM 8:10

BOOK 352 PAGE 440
OF 625 INST# 414

Clark

0125

January 16, 2007

Doc.#

JOINT UTILITY EASEMENT

Tincher Investments Co Inc

Owner(s) of the real estate described as follows, and hereafter referred to as "Grantor",

Lots 2B, 3A, 3B, 4A, 4B, 5A, 5B, 6 thru 15, and Lots 17 thru 26 all in Itan Parkview, a
Subdivision in Saunders County, Nebraska.

414
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in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, do hereby grant to the Omaha Public Power District, Qwest Communications, and any other company which has been granted a franchise to provide a cable television system in the area to be subdivided, their successors and assigns, subject to matters of record, a permanent utility easement 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 electrical 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 the following described real estate, to wit:

(See attached Exhibit's A thru C for sketch and easement descriptions.)

The Grantor hereby grants to said Utilities, their successors and assigns, the right, privilege and authority to clear all trees, roots, brush, and other obstructions from the surface and subsurface of said strip and to temporarily open any fences crossing said strip.

Grantor agrees that grade shall not be reduced more than One foot (1') in elevation without the prior approval of the District.

No permanent buildings or retaining walls shall be placed in the easement area, 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 granted herein.

The Grantor covenants that he/she/they has/have lawful possession of said real estate, good, right and lawful authority to make such conveyance and that his/her/their heirs, executors, administrators, successors and assigns shall warrant and defend the same and will indemnify and hold harmless the Utilities forever against the claims of all persons whomsoever in any way asserting any right, title or interest prior to or contrary to this conveyance.

IN WITNESS WHEREOF, the Owners(s) have executed this instrument this 19 day of January, 2007.

OWNERS SIGNATURE(S)

[Signature]

RETURN TO:
OMAHA PUBLIC POWER DISTRICT
% Land Rights SE/EP2
444 South 16th Street Mall
Omaha, NE 68102-2247

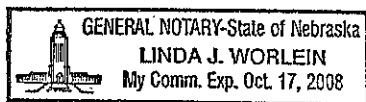
35200440

CORPORATE ACKNOWLEDGMENTSTATE OF NebraskaCOUNTY OF CassOn this 19 day of January, 2007, before me the undersigned, a Notary Public in and for said County, personally cameMark Tincher

President of Tincher Investments Co. Inc
 personally to me known to be the identical person(s) who signed the foregoing instrument as grantor(s) and who acknowledged the execution thereof to be his voluntary act and deed for the purpose therein expressed.

Witness my hand and Notarial Seal the date above written.

Linda J. Worlein
 NOTARY PUBLIC

INDIVIDUAL ACKNOWLEDGMENT

STATE OF

COUNTY OF

On this _____ day of _____, 2007, before me the undersigned, a Notary Public in and for said County and State, personally appeared

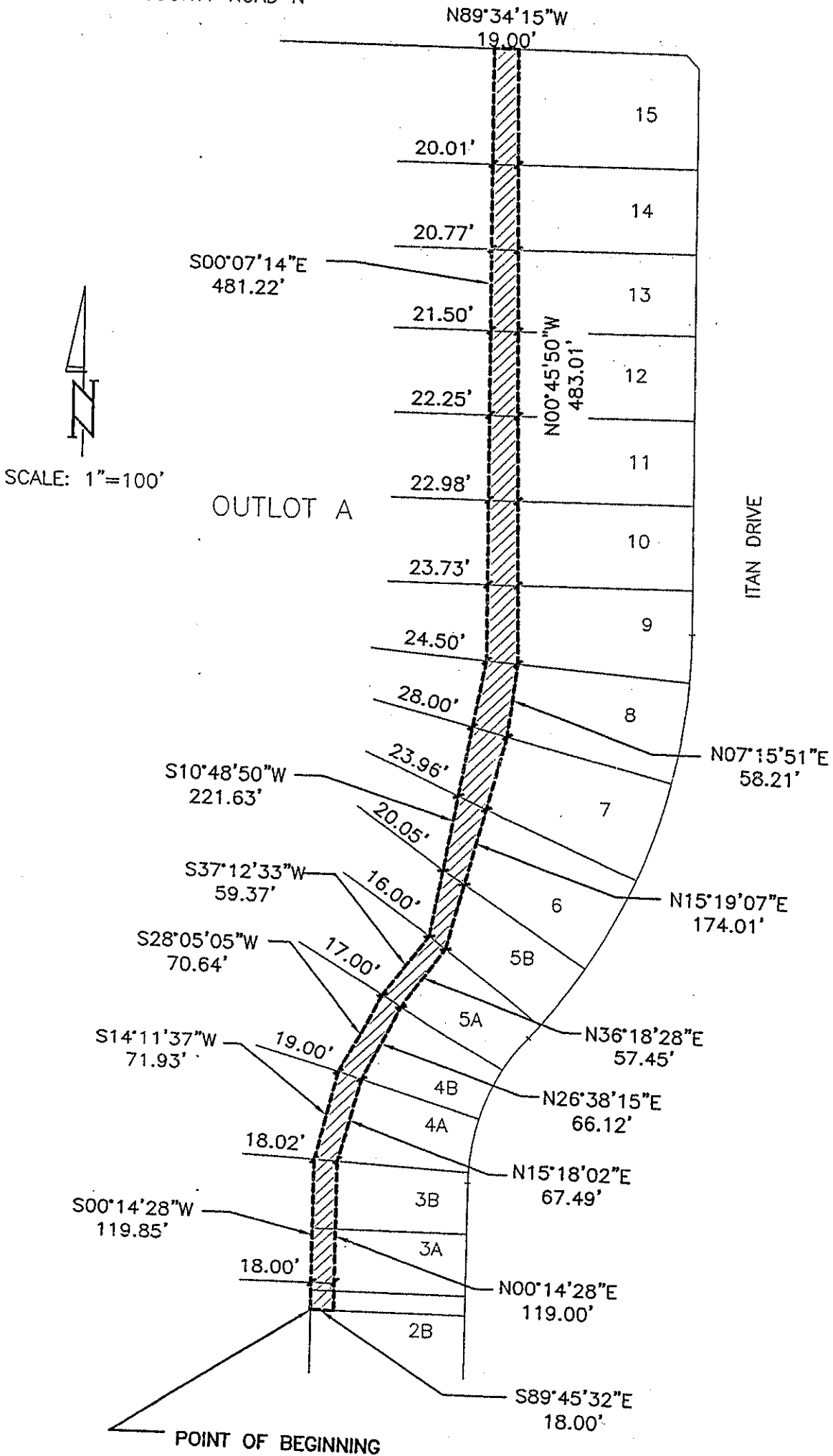
_____ personally to me known to be the identical person(s) and who acknowledged the execution thereof to be _____ voluntary act and deed for the purpose therein expressed.

Witness my hand and Notarial Seal the date above written.

 NOTARY PUBLIC

EXHIBIT "A"

(HILLSIDE AVENUE)
COUNTY ROAD N



SHEET 1 OF 2

TINCHER INVESTMENTS

TD2 FILE NO.: 1030-119-EASE-F

DATE: DEC 19, 2006

THOMPSON, DREESSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860

35200442

LEGAL DESCRIPTION

PART OF LOTS 3A, 3B, 4A, 4B, 5A, 5B, 6 THROUGH 15 AND OUTLOT A, ITAN PARKVIEW, A SUBDIVISION IN SAUNDERS COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 2B, SAID ITAN PARKVIEW;
THENCE S89°45'32"E (ASSUMED BEARING) 18.00 FEET ON THE NORTH LINE OF SAID LOT 2B;

THENCE N00°14'28"E 119.00 FEET ON A LINE 18.00 FEET EAST OF AND PARALLEL WITH THE WEST LINES OF SAID LOTS 3A AND 3B AND THEIR SOUTHERLY EXTENSION TO THE NORTH LINE OF SAID LOT 3B;

THENCE N15°18'02"E 67.49 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 4A, SAID POINT BEING 19.00 FEET FROM THE NORTHWEST CORNER THEREOF;

THENCE N26°38'15"E 66.12 FEET TO A POINT ON THE NORTHEAST LINE OF SAID LOT 4B, SAID POINT BEING 17.00 FEET FROM THE NORTHWEST CORNER THEREOF;

THENCE N36°18'28"E 57.45 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 5A, SAID POINT BEING 16.00 FEET FROM THE NORTHWEST CORNER THEREOF;

THENCE N15°19'07"E 174.01 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 7, SAID POINT BEING 28.00 FEET FROM THE NORTHWEST CORNER THEREOF;

THENCE N07°15'51"E 58.21 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 8, SAID POINT BEING 24.50 FEET FROM THE NORTHWEST CORNER THEREOF;

THENCE N00°45'50"W 483.01 FEET TO THE NORTH LINE OF SAID LOT 15;

THENCE N89°34'15"W 19.00 FEET ON THE NORTH LINE OF SAID LOT 15 TO THE NORTHWEST CORNER THEREOF;

THENCE S00°07'14"E 481.22 FEET ON THE WEST LINES OF SAID LOTS 9 THROUGH 15 TO THE SOUTHWEST CORNER OF SAID LOT 9;

THENCE S10°48'50"W 221.63 FEET ON THE WEST LINES OF SAID LOTS 5B, 6, 7 AND 8 TO THE SOUTHWEST CORNER OF SAID LOT 5B;

THENCE S37°12'33"W 59.37 FEET ON THE WEST LINE OF SAID LOT 5A TO THE SOUTHWEST CORNER THEREOF;

THENCE S28°05'05"W 70.64 FEET ON THE WEST LINE OF SAID LOT 4B TO THE SOUTHWEST CORNER THEREOF;

THENCE S14°11'37"W 71.93 FEET ON THE WEST LINE OF SAID LOT 4A TO THE SOUTHWEST CORNER THEREOF;

THENCE S00°14'28"W 119.85 FEET ON THE WEST LINES OF SAID LOTS 3A AND 3B AND THEIR SOUTHERLY EXTENSION TO THE POINT OF BEGINNING.

SHEET 2 OF 2

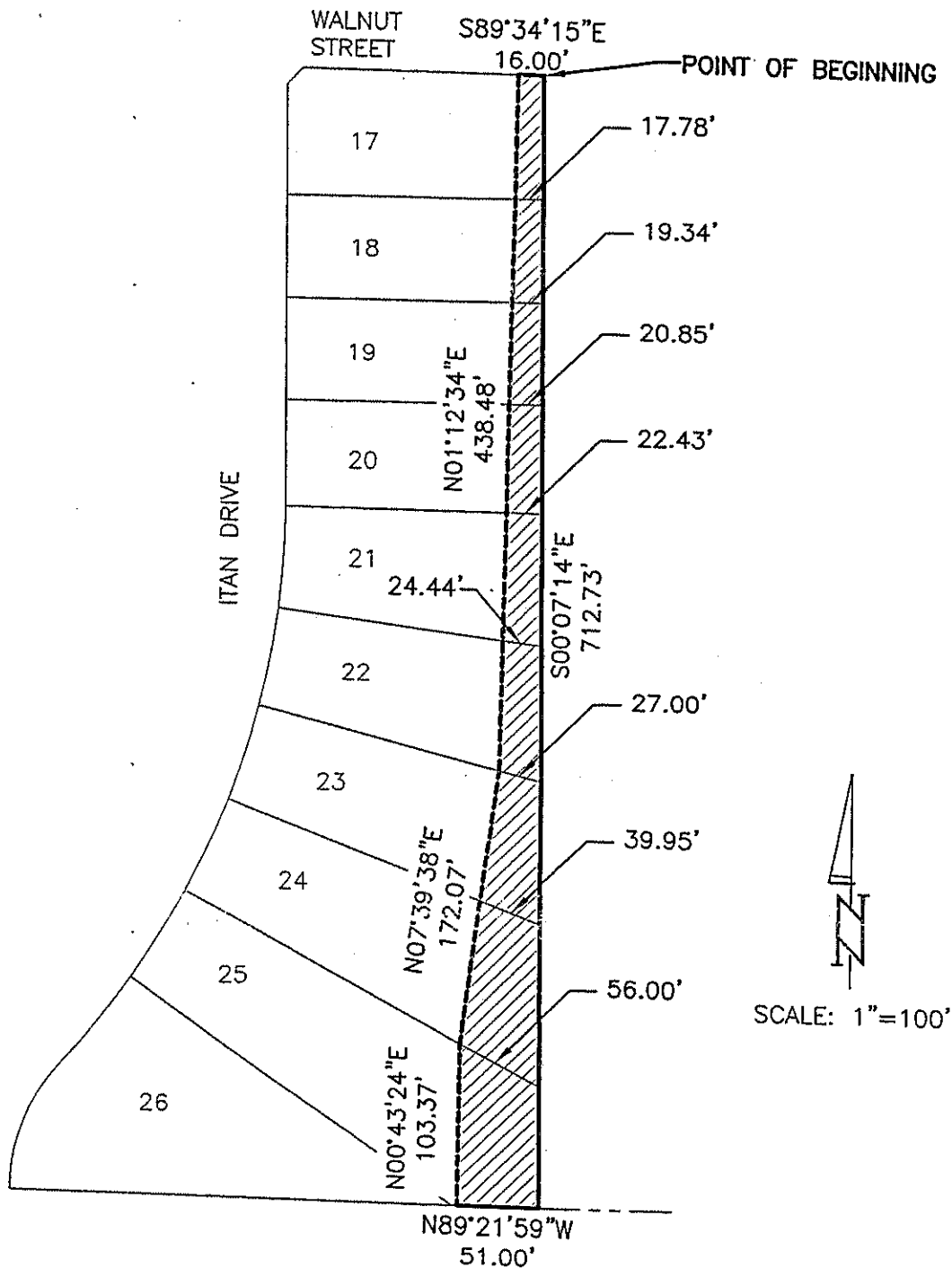
TINCHER INVESTMENTS

TD2 FILE NO.: 1030-119-EASE-F

DATE: DEC 19, 2006

THOMPSON, DREESSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860

EXHIBIT "C"



LEGAL DESCRIPTION

PART OF LOTS 17 THROUGH 25, ITAN PARKVIEW, A SUBDIVISION IN SAUNDERS COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 17;
 THENCE S00°07'14"E 712.73 FEET ON THE EAST LINES OF SAID LOTS 17 THROUGH 25 TO THE SOUTHEAST CORNER OF SAID LOT 25;
 THENCE N89°21'59"W 51.00 FEET ON THE SOUTH LINE OF SAID LOT 25;
 THENCE N00°43'24"E 103.37 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 25, SAID POINT BEING 56.00 FEET FROM THE NORTHEAST CORNER THEREOF;
 THENCE N07°39'38"E 172.07 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 23, SAID POINT BEING 27.00 FEET FROM THE NORTHEAST CORNER THEREOF;
 THENCE N01°12'34"E 438.48 FEET TO THE NORTH LINE OF SAID LOT 17;
 THENCE S89°34'15"E 16.00 FEET ON THE NORTH LINE OF SAID LOT 17 TO THE POINT OF BEGINNING.

TINCHER INVESTMENTS

TD2 FILE NO.: 1030-119-EASE-G

DATE: DEC 19, 2006

THOMPSON, DREESSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860

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