



BK 1429 PG 125-130



MISC 2002 05955

RICHARD H. TAKECHI
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

2002 MAR 14 PM 1:42

RECEIVED

Joint
February 11, 2002

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Doc.# _____

JOINT UTILITY EASEMENT

M.L. CONCRETE CONST INC.

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

Lots Two (2) through and including Lot Five (5) of Lonergan Woods, as surveyed, platted and recorded in Douglas County, Nebraska.

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, 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 Exhibit "A" attached hereto for drawings of the easement areas.

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/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 Owner(s) have executed this instrument this 11th day of MARCH, 2002.

OWNERS SIGNATURE(S)

M.L. Concrete Const. Inc.
by Michael J. Loach, Pres.

RETURN TO:
OMAHA PUBLIC POWER DISTRICT
% Right of Way 6W/EP1
444 South 15th Street Mall
Omaha, NE 68102-2247

CORPORATE ACKNOWLEDGMENT

STATE OF

COUNTY OF

On this _____ day of _____, 2002, before me the undersigned, a Notary Public in and for said County, personally came _____ President of _____

_____ 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 _____ voluntary act and deed for the purpose therein expressed.

Witness my hand and Notarial Seal the date above written.

NOTARY PUBLIC

INDIVIDUAL ACKNOWLEDGMENT

STATE OF NEBRASKA

COUNTY OF DOUGLAS

On this 11 day of MARCH, 2002, before me the undersigned, a Notary Public in and for said County and State, personally appeared _____

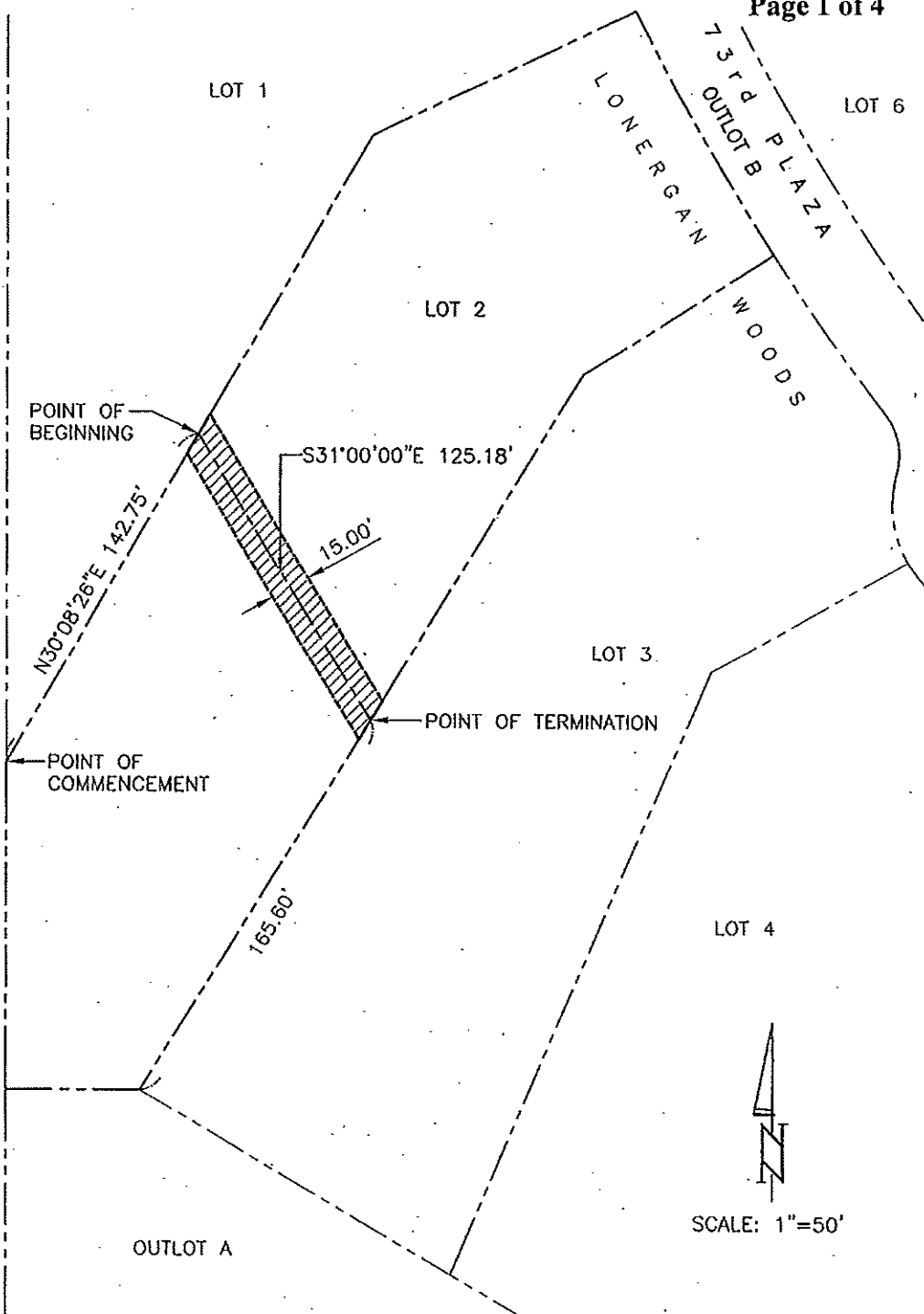
MICHAEL J. LESCH, President of M.L. Concrete Const. Inc. personally to me known to be the identical person(s) and who acknowledged the execution thereof to be his voluntary act and deed for the purpose therein expressed.

Witness my hand and Notarial Seal the date above written.

Joseph C. Franco
NOTARY PUBLIC

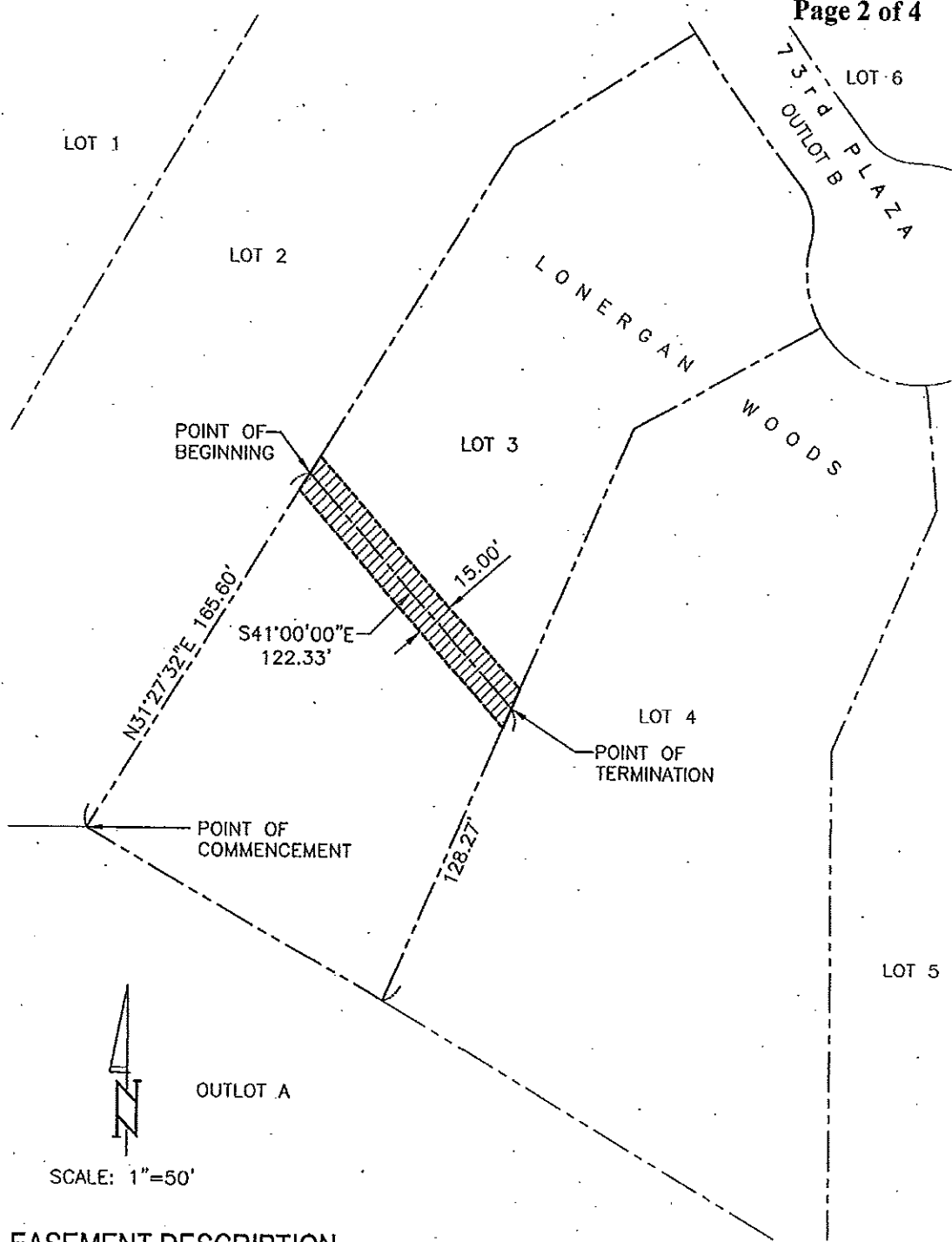


NE 1/4 Section 11, T 16 N, R 12 E, County Douglas ROW RAM
Rep Wilkins Eng Gabriel Serv Req # W.O.# 96069-01



EASEMENT DESCRIPTION:

A 15.00 FOOT WIDE STRIP OF LAND LYING WITHIN LOT 2, LONERGAN WOODS, A SUBDIVISION IN DOUGLAS COUNTY, NEBRASKA, THE CENTERLINE OF SAID 15.00 FOOT WIDE STRIP OF LAND BEING DESCRIBED AS FOLLOWS:
COMMENCING AT THE NW CORNER OF SAID LOT 2;
THENCE N30°08'26"E (ASSUMED BEARING) 142.75 FEET ON THE NORTHWESTERLY LINE OF SAID LOT 2 TO THE POINT OF BEGINNING;
THENCE S31°00'00"E 125.18 FEET TO THE SOUTHEASTERLY LINE OF SAID LOT 2 AND THE POINT OF TERMINATION, SAID POINT BEING 165.60 FEET FROM THE SE CORNER OF SAID LOT 2, WITH THE OUTER LIMITS OF SAID 15.00 FOOT WIDE STRIP OF LAND BEING EXTENDED TO MEET THE SOUTHEASTERLY AND NORTHERLY LINES OF SAID LOT 2.

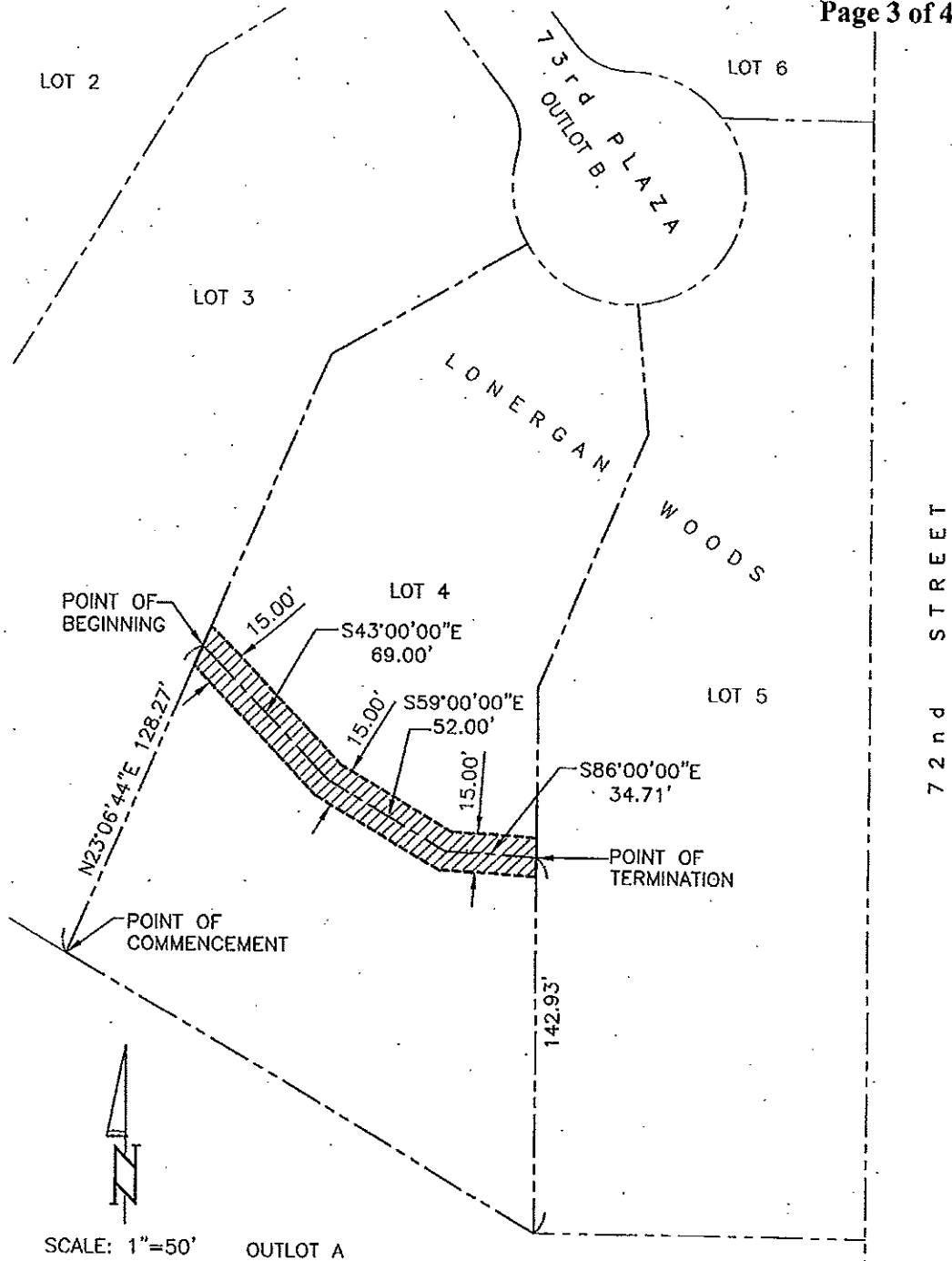


OUTLOT A

SCALE: 1"=50'

EASEMENT DESCRIPTION

A 15.00 FOOT WIDE STRIP OF LAND LYING WITHIN LOT 3, LONERGAN WOODS, A SUBDIVISION IN DOUGLAS COUNTY, NEBRASKA, THE CENTERLINE OF SAID 15.00 FOOT WIDE STRIP OF LAND BEING DESCRIBED AS FOLLOWS:
 COMMENCING AT THE SW CORNER OF SAID LOT 3;
 THENCE N31°27'32"E (ASSUMED BEARING) 165.60 FEET ON THE NORTHWESTERLY LINE OF SAID LOT 3 TO THE POINT OF BEGINNING;
 THENCE S41°00'00"E 122.33 FEET TO THE EASTERLY LINE OF SAID LOT 3 AND THE POINT OF TERMINATION, SAID POINT BEING 128.27 FEET FROM THE SE CORNER OF SAID LOT 3, WITH THE OUTER LIMITS OF SAID 15.00 FOOT WIDE STRIP OF LAND BEING EXTENDED TO MEET THE EASTERLY AND NORTHWESTERLY LINES OF SAID LOT 3.

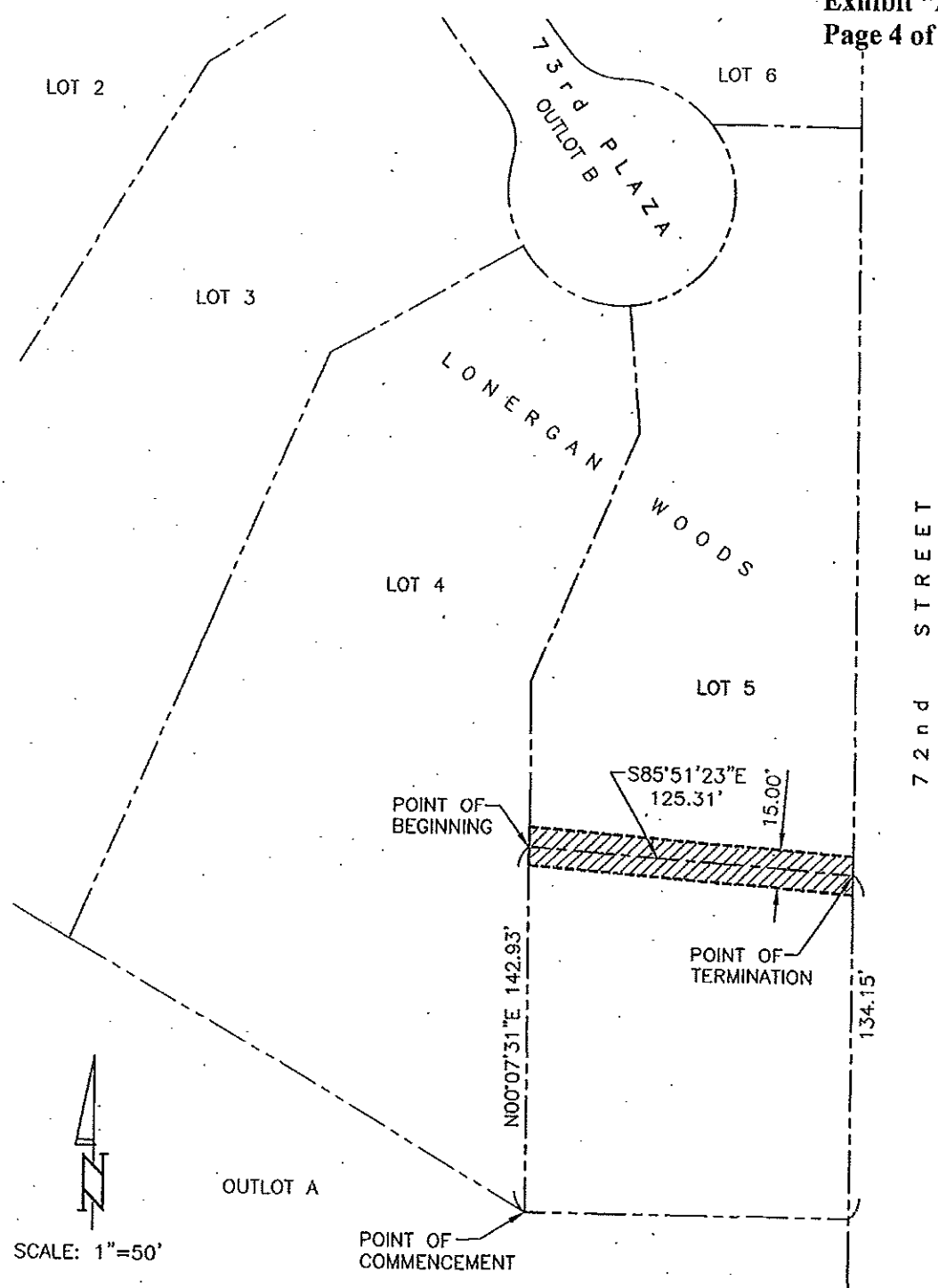


SCALE: 1"=50' OUTLOT A

EASEMENT DESCRIPTION

A 15.00 FOOT WIDE STRIP OF LAND LYING WITHIN LOT 4, LONERGAN WOODS, A SUBDIVISION IN DOUGLAS COUNTY, NEBRASKA, THE CENTERLINE OF SAID 15.00 FOOT WIDE STRIP OF LAND BEING DESCRIBED AS FOLLOWS:
 COMMENCING AT THE SW CORNER OF SAID LOT 4;
 THENCE N23°06'44"E (ASSUMED BEARING) 128.27 FEET ON THE WESTERLY LINE OF SAID LOT 4 TO THE POINT OF BEGINNING;
 THENCE S43°00'00"E 69.00 FEET;
 THENCE S59°00'00"E 52.00 FEET;
 THENCE S86°00'00"E 34.71 FEET TO THE EASTERLY LINE OF SAID LOT 4 AND THE POINT OF TERMINATION, SAID POINT BEING 142.93 FEET FROM THE SE CORNER OF SAID LOT 4, WITH THE OUTER LIMITS OF SAID 15.00 FOOT WIDE STRIP OF LAND BEING EXTENDED TO MEET THE EASTERLY AND WESTERLY LINES OF SAID LOT 4.

MIKE LESCH TD2 FILE NO.: 1107-105-EASE-C DATE: JAN. 17, 2002
 THOMPSON, DREESSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860



SCALE: 1"=50'

EASEMENT DESCRIPTION

A 15.00 FOOT WIDE STRIP OF LAND LYING WITHIN LOT 5, LONERGAN WOODS, A SUBDIVISION IN DOUGLAS COUNTY, NEBRASKA, THE CENTERLINE OF SAID 15.00 FOOT WIDE STRIP OF LAND BEING DESCRIBED AS FOLLOWS:
 COMMENCING AT THE SW CORNER OF SAID LOT 5;
 THENCE N00°07'31"E (ASSUMED BEARING) 142.93 FEET ON THE WESTERLY LINE OF SAID LOT 5 TO THE POINT OF BEGINNING;
 THENCE S85°51'23"E 125.31 FEET TO THE EASTERLY LINE OF SAID LOT 5 AND THE POINT OF TERMINATION, SAID POINT BEING 134.15 FEET FROM THE SE CORNER OF SAID LOT 5, WITH THE OUTER LIMITS OF SAID 15.00 FOOT WIDE STRIP OF LAND BEING EXTENDED TO MEET THE EASTERLY AND WESTERLY LINES OF SAID LOT 5.