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RICHARD N. TAKECHI
REGISTER OF DEEDS
POUGLAS COUNTY, NE
PROCESSOR C/O COMP.

SCAN

EASEMENT AND RIGHT-OF-WAY

THIS INDENTURE, made this 25th day of September, 1997, between TORCO DEVELOPMENT, INC., a Nebraska Corporation, ("Grantor"), and METROPOLITAN UTILITIES DISTRICT OF OMAHA, a Municipal Corporation, ("Grantee"),

WITNESS:

That Grantor, in consideration of the sum of Two Dollars (\$2.00) and other valuable consideration, receipt of which is hereby acknowledged, does hereby grant to Metropolitan Utilities District of Omaha, its successors and assigns, an easement and right-of-way to lay, maintain, operate, repair, relay and remove, at any time, pipelines for the transportation of gas and all appurtenances thereto, together with the right of ingress and egress on, over, under and through lands described as follows:

PERMANENT EASEMENT

A tract in Mission Park 2nd Addition, a subdivision, as platted and recorded in Douglas County, Nebraska, and being described as follows:

The westerly five feet (5') of Lots 133, 136, and 137.

This permanent easement contains 0.0275 of an acre, more or less, and is shown on the attached drawing attached hereto and made a part hereof by this reference.

TO HAVE AND TO HOLD said Easement and Right-of-Way to Grantee, Metropolitan Utilities District of Omaha, its successors and assigns.

- 1. The Grantor and its successors and assigns shall not at any time erect, construct or place on or below the surface of the easement tract any building or structure, except pavement and similar covering, and shall not permit anyone else to do so.
- 2. The Grantee shall restore the surface of any 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. Nothing herein shall be construed to waive any right of Grantor or duty and power of Grantee respecting the ownership, use, operations, extensions and connections to any pipeline constructed and maintained hereunder.
- 4. The Grantor is a 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.

Return To: TJ Secret

my Lawfert

1723 Harney St

Omeha, ye
18102-1960

5. The person executing this instrument represents that he/she has authority to execute it on behalf of the corporation.

IN WITNESS WHEREOF, Grantor executes this Easement and Right-of-Way to be signed on the above date.

TORCO DEVELOPMENT, INC., a Nebraska Corporation, Grantor

By: Sull Horgon
Title: Greatest

ACKNOWLEDGMENT

COUNTY OF DOUGLAS) ss)
1991, by <u>Jerald</u> 1	acknowledged before me on Sept. 25 dress dest Nebraska Corporation, on behalf of the corporation.

A GENERAL NOTARY-State of Nebraska
DORIS J. NICHOLS
My Comm. Exp. Jan. 29, 2000

Notary Public

NOTARIAL: SEAL! AFFIXED: REGISTER OF DEEDS:

METROPOLITAN	<u>i</u>				1
UTILITIES					7
DISTRICT OMAHA, NEBRASKA	}				
EASEMENT	:				
ACQUISITION	İ				
FOR G.R.M. 11271		121 138		NO SCALE MISSION PARK 2ND ADD. 17:ST ST. & WASHINGTON ST.	
		122 : 137		· · · · · · · · · · · · · · · · · · ·	
LAND OWNER	· ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' '				
JERRY TORCZON TORCO DEVELOPMENT, INC.		136	PROP. 5' PERM.		
5004 S. 110th ST.		123 136	M.U.D. ESMT.		
OMAHA, NE. 68137		3.31'			
TOTAL ACRE PERMANENT 0.0275 ±		124 %			İ
TOTAL ACRE TEMPORARY		134		·	:
LEGEND PERMANENT EASEMENT		125			
TEMPORARY EASEMENT		ADAMS STREET 0 14.41	PROP. 5' PERM. M.U.D. ESMT.	4	
PAGE 1 OF 1		132	W.O.O. LOWIT.		
DRAWN BY CLY. DATE 9-15-97		129 130			
CHECKED BY// DATE _9-/6-97		\ , 131			
APPROVED BY					
REVISED BY	j.			·	
REV. CHK'D. BY					
DATEREV. APPROV. BY					
DATE					
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