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## EASEMENT AND RIGHT OF WAY

THIS INDENTURE, made this 9th day of \_\_\_\_\_\_, 1974, between Edward E. Wilczewski and Kathleen L. Wilczewski, husband and wife, hereinafter referred to as "Grantors", and Metropolitan Utilities District of Omaha, a municipal corporation, hereinafter referred to as "Grantee", WITNESSETH:

That the Grantors, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, do 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 transmission of gas, and all appurtenances thereto, together with the right of ingress and egress to and from the same, on, over and through lands described as follows:

Several strips of land lying in Lots 1, 2, 3, 4, 5, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 69, 70, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 112, 116, 117, 118, 120, 121, 122, 123, 150, 152, 153, 154, 156, 157, 158, 159, 160, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 188, 189, 190, 191, 192, 193, 201, 203, 204, 207, 208, 209, 210, 211, 212, 213, 214, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 236, 237, 238, 239, 240, 241, 242, 243, 245, 246, 247, 248, 250, 251, and 252, of Rambleridge Addition, a subdivision as now platted and recorded in Douglas County, Nebraska, said strips being more particularly described as follows:

A continuous strip of land Five (5) feet wide, adjacent and parallel to the South and East property lines of Lot Six Hundred Thirty (630), said strip lying in Lots One (1), Two (2), Three (3), Four (4), and Five (5);

A continuous strip of land Five (5) feet wide, adjacent and parallel to that part of Lot Six Hundred Twenty-nine (629) platted as 110th Plaza, said strip lying in Lots Forty-four (44), Forty-five (45), Forty-six (46), Forty-seven (47), Forty-eight (48), Forty-nine (49), Fifty (50), Fifty-one (51), and Fifty-two (52);

A strip of land Five (5) feet wide, adjacent and parallel to that part of Lot Six Hundred Twenty-nine (629) platted as Laurel Plaza, said strip lying in Lots Thirty (30), Thirty-one (31), Thirty-two (32), Thirty-three (33), Thirty-four (34), Thirty-five (35), Thirty-six (36), Thirty-seven (37), Thirty-eight (38), Thirty-nine (39), Forty (40), Forty-one (41), Forty-two (42), and Forty-three (43);

A strip of land Five (5) feet wide, adjacent and parallel to Lot Six Hundred Twenty-eight (628) also platted as 108th Court, said strip lying in Lots Sixty-nine (69), Seventy (70), Seventy-three (73), Seventy-four (74), Seventy-five (75), Seventy-six (76), Seventy-seven (77), Seventy-eight (78), Seventy-nine (79), Eighty (80), Eighty-one (81), and Eighty-two (82);

A strip of land Five (5) feet wide, adjacent and parallel to that part of Lot Six Hundred Twenty-three (623) platted as 109th Plaza, said strip lying in Lots Eighty-three (83), Eighty-four (84), Eighty-five (85), Eighty-six (86), Eighty-seven (87), Eighty-eight (88), Eighty-nine (89), Ninety (90), Ninety-one (91), Ninety-two (92), Ninety-three (93), Ninety-four (94), Ninety-five (95), Ninety-six (96), Ninety-seven (97), Ninety-eight (98), Ninety-nine (99), and One Hundred (100);

The Southwest Five (5) feet of Lot One Hundred Twelve (112), lying adjacent and parallel to that part of Lot Six Hundred Twenty-three (623) platted as 109th Plaza;

A strip of land Five (5) feet wide adjacent and parallel to that part of Lot Six Hundred Twenty-three (623) platted as 109th Plaza, said strip lying in Lots One Hundred Fifteen (115), One Hundred Sixteen (116), One Hundred Seventeen (117), One Hundred Eighteen (118), One Hundred Twenty (120), One Hundred Twenty-one (121), One Hundred Twenty-two (122), and One Hundred Twenty-three (123);

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A strip of land Five (5) feet wide adjacent and parallel to that part of Lot Six Hundred Twenty-three (623) platted as Curtis Avenue, said strip lying in Lots One Hundred (100), One Hundred One (101), One Hundred Two (102), One Hundred Three (103), One Hundred Four (104), One Hundred Five (105), One Hundred Six (106), One Hundred Seven (107), One Hundred Eight (108), and One Hundred Nine (109);

A strip of land Five (5) feet wide adjacent and parallel to that part of Lot Six Hundred Twenty-three (623) platted & Curtis Avenue, said strip lying in Lots Two Hundred One (201), Two Hundred Three (203), and Two Hundred Four (204);

A continuous strip of land Five (5) feet wide adjacent and parallel to that part of Lot Six Hundred Twenty-three (623) platted as Curtis Avenue, said strip lying in Lots Two Hundred Sixteen (216), Two Hundred Seventeen (217), Two Hundred Eighteen (218), Two Hundred Nineteen (219), Two Hundred Twenty (220), Two Hundred Twenty-one (221), Two Hundred Twenty-two (222), Two Hundred Twenty-three (223), Two Hundred Twenty-four (224), and Two Hundred Twenty-five (225);

A continuous strip of land Five (5) feet wide, adjacent and parallel to Lot Six Hundred Twenty-two (622) also platted as 112th Plaza, said strip lying in Lots Two Hundred Thirty-six (236), Two Hundred Thirty-seven (237), Two Hundred Thirty-eight (238), Two Hundred Thirty-nine (239), Two Hundred Forty (240), Two Hundred Forty-one (241), Two Hundred Forty-two (242), and Two Hundred Forty-three (243);

A continuous strip of land Five (5) feet wide, adjacent and parallel to Lot Six Hundred Twenty-two (622) also platted as 112th Plaza, said strip lying in Lots Two Hundred Forty-five (245), Two Hundred Forty-six (246), Two Hundred Forty-seven (247), and Two Hundred Forty-eight (248);

A continuous strip of land Five (5) feet wide, adjacent and parallel to Lot Six Hundred Twenty-two (622) also platted as 112th Plaza, said strip lying in Lots Two Hundred Fifty (250), Two Hundred Fifty-one (251), and Two Hundred Fifty-two (252);

The North Five (5) feet of Lot Two Hundred Fifty-four (254), lying adjacent and parallel to Lot Six Hundred Twenty-two (622), also platted as 112th Plaza;

A strip of land Five (5) feet wide, adjacent and parallel to Lot Six Hundred Twenty-four (624) also platted as lllth Plaza, said strip lying in Lots Two Hundred Seven (207), Two Hundred Eight (208), Two Hundred Nine (209), Two Hundred Ten (210), Two Hundred Eleven (211), Two Hundred Twelve (212), Two Hundred Thirteen (213), and Two Hundred Fourteen (214);

A strip of land Five (5) feet wide, adjacent and parallel to Lct Six Hundred Twenty-seven (627) also platted as 110th Plaza, said strip lying in Lot One Hundred Fifty (150);

A continuous strip of land Five (5) feet wide, adjacent and parallel to Lot Six Hundred Twenty-seven (627) also platted as 110th Plaza, said strip lying in Lots One Hundred Fifty-two (152), One Hundred Fifty-three (153), and One Hundred Fifty-four (154);

A continuous strip of land Five (5) feet wide, adjacent and parallel to Lot Six Hundred Twenty-seven (627) also platted as 110th Plaza, said strip lying in Lots One Hundred Fifty-six (156), One Hundred Fifty-seven (157), One Hundred Fifty-eight (158), and One Hundred Fifty-nine (159);

The East Five (5) feet of Lot One Hundred Sixty (160), lying adjacent and parallel to Lot Six Hundred Twenty-seven (627), also platted as 110th Plaza;

A strip of land Five (5) feet wide, adjacent and parallel to Lot Six Hundred Twenty-six (626) also platted as Kansas Plaza, said

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strip lying in Lots One Hundred Seventy-seven (177), One Hundred Seventy-eight (178), One Hundred Seventy-nine (179), One Hundred Eighty (180), One Hundred Eighty-one (181), One Hundred Eighty-two (182), One Hundred Eighty-three (183), One Hundred Eighty-four (184), One Hundred Eighty-five (185), and One Hundred Eighty-six (186);

A strip of land Five (5) feet wide, adjacent and parallel to the South, East, and North property lines of Lot Six Hundred Twenty-five (625), said strip lying in Lots One Hundred Eighty-eight (188), One Hundred Eighty-nine (189), One Hundred Ninety (190), One Hundred Ninety-one (191), One Hundred Ninety-two (192), and One Hundred Ninety-three (193);

All as shown on the plat attached hereto and made a part hereof.

TO HAVE AND TO HOLD said easement and right of way unto the said Grantee, Metropolitan Utilities District of Omaha, its successors and assigns.

- 1. The Grantors agree that neither they nor their heirs or assigns will at any time erect, construct or place on or below the surface of said tracts of land any building or structure, except pavement, and that they will not give anyone else permission to do so.
- 2. Grantee shall restore the surface of the soil excavated for any purpose hereunder, as near as may be reasonably possible, to the original contour thereof and as soon after such work is performed as may be reasonably possible to do so.
- 3. Nothing herein contained shall be construed as a waiver of any rights of Grantors, criduties and powers of the Grantee respecting the ownership, use, operations, extensions and connections to any pipeline constructed and maintained hereunder.

IN WITNESS WHEREOF, the Grantors have executed this easement the day and year first above written.

Edward E. Wilczewski

Kathleen L. Wilczewski

Grantors

STATE OF NEBRASKA)

COUNTY OF DOUGLAS)

On this day of , 1974, before me, the undersigned, a Notary Public duly commissioned and qualified for said county, personally came Edward E. Wilczewski and Kathleen L. Wilczewski, to me personally known to be husband and wife and the identical persons whose names are affixed to the foregoing instrument as Grantors, and acknowledged the same to be their voluntary act and deed.

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

Notary Public

Thomas M. Andrews
GENERAL NOTARY
State of Nebraska
My Commission Expires
June 13, 1977







