

EASEMENT AND RIGHT OF WAY

THIS INDENTURE, made this 30 day of Sept., 1917, 1917, 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 transportation of gas and water 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 tracts of land lying in lots 436, 437, 441, 442, 443, 444, 446, 447, 448, 450, and 452, Rambleridge Addition as now platted and recorded a subdivision in Douglas County, Nebraska. Said tracts being more particularly described as follows:

A strip of land five (5) feet wide running along and parallel to the westerly property line of lot 436, said strip being the westerly five (5) feet of lot 436.

A strip of land five (5) feet wide running along and parallel to the westerly property line of lot 437, said strip being the westerly five (5) feet of lot 437.

A strip of land five (5) feet wide running along and parallel to the southwesterly property line of lot 441, said strip being the southwesterly five (5) feet of lot 441. Also a strip of land five (5) feet wide running along and parallel to the northwesterly property line of lot 441, said strip being the northwesterly five (5) feet of lot 441.

A strip of land five (5) feet wide running along and parallel to the northwesterly property line of lot 442, said strip being the northwesterly five (5) feet of lot 442.

A strip of land five (5) feet wide running along and parallel to the westerly property line of lot 443, said strip being the westerly five (5) feet of lot 443.

A strip of land five (5) feet wide running along and parallel to the southwesterly property line of lot 444, said strip being the southwesterly five (5) feet of lot 444.

A strip of land five (5) feet wide running along and parallel to the southeasterly property line of lot 446, said strip being the southeasterly five (5) feet of lot 446.

A strip of land five (5) feet wide running along and parallel to the southeasterly property line of lot 447, said strip being the southeasterly five (5) feet of lot 447.

A strip of land five (5) feet wide running along and parallel to the southeasterly property line of lot 448, said strip being the southeasterly five (5) feet of lot 448.

A strip of land five (5) feet wide running along and parallel to the easterly property line of lot 450, said strip being the easterly five (5) feet of lot 450.

A strip of land five (5) feet wide running along and parallel to the northerly property line of lot 452, said strip being the northerly five (5) feet of lot 452.

These strips contain a total of 0.08 acres, more or less, all as shown on the attached plat 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 tract 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, or duties and powers of the Grantee respecting the ownership, use, operations, extensions and connections to any gas main and/or water main constructed and maintained hereunder.

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

Edward E. Whelan

Kathleen L. Weyers

Grantors


STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

On this 30 day of Sept, 1977, 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.



GENERAL NOTARY - State of Neb.
JEANNE R. YOUNG
My Comm. Exp. Feb. 5, 1980


Notary Public

C. H. Hest.

RECEIVED
1977 OCT. 12 PM 4: 09
C. HAROLD OSTLER
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

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| METROPOLITAN UTILITIES DISTRICT OMAHA, NEBRASKA | EASEMENT ACQUISITION FOR G.W.O. 4889 | LAND OWNER EDWARD E. WILCZEWSKI KATHLEEN L. WILCZEWSKI | TOTAL ACRE Q.O.B. ACRES LEGEND PERMANENT EASEMENT | PAGE 1 OF 1 | DRAWN BY <u>ELK</u> DATE <u>9-15-77</u> CHECKED BY <u>AE</u> DATE <u>9-22-77</u> APPROVED BY <u>AKS</u> DATE <u>9-22-77</u> REVISED BY _____ DATE _____ REV. CHK'D BY _____ DATE _____ REV. APPROV BY _____ DATE _____ |
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