

FILED SARPY CO. NE.

INSTRUMENT NUMBER

2001-37570

2001 NOV 14 P 12: 12

Sharon J. Vandenburg
REGISTER OF DEEDS

Counter ka
Verify sw
D.E. gr
Proof g
Fee \$ 15.50
Ck Cash Chg
9398

PERMANENT
AND TEMPORARY
EASEMENTS AND RIGHTS-OF-WAY

THIS INDENTURE, made this 7 day of November, 2001, between CELEBRITY HOMES, 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, a permanent easement and right-of-way to lay, maintain, operate, repair, relay and remove, at any time, pipelines for the transportation of water and all appurtenances thereto, including but not limited to a round iron cover, and a temporary easement for construction purposes, together with the right of ingress and egress on, over, under and through lands described as follows:

Unplatted tracts of land bounded on the north by Harrison Street ROW in the NE 1/4 of the NE 1/4 of Section 17, T14N, R11E of the 6th P.M., Sarpy County, Nebraska and being described as follows:

TEMPORARY EASEMENT

The southerly fifteen (15') of the northerly fifty-eight feet (58') of the westerly one thousand one hundred thirty-seven feet (1,137') of the NE 1/4 of the NE 1/4 of Section 17, T14N, R11E of the 6th P.M., Sarpy County, Nebraska.

This temporary easement contains 0.391 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

PERMANENT EASEMENT

The southerly ten feet (10') of the northerly forty-three feet (43') of the westerly one thousand one hundred thirty-seven feet (1,137') of the NE 1/4 of the NE 1/4 of Section 17, T14N, R11E of the 6th P.M., in Sarpy County, Nebraska.

This permanent easement contains 0.261 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

TO HAVE AND TO HOLD said Permanent and Temporary Easements and Rights-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 permanent easement tract any building or structure, except pavement and similar covering, and shall not permit anyone else to

Return to: Susan Plaza 37570
RTR
M.U.D. Mainey Street
1723
Omaha, NE 68102

201-37570A

do so, and, with respect to the temporary easement tract, the same prohibitions apply during the effective period of that temporary conveyance, which effective period shall commence upon the date of execution hereof and cease upon completion of the project contemplated herein.

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 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.

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

IN WITNESS WHEREOF, Grantor executes these Permanent and Temporary Easements and Rights-of-Way to be signed on the above date.

CELEBRITY HOMES, INC.
a Nebraska Corporation,
Grantor

By: *Gale Larsen*
Gale Larsen, President

ACKNOWLEDGMENT

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

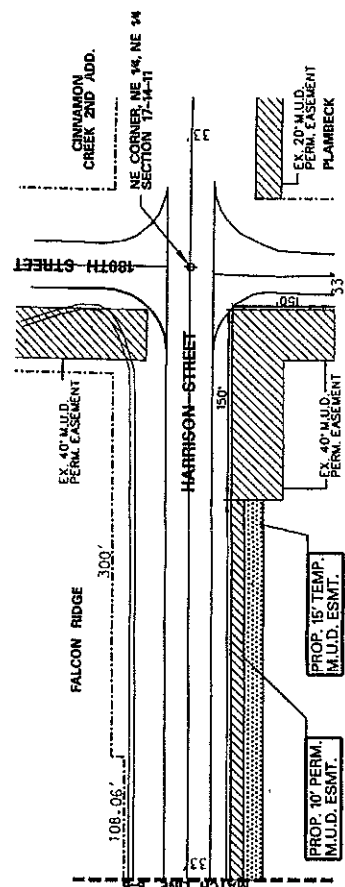
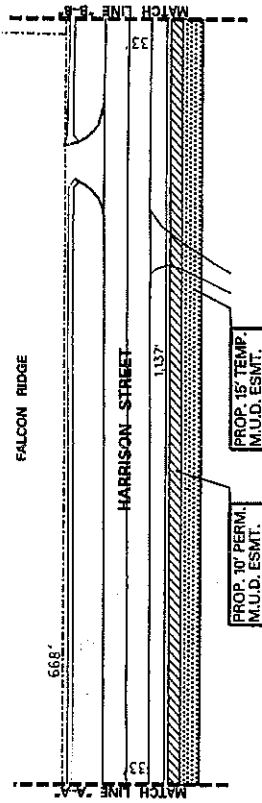
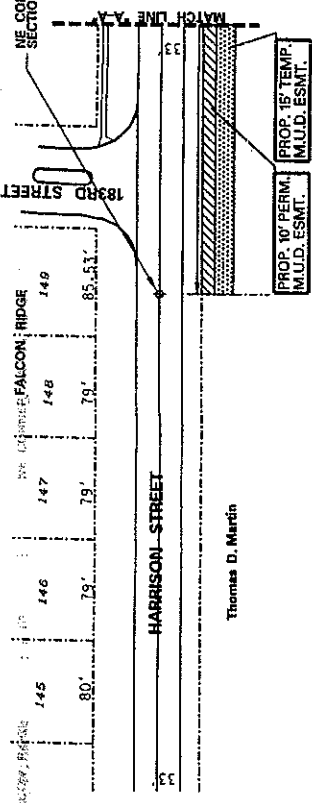
This instrument was acknowledged before me on November 7, 2001, by Gale Larsen, President of Celebrity Homes, Inc., on behalf of the corporation.

Loren Johnson
Notary Public



2001-37570 B

NE CORNER NW 1/4, NE 14 SECTION 17-14-11



HARRISON STREET:
180TH STREET TO 188TH STREET
NO SCALE

Thomas D. Martin

METROPOLITAN UTILITIES DISTRICT
OMAHA, NEBRASKA

EASEMENT ACQUISITION
FOR **WCP 8754**

LAND OWNER
Celebrity Homes Inc.
40 GALE LARSEN
P.O. Box 390485
OMAHA, NE 68137-0485

TOTAL ACRE 0.261 ±
PERMANENT 0.391 ±
TOTAL ACRE 0.391 ±
TEMPORARY

LEGEND
 PERMANENT EASEMENT
 TEMPORARY EASEMENT

PAGE 1 OF 1

DRAWN BY DAS
 DATE 6-13-2001
 CHECKED BY _____
 DATE _____
 APPROVED BY _____
 DATE _____
 REVISED BY _____
 DATE _____
 REV. CHK'D. BY _____
 DATE _____
 REV. APPROV. BY _____
 DATE _____