

EASEMENT AND RIGHT OF WAY

THIS INDENTURE, made this 1st day of May, 1977, between Robert E. Hinchcliff and Arlene A. Hinchcliff, 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:

A strip of land lying in lot 15 of The Hilltop of Oak Hills Highland, a subdivision as now platted and recorded in Douglas County, Nebraska, being more particularly described as follows:

A strip of land lying in said lot 15, being five (5) feet wide, lying along and parallel to the westerly property line of said lot. Said strip being the westerly five (5) feet of said lot. This strip contains a total of 0.01 acres, more or less, as shown on the plat attached hereto.

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.

Robert E. Hinchcliff
Arlene A. Hinchcliff

Grantors

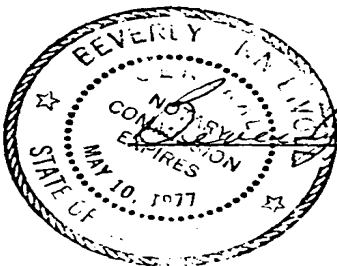
STATE OF NEBRASKA)

) ss

COUNTY OF DOUGLAS)

On this 1st day of May, 1977, before me, the undersigned, a Notary Public duly commissioned and qualified for said county, personally came Robert E. Hinchcliff and Arlene A. Hinchcliff, 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.



Beverly W. Lingo
Notary Public

5/1

RECEIVED

1977 MAY 20 AM 8:34

S. HAROLD OSTLER
REGISTER OF DEEDS
DUGLAS COUNTY, NEBR.

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METROPOLITAN
UTILITIES
DISTRICT
CRENSHAW AREA

EASEMENT
ACQUISITION
FOR MUD. ESMT.
TRACT NO. 7

LAND OWNER
ROBERT L. HINCHCLIFF,
ETAL.

TOTAL ACRE 0.01

LEGEND

PERMANENT EASEMENT

PAGE 1 OF 1

DRAWN BY PR DATE 3-30-77
CHECKED BY TRS DATE 3-30-77
APPROVED BY TRS DATE 3-30-77
REVISOR BY DATE
REV. CHECK BY DATE
REV. APPROV BY DATE

THE HILLTOP OF OAK HILLS HIGHLANDS

