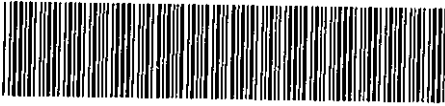




1319 179 MISC



18871 99 179-181

Nebr Doc Stamp Tax
Date
\$
By

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

99 DEC -8 PM 12:24

RECEIVED

AFTER RECORDING RETURN TO:

James F. Kasher  
Croker, Huck, Kasher, DeWitt, Anderson  
& Gonderinger, P.C.  
2120 S. 72 Street, Suite 1250  
Omaha, NE 68124-2356

**TEMPORARY CONSTRUCTION EASEMENT**

KNOW ALL MEN BY THESE PRESENTS:

WITNESSETH:

18871 P  
 FEE 16.00  
 BKP \_\_\_\_\_ C/O \_\_\_\_\_ COMP \_\_\_\_\_  
 DEL \_\_\_\_\_ SCAN \_\_\_\_\_ FY \_\_\_\_\_

WHEREAS, **ONE NINETY-TWO, LLC**, a Nebraska Limited Liability Company is developing The Grove, a subdivision in Douglas County, Nebraska; and

WHEREAS, **DOUGLAS COUNTY, NEBRASKA**, is responsible for maintenance and construction of Pacific Street abutting The Grove, and finds it necessary to perform certain grading along Pacific Street where it abuts Outlot 1 in The Grove; and

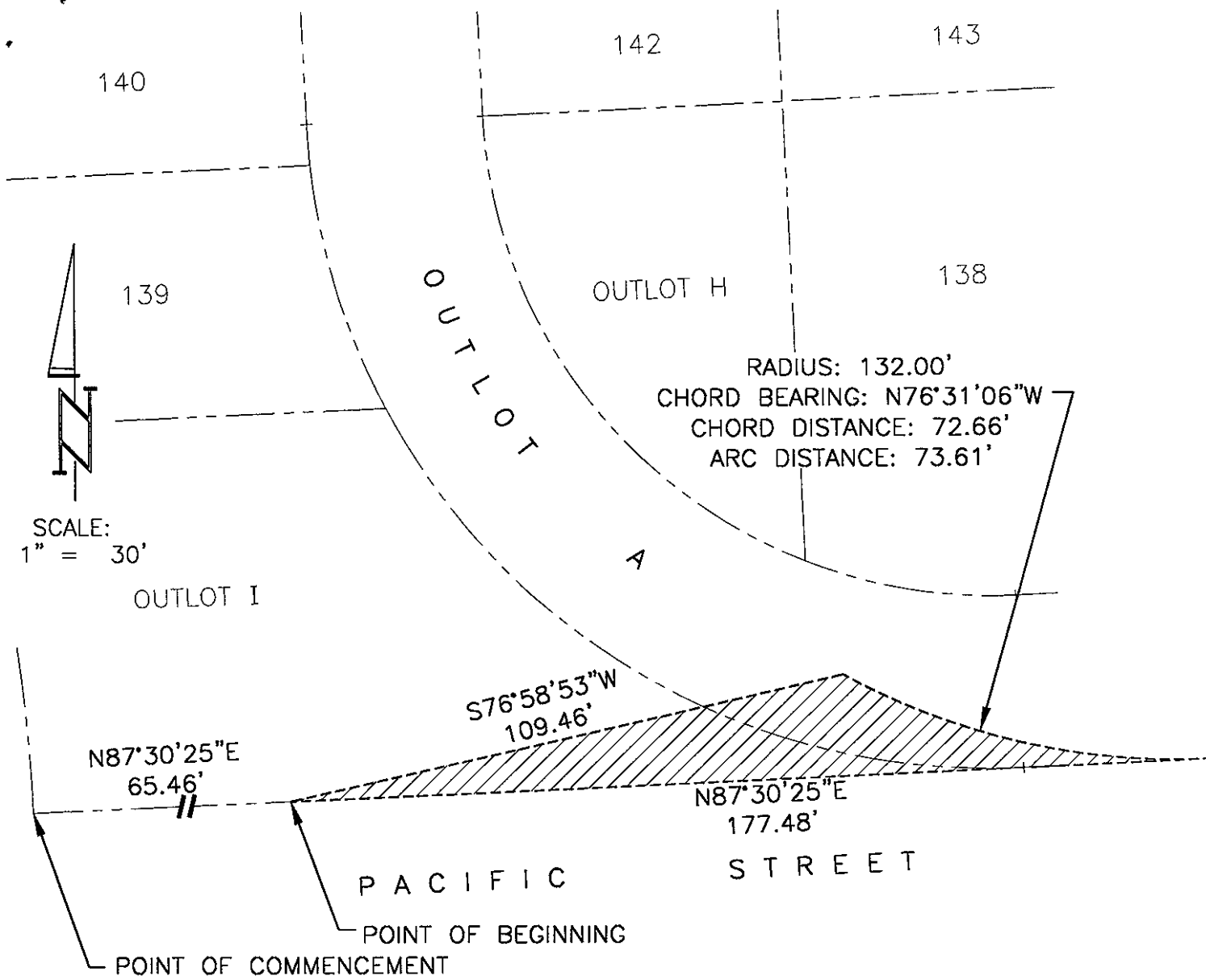
WHEREAS, it will be to the mutual benefit of One Ninety-Two, LLC and Douglas County if the grading along the south boundary of The Grove is accomplished in such a manner as to coordinate and blend with said subdivision and with Pacific Street; and

WHEREAS, One Ninety-Two, LLC and Douglas County wish to provide for grading and easement rights to accommodate the foregoing.

NOW, THEREFORE, in consideration of and in accordance with the foregoing, and for other good and valuable consideration, receipt of which is hereby acknowledged, the undersigned, **ONE NINETY-TWO, LLC**, a Nebraska limited liability company, hereinafter referred to as GRANTOR, does hereby grant and convey unto **DOUGLAS COUNTY, NEBRASKA**, hereinafter referred to as GRANTEE, and to its successors and assigns, a temporary construction easement for the right to enter upon, grade and otherwise use for working space for the grading of Pacific Street along the boundary of The Grove and blending the same with the abutting streets and property, the parcel of land more particularly described on Exhibit "A" attached hereto and incorporated herein.

It is further agreed as follows:





## LEGAL DESCRIPTION

THAT PART OF OUTLOTS A AND I, THE GROVE, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SW CORNER OF SAID OUTLOT I;

THENCE N87°30'25"E (ASSUMED BEARING) 65.46 FEET ON THE SOUTHERLY LINE OF SAID OUTLOT I TO THE POINT OF BEGINNING;

THENCE CONTINUING N87°30'25"E 177.48 FEET ON THE SOUTHERLY LINES OF SAID OUTLOTS I AND A;

THENCE NORTHWESTERLY ON A NON-TANGENT 132.00 FOOT RADIUS CURVE TO THE RIGHT, CHORD BEARING N76°31'06"W CHORD DISTANCE 72.66 FEET AN ARC DISTANCE OF 73.61 FEET;

THENCE S76°58'53"W 109.46 FEET TO THE POINT OF BEGINNING.

BENCHMARK HOMES, INC.

TD2 FILE NO. 122-187-E4

DATE: MAY 19, 1999

THOMPSON, DREESSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860