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RICHARD N. TAKECHI
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

EASEMENT AND RIGHT-OF-WAY

THIS INDENTURE, made this 1st day of July, 1997, 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, an 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 at least two hydrants and one valve box cover, together with the right of ingress and egress on, over, under and through lands described as follows:

PERMANENT EASEMENT

Several tracts in Westin Hills, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, and described as follows:

The North 10 feet (10') of Lot 43; and

The North 10 feet (10') of the West 148.82 feet of Lot 298; and

The Northeasterly 10 Feet (10') of Lot 157 as the same abuts the right-of-way of Fowler Avenue; and

The South 5 Feet (5') of each of Lots 139 and 140; and

A triangular parcel in Lot Eighty (80), the parcel having ten (10) foot sides extending along the northeasterly and southeasterly boundaries of said lot as the same abut the rights-of-way of Fowler Avenue and 149th Street, respectively.

These tracts contain a total of 0.101 of an acre, more or less, and are shown on the drawing attached hereto and made part hereof by this reference.

TO HAVE AND TO HOLD said Easement and Right-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 easement tract any

Pls return to —
M.U.D.
R. Owens
1723 Harney St.
Omaha 68102

002267 H

FEE 18.00 FB ____ MC-43385
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DEL ____ SCAN ____ FV ____

building or structure, except pavement and similar covering, and shall not permit anyone else to do so.

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 a 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 this Easement and Right-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 July 1, 1997, by Gale Larsen, President of Celebrity Homes, Inc., a Nebraska Corporation, on behalf of the corporation.

Loren Johnson
Notary Public

GENERAL NOTARY-State of Nebraska
LOREN JOHNSON
My Comm. Exp. Oct. 30, 1997

METROPOLITAN UTILITIES DISTRICT
OMAHA, NEBRASKA

EASEMENT ACQUISITION

FOR
W.C.P. 8378
W.C.C. 8379

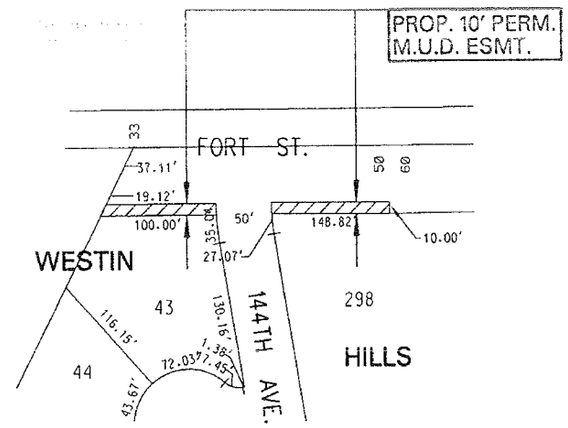
LAND OWNER
CELEBRITY HOMES INC.
14002 "L" STREET
OMAHA, NE 68137

TOTAL ACRE PERMANENT .101 ±
TOTAL ACRE TEMPORARY

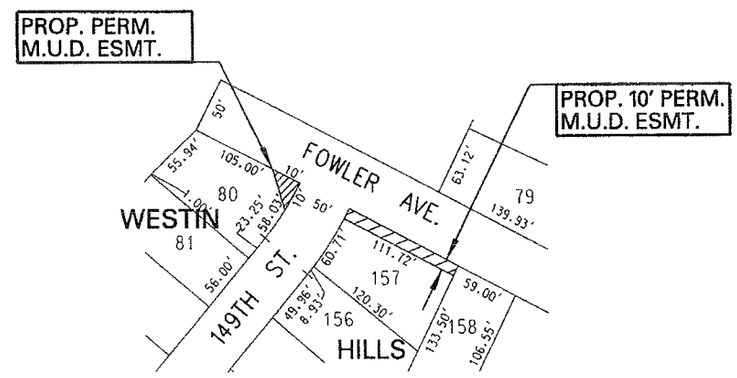
LEGEND
PERMANENT EASEMENT
TEMPORARY EASEMENT

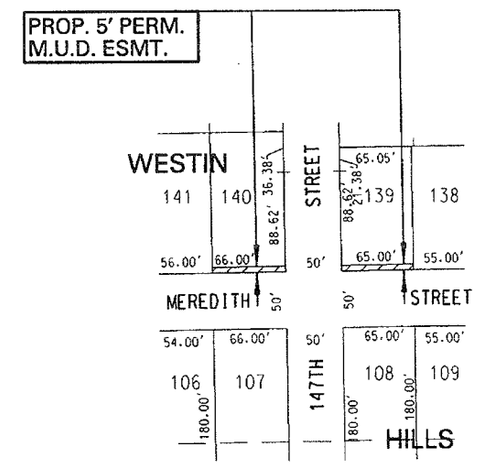
PAGE 1 OF 1

DRAWN BY C.L.Y.
DATE 5-13-97
CHECKED BY L J
DATE 6-24-97
APPROVED BY ESS
DATE 6-24-97
REVISED BY
DATE
REV. CHK'D. BY
DATE
REV. APPROV. BY
DATE



NO SCALE:
WESTIN HILLS
144th ST. & FORT ST.





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