

BK 1485 PG 111-113

RICHARD N. TAKECHI
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

2003 JAN -9 PM 2: 08



MISC 2003 00781

RECEIVED

PERMANENT EASEMENT AND RIGHT-OF-WAY

THIS INDENTURE, made this 28th day of March, 2002, 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, permanent and temporary easement and right-of-way rights to lay, maintain, operate, repair, relay and remove, at any time, pipelines for the transportation of gas and all appurtenances thereto, including but not limited to valve boxes, together with the right of ingress and egress on, over, under and through lands described as follows:

PERMANENT EASEMENT TRACT

The westerly five feet (5') of each of Lots 293, 317, 318, 319, 370, 371, 414, 413, 412, 411 and 410, each as the same abuts 152nd Street and all in Westin Hills West, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska. The entire tract contains 0.106 of an acre and is shown on the drawing attached hereto and made a part hereof by this reference.

TO HAVE AND TO HOLD this 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 building or other structure, except paving or similar covering, and shall not permit anyone else to do so.
2. The Grantee shall restore the surface of any easement area excavated for any purpose hereunder, as nearly as is reasonably possible, to its original contour and condition 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 the lawful possessor of this real estate; has good right and lawful authority to make such conveyance; and the Grantor and its executors, administrators, 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 the requisite authority to execute it for and on behalf of the Grantor.

PLEASE RETURN TO:

M.U.D.

R. OWENS

1723 HARVEY ST.

OMAHA, NE 68102

20.50
MISC FEE FB MC-43447
3 BKP C/O COMP
11 DEL SCAN RV

✓ 011169

IN WITNESS WHEREOF, Grantor executes this Easement and Right-of-Way to be signed on the above date.

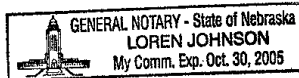
CELEBRITY HOMES, INC., a
Nebraska Corporation, GRANTOR

By: 
Gale Larsen, President

ACKNOWLEDGMENT

STATE OF NEBRASKA)
COUNTY OF DOUGLAS) ss

This instrument was acknowledged before me on the 28th day of March, 2002, by Gale Larsen, President of and on behalf of CELEBRITY HOMES, INC., a Nebraska Corporation.




Notary Public

METROPOLITAN
UTILITIES
DISTRICT
OMAHA, NEBRASKA

EASEMENT
ACQUISITION

FOR GRM 12214

LAND OWNER
CELEBRITY HOMES, INC.
GALE LARSEN
P.O. BOX 390485
OMAHA, NE 68139-0485

TOTAL ACRES
PERMANENT .106 ±
TOTAL ACRES
TEMPORARY ±

LEGEND
PERMANENT EASEMENT
TEMPORARY EASEMENT

PAGE 1 OF 1

DRAWN BY TJC
DATE 3-05-02
CHECKED BY KCS
DATE 3-8-02
APPROVED BY MN
DATE 3-7-02
REVISED BY
DATE
REV. CHK'D. BY
DATE
REV. APPROV. BY
DATE

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WESTIN HILLS WEST

NO SCALE
WESTIN HILLS WEST
156TH ST. & SARATOGA ST.

