

Affects MCI Parcel EAST OF US

WAIVER AGREEMENT

BOOK 691 PAGE 340

THIS AGREEMENT, between METROPOLITAN UTILITIES DISTRICT, First Party, and _____

MCI TELECOMMUNICATIONS CORPORATION

Second Party, WITNESSETH:

That, for good and valuable consideration, a license, privilege or permit shall be granted to the Second Party, subject to the rules and regulations of the said METROPOLITAN UTILITIES DISTRICT, which rules are made a part hereof by this reference, to make a connection for the supply of water to the premises on the following-described real estate, situated in the County of Douglas, State of Nebraska, and more particularly described as follows, to wit:

See Exhibit A attached hereto and made a part hereof.

IN CONSIDERATION of the foregoing, said Second Party, being the owner of the above-described real estate, agrees, in the event said above-described real estate shall be now or hereafter included in a Water Main District and become subject to assessment for the extension of a water main in said District, that said Second Party will and does hereby waive all objections to the creation of said Water Main District and to the levy and assessment of a special tax against said real estate to pay the cost of said extension of a water main in said Water Main District; and that for any distribution main laid abutting the property described herein, Second Party will pay the connection charge (less any private line fee paid) in accordance with Part X, 3, of the Rules and Regulations of First Party.

IT IS FURTHER AGREED that the permit granted hereunder shall be for a period of ten (10) years from the date of execution of this Agreement. At the expiration of the 10-year period, the owner of the property shall abandon the private water line in accordance with the Rules and Regulations and shall connect to any water main abutting the property at that time after payment of all connection charges and applicable fees. If a water main abutting the property does not exist at the end of such period, the owner or agent may apply for an extension of the permit for an additional period of ten (10) years or until such time within such 10-year period as a water main abutting the property is constructed.

IT IS UNDERSTOOD that this Agreement shall run with the property and be binding upon the parties hereto, their successors, grantees, heirs or representatives.

WITNESS our hands, this 23 day of March, 1983.

WITNESS:

Wendell Williams
5/3/83

METROPOLITAN UTILITIES DISTRICT

By

J. H. ...

MCI TELECOMMUNICATIONS CORPORATION

By

William E. Conway
William E. Conway
Senior Vice President

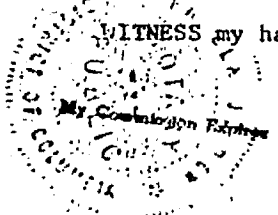
ATTEST:

C. Bolton-Smith, Jr.
C. Bolton-Smith, Jr Assistant Secretary
STATE OF NEBRASKA
COUNTY OF DOUGLAS

On this 23rd day of March, 1983, before the undersigned, a Notary Public in and for said State of Nebraska, appeared William E. Conway, Senior Vice President and C. Bolton-Smith, Jr., Assistant Secretary of MCI Telecommunications Corporation, a Delaware corporation

personally known to me to be the persons whose name is/are affixed to the foregoing instrument, and acknowledged the same to be their voluntary act and deed and the voluntary act and deed of the above-named corporation.

WITNESS my hand and seal the day and date last above written.



Frank J. ...
Notary Public

46-1248 B.H. 5-6-83

Exhibit A

A tract of land located in Lot 12 of the Kensington Addition to the City of Omaha, located in Section 31, Township 16 North, Range 13 East of the 6th P.M., in Douglas County, Nebraska, more particularly described as follows:

Commencing at the Southwest corner of the Northwest Quarter of the Southwest Quarter of said Section 31; thence N00°00'00"E (assumed bearing) along the West line of said SW 1/4 of Section 31, a distance of 661.96 feet; thence S89°48'47"E a distance of 57.00 feet to a point on the East R.O.W. line of 60th Street, said point also being the Northwest corner of said Lot 12; thence continuing S89°48'47"E along the North line of said Lot 12, a distance of 384.47 feet, to the point of beginning; thence continuing S89°48'47"E along said North line of said Lot 12, a distance of 227.70 feet; thence S00°00'00"W, a distance of 231.09 feet; thence N89°48'47"W, a distance of 226.78 feet; thence N00°00'00"E, a distance of 231.09 feet to the point of beginning, containing 1.206 acres, more or less.

C. HAROLD OSTLER
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

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