

PERMIT OF WAY

THIS INDENTURE made and entered into this 30th day of October, 1940, by and between Gould Dietz Investment Company, a Nebraska corporation, party of the first part, and Margaret Dorothy Woodward, party of the second part, all of the City of Omaha, Douglas County, Nebraska,

WITNESSETH, THAT:

WHEREAS, the first party is the owner of the following described land in the City of Omaha, County of Douglas, and State of Nebraska, to wit:

The South Twenty (20) feet of the East Forty-three (43) feet of Sub-lot Six (6) of Lot Nine (9), Capitol Addition to the City of Omaha, County of Douglas, State of Nebraska, as surveyed, platted and recorded, and hereinafter sometimes referred to as Tract "A",

and

WHEREAS, the second party has this day purchased from the first party the following described property to wit:

That part of North 132 feet of Sub Lot 6 of Lot 9, Capitol Addition described as follows: Beginning at a point on the south line of Farnam Street 446.5 feet east of the west line of Section 22-15-13, said point being 77.0 feet east of the N.W. corner of S.L. 1 of Lot 8 Capitol Addition, said point is also the N. E. corner of 1 story brick building; thence south along a line parallel to and 13.6 feet east of the west line of S.L. 6 of Lot 9 Capitol Addition 132 feet; thence east 23.76 feet; thence north 132 feet to the south line of Farnam Street; thence west 23.76 feet to point of beginning, in the City of Omaha, Douglas County, Nebraska.

NOW, THEREFORE, in consideration of the premises, it is mutually stipulated and agreed by and between the parties hereto, that the first party does hereby license, permit and authorize the second party, herheirs and assigns, to enter into the land hereinafter described, to wit:

The South Twenty (20) feet of the East Forty-three (43) Feet of Sub-lot Six (6), of Lot Nine (9), Capitol Addition to the City of Omaha, County of Douglas, State of Nebraska, as surveyed, platted and recorded, and hereinafter referred to as Tract "A",

for the purpose of free ingress and egress to the property described as

That part of North 132 feet of Sub. Lot 6 of Lot 9 Capitol Addition described as follows: Beginning at a point on the south line of Farnam Street 446.5 feet east of the west line of Section 22-15-13, said point being 77.0 feet east of the N.W. corner of S. L. 1 of Lot 8 Capitol Addition, said point is also the N. E. corner of 1 story brick building; thence south along a line parallel to and 13.6 feet east of the west line of S.L. 6 of Lot 9 Capitol Addition 132 feet; thence east 23.76 feet; thence north 132 feet to the south line of Farnam Street; thence west 23.76 feet to point of beginning, in the City of Omaha, Douglas County, Nebraska.

IT IS FURTHER AGREED by and between the parties hereto that the party of the second part shall, at her own expense, provide proper insurance, and in all events save the first party harmless from any damage or loss arising through or by reason of this permit or license of way, or the use of it by said party of the second part or any other person or persons.

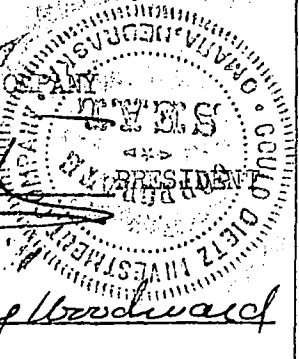
IT IS FURTHER EXPRESSLY AGREED that nothing in this permit of way shall be construed as interfering with the right of the party of the first part to grant similar licenses or permits of way over said Tract "A" to other parties, provided, however, and it is expressly understood, that such grants shall not unreasonably interfere with the use by the second party of said Tract "A".

IT IS FURTHER EXPRESSLY AGREED that no forbearance or act of tolerance by the first party shall be construed as any waiver of the terms of this agreement.

IN WITNESS WHEREOF this permit of way has been executed this 30th day of October, 1940.

WITNESSES:
Allo Thomas

GOULD DIETZ INVESTMENT COMPANY
 BY: Gould Dietz
 FIRST PARTY
Margaret Dorothy Woodward
 SECOND PARTY



STATE OF NEBRASKA)
)SS
 COUNTY OF DOUGLAS)

I, Allo Thomas, a Notary Public in and for the County and State aforesaid, do hereby certify that Gould Dietz, to me well known and known to me to be the President of the Gould Dietz Investment Company, a corporation of Nebraska, appeared before me this day in person and acknowledged that he executed and delivered the foregoing instrument freely and voluntarily in behalf of, and in the name of said corporation as such President, pursuant to authority in him vested; that the seal attached to said instrument is the corporate seal of said corporation, and that said instrument is the free act and deed of said corporation.

Given under my hand and Notarial Seal this 30th day of October 1940.

Allo Thomas
 Notary Public

STATE OF NEBRASKA)
)SS
 COUNTY OF DOUGLAS)

On this 30th day of October 1940, before me, a Notary Public in and for the said County personally came the above named person Margaret Dorothy Woodward, who is personally known to me to be the identical person whose name is affixed to the foregoing instrument, and she has acknowledged said instrument to be her voluntary act and deed.

Witness my hand and Notarial Seal the date last above written.

Allo Thomas
 Notary Public

