

08/28/60 NE 4 SE
Se

BOOK 357 PAGE 521

A G R E E M E N T

THIS AGREEMENT, entered into on this 2nd day of August, 1960, between the Mid-America Pipeline Company, a Delaware Corporation, its successors and assigns, with its principal office in Tulsa, Oklahoma, hereinafter referred to as the Company, and the Union Diking Drainage District of Douglas and Dodge Counties of Nebraska, organized under the laws of the State of Nebraska, with its principal office located in Fremont, Nebraska, hereinafter referred to as the District;

WHEREAS, the Company is constructing a pipeline for the purpose of transmitting hydrocarbon fluids and crosses lands located in Douglas County, Nebraska, described as being:

The North Half and that Part of the Southeast Half known as Gov. Lot 4, in Section 34, Township 16 N, Range 9 E.

WHEREAS, the District holds an easement across these same lands on which it maintains a dike in connection with its drainage project which is located adjacent to and along the Platte River, and,

WHEREAS, the Company has requested permission to cross such dike with its pipeline, and

WHEREAS, the District is willing to grant such permission to the Company, provided that the Company will use care and diligence in constructing the pipeline across such dike, and use construction methods agreed upon as are shown on the Company's Drawing No. ML-617-B, which is attached to and made a part of this agreement, and the Company further agrees to construct its cover over the pipeline in a manner and at a grade which will accommodate the passage of vehicles over the pipeline, and further agrees to make any necessary repairs as long as the pipeline is maintained across the aforementioned levee to maintain the same coverage as shown on the aforementioned drawing, and to indemnify and forever hold harmless the said District or any of its officers, agents or employees, from injury or loss which any of them may sustain by reason of the negligence of the Company in the construction and maintenance of the pipeline, and,

WHEREAS, the Company agrees to the conditions set out herein;
NOW, THEREFORE, the District hereby grants to the Company per-
mission to cross its dikes with the Company's pipeline, and the undersigned,
duly authorized, have affixed their signatures hereto on behalf of the
District and the Company.

UNION DIKING DRAINAGE DISTRICT OF
DOUGLAS & DODGE COUNTIES, NEBRASKA

By: [Signature]
H. E. Green, Director

By: [Signature]
L. D. Johnson, Director

By: [Signature]
A. F. Gericke, Director

Attest:

[Signature]

MID-AMERICA PIPELINE COMPANY

By: [Signature]
Vice President

Attest:

[Signature]
Assistant Secretary

ACKNOWLEDGEMENTS

STATE OF NEBRASKA
COUNTY OF Lodge } SS

Be it remembered that on this 9 day of August, 1960, before me, a
Notary Public in and for said County and State, personally appeared H. E.
Green, L. D. Johnson, and A. F. Gericke, acting as Directors of the Union
Diking Drainage District of Douglas and Dodge Counties, Nebraska, to me known
to be the identical persons described in and who executed the within and
foregoing instrument for and on behalf of the Union Diking Drainage District
of Douglas and Dodge Counties, Nebraska, and acknowledged to me that they
executed the same as their free and voluntary act and deed for the uses,
purposes, and consideration therein set forth.

[Signature]
Notary Public

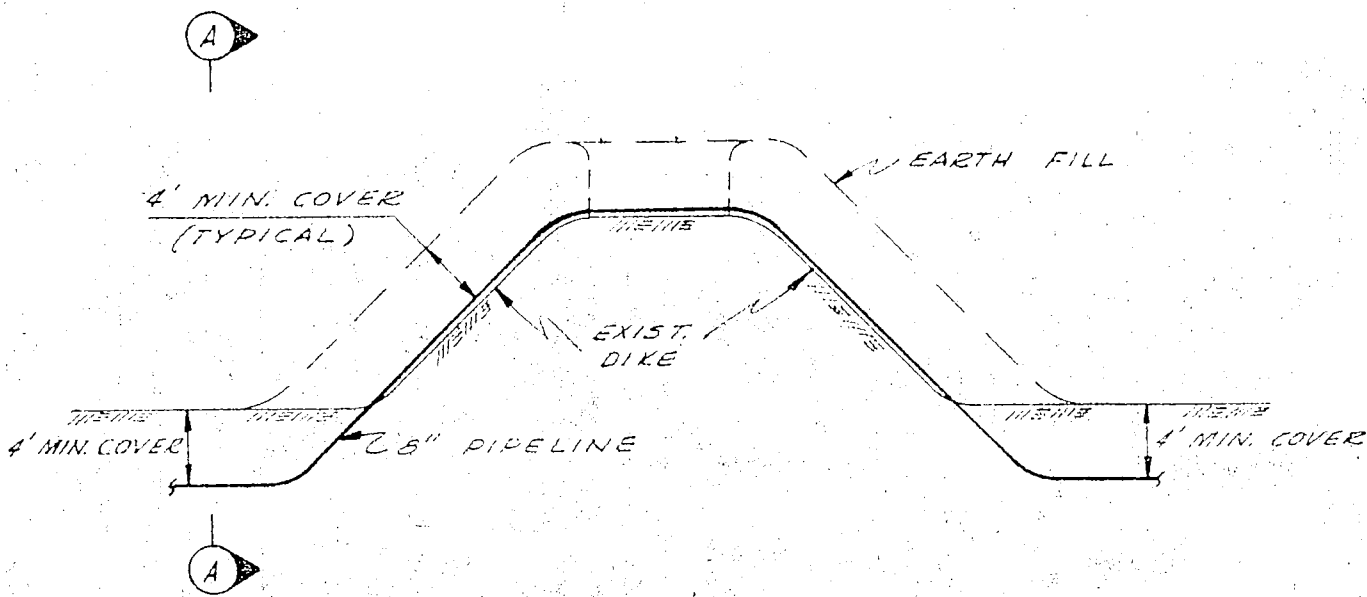
STATE OF Okla.)
COUNTY OF Tulsa) SS

Before me, the undersigned, a Notary Public in and for said County and
State, on this 11th day of August, 1960, personally appeared
David A. Roach to be known to be the identical person who subscribed
the name of the maker thereof to the foregoing instrument as its
Vice President and acknowledged to me that he executed the same
as his free and voluntary act and deed and as the free and voluntary act
and deed of such corporation, for the ~~uses~~ purposes, and consideration
herein set forth and in the capacity therein stated.

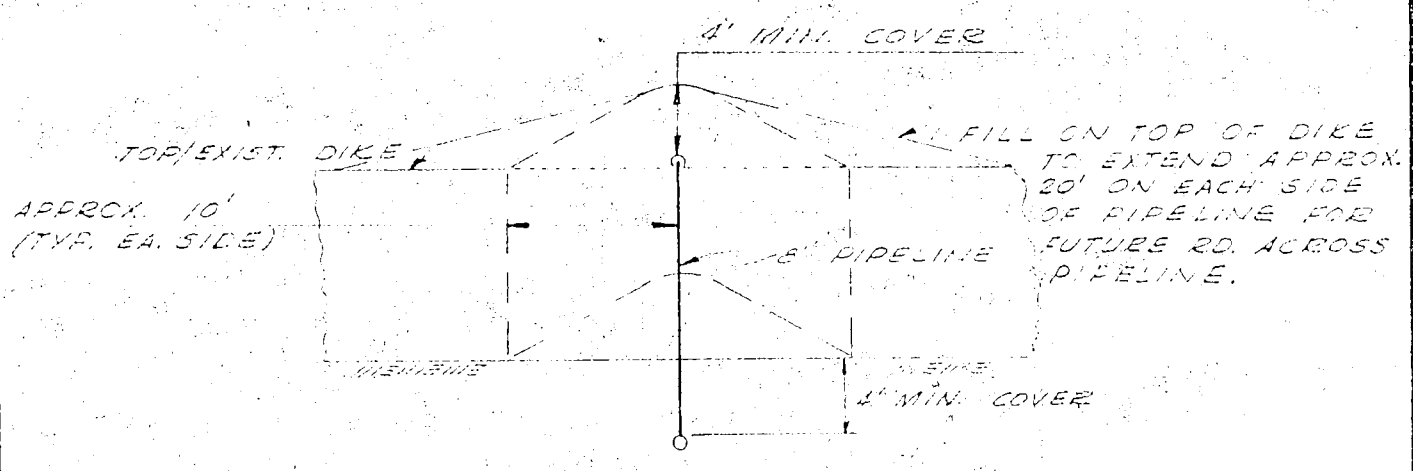
Given under my hand and seal of office the day and year last above written.

My Commission Expires Nov. 10, 1960

[Signature]
Notary Public



SIDE ELEVATION



SECTION A

NORTH SIDE OF PLATTE RIVER

TYPICAL DIKE CROSSING

PREPARED FOR MID-AMERICA PIPELINE COMPANY

WILLIAMS BROTHERS COMPANY ENGINEERS - CONSTRUCTORS TULSA OFFICE	8" PIPELINE CROSSING TYPICAL DIKE CROSSING	
	DATE 8-2-60	ML-617-B
	APPROVED	

18 ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEE'S OFFICE BY EDWARD J. ... NEBRASKA
 16 DAY Sept 1960 AT 12:30 P.M. THOMAS J. O'CONNOR, REGISTER OF DLDS 375