

148/374

REVOCABLE LICENSE AGREEMENT

This AGREEMENT entered into by and between Metropolitan Utilities District of Omaha as first party and John P. Donegan as second party.

WHEREAS second party is now the owner of the following described real estate situated in the County of Douglas, State of Nebraska, to-wit: West 10 acres of S. E. 1/4 of N. W. 1/4, Section 6-11-13, except Railroad Right of Way

WHEREAS there is now no water service main abutting the premises described and no adequate water service available thereto, and second party desires to secure from first party temporary water service until such time as a water main shall be installed in front of the premises described.

AND WHEREAS there has heretofore been installed by first party a water main on "H" Street Street, nearest to second party's described property where that main crosses 58th Street, to the laying and construction of which main second party in no wise contributed, and has no right to a service connection therewith,

NOW THEREFORE WITNESSETH first party grants to second party a special license, privilege and permit, subject to the applicable rules and regulations of first party, and at expense of second party, to make a temporary emergency connection to said main hereinbefore described for the purpose of procuring a supply of water for the premises hereinbefore described, subject to the terms and conditions contained in this Agreement.

Second party agrees to make such connection and thereafter to maintain same at his own expense, and further agrees that first party shall have the right, at any time, upon ten days written notice, to discontinue water service through such connection, and to itself sever the connection between the service line and the main.

IT IS FURTHER UNDERSTOOD AND AGREED that in no event shall the authority to maintain this special connection continue beyond the time when a petition shall be filed with first party by one or more property owners on either side of the same street and within the same block as the premises of second party, petitioning for the construction and laying of a water main in said street, in which event this authority shall automatically terminate and second party shall be relegated to his rights in connection with the installation of said new main and in connection with obtaining service therefrom.

Date 8-30-40 John P. Donegan Property Owner.

Witness L. S. Plummer

Accepted: METROPOLITAN UTILITIES DISTRICT OF OMAHA.

By W. J. Payne General Manager

6. APPROVED BY METROPOLITAN UTILITY and Recorded in the Register of Deeds Office in Douglas County, Nebraska on 10 days September 1940 at O.P.A. Thomas J. O'Connor, Secretary of the City