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This instrument prepared by and upon recording return to:

Robert C. Seiler, II, Esq. Kutak Rock LLP 1650 Farnam Street Omaha, NE 68102



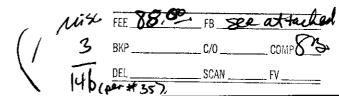
Re: Indexing Instruction to the County Clerk of Douglas County, Nebraska.

This instrument affects interests in real property described in <u>Exhibit A</u> attached hereto, and incorporated by reference herein.

AFFIDAVIT OF SCRIVENER'S ERROR

- I, Robert C. Seiler, II, being the scrivener of the legal description for the below referenced Amendment No. 3, first being duly sworn upon my oath, state as follows:
- Amendment No. 3 to Lease Agreement and Memorandum of Lease. That certain Amendment No. 3 to Lease Agreement and Memorandum of Lease dated as of October 20, 2003, by and between Nebraska Health System d/b/a The Nebraska Medical Center, the Board of Regents of the University of Nebraska, and Clarkson Regional Health Services, Inc. ("Amendment No. 3"), executed by Nebraska Health System, d/b/a The Nebraska Medical Center, the Board of Regents of the University of Nebraska, and Clarkson Regional Health Services, Inc., which was recorded on December 9, 2003 as document no. 2003235478 in the Official Public Records of Douglas County, Nebraska; inadvertently included an error in the legal description (the "Legal Description") set forth on Schedule B attached to Amendment No. 3.

The Legal Description attached to Amendment No. 3 describes the property upon which all of The Nebraska Medical Center's leasehold interests (the "Leased Premises")



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pursuant to that certain Lease Agreement dated as of October 1, 1997, between The Nebraska Medical Center, and The Board of Regents of the University of Nebraska and Clarkson Regional Health Services, Inc., as amended (the "Lease Agreement"), are located. The Legal Description of the Leased Premises mistakenly included a description of property that is not subject to the Lease Agreement.

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Paragraph 4 of the Legal Description of the Leased Premises reads, "The West ½ of Lot 24, and the South 1 foot of the West ½ of Lot 25, all Lots 27 through 29 inclusive, all in Block 6, Jerome Park, an Addition to the City of Omaha, Douglas County, Nebraska."

The purpose of this Affidavit is to correct the above set forth error in the Legal Description of the Leased Premises so that the above set forth language is deleted in its entirety from Schedule B to Amendment No. 3. A copy of the Legal Description as filed, noting the error set forth above, is attached hereto as Exhibit A.

IN WITNESS WHEREOF, I affirm under the penalties for perjury that the forgoing statements are true as of this 26th day of April, 2004.

Robert C. Seiler, II

STATE OF NEBRASKA)

SS.

COUNTY OF DOUGLAS)

On April 26, 2004, before me, Lisa Hack, as a Notary Public, personally appeared Robert C. Seiler, II, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and that by his signature on the instrument is the person who executed the instrument.

WITNESS my hand and official seal.

GENERAL NOTARY - State of Nebraska LISA M. HACK My Comm. Exp. May 5, 2007

Commission Expires: 5507

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EXHIBIT A

AMENDMENT NO. 3: LEGAL DESCRIPTION

- Lots 1 through 26, inclusive, Block 1, Ralph Place, an Addition to the City of Omaha, Douglas County, Nebraska,
- Lots 31 through 33, Block 5, Kilby Place, an Addition to the City of Omaha, Douglas County, Nebraska,
- Lots 1 and 2, Block 6; Lots 1 through 5 inclusive, and Lots 9 through 15 inclusive, the East 18 feet of Lot 19, and all of Lots 20 through 30 inclusive, Block 5; Lots 1 through 28 inclusive and Lot 30, Block 10; Lots 4 through 14 (except the West 26.5 feet of Lot 14), inclusive, and the East 21.5 feet of Lot 17, Lots 18 through 30 inclusive, all in Block 11; Lot 38, Block 9; Lots 10 through 15 inclusive and 27 through 31 inclusive, Block 12, all in Briggs Place, an Addition to the City of Omaha, Douglas County, Nebraska,

The West ½ of Lot 24, and the South 1 foot of the West ½ of Lot 25, all Lots 27 through 29 inclusive, all in Block 6, Jerome Park, an Addition to the City of Omaha, Douglas County, Nebraska,

- Lots 9 through 12 inclusive, Block 15, Highland Place, an Addition to the City of Omaha, Douglas County, Nebraska,
- Lots 17 through 32, inclusive, Block 16, Highland Place, an Addition to the City of Omaha, Douglas County, Nebraska,

Together with those portions of the vacated Streets and alleys adjoining the above described premises, which were vacated in the following Ordinances: Book 32 at Page 73, Book 79 at Page 20, Book 161 at Page 478, Book 263 at Page 17, Book 354 at Page 498, Book 354 at Page 499, Book 445 at Page 279, Book 445 at Page 287, Book 447 at Page 409, Book 487 at Page 727, Book 515 at Page 561, Book 615 at Page 24, Book 615 at Page 26, Book 629 at Page 306, Book 640 at Page 715, Book 685 at Page 173, Book 1109 at Page 586, Book 1132 at Page 727, and Book 1452 at Page 167,

AND EXCEPTING THEREFROM those portions granted by Plat and Dedications filed in Book 622 at Page 48, Book 635 at Page 417, Book 635 at Page 419, and Book 699 at Page 631,

ALSO EXCEPTING THEREFROM those portions taken or used for road purposes and those portions conveyed to the City of Omaha by Warranty Deed filed in Book 1206 at Page 757, and in Warranty Deed filed April 27, 1995, in Book 2002 at Page 659.