

WAIVER AGREEMENT

THIS AGREEMENT, between THE METROPOLITAN UTILITIES DISTRICT first party, and Daniel G. Cary and Sunset Valley Family Golf Association, by Robert R. Veach, President 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 in that behalf, 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 particulary described as follows, to wit:

( See Attached Sheet )

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 assesment 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 assesment 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 said second party will re-connect the service herein provided for with any permanent service main installed by said first party and at second party's expense.

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

WITNESS our hands this 27th day of April 1961.

METROPOLITAN UTILITIES DISTRICT

BY O.F. Holdrege
x Danise G. Cary
x Robert R. Veach (Pres. Sunset Valley Family Golf Assn.)

WITNESS:

L.J. Chandler
L.J. Chandler

STATE OF NEBRASKA, )
COUNTY OF DOUGALS ) SS.

On this 27 day of April, 1961, before the undersigned, a Notary Public in and for said county, appeared

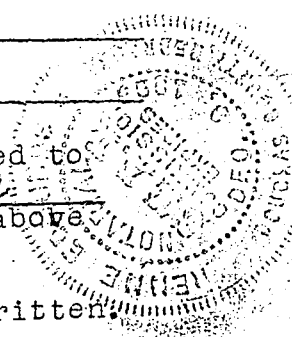
Daniel G. Cary and Robert R. Veach

personally known to me to be the person whose name is 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.

Rene Edmund
Notary Public

Approved as to form
B.H. Leary
General Attorney
5-3-61



Beginning at a point on the south line of Section 27 and the west property line of 93rd Street in Southwest Village, an addition to Douglas County, Nebraska, as surveyed, platted and recorded; thence running northerly along the west property line of 93rd Street to a point which is the intersection of the west property line of 93rd Street and the north property line of Arbor Street; thence northeasterly along the north property line of Arbor Street to the most southwesterly corner of Lot 1 Block 6 Southwest Village; thence northerly along the west property lines of Blocks 5 and 6, Southwest Village to the most southwesterly corner of Lot 3 Block 5, Southwest Village; thence, assuming the east line of the Southwest Quarter (1/4) of Section 27, Township 15 North, Range 12 East of the 6th Principal Meridian, Douglas County, Nebraska, to be due north and south, on a bearing of  $N 89^{\circ} 58' 23'' W$  and running a distance of 129.11 feet to a point; thence on a bearing of  $N 47^{\circ} 41' 15'' W$  and running a distance of 261.17 feet to a point; thence on a bearing of  $N 42^{\circ} 22' 15'' W$  and running a distance of 107.74 feet to a point; thence on a bearing of  $N 81^{\circ} 02' 15'' W$  and running a distance of 94.76 feet to a point; thence running northeasterly along a curve to the right whose radius is 180.00 feet a distance of 44.40 feet to a point; thence on a bearing of  $N 64^{\circ} 50' 45''$  a distance of 206.40 feet to a point; thence on a bearing of  $S 89^{\circ} 18' 45'' W$  and running a distance of 120.26 feet to a point; thence on a bearing of  $N 0^{\circ} 24' 15'' W$  and running a distance of 121.49 feet to a point; thence on a bearing of  $S 89^{\circ} 35' 45'' W$  and running a distance of 50.00 feet to a point; thence on a bearing of  $N 0^{\circ} 24' 15'' W$  and running a distance of 50.00 feet to a point; thence on a bearing of  $S 89^{\circ} 35' 34'' W$  and running a distance of 125.00 feet to a point; thence on a bearing of  $N 0^{\circ} 24' 15'' W$  and running a distance of 575.70 feet to a point on the south property line of Block 14, Sunset Hills, an Addition to Douglas County, Nebraska, as surveyed, platted and recorded; thence westerly along the south property line of Block 14, Sunset Hills to a point which is the intersection of the south property line of Block 14, Sunset Hills and the west property line of 94th Street extended; thence on a bearing of  $S 0^{\circ} 07' 05'' W$  and running a distance of 1201.50 feet to a point; thence on a bearing of  $S 38^{\circ} 36' 55'' E$  and running a distance of 154.44 feet to a point; thence on a bearing of  $N 89^{\circ} 50' 40'' E$  and running a distance of 578.00 feet to a point; thence on a bearing of  $S 0^{\circ} 02' 10'' W$  and running a distance of 718.45 feet to a point; thence on a bearing of  $S 40^{\circ} 04' 35''$  and running a distance of 791.94 feet to a point on the south line of said Section 27: thence east on the south line of said Section 27 to the point of beginning.

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 ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA  
 8 DAY MAY 1961 AT 1:51 P.M. THOMAS J. O'CONNOR, REGISTER OF DEEDS

2,25