

LANCASTER COUNTY, NEB
Dawn M. Latta
REGISTRAR OF DEEDS

FEB 3 10 37 AM '97

\$10.50
INST. NO 97

003854

Block
UNNETE PAOR
✓
✓
+

Highlands Blvd. Wid. Project 542-237
Tract 3

EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

That **UNIVERSITY OF NEBRASKA FOUNDATION**, a Nebraska non-profit corporation, herein called "*Grantor*", whether one or more, record owner of the real property hereinafter described, for and in consideration of the sum of **ONE DOLLAR AND OTHER VALUABLE CONSIDERATION**, (\$1.00 & OVC), duly paid, the receipt whereof is hereby acknowledged, and the further consideration of the performance of the covenants and agreements by Grantee as hereinafter set out and expressed, does hereby **GRANT, REMISE and RELINQUISH** unto the **CITY OF LINCOLN, NEBRASKA**, a municipal corporation, its successors and assigns, herein called "*Grantee*", the **RIGHT, PRIVILEGE and EASEMENT** to construct, reconstruct, maintain, operate, and replace *fill*, and appurtenances thereto belonging, over and through the following described real property, to-wit:

A portion of Outlot 'A', University of Nebraska Technology Park, located in the Southeast Quarter of Section 3, Township 10 North, Range 6 East of the 6th P.M. in the City of Lincoln, Lancaster County, Nebraska, more particularly described as follows:

Commencing at the northwest corner of said Outlot 'A'; thence northeasterly along the arc of the northerly line of said Outlot 'A' bearing to the left, a distance of 283.3 feet (86.349m), to the Point of Beginning; thence continuing northeasterly along the previously described line, a distance of 98.40 feet (30.000m); thence southeasterly along a line which deflects 90° 00' right, a distance of 32.81 feet (10m); thence southwesterly along a line located 32.81 feet (10m) southeasterly of and parallel with the northerly line of said Outlot 'A', a distance of 98.40 feet (30.000m); thence northwesterly along a line which deflects 90° 00' right, a distance of 32.81 feet (10m) to the Point of Beginning; containing an area of 3,228.50 square feet (299.928 square meters) more or less. And also:

Commencing at the northwest corner of said Outlot 'A'; thence northeasterly along the arc of the northerly line of said Outlot 'A' bearing to the left, a distance of 510.45 feet (155.588m); thence easterly along a line which deflects 47° 21' 36" right, a distance of 34.19 feet (10.42m); thence southeasterly along a line which deflects 44° 33' 41" right, a distance of 24.67 feet (7.52m) to the Point of Beginning; thence northeasterly along a line which deflects 90° 00' left, a distance of 65.98 feet (20.111m); thence northwesterly along a line which deflects 90° 00' left, a distance of 24.67 feet (7.52m); thence northeasterly along a line which deflects 44° 59' 29" right, a distance of 34.19 feet (10.42m) to the intersection with the northerly line of said Outlot 'A'; thence northeasterly along the arc of the northerly line of said Outlot 'A' bearing to the left, a distance of 113.40 feet (34.564m); thence southeasterly along a line which deflects 90° 00' right, a distance of 39.40 feet (12.0m); thence southwesterly along a line located 39.40 feet southeasterly of and parallel with the northerly line of said Outlot 'A', a distance of 139.90 feet (42.642m); thence southeasterly along a line which deflects 90° 00' left, a distance of 39.4 feet (12m); thence southwesterly along a line which deflects 90° 00' right, a distance of 65.98 feet (20.111m); thence northwesterly along a line which deflects 90° 00' right, a distance of 32.83 feet (10m) to the Point of Beginning; containing an area of 7,346.29 square feet (682.47m) more or less.

TO HAVE AND TO HOLD UNTO THE CITY OF LINCOLN, NEBRASKA, its successors and assigns, so long as such *fill* shall be maintained, together with the right of ingress and egress to said property from the public streets, for the purpose of constructing, reconstructing, inspecting, repairing, maintaining, operating and replacing said *fill* and appurtenances thereto, located thereon, in whole or in part, at the will of Grantee, it being the intention of the parties hereto that Grantor is hereby granting the uses herein specified without divesting Grantor of title and ownership of the rights to use and enjoy the above described property for any purpose except the construction thereon of permanent buildings, subject only to the right of Grantee

City Real Estate
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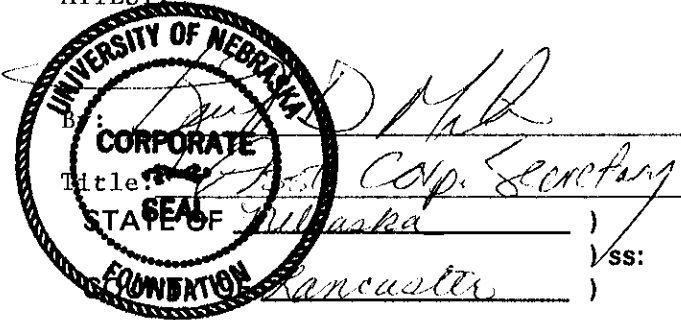
to use the same for purposes herein expressed, and subject to any prior leases or easements of record heretofore granted to other parties.

THIS INSTRUMENT, and the covenants and agreements herein contained, shall inure to the benefit of and be binding and obligatory upon the heirs, executors, administrators, successors and assigns of the respective parties.

IN WITNESS WHEREOF, we have hereunto set our hands this 16th day of January, 1997.

ATTEST:

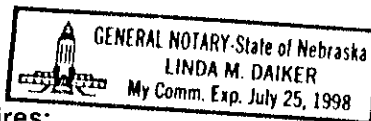
UNIVERSITY OF NEBRASKA FOUNDATION,
a Nebraska non-profit corporation



By: [Signature]

On January 16, 1997, before me, the undersigned, a Notary Public duly commissioned for and qualified in said County, personally came Timothy D. Thuitze, known to me to be the Sr. Vice President + Counsel of University of Nebraska Foundation, a corporation, and identical person who signed the foregoing instrument and acknowledged the execution thereof to be his/her voluntary act and deed as such officer and the voluntary act and deed of said corporation and that its corporate seal was thereto affixed by its authority.

Witness my hand and notarial seal the day and year last above written.



Linda M. Daiker
Notary Public

My Commission Expires: _____

*Printed name
Date
City
State*