



BK 1837 PG 670



DEED 1988 12627

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KNOW ALL MEN BY THESE PRESENTS, that GLACIER PARK COMPANY, a Delaware corporation, Grantor, for Ten Thousand Four Hundred and No/100 Dollars (\$10,400.00), to it duly paid, the receipt whereof is hereby acknowledged, has granted, conveyed, remised, released and quitclaimed, and by these presents does grant, convey, remise, release and forever quitclaim without any covenants of warranty whatsoever and without recourse to the Grantor, its successors and assigns, unto the CITY OF OMAHA, Nebraska, a municipal corporation, Grantee, and to its successors and assigns forever, all its right, title, interest, estate, claim and demand, if any, both at law and in equity of, in and to that certain strip or parcel of land located in Douglas County, State of Nebraska, more particularly described on Exhibit "A" attached hereto and made a part hereof.

SUBJECT, however, to all existing interests, including but not limited to all reservations, rights-of-way and easements of record or otherwise.

Together with all and singular the hereditaments and appurtenances thereunto belonging, TO HAVE AND TO HOLD the above described premises unto the said Grantee, its successors and assigns.

IN WITNESS WHEREOF, Glacier Park Company has caused its corporate name to be hereunto signed by an Assistant Vice President, and the corporate seal to be hereto affixed this 1st day of November, 1988.

GLACIER PARK COMPANY,
A Delaware corporation

BY

Larry Leopold
Larry Leopold
Assistant Vice President

ATTEST:

BY

Dennis L. Schilling
Dennis L. Schilling
Assistant Secretary

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STATE OF WASHINGTON

COUNTY OF KING

} ss.

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On this 1st day of November, 1988, before me, a Notary Public in and for said County, personally appeared the above named Larry Leopold and Dennis L. Schilling, who respectively acknowledged that they are, respectively, Assistant Vice President and Assistant Secretary of said corporation, that they executed the above instrument, that they held the position or title set forth in the instrument and certificate, that they signed the instrument on behalf of the corporation by proper authority, and that the instrument was the act of the corporation for the uses and purposes therein stated; and I know, or have satisfactory evidence, that the above named are the persons who executed the instrument and the persons named and described therein.

WITNESS my hand and official notarial seal, at Seattle, WA
in said County, the date aforesaid.

Lisa J. Fredrich
Notary Public.

My commission expires: 02/09/92

This instrument was drafted by:
Glacier Park Company
Title Services Department
1011 Western Avenue, Suite 700
Seattle, WA 98104



That portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12, T14N, R12E, 6th P.M., Douglas County, Nebraska, described as follows, to-wit:

Beginning at the Southwest corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12; thence Northerly along the West line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ to the point of intersection with a line drawn parallel with and distant 50.0 feet Southerly of, as measured at right angles to, Burlington Northern Railroad Company's (formerly Chicago, Burlington and Quincy Railroad Company's) hereinafter described Main Track centerline; thence Easterly parallel with said Main Track centerline to the point of intersection with the West bank of the Big Papillion Creek drainage ditch; thence Southerly along said West bank to the point of intersection with the East-West centerline of said Section 12; thence Westerly along said East-West centerline to the Point of Beginning.

Main Track Centerline Description

Commencing at the Southwest corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 12, T14N, R12E, 6th P.M., Douglas County, Nebraska; thence Northerly along the West line of said Section 12 a distance of 376.55 feet to the True Point of Beginning of the Main Track centerline to be described; thence Southeasterly, deflecting 93°13' to the right, to the point of intersection with the North-South centerline of said Section 12 and there terminating.

By Asset Transfer Agreement and Deed dated May 26, 1988 ("Deed"), Burlington Northern Railroad Company ("Railroad") conveyed to Glacier Park Company, a Delaware corporation ("GPC") all its right, title and interest in and to the premises described in that certain Real Estate Purchase Agreement ("Purchase Agreement") dated July 17, 1988, between Railroad as "Seller" and the City of Omaha, Nebraska, as "Buyer". Seller has discovered that said Purchase Agreement should have been entered into by GPC as Seller and not by Railroad as Seller.

Consistent with said Deed, therefore, Burlington Northern Railroad Company does hereby assign and transfer all of its right, title, interest and obligations under the Purchase Agreement to Glacier Park Company, a Delaware corporation ("GPC"), effective on July 17, 1988, the effective date of the Purchase Agreement.

Glacier Park Company does hereby accept assignment of all obligations, right, title and interest in and to the Purchase Agreement.

IN WITNESS WHEREOF, the parties have executed this Assignment this 2nd day of August 1988.

GLACIER PARK COMPANY

BY [Signature]

BURLINGTON NORTHERN RAILROAD COMPANY

BY [Signature]
J. H. Iikka
Director - Title Services

ATTEST:

BY [Signature]



ATTEST:

BY [Signature]
Anita D. Wells
Assistant Secretary

