

EASEMENT AND RIGHT OF WAY

THIS INDENTURE, made this 15 day of April, 1980, between The Lutheran Medical Center of Omaha, Nebraska, a Nebraska Corporation, hereinafter referred to as "Grantor", and Metropolitan Utilities District of Omaha, a Municipal Corporation, hereinafter referred to as "Grantee", WITNESSETH:

That Grantor, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, does hereby grant to Metropolitan Utilities District of Omaha, its successors and assigns, an easement and right of way to lay, maintain, operate, repair, relay and remove, at any time, pipelines for the transportation of gas and water, and all appurtenances thereto, including but not limited to a fire hydrant and valve box, together with the right of ingress and egress to and from the same, on, over, under and through lands described as follows:

A strip of land located in Lots Two (2), Five (5), and Eight (8) of Griffin and Isaac's Addition to the City of Omaha, as now platted and recorded, in Douglas County, Nebraska, and more particularly described as follows:

The North Fifteen (15) feet of the East Forty-five (45) feet of Lot Eight (8);

The South Five (5) feet of the East Twenty (20) feet and the West Twenty-five (25) feet of the East Forty-five (45) feet of Lot Five (5);

✓ The West Twenty-five (25) feet of the East Forty-five (45) feet of the South Fifty-nine (59) feet and the North Seven (7) feet of the East Fifty (50) feet of Lot Two (2).

Said strip of land, as shown on the plat attached hereto and made a part hereof by this reference, contains a Tenth of an acre (0.1), more or less.

TO HAVE AND TO HOLD said easement and right of way unto the said Grantee, Metropolitan Utilities District of Omaha, its successors and assigns.

1. Grantor agrees that neither it nor its successors or assigns will at any time erect, construct or place on or below the surface of said strip of land any building or structure, except pavement or other utilities, and that they will not give anyone else permission to do so.

2. Grantee shall restore the surface of the soil excavated for any purpose hereunder, as near as may be reasonably possible to the original contour thereof and as soon after such work is performed as may be reasonably possible to do so.

3. Nothing herein contained shall be construed as a waiver of any rights of Grantor, or duties and powers of Grantee, respecting the ownership, use, operations, extensions and connections to any pipeline constructed and maintained hereunder.

IN WITNESS WHEREOF, the Grantor has executed this easement on the day and year first above written.

ATTEST:

THE LUTHERAN MEDICAL CENTER  
OF OMAHA, NEBRASKA,  
a Nebraska Corporation,  
Grantor

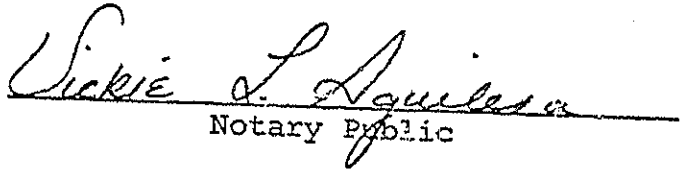
By Boris H. Z...  
Title President

By Donald R. ...  
Title V.P. Facility Support

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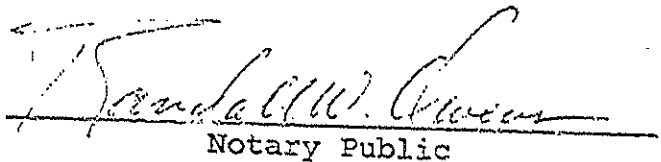
COUNTY OF DOUGLAS)

L. Epp, to me personally known to be the  
V.P. FACILITY Support Services of The Lutheran Medical Center of  
Omaha, Nebraska, a Nebraska Corporation, and the identical person whose  
name is affixed to the foregoing instrument, and acknowledged the execu-  
tion of this instrument as his voluntary act and deed as an individual and  
as said officer and as the voluntary act and deed of said Corporation.

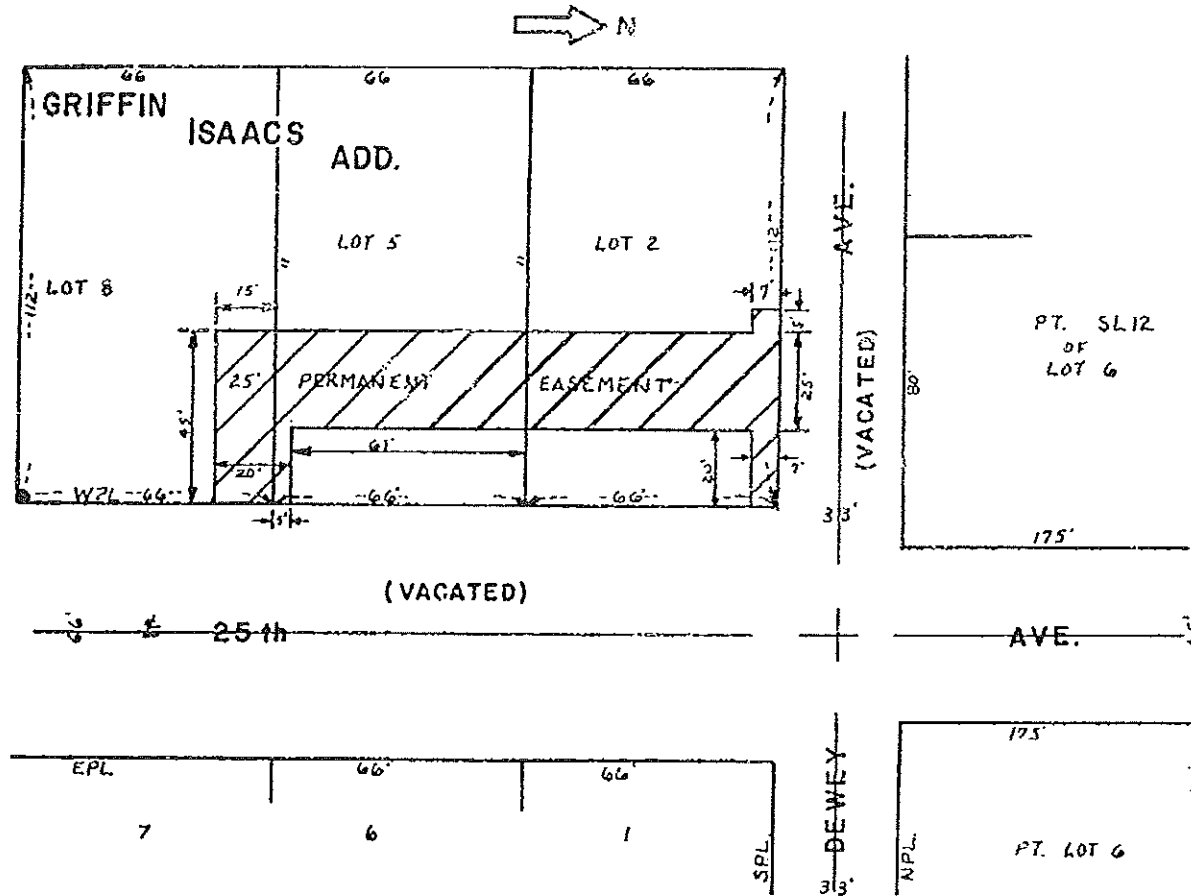


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On this 15th day of April, 1980, before me, the undersigned, a Notary Public in and for the State of Nebraska, personally came Bill H. Zinn, to me personally known to be the President of The Lutheran Medical Center of Omaha, Nebraska, a Nebraska Corporation, and the identical person whose name is affixed to the foregoing instrument, and acknowledged the execution of this instrument as his voluntary act and deed as an individual and as said officer and as the voluntary act and deed of said Corporation.



BOOK 631 PAGE 586



METROPOLITAN  
UTILITIES  
DISTRICT  
OMAHA, NEBRASKA

EASEMENT  
ACQUISITION  
FOR RICKARD YOUNG  
HOSPITAL

LAND OWNER  
LUTHERAN MED.  
CENTER

TOTAL ACRE 0.10 ±

LEGEND  
PERMANENT EASEMENT

PAGE 1 OF 1

DRAWN BY S.N.J. DATE 4-13-80  
CHECKED BY S.N.J. DATE 4-13-80  
APPROVED BY \_\_\_\_\_ DATE \_\_\_\_\_  
REVISED BY \_\_\_\_\_ DATE \_\_\_\_\_  
REV. CHK'D BY \_\_\_\_\_ DATE \_\_\_\_\_  
REV. APPROV. BY \_\_\_\_\_ DATE \_\_\_\_\_

FILE NO. 41707

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Compd  
Index  
For 975

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Book 631

RECEIVED  
1980 APR 17 AM 10:00  
C. HAROLD GILLEN  
REGISTERED SURVEYOR  
DRAFT AS COMPILED BY ME

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