

AGREEMENT

20-157

KNOW ALL MEN BY THESE PRESENTS THAT:

WHEREAS, Northern Natural Gas Company, a Delaware corporation, hereinafter sometimes referred to as "Northern," did on the 1st day of June, 1955, assign, transfer and deliver to the Metropolitan Utilities District of Omaha, a municipal corporation created by and existing under the laws of the State of Nebraska, sometimes hereinafter referred to as "District," all of Northern's right, title and interest in and to certain easements and rights-of-way in Sarpy County, Nebraska, over and through the following described lands in the Southeast Quarter (SE¹/₄) of Section 16, Township 11, Range 13, East of the 6th P.M., namely, Lots 4, 9, 12, 29, 30, 31, 32 and 36, Martin's Subdivision or Pleasant Hill, and over and through a part of the Chicago, Rock Island and Pacific Railway Company right-of-way contiguous to a portion of the aforesaid Lots 30 and 31; and

WHEREAS, a gas main belonging to District, having been conveyed to District by Northern at the time of the hereinabove mentioned assignment and transfer, now occupies a portion of the aforementioned easements and rights-of-way and a portion of District's real estate lying in the northerly part of the aforesaid Lot 4, said gas main being in length 2600 feet, more or less; and

WHEREAS, Northern owns and maintains a water service pipeline roughly paralleling the aforesaid gas main and did own and maintain said pipeline in said location prior to June 1, 1955 for the purpose of supplying itself with water from District's distribution mains;

NOW, THEREFORE, be it known that by these presents the Metropolitan Utilities District of Omaha for a consideration of One Dollar (\$1.00) and other good and valuable consideration from said Northern Natural Gas Company, receipt whereof is hereby acknowledged, agrees that Northern Natural Gas Company has and shall have, insofar as District is able to grant, without prejudice to its rights in the premises, the right to operate and maintain the aforementioned water service pipeline as now located over and through the aforescribed easements and rights-of-way so long as said pipeline is used to transport water from the distribution mains of District to supply said Northern Natural Gas Company, together with the right of ingress to and egress from the premises traversed by said water service pipeline for the purpose of operating, inspecting, maintaining or removing, in whole or in part, said pipeline.

Done this 16th day of March, 1956.

METROPOLITAN UTILITIES DISTRICT OF OMAHA

By R. H. Trester
General Manager

Attest:

E. C. Lane

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

On this 16th day of March, 1956, before me, a Notary Public duly commissioned and qualified in and for said County, personally came the above named R. H. Trester, General Manager of the Metropolitan Utilities District of Omaha, who is personally known to me to be the identical person whose name is affixed to the above instrument as General Manager, and he acknowledged the instrument to be his voluntary act and deed and the voluntary act and deed of said corporation.

Alvin D. O'Leary
Notary Public



Commission expires on the 15 day of February, 1961.

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