

RESOLUTION NO. A-\_\_\_\_\_

1 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

2 That the Permanent Subsurface Underground Geothermal and Permanent Above  
3 Ground Access Easement Agreement which is attached hereto marked as Attachment "A" and  
4 made a part hereof by reference, between the City of Lincoln and The Dairy House, LLC , upon the  
5 terms and conditions contained in said Agreement granting The Dairy House an easement to  
6 install, inspect, maintain, repair, and replace geothermal wells beneath a portion of the 8<sup>th</sup> Street  
7 and "M" Street public right-of-ways; granting The Dairy House an easement to configure, stripe,  
8 mark, and use portions of the surface of said right-of-ways for parking and granting The Dairy  
9 House an access easement across the above easement areas to perform such work, on property  
10 generally located between "M" Street and "L" Street and 7<sup>th</sup> Street and 8<sup>th</sup> Street, is hereby  
11 approved and the Mayor is authorized to execute the Permanent Subsurface Underground  
12 Geothermal and Permanent Above Ground Access Easement Agreement on behalf of the City.

13 BE IT FURTHER RESOLVED that the City Clerk is directed to return the original and  
14 one fully executed copy of this Agreement to Rick Peo, Chief Assistant City Attorney, for recording  
15 and distribution to The Dairy House, LLC.

Introduced by:

\_\_\_\_\_

Approved as to Form and Legality:

\_\_\_\_\_  
City Attorney

Approved this \_\_\_ day of \_\_\_\_\_, 2015:  
\_\_\_\_\_  
Mayor