



MISC 2007021162



FEB 23 2007 10:55 P 5

Received - DIANE L. BATTIATO  
Register of Deeds, Douglas County, NE  
2/23/2007 10:55:02.53



2007021162

February 19, 2007

DISCLAIMER AND RELEASE

KNOW ALL MEN BY THESE PRESENTS, that COX COMMUNICATIONS INC. for and in consideration of One Dollar (\$1.00) and other valuable consideration, the receipt of which is hereby acknowledged, does hereby release and disclaim any rights it may have attained by virtue of the Plat and Dedication of West Point Replat 1, an Addition as surveyed, platted, and recorded in Douglas County, Nebraska, over, upon, along, and above the following described property:

The common lot lines of Lots Five (5) and Seven (7), West Point Replat 1, and now known as Lots Four (4) and Five (5), West Point Replat 2.

Said Plat and Dedication of West Point Replat 1 filed for record October 2<sup>nd</sup>, 2002 in Book 2223 at Page 269, in the office of the Register of Deeds, Douglas County, Nebraska.

Said Plat and Dedication of West Point Replat 2 filed for record April 30<sup>th</sup>, 2004 as instrument number 2004-055053, in the office of the Register of Deeds, Douglas County, Nebraska.

IN WITNESS WHEREOF, the undersigned has set its hand this 19 day of February, 2007.

COX COMMUNICATIONS, INC.

By: [Signature]  
Joe Hyland, Field Engineer

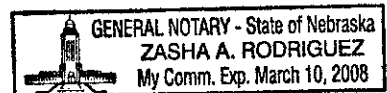
By: [Signature]  
Joe Seda, Vice-President  
of Network Operations  
Cox Communications, Inc.

**ACKNOWLEDGEMENT OF NOTARY**

STATE OF NEBRASKA )  
 ) s.s.  
COUNTY OF DOUGLAS )

Misc 58  
FEE 20.00 FB MC -42923  
RKP C/O COMP MB  
2 SPAN FV

The foregoing disclaimer and release was acknowledged before me this 19 day of February, 2007, by Joe Seda, Vice-President of Network Operations for Cox Communications, Inc. and Joe Hyland, Field Engineer for Cox Communications, Inc., on behalf of said Cox Communications, Inc.



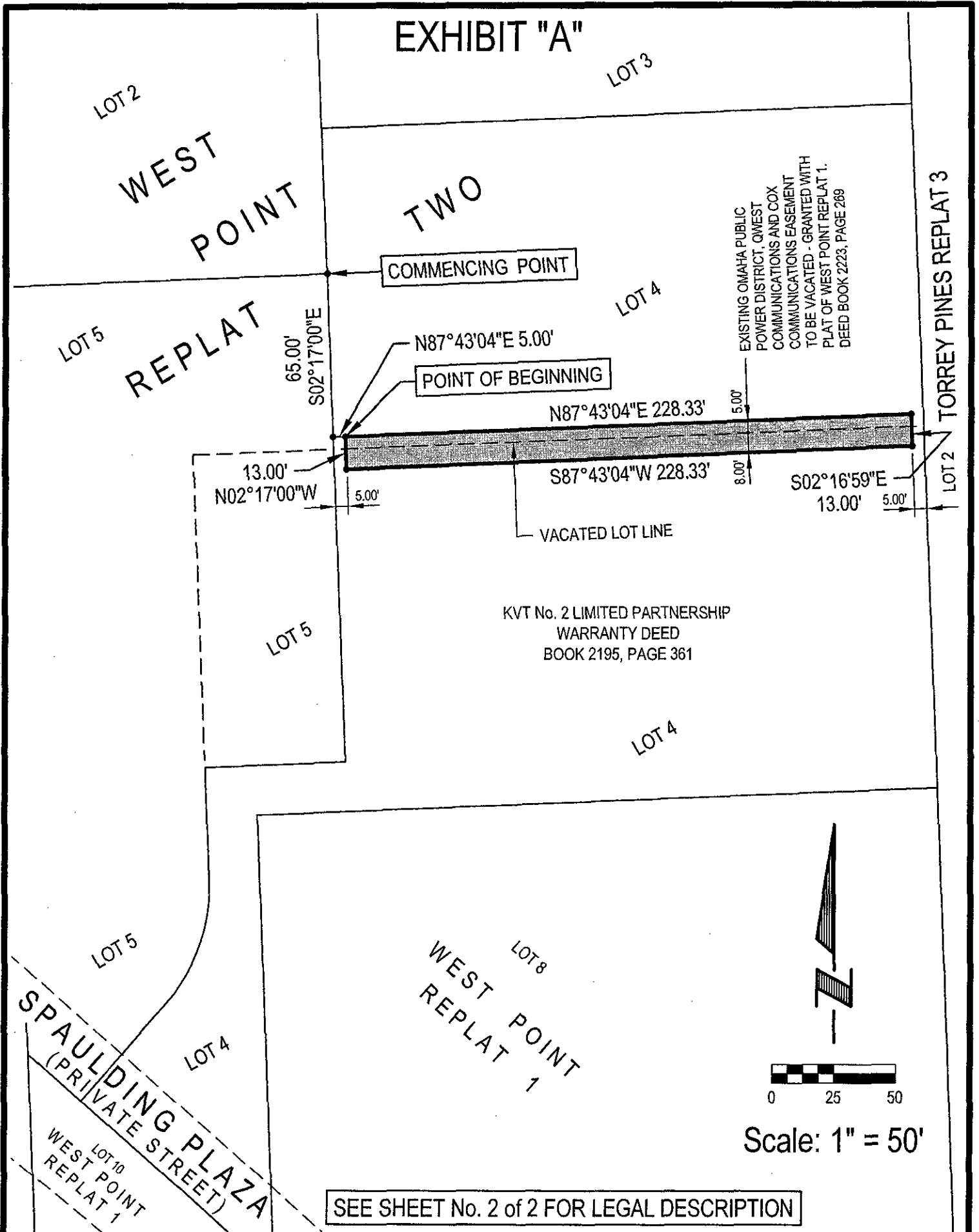
NOTARY PUBLIC

Zasha A. Rodriguez

E037

P2003.164.024

EACGI



**e+a** E&A CONSULTING GROUP, INC.  
 ENGINEERING • PLANNING • FIELD SERVICES  
 330 NORTH 117TH STREET OMAHA, NE 68154 PHONE: (402) 695-4700

Drawn by: JAF Chkd by: *wac 1-12-07* Chkd by: \_\_\_\_\_

Job No.: P2003.164.024 Date: 12/29/2006 Sheet No.: 1 of 2

O.P.P.D., QWEST COMMUNICATIONS AND COX COMMUNICATIONS EASEMENT TO BE VACATED  
 LOT 4, WEST POINT REPLAT TWO  
 DOUGLAS COUNTY, NEBRASKA

# EXHIBIT "A"

## LEGAL DESCRIPTION

**EXISTING OMAHA PUBLIC POWER DISTRICT,  
QWEST COMMUNICATIONS AND COX COMMUNICATIONS  
EASEMENT TO BE VACATED - LOT 4, WEST POINT REPLAT TWO  
GRANTED WITH PLAT OF WEST POINT REPLAT 1  
DEED BOOK 2223, PAGE 269**

Part of an existing Omaha Public Power District, Qwest Communications and Cox Communications Easement to be vacated located in part of Lot 4, West Point Replat Two, a subdivision located in the SW1/4 of Section 2, Township 15 North, Range 11 East of the 6th P.M., Douglas County, Nebraska, more particularly described as follows:

Commencing at the Northeast corner of Lot 5, said West Point Replat Two, said point also being the Southeast corner of Lot 2, said West Point Replat Two, said point also being on the West line of said Lot 4, West Point Replat Two; thence S02°17'00"E (assumed bearing) along said West line of Lot 4, West Point Replat Two, said line also being the East line of said Lot 5, West Point Replat Two, a distance of 65.00 feet; thence N87°43'04"E, a distance of 5.00 feet to the point of beginning; thence continuing N87°43'04"E, a distance of 228.33 feet; thence S02°16'59"E, a distance of 13.00 feet; thence S87°43'04"W, a distance of 228.33 feet; thence N02°17'00"W, a distance of 13.00 feet to the point of beginning.

Said part of an existing Omaha Public Power District, Qwest Communications and Cox Communications Easement to be vacated contains an area of 2,968 square feet or 0.068 acres, more or less.

SEE SHEET No. 1 of 2 FOR BOUNDARY DRAWING

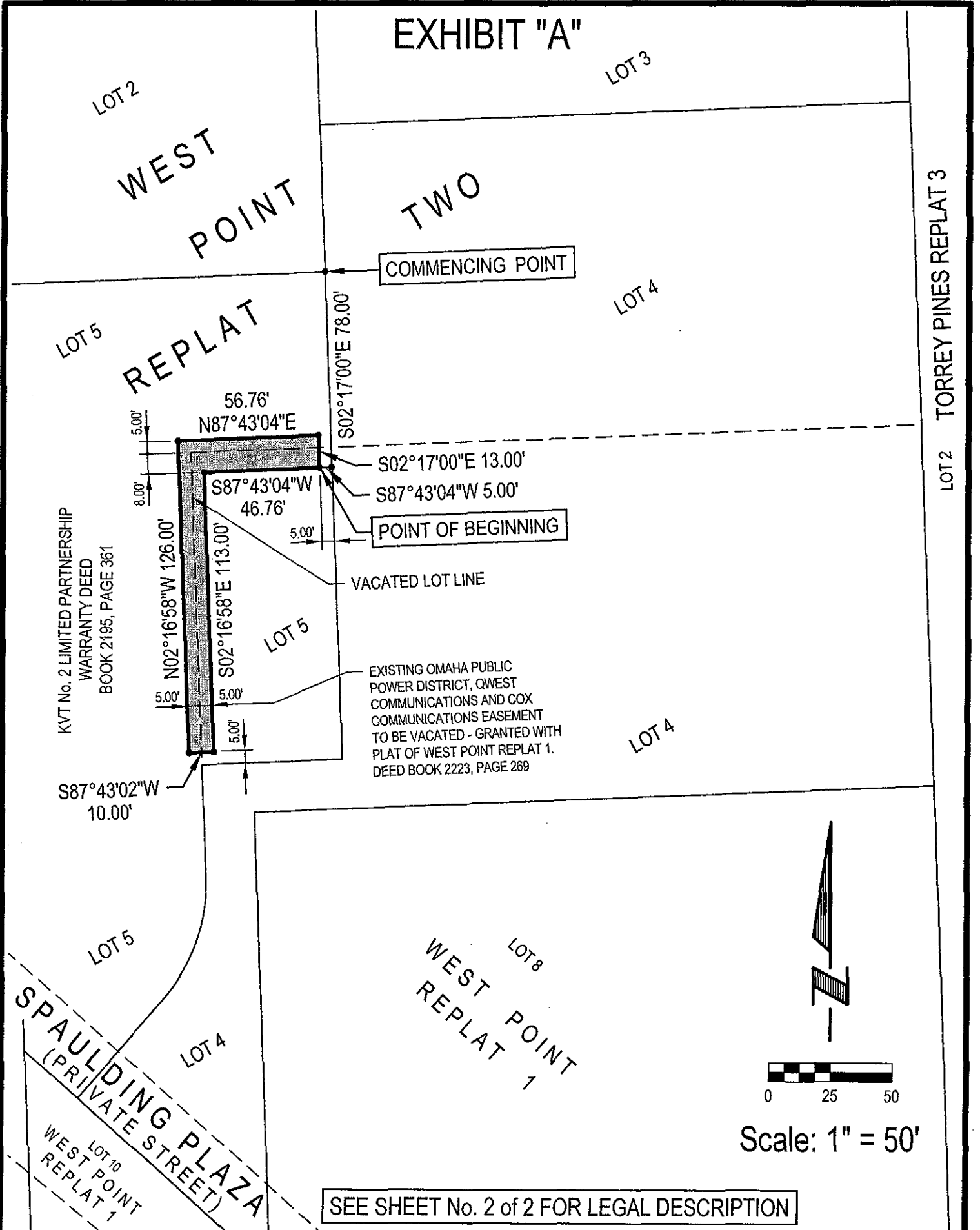


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Drawn by: JAF Chkd by: *wbc* *1-R-07* Chkd by: \_\_\_\_\_

Job No.: P2003.164.024 Date: 12/29/2006 Sheet No.: 2 of 2

**O.P.P.D., QWEST COMMUNICATIONS AND  
COX COMMUNICATIONS EASEMENT  
TO BE VACATED  
LOT 4, WEST POINT REPLAT TWO  
DOUGLAS COUNTY, NEBRASKA**



KVT No. 2 LIMITED PARTNERSHIP  
WARRANTY DEED  
BOOK 2195, PAGE 361

LOT 2 TORREY PINES REPLAT 3



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TO BE VACATED  
LOT 5, WEST POINT REPLAT TWO  
DOUGLAS COUNTY, NEBRASKA

Drawn by: JAF Chkd by: wnc 1-12-07 Chkd by: \_\_\_\_\_  
Job No.: P2003.164.024 Date: 12/29/2006 Sheet No.: 1 of 2

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Said part of an existing Omaha Public Power District, Qwest Communications and Cox Communications Easement to be vacated contains an area of 1,868 square feet or 0.043 acres, more or less.

SEE SHEET No. 1 of 2 FOR BOUNDARY DRAWING



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Job No.: **P2003.164.024** Date: 12/29/2006 Sheet No.: **2 of 2**

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