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FILED SARPY COUNTY NEBRASKA
INSTRUMENT NUMBER

2011-10237

04/20/2011 11:50:38 AM

Clay J. Douding

REGISTER OF DEEDS



February 8, 2011

PARTIAL DISCLAIMER AND RELEASE

KNOW ALL MEN BY THESE PRESENTS, that OMAHA PUBLIC POWER DISTRICT, a public corporation, for and in consideration of One Dollar (\$1.00) and other valuable consideration, the receipt of which is hereby acknowledged, does hereby partially release and disclaim any rights it may have attained by virtue of the Plat and Dedication and the Easements with Covenants and Restrictions and the Declaration of Exclusive Use Restrictive Covenants of Market Pointe, an Addition as surveyed, platted and recorded in Sarpy County, Nebraska, over, upon, along and above the following described real estate:

Excepting and reserving, A Twenty foot (20') by Ten foot (10') wide area as shown on the exhibit of said common lot lines of Lots (4 & 5) in Market Pointe, And releasing the remaining Ten foot (10') wide strip of land being Five feet (5') each side of and abutting the common lot lines of Lots Four (4) and Five (5), in said Market Pointe Addition.
(See Exhibit on reverse side hereof for easement area to be released and retained.)

Said Plat and Dedication filed for record October 14, 2004, as Instrument Number 2004-39621 in the office of the Register of Deeds, Sarpy County, Nebraska,

Said Easements with Covenants and Restrictions filed for record January 24, 2006 as Instrument Number 2006-02430 in the office of the Register of Deeds, Sarpy County, Nebraska.

Said First Amendment to Easements with Covenants and Restrictions filed for record September 5, 2006 as Instrument Number 2006-30539 in the office of the Register of Deeds, Sarpy County, Nebraska.

Said Second Amendment to Easements with Covenants and Easements filed for record February 9, 2009 as Instrument Number 2009-03341 in the office of the Register of Deeds, Sarpy County, Nebraska.

Said Declaration of Exclusive Use Restrictive Covenants filed for record May 25, 2010 as Instrument Number 2010-13108 in the office of the Register of Deeds, Sarpy County, Nebraska

IN WITNESS WHEREOF, the undersigned has set its hand this 9th day of February, 2011.
OMAHA PUBLIC POWER DISTRICT

Curtis J. Becker
Approved by Engineering

Leisia D. Nelson
Leisia D. Nelson - Manager
Facilities Services & Real Estate

STATE OF NEBRASKA)
)ss.
COUNTY OF DOUGLAS)

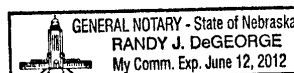
On this 9th day of February, 2011 before me the undersigned, a Notary Public in and for said county personally came Leisia D. Nelson – Manager, Facilities Services & Real Estate, to me personally known to be the identical person whose name is affixed to the above conveyance and acknowledged the execution thereof to be her voluntary act and deed.

WITNESS my hand and Notarial Seal at Omaha, in said county the day and year above written.

Randy J. DeGeorge
NOTARY PUBLIC

NW ¼ 24-14-12

R&R E&A Consulting
330 North 117th
Omaha NE 68154



NR 7'18"42"E 267.44'

Lot 5

Lot 4

Proposed Building
18,092 s.f.
FF 1080.00

EASEMENT AREA TO BE RELEASED

AREA TO BE RETAINED
20' x 10' easmt to ramp

234.38' x 10' easmt to be vacated

NR 7'18"42"W 237.63'

S. 72nd St.

E. Centennial Rd.

71st Plaza (Private)

1" = 20'

North