

RECEIVED

JUL 3 1 37 PM '96

GEORGE J. SUGLEWICZ  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE



WHEN RECORDED, PLEASE RETURN TO:

Joseph Polack  
Polack, Woolley & Troia, P.C.  
420 First National Plaza  
11404 West Dodge Road  
Omaha, NE 68154  
(402) 496-9600

MB  
7416  
24-15-12 45-32825  
FEE 16.00  
FB 01-60000  
DEL IN C/O COMP  
LEGAL PG SCAN FV dc

PARTIAL RELEASE AND TERMINATION OF EASEMENT

WHEREAS, Equity Inns Partnership, L.P. (the "Owner"), a Tennessee limited partnership, is the present Owner of the following described real estate:

Lot 1, in Residence Inn, a Subdivision, as surveyed, platted, and recorded, in Omaha, Douglas County, Nebraska (the "Benefitted Property");

and

WHEREAS, pursuant to an Easement (the "Easement") dated March 19, 1979, and recorded on March 22, 1979, in Book 612 at Page 52 of the Miscellaneous Records in the Office of the Register of Deeds of Douglas County, Nebraska, the Owner currently has a nonexclusive perpetual easement for purposes of ingress and egress from the Benefitted Property over and across the following described real estate (the "Released Easement Property"):

That part of the NW1/4 of the NW1/4 of Section 24, Township 15 North, Range 12 East of the 6th P.M., Douglas County, Nebraska, described as follows:

Commencing at the SE corner of the NW1/4 of the NW1/4 of Section 24; thence North (assumed bearing) along the center line of 69th Street, 55.00 feet; thence North 89°53'52" West, 130.00 feet to the point of beginning; thence continuing North 89°53'52" West along the North right-of-way line of Dodge Street, 37.00 feet; thence North 295.00 feet; thence South 89°53'52" East 37.00 feet; thence South 295.00 feet to the point of beginning;

and

WHEREAS, Owner has agreed to release and terminate any and all rights and interests which Owner or the Benefitted Property may have in or to the above

described Released Easement Property only, preserving the Easement with respect to the remainder of the Easement not herein released.

NOW, THEREFORE, Owner hereby irrevocably and forever releases and terminates any and all rights and interests which Owner or the Benefitted Property may have in or to the Easement over and across the Released Easement Property which is granted in the Easement recorded in Book 612 at Page 52 of the Miscellaneous Records in the Office of the Register of Deeds of Douglas County, Nebraska, and declares that such Easement over and across the above-described Released Easement Property shall be of no further force and effect with respect to the Benefitted Property, preserving all rights, however, of Owner with respect to the remainder of the Easement not specifically released herein, being the following described property:

That part of the NW1/4 of the NW1/4 of Section 24, Township 15 North, Range 12 East of the 6th P.M., Douglas County, Nebraska, described as follows:

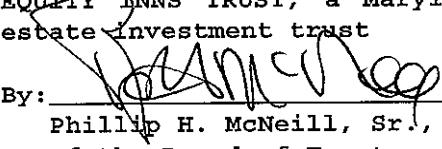
Commencing at the SE corner of the NW1/4 of the NW1/4 of Section 24, thence North (assumed bearing) along the center line of 69 Street, 55.00 feet; thence North 89°53'52" West 365.00 feet to the point of beginning. Thence continuing North 89°53'52" West along the North right-of-way line of Dodge Street, 49.41 feet; thence North 295.00 feet; thence South 89°53'52" East, 49.41 feet; thence South 295 feet to the point of beginning.

This Partial Release and Termination of Easement shall run with the land and be binding upon Owner and its successors and assigns and upon all persons claiming by, through, or under Owner.

IN WITNESS WHEREOF, Owner has executed this Partial Release and Termination of Easement this 24<sup>th</sup> day of June, 1996.

EQUITY INNS PARTNERSHIP, L.P.,  
a Tennessee limited partnership

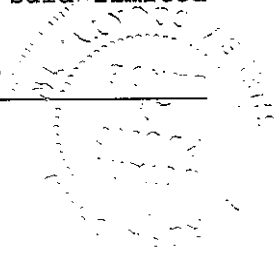
By: EQUITY INNS TRUST, a Maryland real estate investment trust

By:   
Phillip H. McNeill, Sr., Chairman  
of the Board of Trustees

STATE OF TENNESSEE )  
 ) ss.  
COUNTY OF SHELBY )

The foregoing instrument was acknowledged before me, a Notary Public, this 24 day of June, 1996, by Phillip H. McNeill, Sr., Chairman of the Board of Trustees of Equity Inns Trust, a Maryland real estate investment trust, on behalf of said real estate investment trust, General Partner of Equity Inns Partnership, L.P, a Tennessee limited partnership, on behalf of said limited partnership.

Jeresa Shaw  
Notary Public



My Commission Expires:

February 23, 1999

NOTARIAL SEAL AFFIXED  
REGISTER OF DEEDS