



MISC 2004152192



NOV 22 2004 14:01 P 3

Received - RICHARD TAKECHI
Register of Deeds, Douglas County, NE
11/22/2004 14:01:06.06



2004152192

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*Misc
off a*

FEE 1530 FB 43-02892
3 BKP _____ C/O _____ COMP Car
1 DEL _____ SCAN _____ FV _____

Temp. 12.4.01

FRANK KOHL
RETURN: 14710 W. DODGERD.
OMAHA, NE 68154

AFFIDAVIT OF CORRECTION

This Affidavit is made to correct an error of omission in City Ordinance 36725, recorded as instrument number 2004113457, in the Douglas County Register of Deeds office. In the legal description for the right of way vacation for part of Northwest radial Highway abutting Lots 19 through 24, Block 11, BENSON, a subdivision, as surveyed, platted and recorded in Douglas County, the omitted course is underlined and italicized in the following corrected legal description:

That part of the Northwest Radial Highway right of way lying south of and abutting the present south line of Lots 19 through 24, inclusive, Block 11, BENSON, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska and approximately 12.5 foot north of the north back of curb for the paving on the highway, described as follows:


- Commencing at the northwest corner of said Lot 19;
- Thence South 01°09'57" East (assumed bearings) for 74.57 feet along the west line of said Lot 19 to the north right of way line of the Northwest Radial Highway and the TRUE POINT OF BEGINNING;
- Thence east along said north right of way line for the next seven (7) courses:
 - (1) Thence South 87°10'11" East for 50.18 feet to the east line of said Lot 19;
 - (2) Thence South 87°46'40" East for 49.85 feet to the east line of said Lot 20;
 - (3) Thence South 87°35'06" East for 14.03 feet to the west line of said Lot 21;
 - (4) Thence South 87°56'09" East for 35.89 feet to the east line of said Lot 21;
 - (5) Thence South 79°21'41" East for 50.68 feet to the east line of said Lot 22;
 - (6) Thence South 79°28'56" East for 44.74 feet to an angle in said Lot 23;
 - (7) Thence South 58°10'01" East for 7.74 feet to the east line of said Lot 23;
- Thence South 89°41'12" West for 59.85 feet approximately 12.5 feet north of the existing north back of curb of the paving on the highway;

Thence North 89°46'14" West for 124.06 feet approximately 12.5 feet north of the existing north back of curb of the paving on the highway;

Thence along a curve to the right (having a radius of 399.50 feet and a long chord bearing North 85°02'43" West for 65.82 feet) for an arc length of 65.89 feet to the extended west line of said Lot 19;

Thence North 01°09'57" West for 24.67 feet along said extended west line to the Point of Beginning. *• N/H/A LOT 1, BENSON REPLAT 12*

I, Frank A. Kohl, am the Land Surveyor who prepared said LEGAL DESCRIPTION, AND I DO HEREBY SUBMIT this affidavit to correct the aforesaid.


Frank A. Kohl, L.S. #545

ACKNOWLEDGEMENT OF NOTARY

State of Nebraska)
) SS
County of Douglas)

On this the 19th day of November 2004, A.D., before me, a Notary Public, duly commissioned and qualified for said County, appeared Frank A. Kohl, who is personally known to me to be the identical person whose name is affixed as a Registered Land Surveyor under the laws of the State of Nebraska, and he did acknowledge his execution to the foregoing Affidavit of Correction to be his voluntary act and deed as such and the voluntary act and deed of said Corporation.

Witness my hand and seal the date aforesaid.


Notary Public



LEGAL DESCRIPTION (right of way)

That part of the Northwest Radial Highway lying south of and abutting the south line of Lots 19 through 24 inclusive, Block 11, BENSON, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, the entire tract described as follows: ~~N/A LOT 1, BENSON REPLAT 12~~

Commencing at the northwest corner of said Lot 19:
 Thence South 01°09'57" East (assumed bearings) for 74.57 feet along the west line of said Lot 19 to the north right of way line of Northwest Radial Highway and the TRUE POINT OF BEGINNING;

Thence along said north right of way line for the following seven (7) courses:

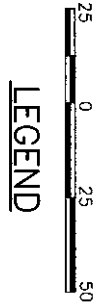
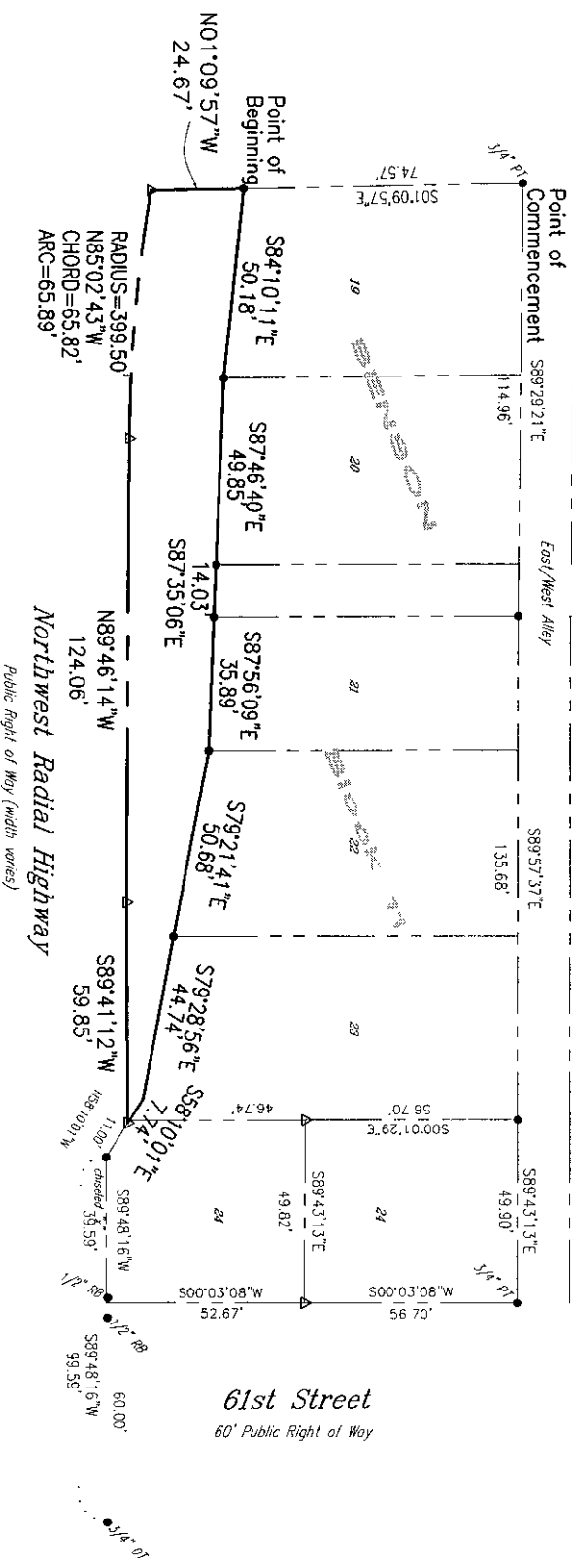
- 1) Thence South 84°10'11" East for 50.18 feet;
- 2) Thence South 87°46'40" East for 49.85 feet;
- 3) Thence South 87°35'06" East for 14.03 feet;
- 4) Thence South 87°56'09" East for 35.89 feet;
- 5) Thence South 79°21'41" East for 50.68 feet;
- 6) Thence South 79°28'56" East for 44.74 feet;
- 7) Thence South 58°10'01" East for 7.74 feet;

Thence South 89°41'12" West for 59.85 feet;

Thence North 89°46'14" West for 124.06 feet;

Thence along a curve to the right (having a radius of 399.50 feet and a long chord bearing North 85°02'43" West for 65.82 feet) for an arc length of 65.89 feet to the extended west line of said Lot 19;

Thence North 01°09'57" West for 24.67 feet along said extended west line to the Point of Beginning.
 Contains 4,826 square feet.



LEGEND

- △ CORNERS SET (5/8" REBAR WITH 1 1/4" YELLOW PLASTIC CAP STAMPED LS #545)
- CORNERS FOUND
- PT PINCH TOP PIPE
- OT OPEN TOP PIPE
- RB REBAR

Lamp, Rynearson & Associates, Inc. WWW.LRA-INC.COM
 14710 West Dodge Road, Suite 100 (Ph) 402.496.2498
 Omaha, Nebraska 68154-2027 (Fax) 402.496.2730