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<b>Nebr Doc</b>	<b>Stamp Tax</b>
<b>Date</b>	
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<b>By</b>	

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

99 NOV 16 AM 9:48

RECEIVED

PARTIAL RELEASE OF A PERPETUAL EASEMENT

WHEREAS, the owners of the property described below granted to Sanitary & Improvement District No. 76 a Perpetual Easement for public purposes on the West 25 feet of Lot 2 and the West 25 feet of the North 575 feet of Lot 3 in the Pacific Plaza Replat, a Subdivision in Douglas County, Nebraska; and ,

WHEREAS, the Perpetual Easement was recorded in the Douglas County Register of Deeds Office in Miscellaneous Book 384, Page 567 on August 6, 1962; and,

WHEREAS, the City of Omaha is the successor in interest to S&ID 76, which was annexed by Ordinance No. 23431 on July 9, 1965; and,

WHEREAS, the public purposes granted include, but are not limited to, public roadway purposes for vehicular and pedestrian traffic; and,

WHEREAS, there being no dedicated public street approved by the City of Omaha on the location described, the City has no public interest in keeping or maintaining the easement for public roadway purposes and hereby releases that portion of the easement; and,

WHEREAS, the City of Omaha does have a public interest in maintaining for other public purposes the full length and width of the easement granted including, but not limited to, its use for sanitary sewers, storm sewers, and surface drainage; and,

WHEREAS, the release of this easement will not adversely impact the City Master Plan.

NOW, THEREFORE, IN ACCORD WITH THE PROVISIONS OF SECTION 27-1 OF THE OMAHA MUNICIPAL CODE:

A partial release of the Perpetual Easement which was recorded in the Douglas County Register of Deeds Office in Miscellaneous Book 384, Page 567, on August 6, 1962, which releases the public roadway use of the easement located on the West 25 feet of Lot 2 and the West 25 feet of the North 575 feet of Lot 3 in Pacific Plaza Replat, but maintains all other public uses of the easement, is approved and delivery of this release is authorized.

APPROVED:

APPROVED

[Signature] 11/10/99  
Public Works Director date

[Signature] 11-10-99  
Acting Planning Director date

STATE OF NEBRASKA )  
                                  ) ss.:  
COUNTY OF DOUGLAS )

17586  
FEE 6.00 FB 29.80  
BKP \_\_\_\_\_ C/O \_\_\_\_\_ CO [Signature]  
DEL \_\_\_\_\_ SCAN 42 FV \_\_\_\_\_

The foregoing instrument was acknowledged before me this 10<sup>th</sup> day of November, 19 99, by Don W. Elliott, Public Works Director and by Robert C. Peters, Acting City Planning Director of the City of Omaha, Municipal Corporation of the State of Nebraska.

NOTARY PUBLIC Susan C. Frank

