

FILED SARPY CO. NE.
INSTRUMENT NUMBER
2007-31606
2007 OCT 17 A 8:54 9

Paul Woodward
REGISTER OF DEEDS

COUNTER a S.E. a
VERIFY a P.E. 50
PROOF OR
FEES \$ 29.50
CHECK # _____
CHG. NRD 29.50 CASH _____
REFUND _____ CREDIT _____
SHORT _____ NCR _____

PARTIAL RELEASE AND RELINQUISHMENT

WHEREAS by an instrument entitled "Assignment of Ground Lease," (hereinafter referred to as "the **ASSIGNMENT**") dated May 30, 2007, and recorded with the Register of Deeds of Sarpy County, Nebraska on August 30, 2007, as Instrument No. 2007-26682, DAVID L. BUELT and ERIN E. BUELT (hereinafter referred to as "the **ASSIGNORS**") assigned to the PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT (hereinafter referred to as "the **NRD**") the ASSIGNORS' lease (hereinafter referred to as "the **LEASE**") of the parcel of land (hereinafter referred to as "**LOT NO. 32**") that had been designated as "Lot No. 32" in the Declaration and Agreement of Restrictive Covenants dated March 20, 1988, and recorded with the Register of Deeds of Sarpy County, Nebraska, on March 12, 1990, as Instrument No. 90-03154; and,

WHEREAS by an instrument entitled "Amendment of Ground Lease," (hereinafter referred to as "the **AMENDMENT**") dated April 2, 2007, and recorded with the Register of Deeds of Sarpy County, Nebraska on August 30, 2007, as Instrument No. 2007-26683, Beacon View, Inc., a Nebraska nonprofit corporation, the lessor of LOT NO. 32, consented to the ASSIGNMENT of the LEASE to the NRD; and,

WHEREAS, the parcel designated as LOT NO. 32 that is and was intended to be assigned by the ASSIGNMENT as consented to by the AMENDMENT (hereinafter

R/R PAUL WOODWARD
PAPIO MISSOURI NRD
8901 S. 154th ST
OMAHA NE 68138

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referred to as "the **LEASED PREMISES**") is and was an informally-subdivided portion of a larger parcel of land that is and was described as follows, to-wit:

That part of Tax Lot "F" and Tax Lot "D" and Government Lot 2, all in Section 29, T 13 N, R 10 E of the 6th P.M., Sarpy County, Nebraska described as follows: Beginning the center of said Section 29; thence N 33° 18' 30" W, 3086.53 feet to a point 50.0 feet South of the North line of said Section 29; thence S 89° 37' W on a line 50.0 feet South of and parallel with the North line of said Section 29, 264.41 feet; thence South 1199.6 feet; thence West 416.7 feet to a point on the Easterly bank of the Platte River; thence Southerly on the Easterly bank of the Platte River to a point where it intersects a line 100.0 feet Northwesterly from the centerline of CB&Q Railroad track; thence N 51° 56' E on a line 100.0 feet Northerly from and parallel with the centerline of said railroad tracks, 1844.87 feet; thence N 14° 34' W 54.46 feet; thence S 51° 56' W, 166.50 feet; thence S 71° 36' W, 69.1 feet; thence N 85° 19' 55" W, 52.4 feet; thence N 60° 29' 35" W, 48.9 feet; thence N 33° 04' 05" W, 61.6 feet; thence N 18° 14' 25" W, 79.9 feet; thence N 14° 27' 10" W, 58.4 feet; thence North 115.7 feet to the point of beginning. (The East line of the NW ¼ of Section 29 assumed North-South in direction.)

and

That part of Tax Lot "F" in the SE ¼ of Section 29, T 13 N, R 10 E of the 6th P.M., Sarpy County, Nebraska more particularly described as follows: Beginning at a point of the West line of the SE ¼; being 115.51 feet South of the Center of said Section 29, thence S 14° 27' 10" E, 58.4 feet; thence S 18° 14' 25" E, 79.9 feet; thence S 33° 04' 05" E, 61.6 feet, thence S 60° 29' 35" E, 48.9 feet; thence S 85° 19' 55" E, 52.4 feet; thence N 71° 36' E, 69.1 feet; thence N 51° 56' E, 166.50 feet; thence S 14° 34' E, 54.46 feet to the North R.O.W. line of C.B. & Q. Railroad; thence S 51° 56' W, 480.67 feet along the North R.O.W. line of C.B. & Q. Railroad to the West line of said SE ¼ thence North 436.81 feet along the West line of said SE ¼ to the point of beginning;

and,

WHEREAS the ASSIGNMENT, as consented to by the AMENDMENT, has been erroneously construed as expanding the LEASED PREMISES to include parcels of land additional to and/or other than the parcel designated as LOT NO. 32, as aforesaid.

NOW, THEREFORE, the NRD does hereby affirm that the effect of the ASSIGNMENT, consented to by the AMENDMENT, is and was intended to be limited to the parcel designated as LOT NO. 32; and, accordingly, for valuable consideration, the NRD does hereby release and relinquish from the effect of the ASSIGNMENT, and does hereby release and relinquish from the LEASE and the LEASED PREMISES, any lands and parcels additional to or other than the parcel designated as LOT NO. 32, as

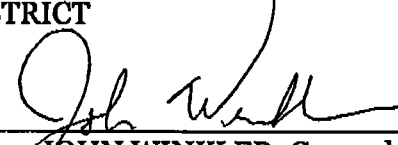
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aforesaid, such released and relinquished lands and parcels including, without limitation, Lots 1 through 12 in Beacon View #1, a subdivision, as surveyed, platted and recorded, in Sarpy County, Nebraska; and, Lots 13 through 26, and Outlots 3 through 5, in Beacon View, a subdivision, as surveyed, platted and recorded, in Sarpy County, Nebraska.

This instrument is executed by the NRD on this 16th day of October, 2007.

PAPIO-MISSOURI RIVER NATURAL RESOURCES
DISTRICT

By


JOHN WINKLER, General Manager

STATE OF NEBRASKA

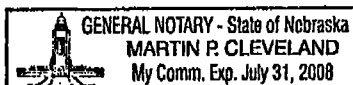
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) ss.

COUNTY OF SARPY

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The foregoing instrument was acknowledged before me, on this 16th day of October, 2007, by JOHN WINKLER, General Manager of the Papio-Missouri River Natural Resources District, as his voluntary act and deed and the voluntary act and deed of said district.




Notary Public