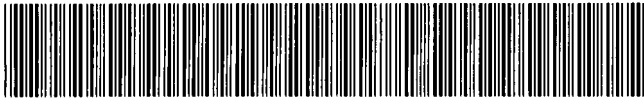




MISC 2017037939



MAY 18 2017 14:08 P 4

Misc. 20-36800 (SP)
 FEE 28.00 FB 20-03700-(BST)
 BKP _____ C/O _____ COMP 8U
 DEL _____ SCAN _____ FV _____

4

B

Received - DIANE L. BATTIATO
 Register of Deeds, Douglas County, NE
 5/18/2017 14:08:35.09



2017037939

RELEASE OF SEWER EASEMENT

WHEREAS, a sewer easement was reserved in vacating Ordinance Number 15936 for the vacation of north-south alley and east-west allies between Leavenworth Street and Marcy Street from 38th Avenue to 39th Street, as described on the attached Exhibit "A". Said vacating ordinance was passed June 1st, 1948 and was recorded in the Douglas County, Nebraska, Register of Deeds Office on August 12th, 1948 in Misc. Book 236 Page 123;

WHEREAS, a sewer easement was reserved in vacating Ordinance Number 12008 for the vacation of an east-west alley between Leavenworth Street and Marcy Street and from 38th Avenue to 39th Street, as described on the attached Exhibit "B". Said vacating ordinance was passed January 29th, 1924 and was recorded in the Douglas County, Nebraska, Register of Deeds Office on June 23rd, 1924 in Misc. Book 67 Page 3; and,

WHEREAS, the property owner of described Exhibits "A & B" has requested a release of this sewer easement because the allies will have improvements constructed upon them; and,

WHEREAS, the Public Works Department of the City of Omaha has investigated this request and has no objection to a release of this sewer easement; 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:

The release of the sewer easement reserved in vacating Ordinance Number 15936 for the vacation of north-south alley and east-west allies between Leavenworth Street and Marcy Street from 38th Avenue to 39th Street, as described on the attached Exhibit "A". Said vacating ordinance was passed June 1st, 1948 and was recorded in the Douglas County, Nebraska, Register of Deeds Office on August 12th, 1948 in Misc. Book 236 Page 123:

Return To:

Public Works Department
 Right-of-Way Section, Suite 604
 Omaha/Douglas Civic Center
 119 Faywood Street
 Omaha, Nebraska 68183

and the release of the sewer easement reserved in vacating Ordinance Number 12008 for the vacation of an east-west alley between Leavenworth Street and Marcy Street and from 38th Avenue to 39th Street, as described on the attached Exhibit "B". Said vacating ordinance was passed April 4th, 1924 and was recorded in the Douglas County, Nebraska, Register of Deeds Office on June 23rd, 1924 in Misc. Book 67 Page 3; is approved and delivery of this release in authorized.

APPROVED:

APPROVED:

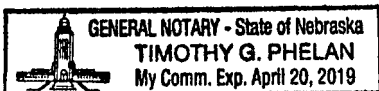
Robert G. Stubbe P.E.
Public Works Director

James Thele
CR Planning Director

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 12th day of May, 2017, by Robert G. Stubbe, P.E. Public Works Director, and by James Thele, Planning Director of the City of Omaha, a Municipal Corporation of the State of Nebraska.

NOTARY PUBLIC



Project No. EGA171036

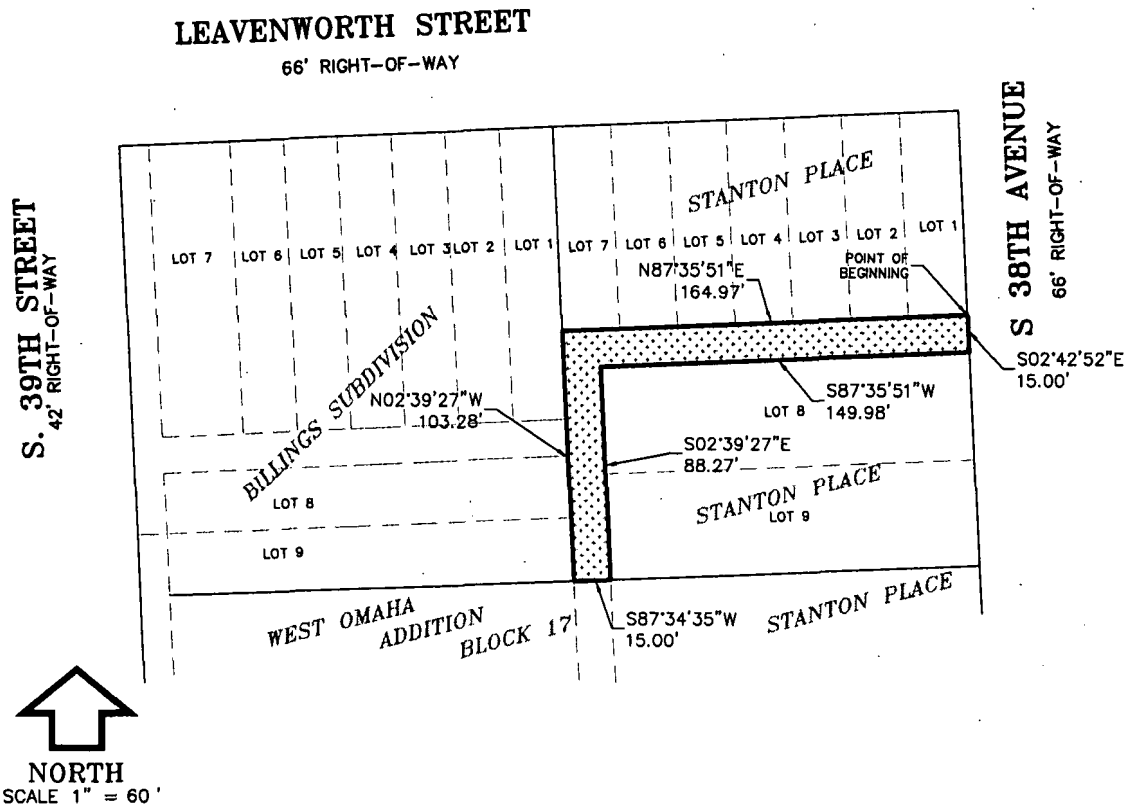
Exhibit "A"

Date: 5/15/17

DESCRIPTION & SKETCH

THAT PART OF THE VACATED ALLEY ADJOINING LOTS 1, 2, 3, 4, 5, 6, 7, 8 AND 9, STANTON PLACE, AND LOTS 1, 8 AND 9, BILLINGS SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 1, STANTON PLACE; THENCE S02°42'52"E A DISTANCE OF 15.00 FEET TO THE NORTHEAST CORNER OF SAID LOT 8; THENCE S87°35'51"W A DISTANCE OF 149.98 FEET TO THE NORTHWEST CORNER OF SAID LOT 8; THENCE S02°39'27"E A DISTANCE OF 88.27 FEET TO THE SOUTHWEST CORNER OF SAID LOT 9; THENCE S87°34'35"W A DISTANCE OF 15.00 FEET; THENCE N02°39'27"W A DISTANCE OF 103.28 FEET TO THE SOUTHWEST CORNER OF SAID LOT 7; THENCE N87°35'51"E A DISTANCE OF 164.97 FEET TO THE POINT OF BEGINNING, CONTAIN 3,799 SQUARE FEET, MORE OR LESS.



Project No. EGA171036

Exhibit "B"

Date: 5/15/17

DESCRIPTION & SKETCH

THAT PART OF THE VACATED ALLEY ADJOINING LOTS 1, 2, 3, 4, 5, 6, 7 AND 8, BILLINGS SUBDIVISION, AS SURVEYED, PLATTED AND RECORDED IN DOUGLAS COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 7, BILLINGS SUBDIVISION; THENCE N87°24'15"E A DISTANCE OF 164.54 FEET TO THE SOUTHEAST CORNER OF SAID LOT 1; THENCE S02°39'27"E A DISTANCE OF 15.00 FEET TO THE NORTHEAST CORNER OF SAID LOT 8; THENCE S87°24'15"W A DISTANCE OF 164.54 FEET TO THE NORTHWEST CORNER OF SAID LOT 8; THENCE N02°39'35"W A DISTANCE OF 15.00 FEET TO THE POINT OF BEGINNING, CONTAINING 2,468 SQUARE FEET, MORE OR LESS.

