

MISC 2017046945



IUN 16 2017 14:53 P 3

Fee amount: 22.00 FB: 20-36800 COMP: AH

Received – DIANE L. BATTIATO Register of Deeds, Douglas County, NE 06/16/2017 14:53:20.00

RELEASE OF UTILITY EASEMENT

WHEREAS, a utility easement was reserved in vacating Ordinance No. 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 utility 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 utility easement because the allies will have improvements constructed upon them; and.

WHEREAS, the Metropolitan Utilities District of Omaha has investigated this request and has no objection to a release of this utility easement; and,

WHEREAS, the Metropolitan Utilities District of Omaha has no present or future need to retain whatever rights it owns in the vacation ordinances.

THEN, THEREFORE, the District hereby releases said street vacations easements as described herein and more fully described in Exhibits "A" & "B" attached.

IN WITNESS WHEREOF, the release of easements is executed by the undersigned on this $\underline{i+b}$ of June 2017.

Metropolitan Utilities District of Omaha

Scott Keep, President

Approved:

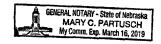
Ronald E. Bucher

Senior Vice President/General Counsel

STATE OF NEBRASKA)

COUNTY OF DOUGLAS)

This foregoing instrument was acknowledged before me this <u>i + h</u> day of <u>June</u>, 2017, by Scott Keep, President, Metropolitan Utilities District of Omaha, a Municipal Corporation of the State of Nebraska.



Mary C. Partusch
Notary Public

Project No. EGA171036

Dote: 5/15/17

DESCRIPTION & SKETCH

20-03700

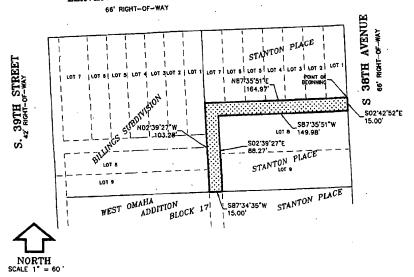
20-36800

Exhibit "A"

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.

LEAVENWORTH STREET





ENGINEERING

PLANNING

LAND SURVEYING

ASSOCIATES 3552 Farnom Street • Omaha, Nebraska 68131 • 402 / 551-0631

Project No. EGA171036

Exhibit "B"

Date: 5/15/17

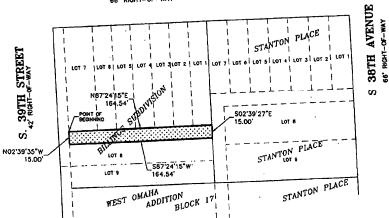
DESCRIPTION & SKETCH

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 A 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.

LEAVENWORTH STREET

66" RIGHT-OF-WAY







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