



BK 1848 PG 200



DEED 1989 06027

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BOOK 1848 PAGE 200

GEORGE J. DOUGLEWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.
DEED NO. 85953

Authorization No. P-2306

THE GRANTOR, CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY, a Delaware corporation, whose principal office is located at 165 N. Canal Street, Chicago, Illinois, for the consideration of TEN THOUSAND THREE HUNDRED EIGHTY-TWO AND 25/100 DOLLARS (\$10,382.25), conveys and quitclaims to COUNTY OF DOUGLAS, A BODY CORPORATE AND POLITIC OF THE STATE OF NEBRASKA, whose address is Omaha, Nebraska, GRANTEE, all interest in the following described real estate situated in the County of Douglas, and the State of Nebraska, to wit:

That part of Lot 2, Block 99, Original City of Omaha, Douglas County, Nebraska, described as follows: Commencing at the Northeast corner of Lot 2, said Block 99; thence South 88°07'11" West (bearings based on the Nebraska State Plane System, South Zone) for 5.81 feet along the North line of said Lot 2 to the TRUE POINT OF BEGINNING; thence South 21°45'03" East for 17.01 feet to the East line of said Lot 2; thence South 1°47'27" East for 95.71 feet along said East line; thence North 21°54'32" West for 118.90 feet to the North line of said Lot 2; thence North 88°07'11" East for 35.09 feet to the TRUE POINT OF BEGINNING.

ALSO:

That part of Lot 1, Block 99, Original City of Omaha, Douglas County, Nebraska, described as follows: Commencing at the Northwest corner of Lot 1, said Block 99; thence South 1°47'27" East (bearings based on the Nebraska State Plane System, South Zone) for 16.00 feet along the West line of said Lot 1 to the TRUE POINT OF BEGINNING; thence South 21°45'03" East for 123.04 feet to the South line of said Lot 1 at a point that is 24.00 feet West of the Southeast corner of said Lot 1; thence South 88°07'11" West for 35.00 feet along the South line of said Lot 1; thence North 21°05'26" West for 21.18 feet to the West line of said Lot 1; thence North 1°47'27" West for 95.71 feet to the TRUE POINT OF BEGINNING.

ALSO:

That part of Lot 8, Block 99, Original City of Omaha, Douglas County, Nebraska, described as follows: Commencing at the Northeast corner of Lot 8, said Block 99; thence South 88°07'11" West (bearings based on the Nebraska State Plane System, South Zone) for 17.00 feet along the North line of said Lot 8 to the TRUE POINT OF BEGINNING; thence South 19°34'45" West for 55.63 feet to the East line of said Lot 8 at a point that is 53.00 feet South of the Northeast corner of said Lot 8; thence South 1°47'12" East for 79.00 feet to the Southeast corner of said Lot 8; thence South 88°03'25" West for 11.00 feet along the South line of said Lot 8; thence North 19°02'53" West for 138.17 feet to the North line of said Lot 8; thence North 88°07'11" East for 35.00 feet to the TRUE POINT OF BEGINNING.

ALSO:

That part of the vacated alley lying between said Lots 1 and 8 in Block 99, Original City of Omaha, Douglas County, Nebraska, described as follows: Commencing at the Northeast corner of Lot 8, said Block 99; thence South 88°07'11" West (bearings based on the Nebraska State Plane System, South Zone) for 17.00 feet along the North line of said Lot 8 to the TRUE POINT OF BEGINNING; thence South 88°07'11" West for 35 feet along the North line of said Lot 8; thence North 21°05'13" West for 21.18 feet, more or less, to a point on the South line of Lot 1 in said Block 99, distant 59 feet from the Southeast corner thereof; thence North 88°07'11" East for 35.00 feet; thence South 21°05'13" East for 21.18 feet, more or less to the TRUE POINT OF BEGINNING.

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PG _____ N _____ DEL' *[Signature]* MC *[Signature]*

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DEED NO. 85953Authorization No. P-2306

Subject to the right of the Grantor, its successors and assigns, to have until the date 45 days after the date of this deed to enter upon said real estate for the purpose of removing any and all tracks, ties, ballast, culverts and bridge materials, facilities and appurtenances thereto from said real estate and from adjoining real estate. If not removed within said period, and following written demand by Grantee, they shall be deemed abandoned by Grantor without obligation on Grantor's part and shall thereafter be and become Grantee's property in place.

By the acceptance of this conveyance, the Grantee, for itself and/or its heirs, successors, transferees and assigns, hereby agrees to take all steps necessary, at no expense to Grantor, to comply with any and all governmental requirements relating to land platting and use.

Pursuant to Section 4.4 of each of the Mortgages dated as of June 29, 1983 and recorded in the Office of the Register of Deeds in and for Douglas County (i) in Book 2585 of Mortgages, at Pages 173 to 250, and (ii) in Book 2585 of Mortgages, at Pages 251 to 328, the Grantor hereby certifies that (a) this deed and conveyance is made pursuant to the provisions of Section 4.4 of each of said Mortgages, (b) the provisions of said Section 4.4 have been complied with and (c) the property hereby conveyed may be conveyed free from the liens of said Mortgages, and is hereby conveyed free from the liens of said Mortgages, and has thereby been automatically released from the lien of the Consolidated Mortgage dated as of January 15, 1984, as supplemented and amended, by Chicago and North Western Transportation Company to American National Bank and Trust Company of Chicago, as Trustee, pursuant to Article Nine, Section 14 thereof. _____

DATED this 3rd day of April, 1989.

Signed, Sealed and Delivered in
Presence of:

Marceline J. Kucin

Perry Menckey

CHICAGO AND NORTH WESTERN
TRANSPORTATION COMPANY

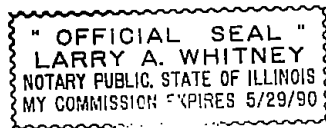
By Richard B. Taylor
RICHARD B. TAYLOR,
Assistant Vice President

Attest J. J. Stourac
J. J. STOURAC, Asst. Secretary

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, LARRY A. WHITNEY, a Notary Public duly commissioned and qualified in and for the County and State aforesaid, DO HEREBY CERTIFY that RICHARD B. TAYLOR and J. J. STOURAC, to me personally known and known to me to be, respectively, Assistant Vice President and Assistant Secretary of CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY, a Delaware corporation, and the identical persons whose names are subscribed to the foregoing instrument, appeared before me this day in person, and being first duly sworn by me, severally acknowledged to me that they are, respectively, Assistant Vice President and Assistant Secretary of said corporation; that as such officers they signed, sealed and delivered said instrument in behalf of said corporation by authority and order of its Board of Directors, as the free and voluntary act and deed of said corporation, and as their own free and voluntary act; that the seal affixed to said instrument is the seal of said corporation; and that said corporation executed said instrument for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal as such Notary Public, at Chicago, Illinois, this 3rd day of April, 1989.



Larry A. Whitney
Notary Public, in and for the County of Cook, In the State of Illinois
LARRY A. WHITNEY

This instrument was prepared by Chicago and North Western Transportation Company, 165 North Canal Street, Chicago, Illinois 60606.

L-99-16