

94-15619

ASSIGNMENT

For valuable consideration, the receipt of which is hereby acknowledged, the undersigned, Sanitary and Improvement District No. 65 of Sarpy County, Nebraska ("SID No. 65") does hereby quitclaim and transfer to the City of Omaha, Nebraska, and its successors and assigns, all of its right, title and interest in and to the 30" RCP Outfall Sewer, described in a certain agreement made between SID No. 65 and the City of Omaha, Nebraska on August 29, 1972 ("Agreement"), and the following described easements:

1. An easement dated May 16, 1972 by Mackedon, LTD., a limited partnership, as grantor, in favor of SID No. 65, as grantee, which is filed of record in the office of the Sarpy County Register of Deeds, Miscellaneous Records, Book 45, Page 252, and legally described as follows, to wit:

SEE EXHIBIT "A"

2. An easement dated May 9, 1972 by Herman and May Labs, as grantors, in favor of SID No. 65, as grantee, which is filed of record in the office of the Sarpy County Register of Deeds, Miscellaneous Records, Book 45, Page 253, and legally described as follows, to wit:

SEE EXHIBIT "B"

3. An easement dated May 9, 1972 by Reinhardt and Evelyn Weiss, as grantors, in favor of SID No. 65, as grantee, which is filed of record in the office of the Sarpy County Register of Deeds, Miscellaneous Records, Book 45, Page 254, and legally described as follows, to wit:

SEE EXHIBIT "C"

4. An easement dated May 10, 1972 by Rudolph and Mabel Otte, as grantors, in favor of SID No. 65, as grantee, which is filed of record in the office of the Sarpy County Register of Deeds, Miscellaneous Records, Book 45, Page 525, and legally described as follows, to wit:

SEE EXHIBIT "D"

5. An easement acquired by SID No. 65 through a condemnation proceeding. A Report of Appraisers describing the easement is filed of record in the office of the Sarpy County Register of Deeds, Miscellaneous Records, Book 45, Page 429, and legally described as follows, to wit:

SEE EXHIBIT "E"

This Assignment is made pursuant to the Agreement. Acceptance of this Assignment by the City of Omaha, Nebraska shall terminate and delete Paragraph 6 from the aforementioned Agreement. All other applicable terms and conditions of said Agreement shall remain in full force and effect. This Assignment shall be of no force and effect unless and until it is accepted by the City of Omaha, Nebraska.

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MOA

94-15619 B (1)

A 40 foot wide permanent sewer and drainage easement 10 feet right and 30 feet left of the following described centerline in the W 1/2, SE 1/4 of Section 17, T14N, R12E of the 6th P.M., Sarpy County, Nebraska, more particularly described as follows:

Commencing at the Southwest corner of the SE 1/4 of said Section 17; thence N01°10'31"W (assumed bearing) along the West line of the SE 1/4 of said Section 17, a distance of 1102.97 feet to the point of beginning; thence S89°37'37"E, a distance of 288.68 feet; thence N41°25'58"E, a distance of 174.13 feet to a point of termination on the Southwesterly line of a Union Pacific Railroad right-of-way, said point of termination being N88°54'38"E along the South line of the SE 1/4 of said Section 17, a distance of 404.63 feet, and N01°05'22"W, a distance of 1223.94 feet from the Southwest corner of the SE 1/4 of said Section 17.

EXHIBIT "A"

94-15619C (2)

A 40 foot wide permanent sewer and drainage easement 10 feet left and 30 feet right of the following described centerline in the NW 1/4, NW 1/4 of Section 20, T14N, R12E of the 6th P.M., Sarpy County, Nebraska, more particularly described as follows:

Commencing at the Northwest corner of said Section 20; thence $N88^{\circ}54'03''E$ (assumed bearing) along the North line of the NW 1/4 of said Section 20, a distance of 872.78 feet; thence $S1^{\circ}05'57''E$, a distance of 33.00 feet to the point of beginning; thence $S23^{\circ}08'02''W$, a distance of 56.34 feet; thence $S55^{\circ}30'24''W$, a distance of 887.43 feet; thence $S62^{\circ}18'57''W$, a distance of 80.57 feet to the point of termination on the easterly right-of-way line of 120th Street, said point being $S1^{\circ}06'42''E$ along the West line of the NW 1/4 of said Section 20, a distance of 606.11 feet and $N88^{\circ}53'18''E$, a distance of 33.00 feet from the Northwest corner of said Section 20.

EXHIBIT "B"

94-15619 D

3

A 40 foot wide permanent sewer and drainage easement 10 feet left and 30 feet right of the following described centerline in the N 1/2, NE 1/4 of Section 19, T14N, R12E of the 6th P.M., Sarpy County, Nebraska, more particularly described as follows:

Commencing at the Northeast corner of said Section 19; thence $S1^{\circ}06'42''E$ (assumed bearing) along the East line of the NE 1/4 of said Section 19, a distance of 639.13 feet; thence $S88^{\circ}53'18''W$, a distance of 33.00 feet to a point on the Westerly right-of-way line of 120th Street, said point being the point of beginning; thence $S62^{\circ}18'57''W$, a distance of 321.91 feet; thence $S80^{\circ}45'02''W$, a distance of 1244.79 feet; thence $N77^{\circ}00'54''W$, a distance of 1147.04 feet to the point of termination on the West line of the NE 1/4 of said Section 19, said point of termination being $S0^{\circ}15'35''W$, a distance of 670.03 feet from the Northwest corner of the NE 1/4 of said Section 19.

EXHIBIT "C"

94-15619E

4

A 40 foot wide permanent sewer and drainage easement 10 feet left and 30 feet right of the following described centerline in the N1/2, NW1/4 of Section 19, T14N, R12E of the 6th P.M., Sarpy County, Nebraska, more particularly described as follows:

Commencing at the Northeast corner of the NW 1/4 of said Section 19; thence $S0^{\circ}15'35''W$ (assumed bearing) along the East line of the NW 1/4 of said Section 19, a distance of 670.03 feet to the point of beginning; thence $N77^{\circ}00'54''W$, a distance of 2579.91 feet to a point of termination on the South right-of-way line of Giles Road, said point of termination being $N88^{\circ}41'44''E$ along the North line of the NW 1/4 of said Section 19, a distance of 97.91 feet and $S1^{\circ}18'16''E$, a distance of 33.00 feet from the Northwest corner of said Section 19.

EXHIBIT "D"

94-15619 F

A 40 foot wide permanent sewer and drainage easement 10 feet right and 30 feet left of the following described centerline in the S $\frac{1}{2}$, SW $\frac{1}{4}$ of Section 17, T14N, R12E of the 6th P.M., Sarpy County, Nebraska, more particularly described as follows:

Commencing at the Southwest corner of said Section 17; thence N88°54'03"E (assumed bearing) along the South line of the SW $\frac{1}{4}$ of said Section 17, a distance of 909.72 feet; thence N1°05'57"W, a distance of 33.00 feet to a point on the Northerly right-of-way line of Ciles Road, said point being the point of beginning; thence N28°08'02"E, a distance of 402.50 feet; thence N54°19'14"E, a distance of 917.78 feet; thence N63°24'37"E, and distance of 217.66 feet; thence N69°36'09"E, a distance of 335.99 feet; thence S89°37'37"E, a distance of 267.70 feet to the point of termination on the East line of the SW $\frac{1}{4}$ of said Section 17, said point being N1°10'31"E, a distance of 1102.97 feet from the Southeast corner of the SW $\frac{1}{4}$ of said Section 17.

EXHIBIT "E"