

POOR COPY FILED

CITY OF OMAHA

COUNCIL CHAMBER

Omaha, Nebr.....November 28, 1978

RESOLVED BY THE CITY COUNCIL OF THE CITY OF OMAHA:

WHEREAS, the City of Omaha, Nebraska, a Municipal Corporation, is willing to release, remise, quit claim the Sewer Easement Rights, licenses and other rights reserved and/or granted under the passing of Vacating Street and Alley Ordinances which includes 48th Avenue from the Southerly right-of-way line of Saddle Creek Road to the North property line of Pacific Street, located in Westside Addition, Blocks 2 and 3 in the Southeast Quarter (¼) of Section 19-15-13; also, the North and South alley between 48th Avenue and Saddle Creek Road to the West and Pacific Street and Saddle Creek Road to the North, located in Westside Addition, Block 2 in the Southeast Quarter (¼) of Section 19-15-13; and,

WHEREAS, said Easement Rights were granted to the City of Omaha in the following Vacating Ordinances recorded in the Miscellaneous Records in the Office of the Register of Deeds for Douglas County, Nebraska:

Vacated Alley Ordinance No. 168821, passed December 5, 1951, recorded in Book No. 266 at Page No. 201; and,

Vacated 48th Avenue Ordinance No. 18827, passed May 1, 1956, recorded in Book No. (unrecorded) at Page No. (unrecorded); and,

Vacated 48th Avenue Ordinance No. 18827, amended by Amending Ordinance No. 18922, passed July 31, 1956, recorded in Book No. 312 at Page No. 256; and,

Vacated 48th Avenue Ordinance No. 23229, passed January 5, 1965, recorded in Book No. 421 at Page No. 641; and,

WHEREAS, there are no sewers located in said above described real estate and said City of Omaha has no further need or desire to retain same.

By.....
Councilman

Adopted.....
City Clerk

Approved.....
Mayor

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COUNCIL CHAMBER

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RESOLVED PAGE -2-

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OMAHA:

THAT, it does approve the Release of Sewer Easement Rights held by the City of Omaha, Nebraska in the above-mentioned four Vacating Ordinances.

THAT, the Mayor be and he hereby is authorized to sign the Release of Sewer Easement Rights on behalf of the City of Omaha and the City Clerk is authorized to attest to same.

APPROVED AS TO FORM:

[Signature]
CITY ATTORNEY

592/3

Hereby certify that the foregoing is a true and correct copy of the original document now on file in the City Clerk's office.

[Signature]
DEPUTY CITY CLERK

By *Steve Rosenblatt*
Councilman

Adopted *Suzanne M. Benis*
DEPUTY City Clerk

Approved *Steve Rosenblatt 11/30/78*
ACTING Mayor

NOV 28 1978

RELEASE OF SEWER EASEMENT RIGHTS

WHEREAS, the City of Omaha reserved unto itself the specific right to maintain, operate, repair and renew existing sewers in the real estate hereinafter described and in the future to construct, maintain, repair and renew additional or other sewers therein, above, on and below the surface of said real estate ground for the purpose of serving the general public or abutting property and the right so reserved shall include such lateral connections or branch lines as may be ordered, desired or permitted by the City and the right to enter upon the premises to accomplish the above purposes at any and all times.

Said Easement Rights granted above were included in the following four Vacating Ordinances recorded in the Miscellaneous Records in the Office of the Register of Deeds for Douglas County, Nebraska:

Vacated Alley Ordinance No. 168821, passed December 5, 1951, recorded in Book No. 266 at Page No. 201; and,

Vacated 48th Avenue Ordinance No. 18827, passed May 1, 1956, recorded in Book No. (unrecorded) at Page No. (unrecorded); and,

Vacated 48th Avenue Ordinance No. 18827, amended by Amending Ordinance No. 18922, passed July 31, 1956, recorded in Book No. 312 at Page No. 256; and,

Vacated 48th Avenue Ordinance No. 23229, passed January 5, 1965, recorded in Book No. 421 at Page No. 201

of said Miscellaneous Records, to-wit:

48th Avenue from the Southerly right-of-way line of Saddle Creek Road to the North property line of Pacific Street, located in Westside Addition, Blocks 2 and 3 in the Southeast Quarter (¼) of Section 19-15-13, also the North and South alley between 48th Avenue and Saddle Creek Road to the West, and Pacific Street and Saddle Creek Road to the North, located in Westside Addition, Block 2 in the Southeast Quarter (¼) of Section 19-15-13; and,

WHEREAS, there are no sewers located in said above described real estate and said City of Omaha has no further need or desire to retain same.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, receipt of which is herewith acknowledged, the undersigned City of Omaha hereby release, remise, quit claim the Sewer Easement Rights, licenses, and other rights reserved and/or granted to the undersigned in said above identified four Ordinances adopted by the City of Omaha.

Executed this 30th day of November, 19 78 by the City of Omaha.

ATTEST:

SEAL OF THE

CITY OF

Lorraine M. Bennis

CITY OF OMAHA,
A Municipal Corporation

BY *Steve Rose* 11/30/78

DEPUTY CITY CLERK OF THE CITY OF OMAHA ATTESTING MAYOR OF THE CITY OF OMAHA

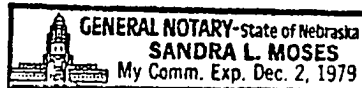
STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

On this 30th day of November, 19 78, before me the undersigned, a Notary Public in and for said County, personally came Steve Rosenblatt Acting Mayor of the City of Omaha, a Municipal Corporation, to me personally known to be the Mayor and the identical person whose name is affixed to the above Release, and acknowledged the execution thereof to be his voluntary act and deed as such officer and the voluntary act and deed of the said The City of Omaha, a Municipal Corporation, and that the Corporate Seal of the said The City of Omaha was thereto affixed by its authority.

WITNESS my hand and Notarial Seal at Omaha in said County the day and year last above written.

My Commission expires Dec. 2, 1979.

Sandra L. Moses
Notary Public



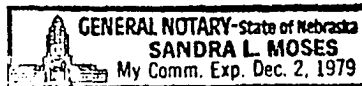
STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

On this 30th day of November, 19 78, before me, the undersigned, a Notary Public in and for said County, personally came Lorraine M. Bens Deputy City Clerk of the City of Omaha, a Municipal Corporation, to me personally known to be the City Clerk and the identical person whose name is affixed to the above Release, and acknowledged the execution thereof to be her voluntary act and deed as such officer and the voluntary act and deed of the said The City of Omaha, a Municipal Corporation, and that the Corporate Seal of the said The City of Omaha was thereto affixed by its authority.

WITNESS my hand and Notarial Seal at Omaha in said County the day and year last above written.

My Commission expires Dec. 2, 1979.

Sandra L. Moses
Notary Public



5 April
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1978
STATE OF NEBRASKA
COUNTY OF DOUGLAS
NOTARY PUBLIC
SANDRA L. MOSES

Book 616
Page 652
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Index 11
Comped 11
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51-273