

UNIVERSITY OF NEBRASKA, NE.

Don Holt
DIRECTOR OF FINANCE

OCT 29 2 41 PM '97

\$25.50

INST. NO 97

045179

BLOCK

CODE

CHECKED

ENTERED

EDITED

NEBRASKA DOCUMENTARY
STAMP TAX

OCT 29 1997

\$ 42 BY CC

PETITION TO VACATE PUBLIC WAY
with
RELEASE AND WAIVER OF RIGHTS AND TITLE,
AND QUIT CLAIM DEED TO CITY OF LINCOLN

ORD. 17212

TO THE HONORABLE CITY COUNCIL OF THE CITY OF LINCOLN, NEBRASKA:

The undersigned property owner(s) hereby ask and petition you to vacate the following street, alley, or other public way, commonly known as: (Example: Blank Street from 1st to 2nd St. or East-west alley, from the north line of 1st Street to the south line of 2nd Street)

a portion of the north half of West "S" Street from the west line of West

Coddington Avenue to the vacated portion of West "S" Street (Attachment "B")

In the City of Lincoln, Nebraska, the CITY OF LINCOLN, NEBRASKA, to reserve and retain in said street, alley, or other public way such title, rights, easements, and privileges as it may deem necessary. In consideration of the vacation of the above-described street, alley, or other public way, we, and each of us, for ourselves, our heirs, personal representatives, successors, and assigns, hereby waive and release any and all claims, causes of action, title, rights, and demands of every nature, known or unknown, which may accrue to us, or which we now have, or which we may hereafter have as a result of or resulting from such vacation of said street, alley, or other public way; and hereby remise and forever quit claim unto the City of Lincoln, Nebraska, and to its successors and assigns forever, all right, title, interest, estate, and demand, both at law and in equity, of, in, and to all of said street, alley, or other public way, together with all and singular the hereditaments thereunto belonging.

TO HAVE AND TO HOLD the above-described street, alley, or other public way unto the City of Lincoln, Nebraska, and to its successors and assigns, so that none of the undersigned, nor any person in his, her, their, or its name(s) or behalf shall or will hereafter claim or demand any right or title to the said premises or any part thereof, but they and every one of them shall by these presents be excluded and forever barred.

The undersigned hereby represent(s) that he, she, they, or it is (are) the owner(s) of the following described property in Lincoln, Lancaster County, Nebraska, abutting on said street, alley, or other public way, legally described to wit: (Legal description from deed or abstract)

See Attachment "A"

DATED this 21 day of FEBRUARY, 19 97

Lakeside Partners LLC

Craig S. Bauer

(Individual(s) acknowledgment):

STATE OF Nebraska)
Lancaster COUNTY) ss:

Before me, a notary public qualified for said county, personally came Craig G. Bauer, LAKESIDE PARTNERS, LLC.

known to me to be the identical person(s) who signed the foregoing instrument, and acknowledged the execution thereof to be his, her, or their voluntary act and deed for the purposes therein set forth, and acknowledged that he, she, or they signed the foregoing instruments with the view of having said City of Lincoln vacate said street, alley, or other public way, and the City of Lincoln reserving and retaining in said street, alley, or other public way such title, rights, and privileges as it may deem necessary, together with a waiver and release of any and all claims, causes of action, title, rights, demands, and quit claim.

WITNESS my hand and notarial seal on February 21, 1997.



Carey L. Pester
Notary Public

My Commission expires: 12-9-2000

(Corporate Acknowledgment - OVER)

NEBRASKA
CITY OF LINCOLN
97 FEB 25 AM 11 00
CITY CLERK OFFICE
FILED

REFERRED
MAR 3 1997
Law

ATTACHMENT 'A'

Lakeside Partners, L.L.C., owner of:

Lot 111, Irregular Tract, located in the Southwest Quarter
of Section 21, Township 10 North, Range 6 East of the 6th
P.M., Lincoln, Lancaster County, Nebraska.

**LEGAL DESCRIPTION
FOR
VACATION OF WEST 'S' STREET (NORTH OF CENTERLINE)**

A Legal description of a part of a portion of West "S" Street, located in the Southeast Quarter of the Southwest Quarter of Section 21, Township 10 North, Range 6 East of the 6th P.M., Lancaster County, Nebraska and more particularly described by metes and bounds as follows:

Referring to the Northwest Corner of the Southeast Quarter of the Southwest Quarter of Section 21, Township 10 North, Range 6 East of the 6th P.M., Lancaster County, Nebraska; Thence N 89°34'57" E, (an assumed bearing), and on the North Line of the Southeast Quarter of the Southwest Quarter of said Section 21 and also on the centerline of Vacated West "S" Street, (Vacation Ordinance #16680), a distance of 860.88 feet to a point on a curve to the right and also the POINT OF BEGINNING; Thence on a curve to the right and on the Easterly Line the vacated portion of said West "S" Street, having a radius of 66.00 feet, an arc length of 34.56 feet and central angle of 30°00'00", with a chord bearing of N 15°25'03" W, a chord distance of 34.16 feet to a point on the Northwesterly Corner of the Northerly Right-of-Way Line of West "S" Street or the Northeasterly Corner of said Vacated West "S" Street; Thence N 89°34'57" E, and on the Northerly Right-of-Way Line of said West "S" Street, a distance of 109.00 feet; Thence S 00°06'44" E, a distance of 33.00 feet to a point on the centerline of said West "S" Street and also the North Line of the Southeast Quarter of the Southwest Quarter of said Section 21; Thence S 89°34'57" W, on the centerline of said West "S" Street or the North Line of the Southeast Quarter of the Southwest Quarter of said Section 21, a distance of 99.98 feet to the point of beginning and containing a calculated area of 3,499.57 square feet or 0.080 acres, more or less.