

FILED SARPY CO. NE.  
INSTRUMENT NUMBER  
98-036991

98 DEC 28 AM 8:54

*Stanley J. Dowling*  
REGISTER OF DEEDS

98-36991

Counter JK  
Verify D  
D.E. S  
Proof W  
Fee \$ 10.50  
Ck  Cash  Chg

November 16, 1998

DISCLAIMER AND RELEASE

KNOW ALL MEN BY THESE PRESENTS, that OMAHA PUBLIC POWER DISTRICT, a public corporation, for and in consideration of One Dollar (\$1.00) and other valuable consideration, the receipt of which is hereby acknowledged, does hereby release and disclaim any rights it may have attained by virtue of a Street Vacation by the County Board of Commissioners, and an Easement over, under, upon, along and above the certain real estate located in Sarpy County, Nebraska described as follows:

(See reverse side hereof for Legal Descriptions in Exhibit A.)

Said Street Vacation filed for record June 6, 1997, as Instrument Number 97-11293, and Said Easement filed for record June 24, 1991, as Instrument Number 91-09121, all in the office of the Register of Deeds, Sarpy County, Nebraska.

IN WITNESS WHEREOF, the undersigned has set its hand this 16<sup>th</sup> day of November, 1998.

OMAHA PUBLIC POWER DISTRICT

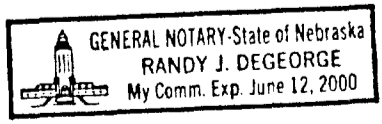
Joel A. Haskin  
Approved by Engineering

Michael L. Vodicka  
Michael L. Vodicka - Manager  
Administrative Services-  
Engineering Division

STATE OF NEBRASKA )  
                                  )ss.  
COUNTY OF DOUGLAS)

On this 16<sup>th</sup> day of November, 1998, before me the undersigned, a Notary Public in and for said county personally came Michael L. Vodicka - Manager of Administrative Services Engineering Division, to me personally known to be the identical person whose name is affixed to the above conveyance and acknowledged the execution thereof to be his voluntary act and deed.

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



Randy J. DeGeorge  
NOTARY PUBLIC

98-36991A

EXHIBIT A

1. A Fifteen foot (15') wide strip of land along and abutting the North line of Lot One (1), Summit Plaza.
2. Said Street vacation of Maass Road & Summit Plaza Drive as follows:

Commencing at the East  $\frac{1}{4}$  Corner of Section 32, Township 14 North, Range 13 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska; thence  $N00^{\circ}05'000''E$  (assumed bearing), 737.94 feet along the East line of said Section 32; thence  $N89^{\circ}55'00''W$ , 33.17 feet to the intersection of the West right-of-way of 36<sup>th</sup> Street and the North Right-of-Way of Maass Road; thence  $S75^{\circ}15'06''W$ , 99.61 feet along the North Right-of-Way of Maass Road; thence  $S59^{\circ}42'36''W$ , 136.38 feet along the North Right-of-Way of Maass Road to the Point of Beginning; thence  $S00^{\circ}00'00''E$ , 76.43 feet to a point on the South Right-of-Way of Maass Road; thence Southwesterly along the South Right-of-Way of Maass Road along the following 3 courses: 1.)  $S59^{\circ}42'36''W$ , 63.20 feet, 2.)  $S57^{\circ}07'06''W$ , 330.70 feet, 3.)  $S59^{\circ}08'57''W$  8.14 feet to the intersection of the South Right-of-Way of Maass Road and the Northeasterly Right-of-Way of Summit Plaza Drive; thence Southeasterly along the North Easterly Right-of-Way of Summit Plaza Drive along the following 3 courses: 1.) Along a curve to the left having a radius of 120.00 feet an arc distance of 61.51 feet, 2.)  $S60^{\circ}13'19''E$ , 46.59 feet, 3.) Along a curve to the left having a radius of 240.00 feet an arc distance of 95.34 feet; thence  $S07^{\circ}00'59''W$ , 60.00 feet to a point on the Southwesterly Right-of-Way of Summit Plaza Drive; thence Northwesterly along said Southwesterly Right-of-Way of Summit Plaza Drive along the following 3 courses: 1.) Along a curve to the right having a radius of 300.00 feet an arc distance of 119.18 feet, 2.)  $N60^{\circ}13'19''W$ , 46.59 feet, 3.) Along a curve to the right having a radius of 180.00 feet an arc distance of 92.27 feet to the South Right-of-Way of Maass Road; thence Westerly along the South Right-of-Way of Maass Road along the following 2 courses: 1.)  $S59^{\circ}08'57''W$ , 380.11 feet, 2.)  $S49^{\circ}08'57''W$ , 61.14 feet to the North Right-of-Way of State Highway 370; thence  $N43^{\circ}12'13''W$ , 66.06 feet along said North Right-of-Way of State Highway 370 to the North Right-of-Way of Maass Road; thence Easterly along the North Right-of-Way of Maass Road along the following 4 courses: 1.)  $N49^{\circ}08'57''E$ , 69.62 feet, 2.)  $N59^{\circ}08'57''E$ , 384.72 feet, 3.)  $N57^{\circ}07'06''E$ , 331.06 feet, 4.)  $N59^{\circ}42'36''E$ , 103.25 feet to the Point of Beginning.