

FILED SARPY CO. NE
INSTRUMENT NUMBER
2005-13276

2005 AP 26 PM 12:28

[Signature]
REGISTER OF DEEDS

COUNTER LM C.E. Q
VERIFY PS D.E. SS
PROOF _____
FEES \$ 16.00
CHECK# _____
CHG HFA CASH _____
REFUND _____ CREDIT _____
SHORT _____ NCR _____

RELEASE OF EASEMENT RIGHTS

WHEREAS, a request has been made to the Metropolitan Utilities District of Omaha for the release of easement rights over a five foot wide strip of land within part of Lots 1 and 2 of Twin Creek Plaza Replat VII as surveyed, platted and recorded in Sarpy County, Nebraska, said easement being described on the plat and contained in the Dedication of "Summit Plaza" filed May 31, 1990 as Instrument No. 90-07006, Records, Sarpy County Nebraska; and

WHEREAS, the District has no facilities on this property and no present or future need to retain any of the rights being released herein.

NOW, THEREFORE, the Metropolitan Utilities District of Omaha hereby releases its easement rights in the portion of Lots 1 and 2, Twin Creek Plaza Replat VII described as follows:

Commencing at the northeast corner of Lot 1, Twin Creek Plaza Replat VII, thence S43°46'32"E 31.55 feet along the east line of Lot 1 to the point of beginning. Thence S43°46'32"E 7.50 feet along said east line; thence along a curve to the right having a radius of 194.23 feet, an arc length of 28.33 feet, and a chord bearing N82°13'28"W for 28.31 feet; thence S14°08'57"W 302.80 feet; thence S04°08'57"W 56.52 feet to the south line of Lot 2; thence S53°59'36"W 6.54 feet along said south line to the east line of vacated Maass Road, thence along said east line, and along the south line of vacated Summitt Plaza Drive on the following three (3) described courses: (1) N04°08'57"E 61.18 feet; (2) N14°08'57"E 308.11 feet; (3) along a curve to the left having a radius of 189.23 feet, an arc length of 26.89 feet and a chord bearing S80°29'38"E for 26.87 feet to the point of beginning.

The area in which the easement rights are being released is depicted on Exhibit "A" attached hereto and incorporated herein by reference.

IN WITNESS WHEREOF, this Release of Easement Rights is executed by the undersigned on this 20th day of April, 2005.

METROPOLITAN UTILITIES DISTRICT
OF OMAHA, a Political Subdivision

By: *[Signature]*
Thomas A. Wurtz
President

Approved as to form:

[Signature] 4-20-05
Susan Prazan Date
Attorney

R&R Hill Farrell Associates Inc
1008 Lincoln Rd
Bellevue, NE 68005

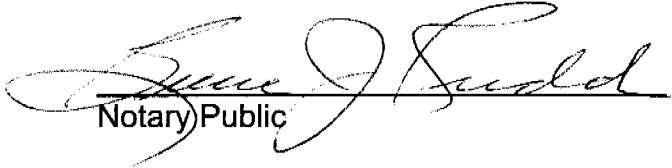
13276

A

ACKNOWLEDGMENT

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

This instrument was acknowledged before me on this 20th day of April, 2005 by Thomas A. Wurtz, President of Metropolitan Utilities District of Omaha, on behalf of the District.

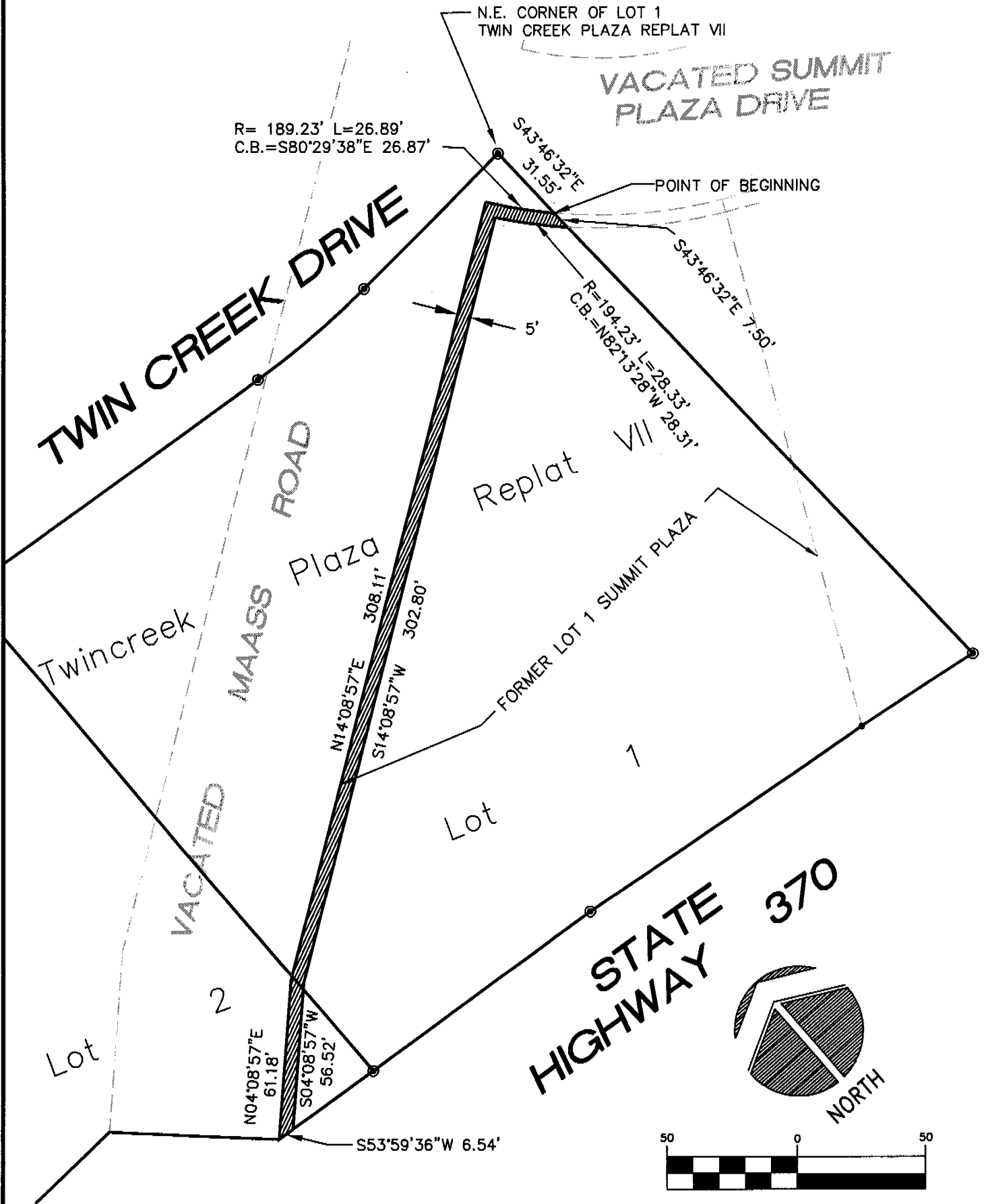

Notary Public



LEGAL DESCRIPTION 2005-13276 B

LEGAL DESCRIPTION OF METROPOLITAN UTILITIES DISTRICT EASEMENT LOCATED IN PART OF LOTS 1 & 2, TWIN CREEK PLAZA REPLAT VII, AS PLATTED AND RECORDED, SARPY COUNTY, NEBRASKA, SAID EASEMENT IS DESCRIBED ON THE PLAT AND CONTAINED IN THE DEDICATION OF "SUMMITT PLAZA" FILED MAY 31, 1990 AS INSTRUMENT NO. 90-07006, RECORDS, SARPY COUNTY, NEBRASKA.

COMMENCING AT THE NORTHEAST CORNER OF LOT 1, TWIN CREEK PLAZA REPLAT VII, THENCE S43°46'32"E (ASSUMED BEARING) 31.55 FEET ALONG THE EAST LINE OF LOT 1 TO THE POINT OF BEGINNING. THENCE S43°46'32"E 7.50 FEET ALONG SAID EAST LINE; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 194.23 FEET, AN ARC LENGTH OF 28.33 FEET, AND A CHORD BEARING N82°13'28"W FOR 28.31 FEET; THENCE S14°08'57"W 302.80 FEET; THENCE S04°08'57"W 56.52 FEET TO THE SOUTH LINE OF LOT 2; THENCE S53°59'36"W 6.54 FEET ALONG SAID SOUTH LINE TO THE EAST LINE OF VACATED MAASS ROAD, THENCE ALONG SAID EAST LINE, AND ALONG THE SOUTH LINE OF VACATED SUMMITT PLAZA DRIVE ON THE FOLLOWING THREE (3) DESCRIBED COURSES: (1) N04°08'57"E 61.18 FEET; (2) N14°08'57"E 308.11 FEET; (3) ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 189.23 FEET, AN ARC LENGTH OF 26.89 FEET AND A CHORD BEARING S80°29'38"E FOR 26.87 FEET TO THE P.O.B.



April 13, 2005 10:07:05 a.m.
Drawing: S:\DWG\VILLAGE INN - TWINCREEK\SUMMITTESMTMUD.DWG (BILLF)

1 inch = 50 ft.

DESIGNED:

DRAWN: WAF

CHECKED:

DATE: 4-12-05

PROJECT NO.

SHEET NO.



HILL-FARRELL ASSOCIATES, INC.

Architects • Engineers • Surveyors
1008 Lincoln Road Bellevue, NE 68005 (402)291-6100

1 OF 1

Exhibit "A"