

After recording, return to:
Robert Dailey
Suite 1400, 222 S. 15th Street
Omaha, Nebraska 68102



RECEIVED
APR 4 3 27 PM '95
GEORGE J. ...
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

RELEASE OF EASEMENTS

WHEREAS, utility easements were retained in the ordinances vacating those streets and alleys described in Exhibit A attached hereto and incorporated by reference herein; and

WHEREAS, the ordinances, Ordinance #24190 passed by the City Council on February 28, 1967, Ordinance #28714 passed by the City Council on May 8, 1979, Ordinance #29047 passed by the City Council on February 5, 1980, Ordinance #28715 passed by the City Council on May 8, 1979, Ordinance #26565 passed by the City Council on October 17, 1972, Ordinance #29934 passed by the City Council on February 22, 1983, and Ordinance #33115 passed by the City Council on December 7, 1993, have been recorded in the Register of Deeds office in Book 447 at Page 409, Book 615 at Page 24, Book 629 at Page 306, Book 615 at Page 26, Book 515 at Page 561, Book 685 at Page 173, and Book 1109 at Page 586, respectively; and,

WHEREAS, the property owner has requested release of the easements reserved in said Ordinances to permit better use of the property; and,

WHEREAS, no sewer lines or other facilities exist in these right-of-ways, except as provided below, and the Public Works Department has no objection to the release of the sewer easements retained in the cited Ordinances; and,

WHEREAS, the release of these easements will not adversely impact the City Master Plan.

NOW, THEREFORE, IN ACCORD WITH THE PROVISIONS OF SECTION 27-1 OF THE OMAHA MUNICIPAL CODE:

The release of the easements retained in Ordinance #24190 passed by the City Council on February 28, 1967, Ordinance #28714 passed by the City Council on May 8, 1979, Ordinance #29047 passed by the City Council on February 5, 1980, Ordinance #28715 passed by the City Council on May 8, 1979, Ordinance #26565 passed by the City Council on October 17, 1972, Ordinance #29934 passed by the City Council on February 22, 1983, and Ordinance #33115 passed by the City Council on December 7, 1993, providing for the vacation of those streets and alleys described in the attached Exhibit A, which were recorded in the Register of Deeds office in Book 447 at Page 409, Book 615 at Page 24, Book 629 at Page 306, Book 615 at Page 26, Book 515 at Page 561, Book 695 at Page 173, and Book 1109 at Page 586, respectively, is approved and the delivery of this release is authorized. Notwithstanding the

03496 See attached
FEE 420 R FB
DEL CO COMP 8
LIGN PG SCAN FV

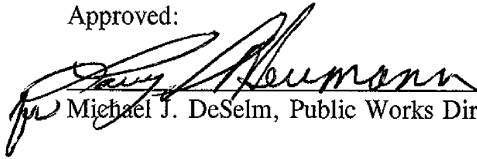
foregoing, the easement retained in Ordinance #28714 as amended by Ordinance #29047 is only partially released and in only released with respect to the legal description contained in Section #2 of Exhibit A attached hereto.

CITY OF OMAHA, NEBRASKA

CITY OF OMAHA, NEBRASKA

Approved:

Approved:



Michael J. DeSelm, Public Works Director


Gary Pryor, Planning Director

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 22nd day of February, 1995, by MICHAEL J. DESELM, Public Works Director and by GARY PRYOR, City Planning Director of the City of Omaha, a Municipal Corporation of the State of Nebraska.




Notary Public

NOTARIAL SEAL AFFIXED
REGISTER OF DEEDS

(54)

EXHIBIT A

15-04560

1. The east-west alley between Farnam Street and vacated Harney Street from 42nd Avenue cut-off to a point 257.5' east of the present line of 44th Street abutting Lots 4 to 8 inclusive and Lots 23 to 27 inclusive and the east 10' of Lot 9 and the east 10' of Lot 22 and the west 8.36' of Lot 28, all in Block 11, Briggs Place, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska

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15-31960

15-04560

2. The east 64.5 feet of 44th Street from the south line of Lot 14, Block 1, Ralph Place to the north line of Lot 13, Block 1, Ralph Place, and the east 64.5 feet of 44th Street from the south line of Lot 17, Block 11, Briggs Place to the north line of Lot 14, Block 11, Briggs Place, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

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~~15-04560~~ 15-04560

3. The alley between Douglas Street and Farnam Street from 44th Street east to the east property lines of Lots 8 and 23, Block 10, Briggs Place, abutted by Lots 8 through 23 inclusive, Block 10, Briggs Place, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

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15-16340

4. The alley between 41st Street and 42nd Street from the south right-of-way line of Harney Street south a distance of 234' to the south property line of Lots 21 and 28, Block 16 of Highland Place, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

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5. The north/south alley between 41st Street and 42nd Street north of Dewey Avenue, 140', abutted by Lots 22 through 27 inclusive, Block 16, Highland Place, A.S. Paddocks Subdivision of Block 16 in Smiths Addition, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

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15-04560

6. The portion of the alley between Dodge Street and Douglas Street from 44th Street east 336.5' abutting Lots 9 through 22, Block 5, Briggs Place, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

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