

PAPIO NATURAL RESOURCES DISTRICT

59-816

Partial Release of Easement

RECITALS:

1. By an easement ("the Easement") dated November 27, 1967 and recorded on November 28, 1967 in Book 39, at Page 260 of the Miscellaneous Records of the Register of Deeds of Sarpy County, Nebraska, Walter E. Fornoff and Gladys M. Fornoff, husband and wife, as Grantor, granted to the County of Sarpy in the State of Nebraska, as Grantee, a permanent easement over and across the following described land, ("the Easement Area"), to-wit:

Approximately 1.4 acres located in the Northeast Quarter (NE-1/4) of the Southeast Quarter (SE-1/4) in Section Eight (8), Township Thirteen North (T13N), Range Thirteen East (R13E) of the 6th P.M., Sarpy County, Nebraska, for purposes of construction, operation, maintenance and inspection of a grade stabilization structure designated as site S-27.

2. By an Assignment dated July 28, 1981 and recorded on August 26, 1981 in Book 54, at Pages 545-545B of the Miscellaneous Records of the Register of Deeds of Sarpy County, Nebraska, the Grantee has assigned the easement to the Papio Natural Resources District, assignee.

3. Pursuant to the terms of the Easement, the assignee has determined that easement rights over certain portions of such Easement Area will be permanently necessary for the purposes of such project and that the Easement rights and privileges should be permanently retained over such lands for such purposes, and that the remainder of such lands not thus retained and reserved should be released from the Easement. The Grantor shall continue to provide the Assignee with ingress and egress as required to carry out the provisions of this easement.

THEREFORE, in consideration of the covenants of the Easement, and in compliance therewith, the assignee Papio Natural Resources District does hereby permanently retain and reserve all rights and privileges granted by the Easement over the following described lands, as described and shown on the map attached hereto as Exhibit "A", incorporated herein by reference, which reserved and retained lands the Grantor has determined are necessary for the operation,

04515

59-816A

inspection, and maintenance of the project structure and appurtenances thereto, for permanent and flood pools, for flowage and release of waters, and for ingress and egress. Correspondingly, the assignee Papio Natural Resources District does hereby forever release, relinquish and quitclaim unto the Grantor and the Grantor's heirs, successors and assigns all the remaining parts and portions of the original Easement Area not thus permanently retained and reserved.

IN WITNESS WHEREOF, the assignee has executed this instrument on the 15th day of April, 1986, pursuant to resolution of the Board of Directors of the Papio Natural Resources District, duly adopted on the 6th day of March, 1986.

FILED SAPPY CO. NE 15.50

BOOK 59 OF Misc. Rec.

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PAPIO NATURAL RESOURCES DISTRICT, Assignee

1986 APR 16 PM 4:18

Carl H. Heibel
REGISTER OF DEEDS

By Marlin J. Petermann
Marlin J. Petermann
Acting General Manager

STATE OF NEBRASKA)
) SS.
COUNTY OF DOUGLAS)

On this 15th day of APRIL, 1986, before me, a Notary Public in and for said county, personally came MARLIN J. PETERMANN, Acting General Manager of Papio Natural Resources District, who is personally known to me to be the identical person whose name is affixed to the foregoing instrument and he acknowledged the execution of the same to be his voluntary act and deed as such officer and the voluntary act and deed of the Papio Natural Resources District.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year last above written.

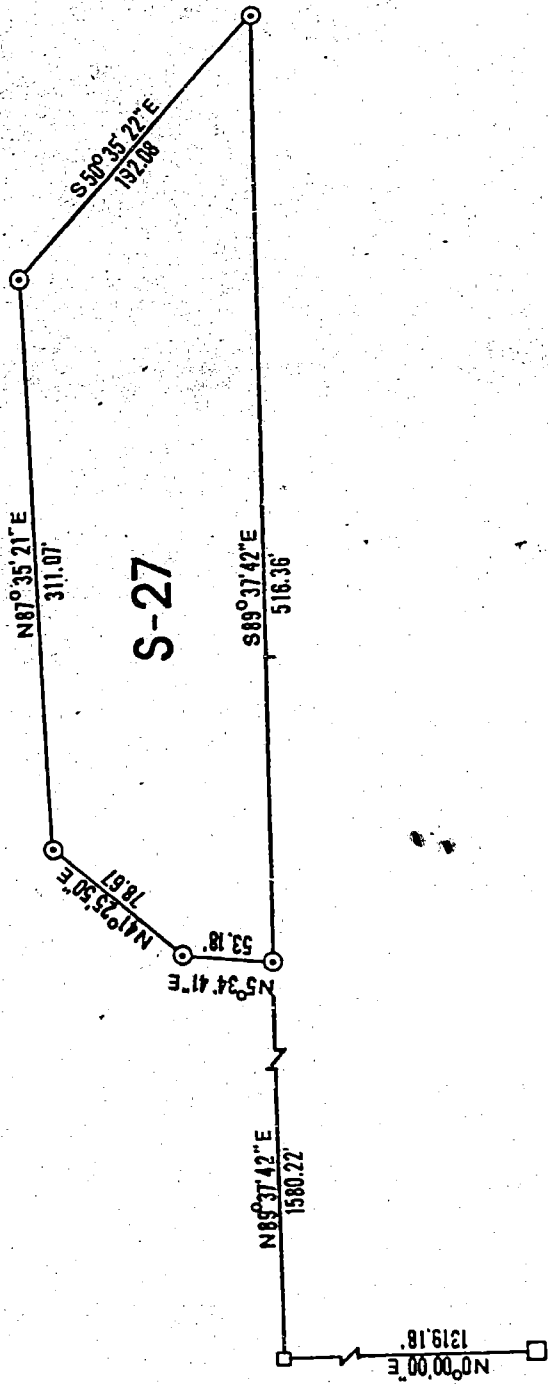
Richard A. O'Brien
Notary Public



RECORDED IN PUBLIC RECORDS
COUNTY OF DOUGLAS, NEBRASKA
APR 16 1986

0-10100

SCALE 1"=100'



S-27

SOUTH QUARTER CORNER
OF SECTION 8-13-13

S-27

EXHIBIT "A"

A part of the Northeast Quarter of the Southeast Quarter of Section 8, Township 13 North, Range 13 East of the 6th P.M., Sarpy County, Nebraska, described as follows:

Commencing at the South Quarter Corner of said Section; Thence N 00° 00' 00" E (assumed bearing) a distance of 1319.18 feet along the North-South center line of said Section to the East Southeast 1/16 corner of said Section; Thence N 89° 37' 42" E for a distance of 1580.22 feet along the apparent South line of the North half of the Southeast Quarter of said Section to the Point of Beginning; Thence N 5° 34' 41" E for a distance of 53.18 feet; Thence N 41° 25' 50" E a distance of 78.67 feet; Thence N 87° 35' 21" E a distance of 311.07 feet; Thence S 50° 35' 22" E a distance of 192.08 feet to a point on said apparent South line approximately 2096.58 feet East of said East Southeast 1/16 corner; Thence S 89° 37' 42" E along said apparent South line a distance of 516.36 feet to the Point of Beginning, and containing 1.10 acres, more or less.