

RESOLUTION NO. A-_____

(Release of Conservation Easement)

1 WHEREAS, TMCO Investments, a Nebraska corporation, has granted a
2 conservation easement (recorded with the Lancaster County Register of Deeds as
3 Instrument No. 2001-041897) over the west 32 feet of Lot 3, Block 142, Original Plat,
4 Lincoln, Lancaster County, Nebraska (now part of Lot 2, G&H Addition, Lincoln, Lancaster
5 County, Nebraska) to protect the existing floodplain; and

6 WHEREAS, TMCO Investments has requested the City to release the
7 conservation easement in order to construct a building within the easement area; and

8 WHEREAS, the City Council finds that in consideration of TMCO's agreement
9 to grant the City an equivalent conservation easement the conservation easement
10 recorded as Instrument No. 2001-041897 is no longer needed to achieve the conservation
11 purpose for which it was created; and

12 WHEREAS, TMCO Investments, in consideration of the release, has entered
13 into an agreement with the City to provide an equivalent conservation easement at an
14 alternate location.

15 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
16 Lincoln, Nebraska:

17 That, the Conservation Easement granted by TMCO Investments to the City of
18 Lincoln over the west 32 feet of Lot 3, Block 142, recorded with the Register of Deeds for
19 Lancaster County, Nebraska as Instrument No. 2001-041897, is hereby released.

1 BE IT FURTHER RESOLVED that the City Clerk is directed to file this Resolution
2 with the Register of Deeds, filing fees to be paid in advance by TMCO Investments.

Introduced by:

Approved as to Form and Legality:

City Attorney

Approved this ___ day of _____, 2004:

Mayor