

93-05782

PREPARED BY AND WHEN
RECORDED RETURN TO:

Lauren E. Roberts
Lewis, Rice & Fingersh
9401 Indian Creek Parkway,
Suite 1100
Overland Park, KS 66210

of	<i>J.</i>
by	<i>W</i>
Verify	<i>W</i>
Checked	
Fee	31.50

FILED COUNTY CLERK
INSTRUMENT NUMBER
93-005782

93 MAR 25 PM 3:13

Carol A. Davis
REGISTER OF DEEDS

SPECIAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that MISSOURI BRIDGE BANK, NATIONAL ASSOCIATION, a national banking association, d/b/a NEW METRO NORTH BANK, formerly known as METRO NORTH STATE BANK, a Missouri banking corporation ("Grantor"), in consideration of \$2.00 and other good and valuable consideration in hand paid, does hereby GRANT, BARGAIN, SELL, CONVEY and CONFIRM unto D-M-F COMPANY, L.P., a Kansas limited partnership ("Grantee") (mailing address of Grantee is 260 N.E. Barry Road, Kansas City, Missouri 64118), the property described in Exhibit A attached hereto and incorporated herein by reference (the "Property"), together with all the tenements, hereditaments and appurtenances to the same belonging and all the estate, title, right, claim or demand whatsoever of Grantor of, in or to the same or any part thereof, **SUBJECT TO** all matters of record and to such facts as would be disclosed by an inspection and an accurate survey (collectively, the "Exceptions").

TO HAVE AND TO HOLD the Property, with the appurtenances, unto Grantee, its successors and assigns, forever; and Grantor covenants that Grantor is lawfully seized of an indefeasible estate in fee of the Property, that Grantor has good right to convey the same, that except for the Exceptions the Property is free and clear from encumbrances created by, through or under Grantor, and that Grantor will warrant and defend the same unto Grantee, its successors and assigns, against the lawful claims of all persons claiming or to claim the same by, through or under Grantor, subject, however, to the Exceptions.

IN WITNESS WHEREOF, Grantor has caused this Special Warranty Deed to be executed the 16th day of March, 1993.

MISSOURI BRIDGE BANK, NATIONAL ASSOCIATION, a national banking association, d/b/a NEW METRO NORTH BANK

By: *Theresa C. Miller*
Printed Name: THELMA C. MILLER
Title: EXEC. VICE PRESIDENT



Marlene E. Wille
Printed Name: MARLENE E. WILLE
Title: ASSISTANT SECRETARY

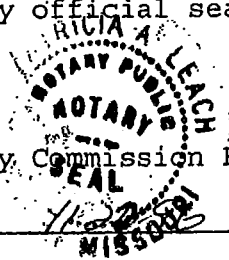
NEBRASKA DOCUMENTARY
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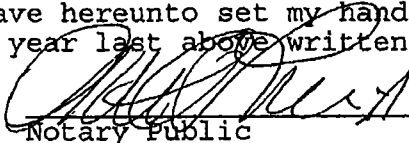
005782

STATE OF MISSOURI)
COUNTY OF JACKSON) SS.
~~CLAY~~

ON THIS 16th day of MARCH, 1993, before me, a Notary Public in and for said County and State, personally appeared THEODORE C. MILLER and MARLENE E. WILLE, to me personally known to be the same persons described in and who executed the foregoing instrument, who, being by me duly sworn said that they are the EXECUTIVE VICE PRESIDENT and ASSISTANT CORP. SECRETARY, respectively, of MISSOURI BRIDGE BANK, NATIONAL ASSOCIATION, a national banking association, d/b/a NEW METRO NORTH BANK, formerly known as METRO NORTH STATE BANK, a Missouri banking corporation, and that they executed such instrument on behalf of said association with due authority, and said persons acknowledged the execution of the same as the act and deed of said association.

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

My Commission Expires: _____




Notary Public
Printed Name: _____

PATRICIA A. LEACH
NOTARY-PUBLIC STATE OF MISSOURI
COMMISSIONED IN JACKSON COUNTY
MY COMMISSION ENDS 11-22-96

EXHIBIT A

Attached to and forming a part of
 Special Warranty Deed dated March 16, 1993,
 from Missouri Bridge Bank, National Association,
 d/b/a New Metro North Bank, as Grantor, to
 D-M-F Company, L.P., as Grantee

Legal Description of the Property

Those parts of the SW 1/4 of Section 26, the South 1/2 of Section 27, and the South 1/2 and the NE 1/4 of Section 28, all in T 14 N, R 11 E of the 6th P.M., Sarpy County, Nebraska, more particularly described as follows: Beginning at the West Quarter Corner of said Section 27; thence N 89° 38' 23" E along the North line of the SW 1/4 of said Section 27, 2652.02 feet to the center of said Section 27; thence N 89° 46' 47" E along the North line of the SE 1/4 of said Section 27, 2619.57 feet to the West Quarter corner of said Section 26; thence N 89° 38' 01" E, along the North line of the said SW 1/4 of Section 26, 1454.94 feet; thence S 45° 00' 00" W, 1026.88 feet; thence S 35° 00' 00" W, 583.22 feet; thence West 394.28 feet; thence South 199.44 feet; thence West 172.50 feet; thence S 60° 21' 40" W, 1509.19 feet; thence S 08° 02' 30" E, 431.72 feet to a point on the North R.O.W. line of State Highway No. 370; thence along the said North R.O.W. line the following 17 courses: S 89° 27' 30" W, 80.32 feet; thence S 81° 12' 03" W, 298.71 feet; thence N 00° 20' 00" W, 9.43 feet; thence S 89° 34' 32" W, 830.79 feet; thence S 89° 34' 22" W, 535.46 feet; thence N 82° 38' 04" W, 302.63 feet; thence S 82° 22' 00" W, 302.35 feet; thence S 89° 58' 13" W, 1256.00 feet; thence N 89° 24' 10" W, 247.13 feet to a point on the West line of said Section 27, being 62.7 feet N 0° 03' 14" W of the Southwest corner of said Section 27; thence N 87° 47' 48" W, 896.60 feet; thence N 81° 31' 43" W, 308.71 feet; thence S 89° 46' 49" W, 194.72 feet; thence S 80° 56' 12" W, 303.86 feet; thence S 88° 01' 24" W, 400.30 feet; thence N 86° 15' 15" W, 200.45 feet; thence S 85° 03' 40" W, 350.68 feet; thence N 89° 42' 46" W, 1322.46 feet to a point on the West line of the East 1/2 of the SW 1/4 of said Section 28; thence N 0° 08' 04" W along the said West line of the East 1/2 of the SW 1/4 of Section 28, 2581.85 feet to a point on the North line of the said SW 1/4 of Section 28; thence S 89° 59' 10" E along the said North line of the SW 1/4 of Section 28, 331.88 feet to the Southeast corner of Lot 191, Coronado, as surveyed, platted and recorded in Sarpy County, Nebraska; thence along the Southerly line of Lot "C", said Coronado, the following 12 courses: S 66° 33' 47" E, 571.75 feet; thence S 81° 30' 00" E, 500.00 feet; thence East 130.00 feet; thence N 85° 00' 00" E, 295.00 feet; thence N 78° 00' 00" E, 675.00 feet; thence N 43° 30' 00" E, 295.00 feet; thence N 11° 00' 00" E, 250.00 feet; thence N 16° 00' 00" E, 375.00 feet; thence S 85° 00' 00" E, 405.00 feet; thence N 12° 00' 00" E, 240.00 feet; thence N 89° 30' 00" E, 40.00 feet; thence N 00° 30'

00" W, 50.00 feet to a point on the South line of Lot 400, said Coronado; thence Easterly along the said South line of Lot 400 and Lot 401, on a curve to the left (radius being 545.89 feet) for an arc distance of 333.47 feet; thence N 54° 30' 00" E along the said South line of Lot 401, 33.85 feet to a point of curve; thence Easterly on a curve to the right (radius being 544.29 feet) for an arc distance of 336.73 feet to a point on the West R.O.W. line of a dedicated county road; thence N 89° 56' 46" E, 33.00 feet to a point on the East line of the NE 1/4 of said Section 28; thence S 00° 03' 14" E along the said East line, 1157.61 feet to the **POINT OF BEGINNING**; **EXCEPT** the A. T. & T. site located in the SW 1/4 of Section 27, which is 100' x 100' in size and is more particularly described as follows: commencing at a point N 00° 03' 14" W, 533.8 feet and N 89° 56' 46" E, 33 feet from the Southeast corner of said Section 28; thence N 89° 56' 46" E, 100 feet; thence N 0° 03' 14" W, 100 feet; thence S 89° 56' 46" W, 100 feet; thence S 00° 03' 14" E, 100 feet to the **POINT OF BEGINNING**. (Containing 557.57 acres, more or less.) (The North line of said Section 28 being assumed N 89° 59' 51" E in direction.)

EXCLUDING from the above-described property those portions thereof described below as "PARCEL A," "PARCEL B," "YOUNGMAN PARCEL" and "BALLENA PARCEL."

PARCEL A

The W1/2 SE1/4; W1/2 NW1/4 NE1/4 SE1/4; NE1/4 NW1/4 NE1/4 SE1/4 situated in Section 27; also that portion of the W1/2 SW1/4 NE1/4 SE1/4 bounded by the North and West sides and by a line extending from the Northeast corner to the Southwest corner thereof; also that portion of the SE1/4 NW1/4 NE1/4 SE1/4 bounded by the North and West sides and by a line extending from the Northeast corner to the Southwest corner thereof; also that portion of the NW1/4 NW1/4 NE1/4 SE1/4 bounded by the North and West sides and by a line extending from the Northeast corner to the Southwest corner thereof.

ALSO that portion of the W1/2 SW1/4 SE1/4 SE1/4 being more particularly described as follows:

Commencing at the Southeast corner of the SE1/4 of Section 27; thence South 89°40'00" West along the South line of said SE1/4, 1,200.32 feet to the extended centerline of Frontage Road; thence North 00°37'30" West along said extended centerline 87.60 feet; thence South 89°27'30" West 33.00 feet to the West right-of-way line of said Frontage Road; thence North 00°37'30" East along the said West right-of-way line, 215.23 feet to the **POINT OF BEGINNING**; thence Northwesterly to the Northwest corner of said W1/2 SW1/4 SE1/4 SE1/4; thence South along the West line of said W1/2 SW1/4 SE1/4 SE1/4 to the intersection with a line bearing

North 89°22'30" East through the point of beginning; thence North 89°22'30" East to the **POINT OF BEGINNING**.

EXCEPTING therefrom a portion of the following-described tract of land:

Commencing at the Southeast corner of the SE1/4 of Section 27; thence South 89°40'00" West along the South line of said SE1/4, 1,200.32 feet to the extended centerline of Frontage Road; thence North 00°37'30" West along the said extended centerline 87.60 feet; thence South 89°27'30" West, 33.00 feet to the West right-of-way line of said Frontage Road and the point of beginning; thence North 00°37'30" East along the said West right-of-way line 215.23 feet; thence South 89°22'30" West, 217.99 feet; thence South 08°02'30" East, 216.78 feet; thence Easterly to the point of beginning.

ALSO EXCEPTING therefrom the following-described tract of land:

Commencing at the Southeast corner of said SE1/4; thence South 89°40'00" West along the South line of said SE1/4, 1200.32 feet to the extended centerline of Frontage Road; thence North 00°37'30" West along the said extended centerline 87.60 feet; thence South 89°27'30" West 33.00 feet to the West right-of-way line of said Frontage Road; thence North 00°37'30" East along the said West right-of-way line, 215.23 feet to the **POINT OF BEGINNING**; thence South 89°22'30" West 217.99 feet; thence North 08°02'30" West 214.94 feet; thence North 60°21'40" East to the intersection with a line extending from the Northwest corner of the W1/2 SW1/4 SE1/4 through the point of beginning; thence Southeasterly along said line to the **POINT OF BEGINNING**.

All of the above situated in Section 27, Township 14 North, Range 11 East of the Sixth Principal Meridian, Sarpy County, Nebraska, containing 91.67 acres, more or less.

PARCEL B

The NW1/4 NE1/4 NW1/4 SW1/4; E1/2 NE1/4 NW1/4 NW1/4 SW1/4; that portion of the NE1/4 NE1/4 NW1/4 SW1/4 bounded by the North and West line and by a line extending from the Northeast to the Southwest Corner thereof; also that portion of the W1/2 NE1/4 NW1/4 NW1/4 SW1/4 bounded by the North and East lines and by a line extending from the Northwest corner to the Southeast corner thereof. All the above situated in Section 26, Township 14 North, Range 11 East of the Sixth Principal Meridian, Sarpy County, Nebraska and containing 5.63 acres, more or less.

YOUNGMAN PARCEL

That part of the East Half of the Southwest Quarter of Section 28, Township 14 North, Range 11 East of the 6th P.M., in Sarpy County, Nebraska, more particularly described as follows:

Commencing at the Southeast corner of the Southwest Quarter of said Section 28; thence North $00^{\circ}06'15''$ West (assumed bearing) for 61.80 feet along the East line of the Southwest Quarter of said Section 28 to the North right-of-way line of Highway 370 and the **TRUE POINT OF BEGINNING**; thence South $89^{\circ}31'28''$ West for 199.85 feet along said North right-of-way line of Highway 370; thence North $89^{\circ}57'35''$ West for 1051.00 feet along the said North right-of-way line of Highway 370 which is parallel with and 60.00 feet North of the South line of the said Southwest Quarter of Section 28; thence North $84^{\circ}02'47''$ West for 71.99 feet along the said North right-of-way line to the West line of the East Half of the Southwest Quarter of said Section 28; thence North $00^{\circ}08'04''$ West for 2581.94 feet to the Northwest corner of the East Half of the Southwest Quarter of said Section 28; thence South $89^{\circ}59'10''$ East for 331.88 feet along the North line of the Southwest Quarter of said Section 28; thence South $66^{\circ}33'47''$ East for 571.75 feet; thence South $81^{\circ}30'00''$ East for 473.08 feet to the East line of the Southwest Quarter at a point that is 297.09 feet South of the Northeast corner of the Southwest Quarter of said Section 28; thence South $00^{\circ}06'15''$ East for 2291.07 feet along said East line to the **TRUE POINT OF BEGINNING**. Contains 74.47 acres, more or less.

BALLENA PARCEL

Tax Lot 16A in Section 28, Township 14 North, Range 11 East of the 6th P.M., Sarpy County, Nebraska, **EXCLUDING** that part thereof described as follows:

BEGINNING at a point on the westerly right-of-way line of 158th Street, said point being 600.0 feet north of the south line of Section 28-14-11, Sarpy County, Nebraska; thence S 80 degrees 00 minutes W, a distance of 450.00 feet; thence S 64 degrees 00 minutes W, a distance of 500.0 feet; thence S 19 degrees 00 minutes W, a distance of 210.0 feet to a point on the northerly right-of-way line of Nebraska State Highway 370; thence easterly along said northerly right-of-way line, a distance of approximately 1000.0 feet to the intersection of the northerly right-of-way line of Nebraska State Highway 370 and the westerly right-of-way line of 168th Street; thence northerly along said right-of-way line, a distance of 540.0 feet to the **POINT OF BEGINNING**. Said tract contains 8.5 acres, more or less.