

QUIT-CLAIM DEED

THIS INDENTURE, made this 14 day of DECEMBER, 1995, between BALLENA LIMITED PARTNERSHIP, a NEBRASKA limited partnership ("Grantor"), and D-M-F COMPANY, L.P., a Kansas limited partnership ("Grantee") (mailing address of Grantee is c/o M D Management, Inc., 5201 Johnson Drive, Suite 450, Overland Park, Kansas 66205),

**WITNESSETH:**

**WHEREAS**, Grantee owns the approximately 8.5 acre parcel of land in Sarpy County, Nebraska, described in Exhibit A attached hereto (the "Grantee Parcel"), the approximate location of which is shown on the drawing attached hereto as Exhibit B; and

**WHEREAS**, the Grantee Parcel is similar but not identical to Lot 185, Ballena, a subdivision in Sarpy County, Nebraska, according to the recorded plat thereof ("Lot 185"), as shown on Exhibit B hereto, containing approximately 8.54 acres; and

**WHEREAS**, Grantor owns (i) all of Lot 186, Ballena, a subdivision in Sarpy County, Nebraska, according to the recorded plat thereof ("Lot 186"), except that part of Lot 186 included within the Grantee Parcel, and (ii) that part of Lot 185 located outside of the Grantee Parcel; and

**WHEREAS**, Grantor and Grantee have agreed to exchange quit-claim deeds for the sole purpose of conforming ownership of Lot 185 and Lot 186 to the platted lot lines thereof, with the intention that after such exchange sole title to all of Lot 185 shall be vested in Grantee and sole title to all of Lot 186 shall be vested in Grantor;

**NOW, THEREFORE**, in consideration of the premises, Grantor does by these presents **REMISE, RELEASE AND FOREVER QUIT-CLAIM** unto Grantee and its successors and assigns, all right, title and interest of Grantor in and to all that part of Lot 185 located outside the boundary of the Grantee Parcel (the "Released Property"), and neither Grantor nor any person in Grantor's name and behalf shall or will hereafter claim or demand any right or title to the Released Property or any part thereof, but they and every one of them shall by these presents be excluded and forever barred.

**IN WITNESS WHEREOF**, Grantor has caused this Quit-Claim Deed to be duly executed the day and year first above written.

BALLENA LIMITED PARTNERSHIP, a  
NEBRASKA limited partnership

By: Eric D. Wallington - PRESIDENT  
Printed Name: DRELLA # INC  
General Partner

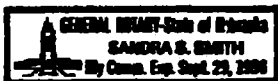
STATE OF NE )  
                                  ) SS.  
COUNTY OF Douglas )

The foregoing instrument was acknowledged before me on December 14, 1995, by Eric D. Wallington, General Partner of BALLENA LIMITED PARTNERSHIP, a limited partnership, on behalf of said limited partnership.

(SEAL)

[Signature]  
Notary Public

My Commission Expires:



3:13P Dec 29 1995

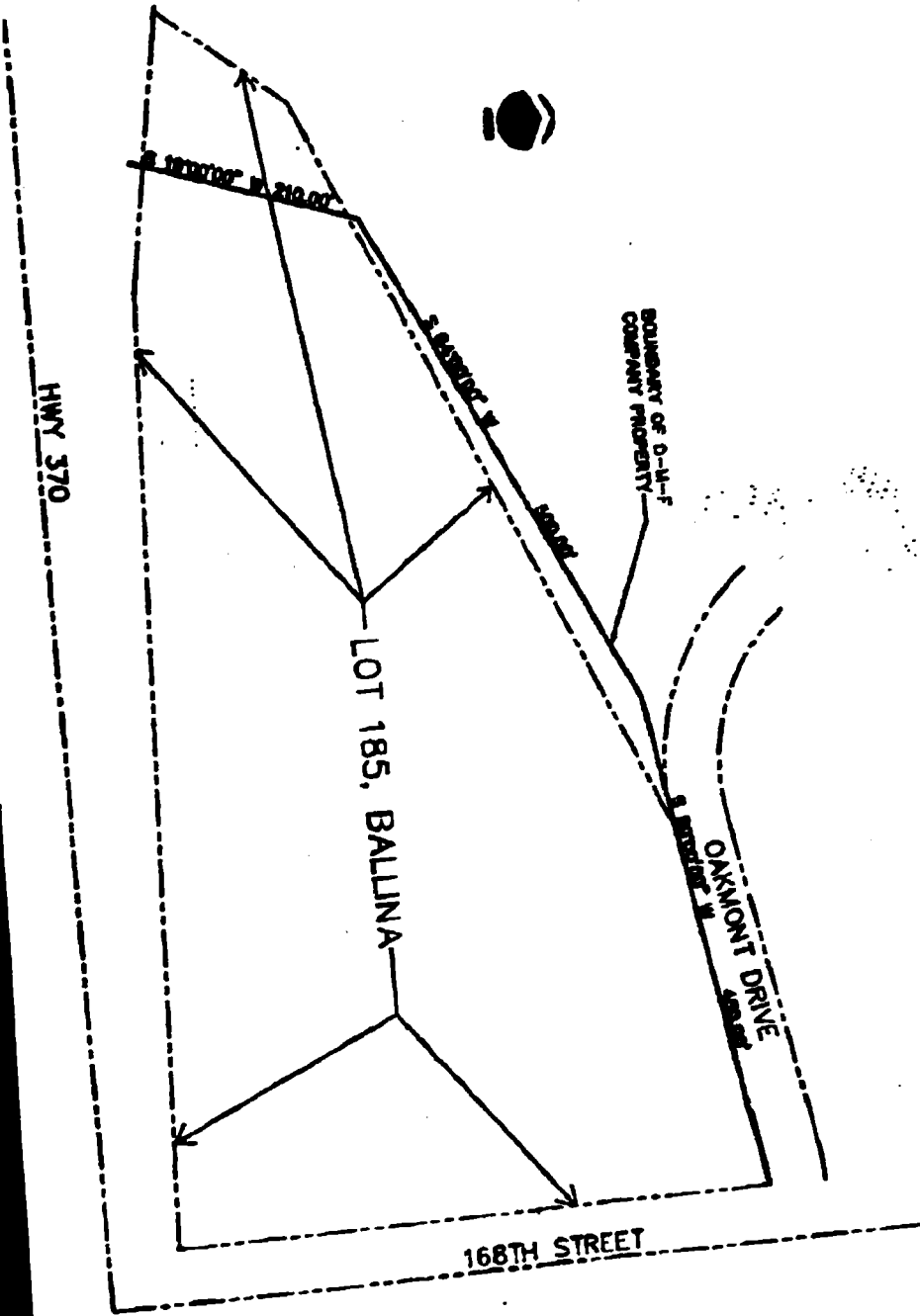
EXHIBIT A

Legal Description of D-M-F Parcel

That part of Lot 185, BALLENA, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska, included within the following description:

Beginning at a point on the Westerly right-of-way line of 168th Street, said point being 600.0 feet North of the South line of Section 28-14-11, Sarpy County, Nebraska; thence South 80°00' West, a distance of 450.00 feet; thence South 64°00' West, a distance of 500.0 feet; thence South 19°00' West, 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.

**EXHIBIT B**



95-770310

95-22831

NOV 29 PM 2:27

*Shaw*  
REC 11 1979

1995  
\$12.25 *llul*

Copy *08*  
Verify *ll*  
DE *ll*  
Proof  
Fee \$20.50  
Ck *X*  
Cash  
Ctd

\*\*\*\*\*

**THIS PAGE WAS ADDED FOR RECORDERS INFORMATION**