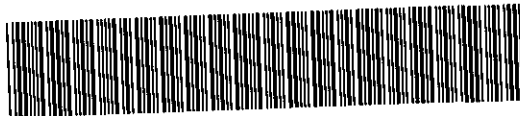


BK 2228 PG 047-050



DEED 2002 17271

Nebr Doc Stamp Tax
12-2-02
Date
S EX02
By <i>cl</i>

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

02 DEC -2 PM 1:53

RECEIVED

**WARRANTY DEED – CORPORATION (page 1)**

PROJECT: 6-7(153)

C.N.: 20107B

TRACT: 9

**KNOW ALL MEN BY THESE PRESENTS:**

THAT CATHOLIC CEMETERIES - ARCHDIOCESE OF OMAHA

Organized and existing under and by virtue of the laws of the State of NEBRASKA hereinafter known as the Grantor, for and in consideration of the sum of **ONE HUNDRED SEVENTY SIX THOUSAND FIVE HUNDRED AND NO/100----(\$176,500.00)----DOLLARS** in hand paid does hereby grant, bargain, sell, convey and confirm unto THE STATE OF NEBRASKA, DEPARTMENT OF ROADS, the following described real property situated in **DOUGLAS** County, and State of Nebraska, to-wit;

A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 15 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, DOUGLAS COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID QUARTER SECTION; THENCE EASTERLY A DISTANCE OF 809.25 METERS (2655.01 FEET) ALONG THE NORTH LINE OF SAID QUARTER SECTION TO THE NORTHEAST CORNER OF SAID QUARTER SECTION; THENCE SOUTHERLY DEFLECTING 089 DEGREES, 37 MINUTES, 38 SECONDS RIGHT, A DISTANCE OF 68.58 METERS (225.00 FEET) ALONG THE EAST LINE OF SAID QUARTER SECTION; THENCE WESTERLY DEFLECTING 087 DEGREES, 18 MINUTES, 30 SECONDS RIGHT, A DISTANCE OF 120.09 METERS (394.01 FEET); THENCE WESTERLY DEFLECTING 019 DEGREES, 45 MINUTES, 50 SECONDS RIGHT, A DISTANCE OF 104.40 METERS (342.53 FEET); THENCE WESTERLY DEFLECTING 016 DEGREES, 41 MINUTES, 57 SECONDS LEFT, A DISTANCE OF 175.00 METERS (574.15 FEET); THENCE SOUTHWESTERLY DEFLECTING 033 DEGREES, 41 MINUTES, 24 SECONDS LEFT, A DISTANCE OF 90.14 METERS (295.73 FEET); THENCE NORTHWESTERLY DEFLECTING 061 DEGREES, 09 MINUTES, 52 SECONDS RIGHT, A DISTANCE OF 28.18 METERS (92.45 FEET); THENCE WESTERLY DEFLECTING 028 DEGREES, 36 MINUTES, 48 SECONDS LEFT, A DISTANCE OF 150.93 METERS (495.17 FEET) TO A POINT ON THE SOUTHERLY WEST DODGE ROAD RIGHT OF WAY LINE; THENCE SOUTHWESTERLY DEFLECTING 027 DEGREES, 04 MINUTES, 43 SECONDS LEFT, A DISTANCE OF 142.55 METERS (467.69 FEET) ALONG SAID RIGHT OF WAY LINE; THENCE SOUTHERLY DEFLECTING 059 DEGREES, 08 MINUTES, 56 SECONDS LEFT, A DISTANCE OF 77.92 METERS (255.66 FEET); THENCE SOUTHWESTERLY DEFLECTING 027 DEGREES, 02 MINUTES, 18 SECONDS RIGHT, A DISTANCE OF 45.76 METERS (150.12 FEET) TO A POINT ON THE EASTERLY 180TH STREET RIGHT OF WAY LINE; THENCE WESTERLY DEFLECTING 060 DEGREES, 12 MINUTES, 38 SECONDS RIGHT, A DISTANCE OF 10.06 METERS (33.01 FEET) TO A POINT ON THE WEST LINE OF SAID QUARTER SECTION; THENCE NORTHERLY DEFLECTING 089 DEGREES, 41 MINUTES, 57 SECONDS RIGHT, A DISTANCE OF 270.03 METERS (885.92 FEET) ALONG SAID LINE TO THE POINT OF BEGINNING CONTAINING 6.68 HECTARES (16.51 ACRES), MORE OR LESS, WHICH INCLUDES 5.47 HECTARES (13.52 ACRES), MORE OR LESS PREVIOUSLY OCCUPIED AS PUBLIC HIGHWAY.

*Deed 4/1*

FEE	20 <sup>00</sup>	FB	01.60000
BKP	21.15.11	CO	COMP
DEL	SCAN	CR	FV

Return to: Julie Westergren  
Nebraska Dept. of Roads-R.O.W. Div.  
1500 Hwy 2, Box 94759  
Lincoln, NE 68509-4759

**WARRANTY DEED – CORPORATION (page 2)**

**PROJECT: 6-7(153)**

**C.N.: 20107B**

**TRACT: 9**

THERE WILL BE NO INGRESS OR EGRESS OVER THE FOLLOWING DESCRIBED CONTROLLED ACCESS LINE LOCATED IN THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 15 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, DOUGLAS COUNTY, NEBRASKA:

REFERRING TO THE NORTHWEST CORNER OF SAID QUARTER SECTION; THENCE SOUTHERLY A DISTANCE OF 270.03 METERS (885.92 FEET) TO A POINT ON THE WEST LINE OF SAID QUARTER SECTION; THENCE EASTERLY DEFLECTING 089 DEGREES, 41 MINUTES, 57 SECONDS LEFT, A DISTANCE OF 10.06 METERS (33.01 FEET) TO A POINT ON THE EASTERLY 180TH STREET RIGHT OF WAY LINE; THENCE NORTHEASTERLY DEFLECTING 060 DEGREES, 12 MINUTES, 38 SECONDS LEFT, A DISTANCE OF 45.76 METERS (150.12 FEET); THENCE NORTHERLY DEFLECTING 027 DEGREES, 02 MINUTES, 18 SECONDS LEFT, A DISTANCE OF 29.32 METERS (96.20 FEET) TO THE POINT OF BEGINNING; THENCE NORTHERLY DEFLECTING 000 DEGREES, 00 MINUTES, 00 SECONDS A DISTANCE OF 48.60 METERS (159.46 FEET); THENCE NORTHEASTERLY DEFLECTING 059 DEGREES, 08 MINUTES, 56 SECONDS RIGHT, A DISTANCE OF 142.55 METERS (467.69 FEET); THENCE EASTERLY DEFLECTING 027 DEGREES, 04 MINUTES, 43 SECONDS RIGHT, A DISTANCE OF 150.93 METERS (495.17 FEET); THENCE SOUTHEASTERLY DEFLECTING 028 DEGREES, 36 MINUTES, 48 SECONDS RIGHT, A DISTANCE OF 28.18 METERS (92.45 FEET); THENCE NORTHEASTERLY DEFLECTING 061 DEGREES, 09 MINUTES, 52 SECONDS LEFT, A DISTANCE OF 90.14 METERS (295.73 FEET); THENCE EASTERLY DEFLECTING 033 DEGREES, 41 MINUTES, 24 SECONDS RIGHT, A DISTANCE OF 175.00 METERS (574.15 FEET); THENCE EASTERLY DEFLECTING 016 DEGREES, 41 MINUTES, 57 SECONDS RIGHT, A DISTANCE OF 104.40 METERS (342.53 FEET); THENCE EASTERLY DEFLECTING 019 DEGREES, 45 MINUTES, 50 SECONDS LEFT, A DISTANCE OF 120.09 METERS (394.01 FEET) TO A POINT ON THE EAST LINE OF SAID QUARTER SECTION TO THE POINT OF TERMINATION;

SAID GRANTOR DOES HEREBY RETAIN AND RESERVE TO SAID GRANTOR AND TO HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS ALL RIGHTS TO MINERALS, IN OR ON THE ABOVE DESCRIBED REAL PROPERTY. SAID GRANTOR AND/OR HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS SHALL HAVE NO RIGHT TO ENTER OR USE THE RIGHTS, NOR SHALL SAID GRANTOR AND/OR HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS IN EXTRACTING SAID MINERALS FROM SAID REAL PROPERTY, DAMAGE OR IN ANY WAY IMPAIR THE USE OF SAID REAL PROPERTY.

TO HAVE AND TO HOLD said real property, hereby known to include real estate together with all Tenements, Hereditaments and Appurtenances thereunto belonging, unto THE STATE OF NEBRASKA, DEPARTMENT OF ROADS, and to its successors and assigns forever.

Said Grantor does hereby covenant with THE STATE OF NEBRASKA, DEPARTMENT OF ROADS, and with its successors and assigns; that said Grantor is lawfully seized of said real property; that said real property is free from encumbrance; that said Grantor is duly authorized to sell said real property; that said Grantor warrants and will defend that title to said real property against the lawful claims of all persons, whomsoever.

WARRANTY DEED - CORPORATION (page 3)

PROJECT: 6-7(153)

C.N.: 20107B

TRACT: 9

Duly executed this 30 day of September, 2002.

Catholic Cemeteries of the  
Corporation  
Archdiocese of Omaha

ATTEST: \_\_\_\_\_

BY: R. Michael Fitzpatrick  
Secretary / Treasurer

STATE OF Nebraska  
Douglas )  
County) (SS)

On this 30<sup>th</sup> day of September, A.D., 2002, before me, a General Notary Public, duly commissioned and qualified, personally came \_\_\_\_\_  
R. Michael Fitzpatrick

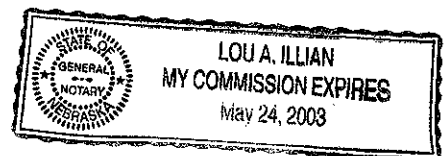
the duly authorized representatives of Catholic Cemeteries of the Archdiocese of Omaha

who acknowledged that he, she or they held the position or title set forth in the instrument, that he, she or they signed the instrument on behalf of the corporation by proper authority and that the instrument was the act of the corporation and are to me known to be said duly authorized representative or representatives and the identical person or persons who signed the foregoing instrument and acknowledged the execution thereof to be his, her or their voluntary act and deed.

WITNESS my hand and notarial seal the day and year last above written

Lou A. Illian Notary Public.

My commission expires the 23<sup>rd</sup> day of May, 2003.



# Resolution

BE IT RESOLVED, that X R. Michael Fitzpatrick  
(Corporate Officer)  
and X Elden F. Curtiss  
(Corporate Officer) of the  
X Catholic Cemeteries of the Archdiocese of Omaha  
(Corporation) are hereby authorized

and directed for, and on behalf of the Board of Directors, to execute all necessary documents to convey title to corporate property for highway purposes to the State of Nebraska, Department of Roads.

I further certify that the Board of Directors of the X Catholic Cemeteries  
(Corporation) of the Archdiocese of Omaha has, and at the time of the adoption of said resolution, had full power and lawful authority to adopt the foregoing resolution and to confer the powers therein granted to the persons named who have full power and authority to exercise the same.

Duly executed this 30<sup>th</sup> day of September, 2002.

X R. Michael Fitzpatrick  
Secretary / Treasurer

ATTEST: \_\_\_\_\_

Project No.: 6-7(153)

C.N.: 20107B

Tract No.: 9

Owner's Name: Catholic Cemeteries -  
Archdiocese of Omaha