

Seacrest + Kalkowski
1111 Lincoln Mall, Suite 350
Lincoln 68508

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**MEMORANDUM OF FOURTH AMENDMENT
OF THE
SOUTH RIDGE COALITION AGREEMENT**

This Memorandum of Fourth Amendment of the South Ridge Coalition Agreement ("Memorandum") is made and entered into as of this 10th day of April, 1997, by and between Lincoln Memorial Park Cemetery Association, a Nebraska corporation ("Lincoln Memorial"); South Ridge Village, L.L.C., a Nebraska limited liability company ("South Ridge Village"); Ridge Development Company, a Nebraska corporation ("Ridge"); Southview, Inc., a Nebraska corporation ("Southview"); Southridge Commercial Center, Ltd., a Nebraska limited partnership ("Southridge"); Housing Authority of the City of Lincoln, Nebraska, a public housing authority ("LHA"); R. C. Krueger Development Co., Inc., a Nebraska corporation ("Krueger") and Zermatt Equity Corporation, a Nebraska corporation ("Zermatt").

A. **Memorandum.** This Memorandum is to indicate that Lincoln Memorial, South Ridge Village, Ridge, LHA, Krueger and Zermatt, or their predecessors in interest (collectively "Coalition") entered into the Fourth Amendment of the South Ridge Coalition Agreement, dated as of July 24, 1995 ("Coalition Agreement"). The Coalition members are the legal or equitable owners of the real property legally described in Exhibit "A", which is attached hereto and incorporated herein by this reference.

B. **Documents.** Concurrently with the execution of the Coalition Agreement, the Coalition entered into the First Amendment of the Conditional Annexation and Zoning Agreement for South Ridge, dated August 4, 1995 with the City of Lincoln ("City") ("Annexation Agreement"). The Annexation Agreement, among other things, outlines various agreements between the Coalition and the City regarding the improvement of Pine Lake Road and South 27th Street and the design and construction of infrastructure improvements to be constructed on the property described in Exhibit "A".

C. **Coalition Agreement.** The Coalition Agreement, among other things, outlines each Coalition members' responsibilities regarding the filing and processing of a generic use permit; the improvement of Pine Lake Road and South 27th Street and the design and construction of water and sewer improvements to be constructed to serve the property described in Exhibit "A".

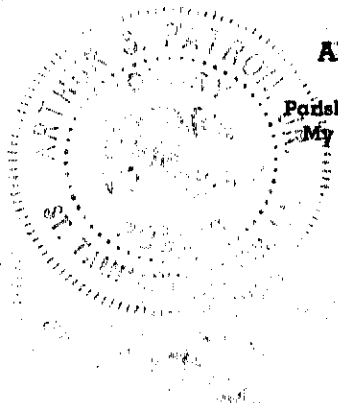
"LINCOLN MEMORIAL"

**LINCOLN MEMORIAL PARK CEMETERY
ASSOCIATION, a Nebraska
corporation**

By: *Deane Allen*
Title: PRESIDENT

LOUISIANA)
STATE OF ~~NEBRASKA~~)
PARISH OF JEFFERSON) ss.
~~COUNTY OF LANCASTER~~)

The foregoing instrument was acknowledged before me this 22ND day of ~~April~~ ^{MAY}, 1997 by Gerard C. Alexander, as President of Lincoln Memorial Park Cemetery Association, a Nebraska corporation, on behalf of the corporation.



ARTHUR S. PATRON, JR.
NOTARY PUBLIC
Parish of St. Tammany, State of La.
My Commission is issued for Life.

Arthur S. Patron, Jr.
Notary Public

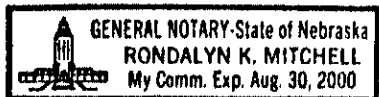
"SOUTH RIDGE VILLAGE"

SOUTH RIDGE VILLAGE, L.L.C.,
a Nebraska limited liability company

By: Richard C. Krueger
Richard C. Krueger, Manager

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me this 21st day of April, 1997 by Richard C. Krueger, as Manager of South Ridge Village, L.L.C., a Nebraska limited liability company, on behalf of the limited liability company.



Rondalyn K. Mitchell
Notary Public

"RIDGE"

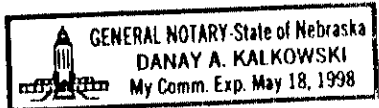
RIDGE DEVELOPMENT COMPANY,
a Nebraska corporation

By: Thomas E. White
Thomas E. White, President of
Development

By: John C. Brager
John C. Brager, President of
Construction

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

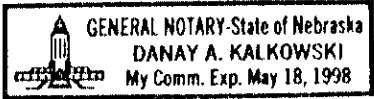
The foregoing instrument was acknowledged before me this 10th day of April, 1997 by Thomas E. White as President of Development of Ridge Development Company, a Nebraska corporation, on behalf of the corporation.



Danay A. Kalkowski
Notary Public

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me this 18th day of April, 1997 by John C. Brager as President of Construction of **Ridge Development Company**, a Nebraska corporation, on behalf of the corporation.



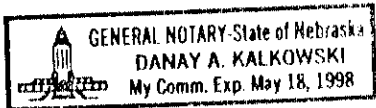
Danay A. Kalkowski
Notary Public

SOUTHVIEW, INC., a Nebraska corporation

By: Gerald L. Schleich
Gerald L. Schleich, President

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me this 19th day of April, 1997 by Gerald L. Schleich, **President of Southview, Inc.**, a Nebraska corporation, on behalf of the corporation.



Danay A. Kalkowski
Notary Public

SOUTHRIDGE COMMERCIAL CENTER, LTD., a Nebraska limited partnership

By: Ridge Development Company, a Nebraska Corporation, general partner

By: Thomas E. White
Thomas E. White, President of Development

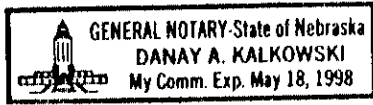
By: John C. Brager
John C. Brager, President of Construction

By: Southview, Inc., a Nebraska corporation, general partner

By: Gerald L. Schleich
Gerald L. Schleich, President

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

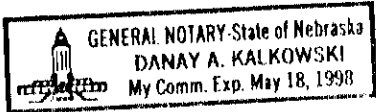
The foregoing instrument was acknowledged before me this 10th day of April, 1997 by Thomas E. White, President of Development of Ridge Development Company, a Nebraska corporation, as general partner of **Southridge Commercial Center, Ltd.**, a Nebraska limited partnership, on behalf of the limited partnership.



Danay A. Kalkowski
Notary Public

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

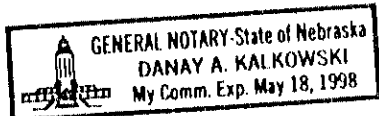
The foregoing instrument was acknowledged before me this 10th day of April, 1997 by John C. Brager, President of Construction of Ridge Development Company, a Nebraska corporation, as general partner of **Southridge Commercial Center, Ltd.**, a Nebraska limited partnership, on behalf of the limited partnership.



Danay A. Kalkowski
Notary Public

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me this 10th day of April, 1997 by Gerald L. Schleich, President of Southview, Inc., a Nebraska corporation, as general partner of **Southridge Commercial Center, Ltd.**, a Nebraska limited partnership, on behalf of the limited partnership.



Danay A. Kalkowski
Notary Public

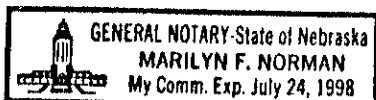
"LHA"

HOUSING AUTHORITY OF THE CITY
OF LINCOLN, NEBRASKA, a public
housing authority

By: Larry G. Potratz
Larry G. Potratz, Executive Director

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me this 8th day of May, 1997 by Larry G. Potratz, as Executive Director of **Housing Authority of the City of Lincoln, Nebraska**, a public housing authority, on behalf of the public authority.



Marilyn F. Norman
Notary Public

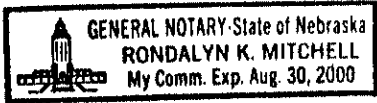
"KRUEGER"

**R. C. KRUEGER DEVELOPMENT CO.,
INC.**, a Nebraska corporation

By: Richard C. Krueger
Title: PRESIDENT

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me this 21st day of April,
1997 by Richard C. Krueger President of **R. C. Krueger Development Co., Inc.**,
a Nebraska corporation, on behalf of the corporation.



Rondalyn K. Mitchell
Notary Public

"ZERMATT"

ZERMATT EQUITY CORPORATION, a
Nebraska corporation

By: Gregory E. Sutton
Gregory E. Sutton, President

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me this 21st day of April,
1997 by Gregory E. Sutton as President of **Zermatt Equity Corporation**, a Nebraska corporation,
on behalf of the corporation.



Donna M. Slama
Notary Public

Lincoln Memorial Tract:

Lot 59 I.T., in SW $\frac{1}{4}$ Sec. 13 - T9N - R6Eoutlot "D", The Ridge 13th Addition, in N $\frac{1}{2}$ Sec. 24 - T9N - R6E

Witt Tract:

outlot "A", Wood Bridge Original Addition, in NE $\frac{1}{4}$ Sec. 24 - T9N - R6Eoutlot "B", South Ridge Crossing Original Addition, in NE $\frac{1}{4}$ Sec. 24 - T9N - R6E

Ridge Tract:

outlot "B", The Ridge 13th Addition, in the S $\frac{1}{2}$ Sec. 13 - T9N - R6EThat Portion of outlot "A", The Ridge 13th Addition, in the SE $\frac{1}{4}$ Sec. 13 - T9N - R6EThat Portion of outlot "A", The Ridge 13th Addition, in the NE $\frac{1}{4}$ Sec. 24 - T9N - R6ELot 47 I.T., in NE $\frac{1}{4}$ Sec. 24 - T9N - R6EThe Remaining Portion of Lot 54 I.T., in the SE $\frac{1}{4}$ Sec. 13 - T9N - R6E

Zermatt Tract:

The Remaining Portion of outlot "B", Southern Hills 3rd. Addition, in SW $\frac{1}{4}$ Sec. 18 - T9N - R7ELot 23 I.T., in NW $\frac{1}{4}$ Sec. 19 - T9N - R7E

Krueger Tract:

outlot "A", Porter Ridge West 1st Addition, in NW $\frac{1}{4}$ Sec. 19 - T9N - R7Eoutlot "A", Porter Ridge West 4th Addition, in NW $\frac{1}{4}$ Sec. 19 - T9N - R7E

Southridge Commercial Center:

Lots 2, 3, 4, 5, 6 and outlot A, Ridge Place Original Addition, LLCN

Ridge and Southview:

Lots 1, 3, 5 and outlot A, South Ridge Crossing Original Addition, LLCN



PROJECT:

project no.:

drawn by:

date:

page of

Exhibit "A"