



BK 0952 PG 085-097



MISC 1991 01812

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INDEXING
PAGE DOWN FOR BALANCE OF INSTRUMENT

IN THE COUNTY COURT OF DOUGLAS COUNTY, NEBRASKA

METROPOLITAN UTILITIES DISTRICT)
OF OMAHA, a Municipal Corporation,)

Doc. C68

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Petitioner-Condemner,)

vs.)

CHARLES C. MYERS and ALTA R. MYERS, Husband and Wife, UNITED STATES NATIONAL BANK OF OMAHA, Mortgagee, (PARCEL 1); and

THE ROBERT H. DOLL FAMILY TRUST, ROBERT H. DOLL, JR., and DONALD L. DOLL, TRUSTEES, MYRTLE M. DOLL, ROBERT H. DOLL, JR., and HELEN DOLL, Husband and Wife, Interest Holders, (PARCEL 2); and

BETTY A. BENKE, a Single Person, EDWARD A. BENKE and PATRICIA G. BENKE, Husband and Wife, Interest Holders; MICHAEL D. MATEJKA, Trustee, and ELDON L. BUTLER and HELEN M. BUTLER, Beneficiary, Mortgagee, (PARCEL 5),

misc # 1812

Condemnees.)

RETURN OF APPRAISERS

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CLERK OF DISTRICT COURT
DOUGLAS COUNTY, NE

BK 952 N. CJO FEE 66^e
PG 85-97 N. 30-15-11 H DEL MC Wc
+ 25-15-10 W
IF Misc COMP F/B 01-60000

We, the undersigned appraisers, do hereby certify that under and by virtue of an "Appointment of Appraisers" duly served upon us by the Sheriff or Deputy Sheriff of Douglas County, Nebraska, on the 21st day of November, 1990, and after having taken and filed the "Oath of Appraisers", we did carefully inspect and view the properties described herein, sought to be appropriated for permanent and temporary easement purposes by the Metropolitan

Utilities District of Omaha, and also other properties of the condemnees alleged damaged thereby and did hear all parties interested therein in reference to the amount of damages sustained while we were so inspecting and viewing the property herein described and thereafter did assess the damages that the condemnees will sustain by such easement appropriations of the properties herein described for the public purpose of constructing, reconstructing, operating and maintaining a water pipeline with all facilities and appurtenances usual and necessary thereto, and also damage to such other properties of the condemnees as in our opinion was damaged by the said easement appropriations of properties described as follows:

CONDEMNATION

PARCEL 1

OWNERS: CHARLES C. MYERS and ALTA R. MYERS, Husband and Wife

MORTGAGE HOLDERS: UNITED STATES NATIONAL BANK OF OMAHA.

EASEMENT AND RIGHT-OF-WAYPERMANENT EASEMENT

Two tracts in the Northeast Quarter of Section 30, Township 15 North, Range 11 East of the 6th P.M., in Douglas County, Nebraska, and described as follows:

TRACT 1:

Commencing at the Northeast corner of Sec. 30, T15N, R11E; thence N 90° 00' 00" W along the North section line of Sec. 30 (centerline of Pacific Street, assumed bearing) a distance of 33 feet; thence S 0° 00' 00" W a distance of 33 feet; thence N 90° 00' 00" W a distance of 1,290 feet; thence S 0° 00' 00" W a distance of 27 feet to the point of beginning; thence N 90° 00' 00" E a distance of 465 feet; thence S 0° 00' 00" W a distance of 5 feet; thence S 67° 45' 00" W a distance of 198.1 feet; thence S 90° 00' 00" W a distance of 281.65 feet; thence N 0° 00' 00" E a distance of 30 feet to the point of beginning.

TRACT 2:

Commencing at the Northeast corner of Sec. 30, T15N, R11E; thence N 90° 00' 00" W along the North section line of Section 30 (centerline of Pacific Street, assumed bearing) a distance of 33 feet; thence S 0° 00' 00" W a distance of 33 feet; thence N 90° 00' 00" W a distance of 591 feet; thence S 0° 00' 00" W a distance of 27 feet to the point of beginning; thence N 90° 00' 00" W a distance of 40 feet; thence S 0° 00' 00" W a distance of 15 feet; thence N 90° 00' 00" E a distance of 40 feet; thence N 0° 00' 00" E a distance of 15 feet to the point of beginning.

Said tracts contain 0.707 of an acre, more or less, and are shown on the drawing attached hereto and made a part hereof by this reference.

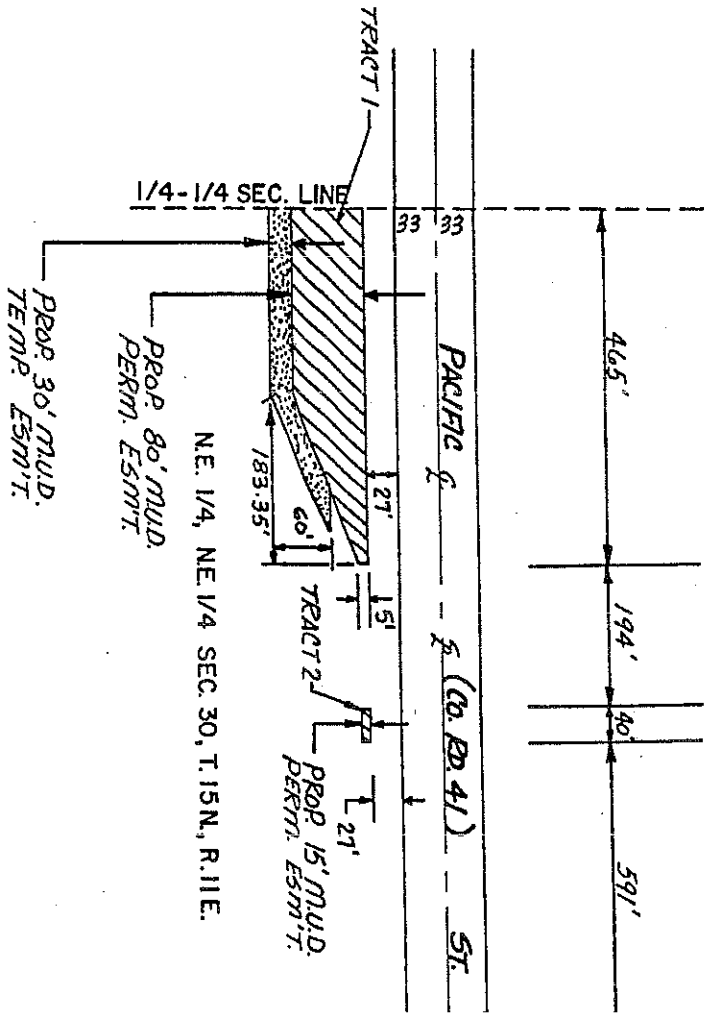
TEMPORARY CONSTRUCTION EASEMENT

A tract in the Northeast Quarter of Section 30, Township 15 North, Range 11 East of the 6th P.M. in Douglas County, Nebraska, and described as follows:

Commencing at the Northeast corner of Sec. 30, T15N, R11E; thence N 90° 00'00" W along the North section line of Sec. 30 (centerline of Pacific Street, assumed bearing) a distance of 33 feet; thence S 0° 00'00" W a distance of 60 feet; thence N 90° 00'00" W a distance of 1,290 feet; thence S 0° 00'00" W a distance of 80 feet to the point of beginning; thence N 90° 00'00" E a distance of 281.65 feet; thence N 67° 45'00" E a distance of 79.2 feet; thence N 90° 00'00" E a distance of 73.4 feet; thence S 67° 45'00" W a distance of 158.5 feet; thence S 90° 00'00" W a distance of 281.65 feet; thence N 0° 00'00" E a distance of 30 feet to the point of beginning.

The temporary construction easement shall expire upon completion of the project.

Said tract contains 0.247 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.



PARCEL 2

OWNERS: THE ROBERT H. DOLL FAMILY TRUST, ROBERT H. DOLL, JR., and DONALD L. DOLL, TRUSTEES, and MYRTLE M. DOLL

INTEREST HOLDER: ROBERT H. DOLL, JR., and HELEN DOLL, Husband and Wife

PERMANENT EASEMENT

A tract in the Northwest Quarter of Section 30, Township 15 North, Range 11 East of the 6th P.M. in Douglas County, Nebraska and described as follows:

Commencing at the Northeast corner of the Northwest Quarter of Section 30, Township 15 North, Range 11 East; thence S 0° 00'00" W (assumed bearing) a distance of 33 feet to the point of beginning; thence N 90° 00'00" W a distance of 2,516.15 feet; thence S 0° 00'00" W a distance of 27 feet; thence N 90° 00'00" E a distance of 133.00 feet; thence S 83° 21'00" E a distance of 55.37 feet; thence S 6° 39'00" W a distance of 15 feet; thence S 83° 21'00" E a distance of 60.4 feet; thence N 6° 39'00" E a distance of 15 feet; thence S 83° 21'00" E a distance of 229.64 feet; thence N 90° 00'00" E a distance of 192.29 feet; thence N 67° 30'00" E a distance of 104.52 feet; thence N 90° 00'00" E a distance of 1,751.21 feet; thence N 0° 00'00" E a distance of 27 feet to the point of beginning.

Said tract contains 1.959 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

TEMPORARY CONSTRUCTION EASEMENT

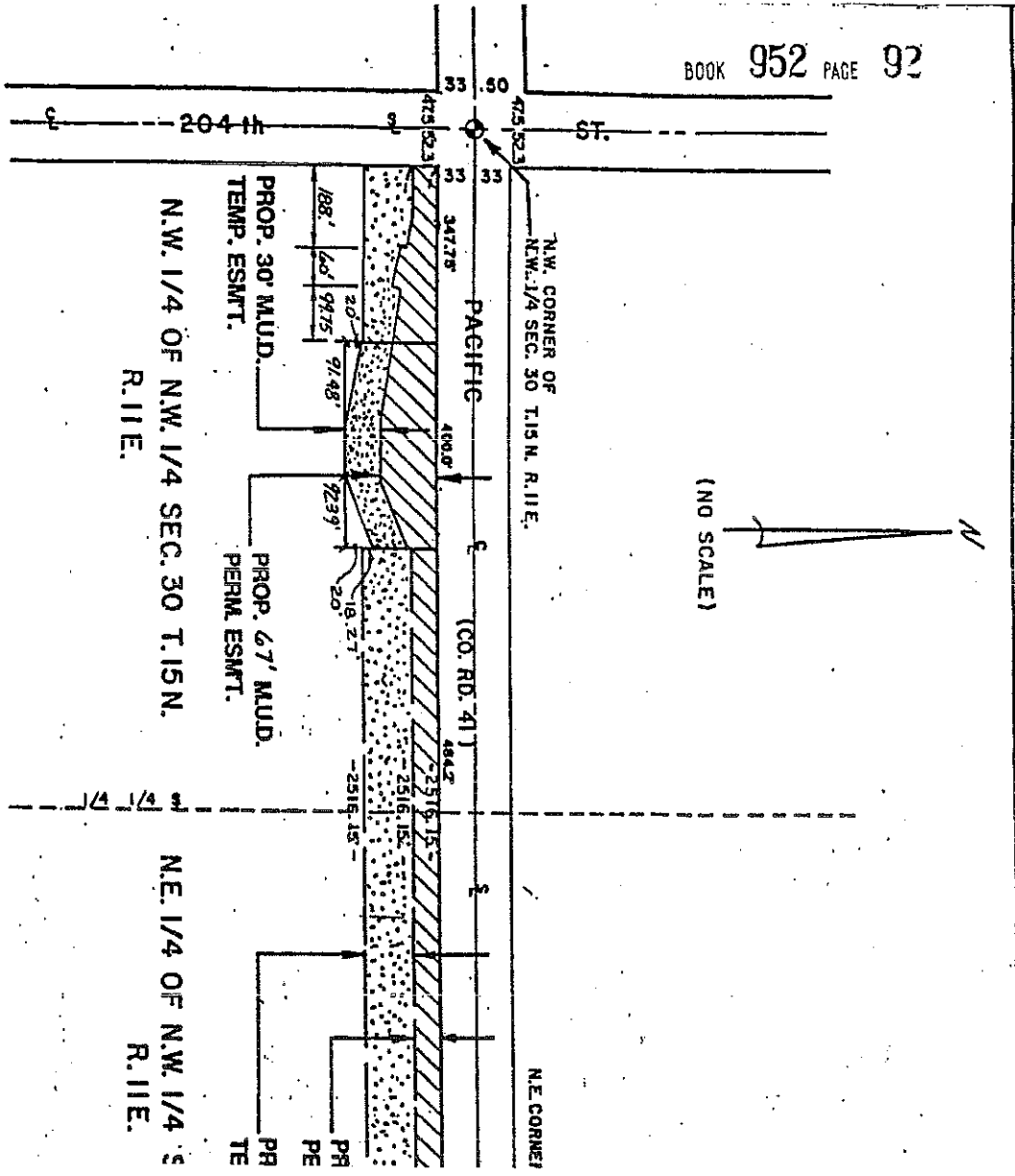
A tract in the Northwest Quarter of Section 30, Township 15 North, Range 11 East of the 6th P.M. in Douglas County, Nebraska and described as follows:

Commencing at the Northeast corner of the Northwest Quarter of Section 30, Township 15 North, Range 11 East; thence S 0° 00'00" W (assumed bearing) a distance of 60 feet to the point of beginning; thence N 90° 00'00" W a

distance of 1,751.21 feet; thence S 67° 30'00" W a
distance of 104.52 feet; thence N 90° 00'00" W a
distance of 192.29 feet; thence N 83° 21'00" W a
distance of 229.64 feet; thence S 6° 39'00" W a
distance of 15 feet; thence N 83° 21'00" W a
distance of 60.4 feet; thence N 6° 39'00" E a
distance of 15 feet; thence N 83° 21'00" W a
distance of 55.37 feet; thence N 90° 00'00" W a
distance of 133 feet; thence S 0° 00'00" W a
distance of 50 feet; thence N 90° 00'00" E a
distance of 347.75 feet; thence S 77° 40'12" E a
distance of 93.64 feet; thence N 90° 00'00" E a
distance of 216.13 feet; thence N 67° 30'00" E a
distance of 100 feet; thence S 0° 00'00" W a
distance of 18.27 feet; thence N 90° 00'00" E a
distance of 1,768.4 feet; thence N 0° 00'00" E a
distance of 50 feet to the point of beginning.

The temporary construction easement shall expire upon completion of the project.

Said tract contains 2.6189 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.



CONDEMNATION

PARCEL 5

OWNER: BETTY A. BENKE, a Single Person

INTEREST HOLDER: EDWARD A. BENKE and PATRICIA G. BENKE,
Husband and Wife

MORTGAGE HOLDERS: MICHAEL D. MATEJKA, TRUSTEE, and ELDON L.
BUTLER and HELEN M. BUTLER, Beneficiary

PERMANENT EASEMENT

A tract in Northeast Quarter of Section 25, Township 15 North, Range 10 East of the 6th P.M. and in the Northwest Quarter of Section 25, Township 15 North, Range 10 East of the 6th P.M.; all in Douglas County, Nebraska, and described as follows:

Commencing at the Northeast corner of the Northwest Quarter of Section 25, Township 15 North, Range 10 East; thence N 90° 00'00" E along the North section line of Sec. 25, T15N, R10E (centerline of Pacific Street, assumed bearing) a distance of 33 feet; thence S 0° 00'00" W a distance of 33 feet to the point of beginning; thence N 90° 00'00" W a distance of 1053 feet; thence S 0° 00'00" W a distance of 27 feet; thence N 90° 00'00" E a distance of 80 feet; thence S 0° 00'00" W a distance of 2.5 feet; thence S 65° 00'00" E a distance of 82 feet; thence N 90° 00'00" E a distance of 267 feet; thence N 68° 30'00" E a distance of 98 feet; thence N 0° 00'00" E a distance of 6 feet; thence N 90° 00'00" E a distance of 530 feet; thence N 0° 00'00" E a distance of 27 feet to the point of beginning.

Said tract contains 1.1003 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.

TEMPORARY CONSTRUCTION EASEMENT

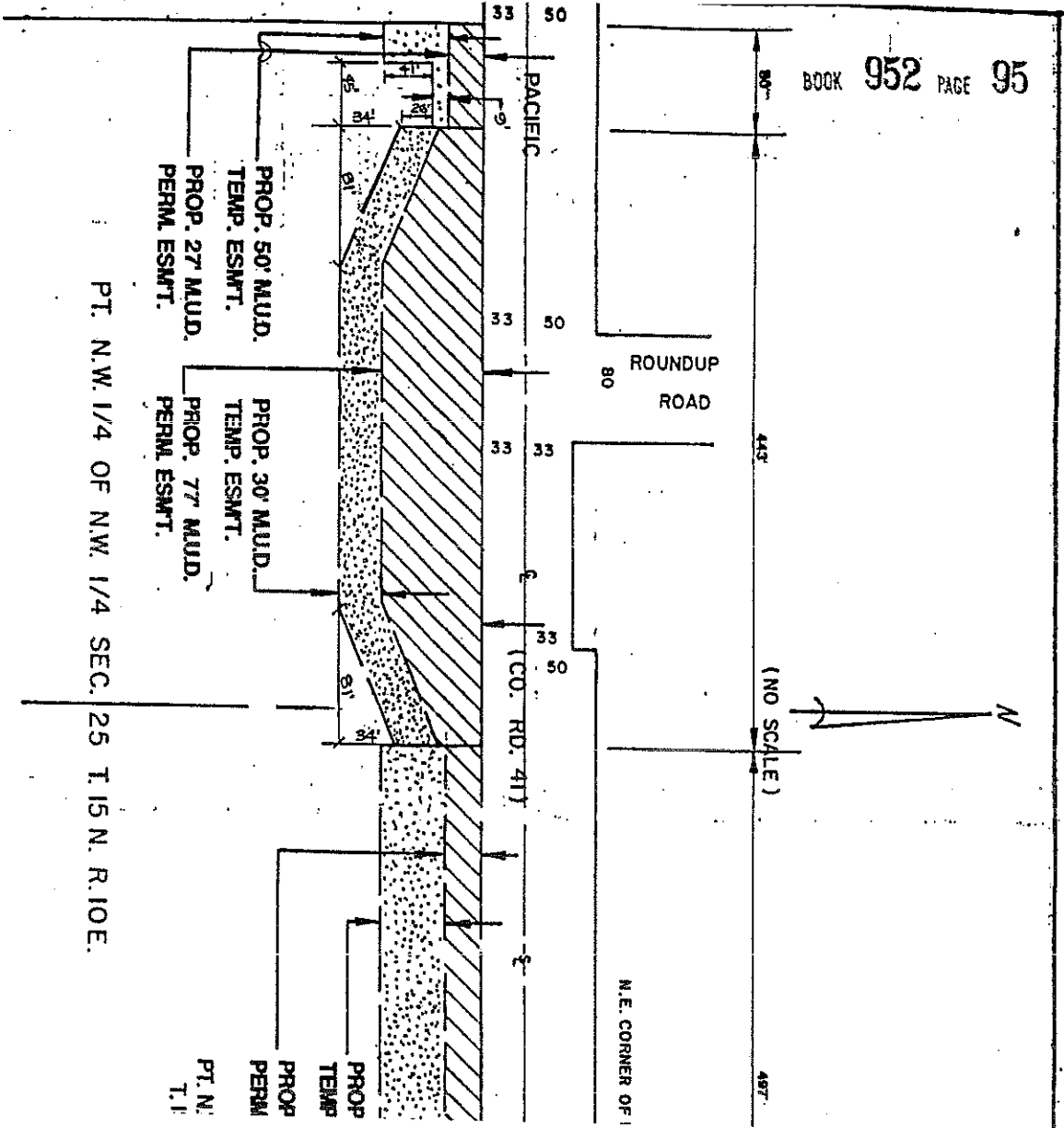
A tract in the Northeast Quarter of Section 25, Township 15 North, Range 10 East of the 6th P.M. and in the Northwest Quarter of

Section 25, Township 15 North, Range 10 East of the 6th P.M., all in Douglas County, Nebraska, and described as follows:

Commencing at the Northeast corner of the Northwest Quarter of Section 25, Township 15 North, Range 10 East; thence N 90° 00'00" E along the North section line of Sec. 25, T15N, R10E (centerline of Pacific Street, assumed bearing) a distance of 33 feet; thence S 0° 00'00" W a distance of 60 feet to the point of beginning; thence N 90° 00'00" W a distance of 530 feet; thence S 0° 00'00" W a distance of 6 feet; thence S 68° 30'00" W a distance of 98 feet; thence N 90° 00'00" W a distance of 267 feet; thence N 65° 00'00" W a distance of 82 feet; thence N 0° 00'00" E a distance of 2.5 feet; thence N 90° 00'00" W a distance of 80 feet; thence S 0° 00'00" W a distance of 50 feet; thence N 90° 00'00" E a distance of 35 feet; thence N 0° 00'00" E a distance of 41 feet; thence N 90° 00' 00" E a distance of 45 feet; thence S 00° 00' 00" W a distance of 26 feet; thence S 65° 00'00" E a distance of 85 feet; thence N 90° 00'00" E a distance of 282 feet; thence N 69° 00'00" E a distance of 91 feet; thence S 0° 00'00" W a distance of 12 feet; thence N 90° 00'00" E a distance of 530 feet; thence N 0° 00'00" E a distance of 50 feet to the point of beginning.

The temporary construction easement shall expire upon completion of the project.

Said tract contains 0.9721 of an acre, more or less, and is shown on the drawing attached hereto and made a part hereof by this reference.



PT. N.W. 1/4 OF N.W. 1/4 SEC. 25 T.15N. R.10E.

PROP. 50' M.U.D.
TEMP. ESMT.
PERM. ESMT.

PROP. 27 M.U.D.
PERM. ESMT.

PROP. 30' M.U.D.
TEMP. ESMT.
PERM. ESMT.

PROP. 77' M.U.D.
PERM. ESMT.

PROP.
TEMP.
PERM.

PT. N.
T.1

(NO SCALE)



N.E. CORNER OF

PACIFIC
ROUNDUP ROAD
RD. 411
33 50 33 33 33 50 33 50

NOW, THEREFORE, we, as appraisers aforesaid, do hereby find and appraise the damages that will be sustained by reason of the said easement appropriations of the properties described herein for the public purposes aforesaid by Metropolitan Utilities District of Omaha as follows:

TO: CHARLES C. MYERS and ALTA R. MYERS, Husband and Wife, UNITED STATES NATIONAL BANK OF OMAHA, Mortgagee, (PARCEL 1):

\$ 2,751.00

TO: THE ROBERT H. DOLL FAMILY TRUST, ROBERT H. DOLL, JR., and DONALD L. DOLL, TRUSTEES, MYRTLE M. DOLL, ROBERT H. DOLL, JR., and HELEN DOLL, Husband and Wife, Interest Holders, (PARCEL 2):

\$ 15,425.00

TO: BETTY A. BENKE, a Single Person, EDWARD A. BENKE and PATRICIA G. BENKE, Husband and Wife, Interest Holders; MICHAEL D. MATEJKA, Trustee; and ELDON L. BUTLER and HELEN M. BUTLER, Beneficiary, Mortgagee, (PARCEL 5):

\$ 19,325.00

All of which is hereby respectfully submitted.

DATED this 16th day of January, 1991.

Michael W. Pirtle
Michael W. Pirtle

Charles A. Peters
Charles A. Peters

Richard L. Stofferahn
Richard L. Stofferahn

Appraisers

FILED
COUNTY COURT
PROBATE DIVISION

JAN 21 1991

DOUGLAS COUNTY, NEBRASKA

SUBSCRIBED and sworn to before me this 16th day of

January, 1991.

Jacquelin B. Lingle
Notary Public



CERTIFICATE

Douglas County Court, Probate Division
17th & Farnam Streets, 3-West, Omaha, NE 68183 (402) 444-7152

STATE OF NEBRASKA)
) SS.
COUNTY OF DOUGLAS)

BOOK **952** PAGE **97**

I, Janet Langle Registrar, ~~Deputy Clerk~~ of the Douglas
County Court, certify that the attached documents are full, true and complete copies of the original records of
entries identified as follows: "Return of Appraisers" in re
METROPOLITAN UTILITIES DISTRICT, Condemner vs.
CHARLES C. MYERS, et al, Condemnees.

_____ on file and of record in the Douglas County Court, entitled: In the
Matter of Condemnation Docket C6 Page 60

IN TESTIMONY WHEREOF, I have placed my signature and the seal of said Court.

DATE: 1/24/91

BY THE COURT:

Janet Langle
Registrar

~~(Deputy Clerk)~~

(Seal)

