



BK 0928 PG 009



MISC 1990 10982

THIS PAGE INCLUDED FOR
INDEXING
PAGE DOWN FOR BALANCE OF INSTRUMENT

FIRST SUPPLEMENTAL PARKING DECLARATION

THIS FIRST SUPPLEMENTAL PARKING DECLARATION, is made this 27th day of April, 1990 by Opus Corporation, a Minnesota corporation ("Opus").

RECITALS

Opus and ConAgra, Inc., a Delaware corporation, executed a Parking Declaration ("Declaration") dated November 30, 1989, recorded November 30, 1989 in Book 906 at Page 481 of the Miscellaneous Records of Douglas County, Nebraska, which provides street level parking facilities on the property legally described on Exhibit A hereto and on Exhibit B attached hereto.

Under Section 12 of the Declaration, Opus may extend the benefits and burdens of the Declaration by recording supplemental declarations to the Declaration.

Opus desires that the benefits and burdens of the Declaration be extended to the property legally described on Exhibit C hereto ("Refrigerated Parcel").

NOW, THEREFORE, Opus hereby declares that the Refrigerated Parcel shall be a Benefitted Parcel, as such term is defined in the Declaration, under the Declaration.

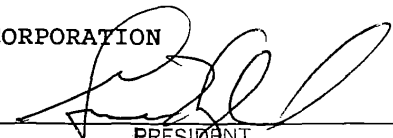
True 10987

BK 928 N _____ C/O _____ FEE 37⁰⁰
PG 9-15 N Comp DEL 14 MC W
OE Misc COMP _____ F/B 23-6170

RECEIVED
JUN 19 12 37 PM '90
GEOFFREY B. BUSTLEWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NE


IN WITNESS WHEREOF, the undersigned has caused these presents to be made as of the day and year first above stated.


OPUS CORPORATION

By  _____
Its PRESIDENT.

STATE OF MINNESOTA)
) ss.
COUNTY OF HENNEPIN)

The foregoing instrument was acknowledged before me this 27th day of April, 1990, by Gene Haugland, the President of Opus Corporation, a Minnesota corporation, on behalf of the corporation.

~~~~~\*  
 KATHERINE M. MOORE  
NOTARY PUBLIC—MINNESOTA  
HENNEPIN COUNTY  
My Commission Expires Dec. 1, 1994  
~~~~~\*

 _____
Notary Public

THIS INSTRUMENT WAS DRAFTED BY:
FAEGRE & BENSON (MAO)
2200 Norwest Center
90 South Seventh Street
Minneapolis, Minnesota 55402-3901

2016z

EXHIBIT A

Lots 13 and 14, Central Park East, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

2016z

EXHIBIT B

That part of Lot 16, CENTRAL PARK EAST, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the southwest corner of said Lot 16, CENTRAL PARK EAST;

Thence North $88^{\circ}02'40''$ East (bearings referenced to the Nebraska State Plane System South Zone) for 365.75 feet along the line common to Lots 14 and 16, CENTRAL PARK EAST to the northeast corner of Lot 14, CENTRAL PARK EAST;

Thence North $02^{\circ}17'01''$ West for 97.97 feet along the extended east line of Lot 14, CENTRAL PARK EAST;

Thence South $87^{\circ}58'44''$ West for 365.18 feet parallel with and 60.00 feet south of the south line of Lot 17, CENTRAL PARK EAST to the east right-of-way line of CONAGRA BLVD.;

Thence South $01^{\circ}57'20''$ East for 97.55 feet to the Point of Beginning.

2016z

(Refrigerated Parcel)

Lot 17, Central Park East, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

2016z

CONSENT TO FIRST SUPPLEMENTAL PARKING DECLARATION

THIS CONSENT TO FIRST SUPPLEMENTAL PARKING DECLARATION ("Consent"), is made on this 1st day of May, 1990 by Omaha Real Estate Investment Partnership, a Minnesota general partnership ("Owner").

RECITALS

Opus Corporation, a Minnesota corporation, and ConAgra, Inc., a Delaware corporation, executed a Parking Declaration (the "Declaration") dated November 30, 1989, recorded November 30, 1989 in Book 906 at page 481 of Miscellaneous Records of Douglas County, Nebraska.

By the foregoing the First Supplemental Parking Declaration (the "Supplemental Declaration"), Opus has extended the benefits and burdens of the Declaration to property owned by Owner, more particularly described in the Supplemental Declaration.

Owner desires to consent to the Supplemental Declaration.

NOW, THEREFORE, Owner hereby consents to the First Supplemental Declaration and acknowledges and agrees that the Property shall be burdened and benefitted thereby.

OMAHA REAL ESTATE INVESTMENT PARTNERSHIP, a Minnesota General Partnership

By ARBEIT & CO., a Minnesota General Partnership, a General Partner

By Gerald Rauenhorst
GERALD RAUENHORST,
General Partner

STATE OF MINNESOTA)
) ss.
COUNTY OF HENNEPIN

Under this 1st day of May, 1990, before a Notary Public in the said County and State, personally appeared Gerald Rauenhorst to me known to be the general partner of Arbeit & Co., a Minnesota general partnership, a general partner of Omaha Real Estate Investment Partnership, a Minnesota general partnership, the identical person who subscribed the name of Omaha Real Estate Investment Partnership, a Minnesota general partnership, to the foregoing instrument and acknowledged to me that he executed the same at his free and voluntary act and deed of such partnership.

Witness on my hand and official seal this 1st day of May, 1990.

Bonnie J. Luke
Notary Public

