



DEED 2006140995



DEC 13 2006 12:37 P 4

Nebr Doc Stamp Tax	
213.00	Date
\$ <u>213.00</u>	
By <u>CC</u>	

FEE	20.50	FB	60000
BKP	13-15-10	C/O	COMP
DFL		SCAN	FV

Received - DIANE L. BATTIATO

Register of Deeds, Douglas County, NE

12/13/2006 12:37:27.44



2006140995

**DEED OF CORRECTION**

Project F-6-7(114)

Tract 1

This indenture, made this 11<sup>th</sup> day of December, 20 06, by and between Menard, Inc., a Wisconsin corporation, and the State of Nebraska.

Whereas, the said State of Nebraska, Department of Roads did, on or about the 10th day of October, 2006, execute to Menard, Inc., a Wisconsin corporation, for the consideration therein mentioned, a conveyance of the certain lands, situated in Douglas County, Nebraska and hereinafter more particularly described, which said conveyance is recorded in the office of the Register of Deeds of the County of Douglas, as Deed Instrument Number 2006-125264 of the records of said office; and whereas in said conveyance, by mistake, the following was written:

A tract of land located in the Southeast Quarter of Section 13, Township 15 North, Range 10 East of the Sixth Principal Meridian, Douglas County, Nebraska, described as follows:

Beginning at the Southeast corner of Lot 5, Skyline Country 4<sup>th</sup> Addition to the City of Elkhorn; thence southwesterly on a 786.42 foot radius curve to the right, 257.72 feet (Long Chord bears S26°13'39"W, 256.57 feet); thence S39°42'51"W, 196.07 feet; thence S42°27'23"W, 267.68 feet; thence S45°31'26"W, 135.37 feet; thence N86°52'03"E, 450.91 feet; thence N15°45'52"E, 272.55 feet; thence N05°31'40"E, 264.44 feet; thence N15°10'05"W, 127.70 feet to the point of beginning, containing 3.21 acres (139,827.60 square feet), more or less.

There will be no ingress or egress over the above described tract to or from West Dodge Road or 204<sup>th</sup> Street. The intent being to deny entry to or exit from said West Dodge Road or 240<sup>th</sup> Street.

**and whereas, the following should have been written:**

A tract of land located in the Southeast Quarter of Section 13, Township 15 North, Range 10 East of the Sixth Principal Meridian, Douglas County, Nebraska, described as follows:

Beginning at the Southeast corner of Lot 5, Skyline Country 4<sup>th</sup> Addition to the City of Elkhorn; thence southwesterly on a 786.42 foot radius curve to the right, 257.72 feet (Long Chord bears S26°13'39"W, 256.57 feet); thence S39°42'51"W, 196.07 feet; thence S42°27'23"W, 267.68 feet; thence S45°31'26"W, 135.37 feet; thence N86°52'30"E, 450.52 feet; thence N15°45'52"E, 272.55 feet; thence N05°31'40"E, 264.44 feet; thence N15°10'05"W, 127.70 feet to the point of beginning, containing 3.21 acres (139,827.60 square feet), more or less.

There will be no ingress or egress over the above described tract to or from West Dodge Road or 204<sup>th</sup> Street. The intent being to deny entry to or exit from said West Dodge Road or 240<sup>th</sup> Street.

**and whereas, to prevent difficulties hereafter, it is expedient to correct said errors.**

Now, Therefore, this indenture witnesseth that said State of Nebraska, Department of Roads in consideration of the agreement and consent of Menard, Inc., a Wisconsin corporation to the correction hereby grants, conveys, releases and confirms unto Menard, Inc., a Wisconsin corporation, it's successors and assigns, forever, all of the following described tract of land situated in Douglas County, Nebraska, to-wit:

Return to : Daryl Behrends  
Nebraska Dept. of Roads, R.O.W. Division  
1500 Hwy 2, Box 94759  
Lincoln, NE 68509-4759

A tract of land located in the Southeast Quarter of Section 13, Township 15 North, Range 10 East of the Sixth Principal Meridian, Douglas County, Nebraska, described as follows:

Beginning at the Southeast corner of Lot 5, Skyline Country 4<sup>th</sup> Addition to the City of Elkhorn; thence southwesterly on a 786.42 foot radius curve to the right, 257.72 feet (Long Chord bears S26°13'39"W, 256.57 feet); thence S39°42'51"W, 196.07 feet; thence S42°27'23"W, 267.68 feet; thence S45°31'26"W, 135.37 feet; thence N86°52'30"E, 450.52 feet; thence N15°45'52"E, 272.55 feet; thence N05°31'40"E, 264.44 feet; thence N15°10'05"W, 127.70 feet to the point of beginning, containing 3.21 acres (139,827.60 square feet), more or less.

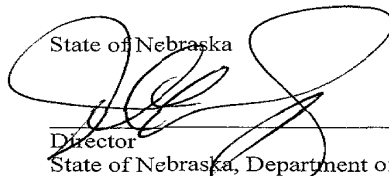
There will be no ingress or egress over the above described tract to or from West Dodge Road or 204<sup>th</sup> Street. The intent being to deny entry to or exit from said West Dodge Road or 240<sup>th</sup> Street.

SEE EXHIBIT 'A'


To have and to hold the premises above described, together with all the tenements, hereditaments and appurtenances thereunto belonging, unto Menard, Inc., a Wisconsin corporation and to its successors and assigns forever.

In witness whereof, the said State of Nebraska, Department of Roads has hereunto set its hand this 11<sup>th</sup> day of December, 2006.

SEAL

State of Nebraska  
  
 Director  
 State of Nebraska, Department of Roads

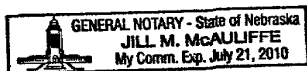
Menard, Inc., a Wisconsin corporation hereby assents, agrees and joins in said correction.

  
UP

State of Nebraska     )  
                                   ) ss  
 Lancaster County    )

On this 11<sup>th</sup> day of December, A.D. 2006, before me, the undersigned, a General Notary Public, duly commissioned and qualified, personally came John L. Craig, Director of the State of Nebraska, Department of Roads, to me known to be the identical person whose name is affixed to the foregoing instrument and acknowledged the same to be his voluntary act and deed.

WITNESS my hand and Notarial Seal the day and year last above written.



  
 Notary Public

My commission expires the 21<sup>st</sup> day of July, 2010.

State of Wisconsin )  
 ) ss  
Eau Claire County )

On this 29 day of November, A.D. 2006, before me, the undersigned, a General Notary Public, duly commissioned and qualified, personally came Marv Prochaska, to me known to be the identical person whose name is affixed to the foregoing instrument and acknowledged the same to be his or her voluntary act and deed.

WITNESS my hand and Notarial Seal the day and year last above written.

Timothy Enyeart  
Notary Public

My commission expires the \_\_\_\_\_ day of \_\_\_\_\_,  
is permanent



