



DEED

2007084985



JUL 26 2007 13:51 P 2

Nebr Doc Stamp Tax
7.26.07 Date
\$1374.75
By CC

Dud	
FEE 10.50	FB MC-10999
BKP	C/O
DEL	SCAN
COMP	FV

This instrument prepared by:

Paul R. Dietsch, 1125 S. 103rd Street, Suite 450, Omaha NE 68124

Received - DIANE L. BATTIATO
 Register of Deeds, Douglas County, NE
 7/26/2007 13:51:24.68



2007084985

SPECIAL WARRANTY DEED

ELK CREEK PINE, L.L.C., a Nebraska limited liability company ("Grantor"), in consideration of Ten Dollars (\$10.00) and other valuable consideration received from SHOPPES AT ELK CREEK, L.L.C., a Nebraska limited liability company ("Grantee"), conveys to Grantee the real estate legally described on Exhibit "A" attached hereto and by this reference made a part hereof (the "Real Estate").

Grantor covenants with Grantee that Grantor (i) is lawfully seized of the Real Estate and that it is free from all liens and encumbrances except real estate taxes not yet delinquent, and subject to all easements, covenants, conditions, and restrictions of record and that certain unrecorded Mixed Use Development Agreement (a/k/a Development Agreement) dated August 31, 2006 between Grantor and The City of Omaha; (ii) has legal power and lawful authority to convey the Real Estate; and (iii) warrants and will defend title to the Real Estate against the lawful claims of all persons claiming by, through or under Grantor, but not otherwise.

Dated: July 19, 2007.

ELK CREEK PINE, L.L.C., a Nebraska limited liability
 company

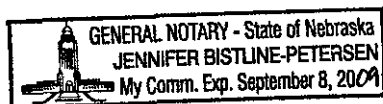
By 
 Jay B. Noddle, Member

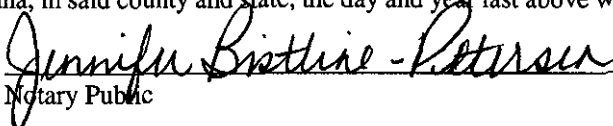
STATE OF NEBRASKA)
) ss.
 COUNTY OF DOUGLAS)

On this 19 day of July, 2007, before me, a notary public in and for said county and state, personally came Jay B. Noddle, Member of ELK CREEK PINE, L.L.C., a Nebraska limited liability company, known to me to be the identical person who signed the foregoing instrument and acknowledged the execution thereof to be his voluntary act and deed and the voluntary act and deed of said limited liability company.

WITNESS my hand and notarial seal at Omaha, in said county and state, the day and year last above written.

[SEAL]




 Notary Public

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v 24513

TA-54219

Exhibit "A"

Lot 8, in Elk Creek Pines, a Subdivision, as surveyed, platted and recorded, in Douglas County, Nebraska