

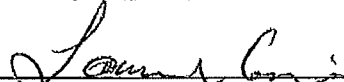
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Robert Wier, Sr., be appointed Referee, pursuant to Neb.Rev.Stat. §25-2180, and that said Referee determine the appropriate and best means of selling the real estate and improvements and report to the Court and Counsel. Upon review and approval by this Court of the proposed method of sale, this Court shall direct the Referee to sell the real estate and improvements according to the terms and conditions so approved.

IT IS FURTHER ORDERED that the Referee shall not be required to give security for the faithful discharge of his duties.

IT IS FURTHER ORDERED that upon completion of the sale, the Referee will report the proceedings to this Court with a description of the land sold and sale price. If the sale reported to the Court is approved and confirmed, an Order shall be entered directing the Referee to execute a deed of transfer and, after allowance of appropriate fees and expenses, to allocate to each of the aforementioned parties their portion of the sale proceeds.


Dated this 8th day of August, 1996.

APPROVED BY:



The Honorable Lawrence J. Corrigan,
District Court Judge

APPROVED AND SUBMITTED BY:


Christopher D. Curzon, #19513
SCHMID, MOONEY & FREDERICK, P.C.
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IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

KENNETH H. HOBERMAN, Trustee of
the Libby Hoberman Revocable Trust,

DOC. 947

NO. 532

Plaintiff,

v.

ORDER

SHERRY DEBOER, Trustee of the
Marilyn Kaiman Trust, DONALD LEE
HOBERMAN and NANCY R.
HOBERMAN, Husband and Wife,

Defendants.

THE ABOVE CAUSED is before the Court on July 29, 1996 at 8:30 a.m. on the Motions of the Plaintiff and all Defendants seeking Summary Judgment. The Court finds for good and sufficient cause shown that Summary Judgment should be made and entered in these proceedings and the Court finds and orders as follows, to-wit:

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that Summary Judgment of Plaintiff and Defendants should be and is hereby granted upon the Court finding as a matter of fact and as a matter of law that the Plaintiff and the Defendants have an ownership interest in the real estate and improvements thereon located in Omaha, Douglas County, Nebraska described as stated in Plaintiff's Petition.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Robert Weir, Sr., should be and is hereby appointed Referee under the provisions of §25-2180, RSN, 1943 as amended, he being a licensed realtor to serve as selling agent for the parties and Referee simultaneously and said Referee shall offer for sale said real property and the improvements thereon for the highest and best amount possible and to report to the Court and to counsel for the parties the prospective sale transaction. If the Court and counsel for the parties are satisfied with

the report, the Court shall cause an Order to be entered directing the Referee to sell the premises so situated and shall also fix the place and terms of sale with the agreement and acquiescence of counsel for the parties.

IT IS FURTHER ORDERED that the Referee shall not be required to give security for the faithful discharge of his duties.

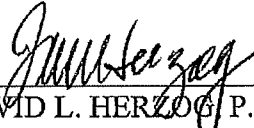
IT IS FURTHER ORDERED that after completing sale, the Referee will report proceedings to the Court with a description of the land sold and the price bid. If the sale reported to the Court is approved and confirmed, an Order shall be entered directing the Referee to execute conveyances and to cause partition and the allotment of the shares to be paid to the respective owners all subject to the confirmation by the Court under the provisions of §25-2170, et seq., RSN, 1943 as amended.

DATED this ____ day of _____, 1996.

BY THE COURT:

DISTRICT COURT JUDGE

Prepared and submitted by:

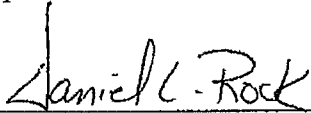


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