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RICHARD N TAKECHI RESISTER OF DEEDS TO ORGIT SOME

**QUITCLAIM DEED - STATE** 

PROJECT: I-B80-9(31)

TRACT NO.: 16-4(9)

John L. Craig, DIRECTOR, in the name of the STATE OF NEBRASKA and for the DEPARTMENT OF ROADS of said State of Nebraska, under the provisions of Section 39-1326 R.R.S. of Nebraska, 1943 and for and in consideration of the sum of One and No/100---(\$1.00)---DOLLARS in hand paid, does hereby grant, bargain, sell, convey, remise, release and forever quitclaim unto John H. Markel, Jr., hereinafter known as the Grantee, whether one or more, the following described real property situated in Douglas County and State of Nebraska and subject to any and all existing restrictions and/or easements:

A Part of the 102<sup>nd</sup> Right of Way in the Southwest Quarter of the Southeast Quarter and in the Southeast Quarter of the Southwest Quarter, all in Section 16, Township 15 North, Range 12 East of the 6<sup>th</sup> P.M., Douglas County, Nebraska, as described as follows:

Commencing at the Northeast Corner of the Southwest Quarter of said Section 16; thence South (assumed bearing), a distance of 2,021.62 feet on the East Line of the Southwest Quarter of said Section 16; thence West a distance of 50.20 feet to the West Line of 102<sup>nd</sup> Street and the point of beginning; thence South 11 degrees, 06 minutes, 00 seconds West, a distance of 52.05 feet on the West Line of 102<sup>nd</sup> Street; thence South, a distance of 15.70 feet on the West Line of 102<sup>nd</sup> Street; thence East, a distance of 15.00 feet; thence South, a distance of 245.00 feet; thence North 78 degrees, 41 minutes, 24 seconds East, a distance of 113.17 feet; thence northwesterly on a 445.00 foot radius curve to the right on a chord bearing North 22 degrees, 59 minutes, 16 seconds West, a chord distance of 242.03 feet, an arc distance of 245.11 feet; thence North 17 degrees, 47 minutes, 29 seconds West, a distance of 70.13 feet to the point of beginning, containing 13,839 square feet, more or less.

In accordance with Article III, Section 20 of the Constitution of the State of Nebraska, the State of Nebraska, Department of Roads does hereby retain and reserve to itself all salt springs, coal, oil, gas, natural resources or other mineral rights it may have in or on the above described real property.

The State of Nebraska, Department of Roads, reserves an easement for the operation, maintenance and use of any and all existing utilities which are located over, under or upon the above described tract.

The State reserves to itself a permanent easement over which the various impacts, including but not limited to, noise, air, light, and dust, associated with vehicular traffic on the highway may be disbursed.

That to insure the observance of the above covenants, the State shall have the right to prevent the breach thereof by an injunction, mandatory or otherwise, and to recover whatever damages may have been suffered from any such breach, together with any attorney fees and expenses incurred thereby.

Deed

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To have and to hold said real property, hereby known to include real estate together with all tenements, hereditaments and appurtenances thereunto belonging, unto said Grantee and to his, her or their heirs, successors and assigns forever.

Duly executed this 23 day of	eptember, 2003
Governor of the State of Nebraska	Director State of Nebraska, Department of Roads
STATE OF NEBRASKA )	
) ss. LANCASTER COUNTY )	

On this <u>23</u> day of <u>Septem Ser.</u>, A.D., 20<u>03</u>, before me, 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 as grantor and acknowledged the same to be a voluntary act and deed.

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

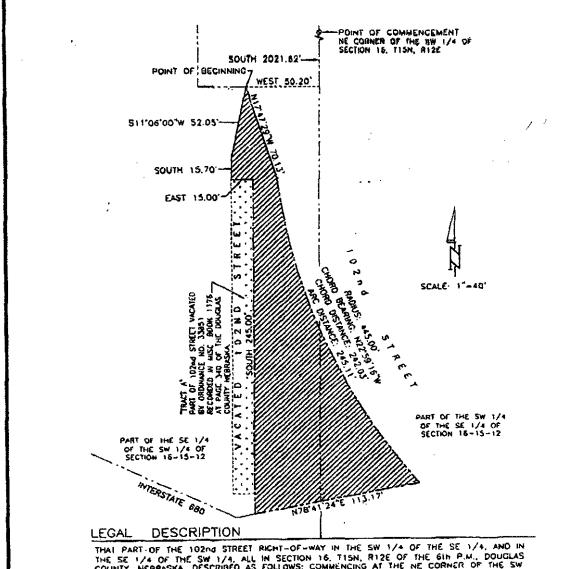
GENERAL NOTARY - State of Nebraska SANDRA L. SCHUELKE My Comm. Exp. Sept. 10, 2005

My Comm. Exp. Sept. 10, 2005

My commission expires the 10 day of September, 2005

## Excess ROW - 102<sup>nd</sup> & Nicholas Street

## Plat Map



THAI PART OF THE 102ND STREET RICHT-OF-WAY IN THE SW 1/4 OF THE SE 1/4, AND IN THE SE 1/4 OF THE SW 1/4, ALL IN SECTION 16. TISN, R12E OF THE GIN P.M., DOUGLAS COUNTY, NEGRASKA, DESCRIBED AS FOLLOWS: COMMENCING AT THE NE CORNER OF THE SW 1/4 OF SAID SECTION 16: THENCE SOUTH (ASSUMED BEARING) 2021 62 FEET ON THE EASTERLY LINE OF THE SW 1/4 OF SAID SECTION 16: THENCE WEST 50.20 FEET TO THE WEST LINE OF 102ND STREET AND THE POINT OF BEGINNING; THENCE S)1706 00 W 52.00 FEET ON THE WEST LINE OF 102ND STREET SOUTH 15.70 FEET ON THE WEST LINE OF 102ND STREET TO THE NW CORNER OF THAT PART OF 102ND STREET VACATED BY ORDINANCE NUMBER 33851 RECORDED IN MISC. BOOK 1176 AT PAGE 340 OF THE DOUGLAS COUNTY RECORDS. MEREINAFTER REFERRED TO AS TRACT A", THENCE EAST 15.00 FEET ON THE NORTH LINE OF SAID TRACT A" TO THE NE CORNER THEREOF: THENCE SOUTH 245.00 FEET ON THE EAST LINE OF SAID TRACT A" AND ITS SOUTHERLY EXTENSION; THENCE N78-41-24-E 113.17 FEET; THENCE NORTHWESTERLY ON A NON-TANGENT FOOT 445.00 RADIUS CURVE TO THE RICHT, CHORD BEARING N2259-16-W, CHORD DISTANCE 242.03 FEET, M ARC DISTANCE OF 245.11 FEET; THENCE N17-47-29-W 70.13 FEET ON A NON-TANCENT LINE TO THE POINT OF BEGINNING. CONTAINING 13839 SQUARE FEET OR 0.32 ACRES.

EXHIBIT "A"

102 FILE NO.: 1212-102-EASE DATE JAN. 16, 2002 JOHN MARKEL FORD THOMPSON, DREESSEN & OGRNER, INC., 19836 DLD WILL ROAD, GMAHA, NEBRASKA 68154, 402-330-8860