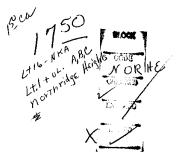
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MEMORANDUM OF THE CONDITIONAL ANNEXATION AND ZONING AGREEMENT FOR NORTH 27TH-33RD EMPLOYMENT CENTER

This Memorandum of the Conditional Annexation and Zoning Agreement for North 27th-33rd Employment Center ("Memorandum") is made and entered into as of this 27ND day of APNTL, 1997, by and between the City of Lincoln, Nebraska, a municipal corporation ("City"), Ridge Development Company, a Nebraska corporation ("Ridge") and Home Realty, Inc., a Nebraska corporation ("Home") and is made with reference to the following:

- A. Memorandum. This memorandum is to indicate that the City, Ridge and Home entered into the Conditional Annexation and Zoning Agreement for North 27th-33th Employment Center, dated as of APRIL. 22, 1997 ("Annexation Agreement"). Ridge is the owner of an irrevocable agreement to purchase Lots 49, 50 and 51, Irregular Tracts, located in the Northwest Quarter of Section 6, Township 10 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska ("Ridge Tract") and Home is the owner of Lot 16, Irregular Tract, located in Section 31, Township 11 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska ("Home Tract").
- B. Annexation Agreement. The Annexation Agreement, among other things, outlines the following:
 - 1. The City's approval of (a) an Amendment to the Lincoln City, Lancaster County Comprehensive Plan, as amended, to designate the Ridge Tract as "Blue Area" (Phase 1) on Figure 65 of the Plan entitled the *Anticipated 2015 Lincoln Service Limit and Phasing Plan*, (b) annexation of the Ridge Tract, and (c) rezoning of the Ridge Tract.
 - 2. The City's, Ridge's and Home's obligations regarding the construction of the municipal improvements necessary for the annexation of the Ridge Tract, including, streets, water mains, trails and parks.
- C. **Notice**. Any notices required to be forwarded to a party hereto shall be in writing and shall be served by mail, sufficient postage prepaid at the following addresses:

"City"

City of Lincoln

Public Works Director

555 South 10th Lincoln, NE 68508

with a copy to:

City Clerk 555 South 10th Lincoln, NE 68508

"Ridge"

Tom White John Brager

Ridge Development PO Box 22296

Lincoln, NE 68542-2296

"Home"

Jerry Schleich

Home Real Estate 3901 Normal Boulevard, Suite 203

Lincoln, NE 68506

with a copy to:

Seacrest & Kalkowski, P.C.

Attn: Kent Seacrest

1111 Lincoln Mall, Suite 350

Lincoln, NE 68508

City of Lincoln, Nebraska,

a municipal corporation

ATTEST:

) By:

Mike Johanns, Mayor

Ridge Development Company, a Nebraska corporation

By:

Thomas E. White,

President of Development

John C. Brager,

President of Construction

Home Realty, Inc., a Nebraska

corporation

3v. Trees

Gerald L. Schleich

STATE OF NEBRASKA

) ss.

COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me this day of the City of Lincoln, Nebraska, on behalf of the City of Lincoln, Nebraska.

RAL NOTARY - State of Nebraska Notary Pub

GENERAL NOTARY - State of Nebraska
JOAN E. ROSS
My Comm. Exp. Dec. 20, 1997

ŜTATE OF NEBRASKA)) ss.
COUNTY OF LANCASTER)
The foregoing instrument was acknowledged before me this //h day of Lipid
STATE OF NEBRASKA)) ss. COUNTY OF LANCASTER)
The foregoing instrument was acknowledged before me this lot day of four the company, a Nebraska corporation, on behalf of the corporation. A CENERAL HOTARY State of Nebraska DANAY A. KALKOWSKI My Comm. Exp. May 18, 1998
STATE OF NEBRASKA)) ss. COUNTY OF LANCASTER)
The foregoing instrument was acknowledged before me this day of the corporation, on behalf of the corporation. A GENERAL NOTARY-State of Nebraska DANAY A. KAI KOWSKI MY Comm. Exp. My 18, 1998 My Comm. Exp. My 18, 1998

City Clark