

FILED SARPY CO. NE.
INSTRUMENT NUMBER
98-08773
98 APR 10 AM 9:19
Lloyd J. Dowding
REGISTER OF DEEDS

98-08773

Counter aa
Verify [initials]
D.E. [initials]
Proof m
Fee \$ 26.00
Chk Cash Cng

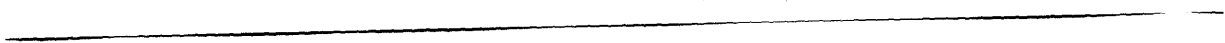
*25¢ stamped
apz*

~~~~~

**THIS PAGE ADDED  
FOR RECORDING  
INFORMATION.**

**LLOYD J. DOWDING**

SARPY COUNTY REGISTER OF DEEDS  
1210 GOLDEN GATE DRIVE #1109  
PAPILLION, NE 68046-2895  
402-593-5773



98-08773A

NOTICE OF LEASE

THIS NOTICE OF LEASE, executed this 24<sup>th</sup> day of JANUARY, 1998, by and between MIDLANDS DEVELOPMENT, A NEBRASKA CORPORATION, hereinafter called LESSOR, and THE SHERWIN-WILLIAMS COMPANY, an Ohio corporation, hereinafter called LESSEE, WITNESSETH THAT:  
\* INC.

For and in consideration of the sum of One Dollar (\$1.00) and other valuable consideration paid and to be paid and performed by LESSEE to LESSOR, LESSOR leases unto LESSEE and LESSEE rents from LESSOR, upon the terms and conditions and subject to the limitations more particularly set forth in a certain lease between LESSOR and LESSEE dated JANUARY 20, 1998, the premises at North Adams City of Papillion, State of Nebraska, and which premises are described as follows, co-wit:

See Exhibit "A" attached hereto and made a part hereof.

This Notice of Lease is entered into pursuant to the provisions of said lease dated JANUARY 20, 1998; however, it is not intended to change any of the terms thereof.

TO HAVE AND TO HOLD the above described premises for a term commencing approximately October 1, 1998, and continuing Five (5) years, with Three (3), Five (5)-year renewal options, and first refusal options to lease and purchase, unless sooner terminated as provided in said lease.

IN WITNESS WHEREOF, LESSOR and LESSEE have executed this Notice of Lease through their respective authorized representatives.

WITNESSES AS TO LESSOR:

*Wm. Chackfield*  
*Robert E. ...*

MIDLANDS DEVELOPMENT, <sup>INC.</sup>  
A  
NEBRASKA CORPORATION

*Theodore E. Washburn*

LESSOR

WITNESSES AS TO LESSEE

*Raina A. Moore*  
*Milena Kerec*

THE SHERWIN-WILLIAMS COMPANY

By: *[Signature]*  
Assistant Secretary

LESSEE

NL 10/22/81

98-08773

98-08773B

EXHIBIT "A"

LEGAL DESCRIPTION OF SHOPPING CENTER OR BUILDING

*Lots 171 and 172, TARA HILLS REPLAT III, a subdivision as surveyed, platted and recorded in SARPY COUNTY, NEBRASKA.*

*Also known as*

*945 North Adams Street, Suite 2, Papillion Nebraska 68046*

LESSOR ACKNOWLEDGMENT (PERSONAL)

STATE OF \_\_\_\_\_ )  
 ) : SS  
COUNTY OF \_\_\_\_\_ )

98-08773C

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared \_\_\_\_\_ and \_\_\_\_\_, known to me to be the person(s) whose name(s) is(are) subscribed to the foregoing instrument and acknowledged to me that the same was a free and voluntary act and that such individual(s) executed the same for the purposes and consideration therein expressed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

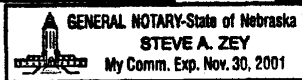
\_\_\_\_\_  
Notary Public

LESSOR ACKNOWLEDGMENT (CORPORATE)

STATE OF Nebraska )  
 ) : SS  
COUNTY OF Sarpy )

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared Theodore E. Vaska, as Secretary of \_\_\_\_\_ and \_\_\_\_\_, as \_\_\_\_\_, a(n) \_\_\_\_\_ corporation, known to me to be the persons and officers whose names are subscribed to the foregoing instrument and acknowledged to me that the same was the free act and deed of the said corporation and they executed the same as the act of such corporation for the purposes and consideration therein expressed and in the capacity therein stated.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Papillion, this 24th day of January, 1998.



\_\_\_\_\_  
Notary Public

SHERWIN-WILLIAMS ACKNOWLEDGMENT

STATE OF Ohio )  
 ) : SS  
COUNTY OF Cuyahoga )

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared James J. Scambellone, as Assistant Secretary of The Sherwin-Williams Company, an Ohio corporation, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the free act and deed of The Sherwin-Williams Company and such person executed the same as the act of such corporation for the purposes and consideration therein expressed and in the capacity therein stated.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Cleveland, Ohio, this 8th day of April, 1998.

LAURA A. MOORE, Notary Public  
State of Ohio  
My commission expires March 21, 2000

\_\_\_\_\_  
Laura A. Moore  
Notary Public

SEAL