

1-55

BEFORE THE COUNTY JUDGE OF LANCASTER COUNTY, NEBRASKA

THE STATE OF NEBRASKA
DEPARTMENT OF ROADS

Condemner

vs

57-69

RETURN OF APPRAISERS

C. P. May and Marie M. May,
husband and wife;

Mildred Elliot Pokorny and Miro
Pokorny, wife and husband;

Chauncey V. Smith and Gertrude E.
Smith, husband and wife;

Chauncey V. Smith and Gertrude E.
Smith, husband and wife, Record
holder; Gerald D. Smith and
Marilyn J. Smith, purchasers under
contract;

The Commonwealth Company, mortgagee
(Smith land);

Condemnees

THE HONORABLE HERBERT A. RONI, COUNTY JUDGE, LANCASTER COUNTY, NEBRASKA:

We, the undersigned appraisers, do hereby certify that under and by virtue of an "Appointment of Appraisers", duly served upon us by _____ County Judge on the 7 day of May 1959, and after having taken and filed the oath of appraisers that we did carefully inspect and view the property described herein sought to be appropriated by the State of Nebraska Department of Roads, and also other property of the condemnees alleged damaged thereby, and did hear all parties interested therein, in reference to the amount of damages sustained, while we were so inspecting and viewing the property herein described, and thereafter did assess the damages that the condemnees, and each of them, have sustained, or will sustain, by such appropriation of the property herein described for State highway purposes, and also damage to such other property of the condemnees, and each of them, as in our opinion was damaged by the appropriation of the property herein described:

2-85

C O N D E M N A T I O N

Land Owner: C. P. May and Fannie M. May, husband and wife

Project: L-80-9 (25) AFE R-814a Lancaster County, Nebraska

Fee simple title to a tract of land for highway right of way purposes located in the North Half of the Northwest Quarter of Section 1, Township 10 North, Range 6 East of the 6th P.M., Lancaster County, Nebraska, described as follows:

Beginning at the northwest corner of said Section 1; thence easterly on the North line of the North Half of the Northwest Quarter of said Section 1 a distance of 908.7 feet; thence southwesterly 143 degrees 16 minutes right a distance of 979.3 feet; thence continuing southwesterly 43 degrees 49 minutes left a distance of 510.8 feet to a point 33.0 feet easterly from the West line of said North Half of the Northwest Quarter; thence westerly a distance of 33.0 feet to a point on said West line; thence northerly on said West line a distance of 1,090.0 feet to the point of beginning, containing 7.75 acres, more or less, which includes 0.82 acre, more or less, previously occupied as a public highway, the remaining 6.93 acres, more or less, being the additional acreage to be secured in this action.

The above described tract shall be part of a controlled access facility as defined in Section 39-1302 (6), Revised Statutes of Nebraska, 1957, Cumulative Supplement, from which there will be no ingress or egress onto the remainder of said North Half, except that access shall be allowed onto and over a frontage road to be located and constructed by the Department of Roads within the boundaries of the right of way hereby acquired, subject to the provisions of Section 39-1328, Revised Statutes of Nebraska, 1957, Cumulative Supplement.

3-55

C O N D E M N A T I O N

Land Owner: Mildred Elliot Pokorny and Miro Pokorny, husband and wife

Project: I-80-9 (25) AFE R-814a Lancaster County, Nebraska

Fee simple title to a tract of land for highway right of way purposes located in Lot 20 of the Southwest Quarter of Section 2, Township 10 North, Range 6 East of the 6th P.M., Lancaster County, Nebraska, described as follows:

Beginning at the northeast corner of said Lot 20; thence southerly on the East line of said Lot 20 a distance of 991.2 feet to the southeast corner of said Lot 20; thence westerly on the South line of said Lot 20 a distance of 33.0 feet; thence northwesterly 85 degrees 53 minutes right a distance of 934.2 feet to point of curvature; thence southwesterly on a 1,292.69 foot radius curve to the left (initial tangent of which forms an angle of 129 degrees 20 minutes left with the last described course produced) a distance of 405.7 feet; thence continuing southwesterly on a line forming an angle of 7 degrees 40 minutes left with the final tangent of the last described curve produced a distance of 379.7 feet; thence continuing southwesterly 0 degrees 20 minutes left a distance of 270.8 feet to a point on the South line of said Lot 20; thence westerly on said South line a distance of 86.4 feet to the southwest corner of said Lot 20; thence northerly on the West line of said Lot 20 a distance of 991.2 feet to the northwest corner of said Lot 20; thence easterly on the North line of said Lot 20 a distance of 663.4 feet to the point of beginning, containing 8.31 acres, more or less, which includes 1.23 acres, more or less, previously occupied as a public highway, the remaining 7.08 acres, more or less, being the additional acreage to be secured in this action.

The above described tract shall be part of a controlled access facility as defined in Section 39-1302 (6), Revised Statutes of Nebraska, 1957, Cumulative Supplement, from which there will be no ingress or egress onto the remainder of said Lot 20, except access shall be allowed onto and over a frontage road to be located and constructed by the Department of Roads within the boundaries of the right of way hereby acquired, subject to the provisions of Section 39-1328, Revised Statutes of Nebraska, 1957, Cumulative Supplement.

4-55

C O N D E M N A T I O N

Land Owner: Chauncey V. Smith and Gertrude E. Smith, husband and wife

Mortgagee: The Commonwealth Company

Project: I-80-9 (25) AFE R-814a Lancaster County, Nebraska

Fee simple title to a tract of land for highway right of way purposes located in Lot 6 of the West Half of the Northeast Quarter of Section 2, Township 10 North, Range 6 East of the 6th P.M., Lancaster County, Nebraska, described as follows:

Beginning at the southwest corner of said Lot 6; thence northerly on the West line of said Lot 6 a distance of 34.2 feet; thence northeasterly 55 degrees 22 minutes right a distance of 330.0 feet; thence easterly 24 degrees 38 minutes right a distance of 102.8 feet to a point on the East property line; thence southerly on said East property line a distance of 215.0 feet to a point on the South line of said Lot 6; thence westerly on said South line a distance of 361.3 feet to the point of beginning, containing 1.24 acres, more or less, to be secured in this action.

The remainder of said Lot 6, which by reason of the taking herein described, now abuts on a highway where none existed theretofore, is subject to the provisions of Section 39-1329, Revised Statutes of Nebraska, 1957, Cumulative Supplement.

Also, fee simple title to a tract of land for highway right of way purposes located in Lot 15 of the West Half of the Northeast Quarter of Section 2, Township 10 North, Range 6 East of the 6th P.M., Lancaster County, Nebraska, described as follows:

Beginning at the southwest corner of said Lot 15; thence northerly on the West line of said Lot 15 a distance of 215.0 feet; thence easterly 90 degrees right a distance of 17.0 feet; thence southeasterly 85 degrees 24 minutes right a distance of 215.9 feet to a point on the South line of said Lot 15; thence westerly on said South line a distance of 36.6 feet to the point of beginning, containing 0.12 acre, more or less, to be secured in this action.

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CONDEMNATION

Land Owner: Chauncey V. Smith and Gertrude E. Smith, husband and wife,
Holder of Record; Gerald D. Smith and Marilyn J. Smith,
husband and wife, Purchasers under Contract.

Mortgagee: The Commonwealth Company

Project: I-80-9 (25) AFE R-814a Lancaster County, Nebraska

Fee simple title to a tract of land for highway right of way purposes located in Lot 7 of the West Half of the Northeast Quarter of Section 2, Township 10 North, Range 6 East of the 6th P.M., Lancaster County, Nebraska, described as follows:

Beginning at the southeast corner of said Lot 7; thence northerly on the East line of said Lot 7 a distance of 138.2 feet; thence southwesterly 134 degrees 38 minutes left a distance of 241.2 feet to a point on the South line of said Lot 7; thence easterly on said South line a distance of 198.5 feet to the point of beginning, containing 0.31 acre, more or less, to be secured in this action.

Also, fee simple title to a tract of land for highway right of way purposes located in Lot 6 of the West Half of the Northeast Quarter of Section 2, Township 10 North, Range 6 East of the 6th P.M., Lancaster County, Nebraska, described as follows:

Referring to the northeast property corner; thence southerly on the East property line a distance of 29.5 feet to the point of beginning; thence continuing southerly on said East property line a distance of 71.0 feet; thence westerly 90 degrees right a distance of 102.8 feet; thence northeasterly 124 degrees 38 minutes right a distance of 124.9 feet to the point of beginning, containing 0.08 acre, more or less, to be secured in this action.

The remainders of said Lots 6 and 7, which by reason of the taking herein described, now abut on a highway where none existed theretofore, are subject to the provisions of Section 39-1329, Revised Statutes of Nebraska, 1957, Cumulative Supplement.

And, also, fee simple title to a tract of land for highway right of way purposes located in Lot 15 of the West Half of the Northeast Quarter of Section 2, Township 10 North, Range 6 East of the 6th P.M., Lancaster County, Nebraska, described as follows:

Beginning at the northwest corner of said Lot 15; thence southerly on the West line of said Lot 15 a distance of 100.0 feet; thence easterly 90 degrees left a distance of 17.0 feet; thence northwesterly 94 degrees 36 minutes left a distance of 100.3 feet to a point on the North line of said Lot 15; thence westerly on said North line a distance of 11.2 feet to the point of beginning, containing 0.06 acre, more or less, to be secured in this action.

MISCELLANEOUS RECORD NO.

RECEIVED
JAN 28 1960
STATE OF NEBRASKA

6-55
Now, therefore, we, as appraisers aforesaid, do hereby find and appraise the damages that will be suffered by reason of the appropriation of title to the said property, or any interest therein, herein described for State highway purposes by the State of Nebraska Department of Roads, in the amounts of:

- To: C. P. May and Marie M. May, husband and wife; \$ 2,446.30

- To: Mildred Elliot Pokorny and Miro Pokorny, wife and husband; \$ 7,701.00

- To: Chauncey V. Smith and Gertrude E. Smith husband and wife; \$ 2,878.80

- To: Chauncey V. Smith & Gertrude E. Smith, husband and wife; Gerald D. Smith and Marilyn J. Smith, husband and wife; \$ 1,453.00

- To: The Commonwealth Company, mortgagee: with land.
mortgage released - no award

All of which is hereby respectfully submitted.

Dated this 29th day of May A. D., 1959.

Walter D. Johnson
James B. Beck
John Bergquist
 Appraisers

IN THE COUNTY COURT OF LANCASTER COUNTY NEBRASKA

STATE OF NEBRASKA }
LANCASTER COUNTY }

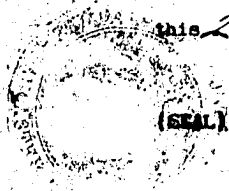
ss.

CERTIFICATE

I, HERBERT A. RONIN, Judge of the County Court of Lancaster County, do hereby certify that the foregoing is a full and correct copy of the original instrument duly filed and of record in this Court.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the County Court of said County at Lincoln, Nebraska

this 22nd day of June, 1959



Herbert A. Ronin
County Judge

By Louise A. Drake
Deputy Clerk County Court

STATE OF NEBRASKA } ss.
Lancaster County }
Entered on numerical index and
filed for record in the Register of
Deeds Office of said County the
22 day of JUNE 19 59.
at 1 o'clock and 30
minutes P. M. and recorded in
Book of
By Louise A. Drake
Deputy

INDEXED 6-556-562 & 75.
GENERAL 118-603 608 55
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