



BK 7861 PG 403-416



REL 2003 10580

REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

03 MAR -6 PM 1:30

RECEIVED

Jon E. Blumenthal  
c/o BAIRD HOLM  
1500 Woodmen Tower  
Omaha, Nebraska 68102

### CORRECTIVE PARTIAL DEED OF RECONVEYANCE

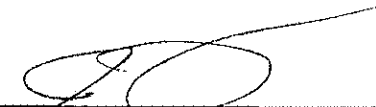
THIS CORRECTIVE PARTIAL DEED OF RECONVEYANCE is made as of February 11, 2003, by and between the below-named parties. The purpose of this Corrective Partial Deed of Reconveyance is to correct certain errors in the legal descriptions as contained in the original Partial Deed of Reconveyance which was dated January 21, 2003, and was recorded January 22, 2003, in Book 7739, Page 037 in the office of the Register of Deeds, Douglas County, Nebraska.

For valuable consideration given by BENNINGTON COMPANY, a Nebraska corporation, successor to Borrower, to JON E. BLUMENTHAL, as substitute trustee, for the benefit of ALDEN AWERKAMP, SUCCESSOR TRUSTEE OF THE FRANCES LYNNE UDES IRREVOCABLE TRUST; ALDEN AWERKAMP, SUCCESSOR TRUSTEE OF THE JOHN SCOTT IRREVOCABLE TRUST; ALDEN AWERKAMP, SUCCESSOR TRUSTEE OF THE FRANCES LYNNE UDES SCOTT IRREVOCABLE TRUST NO. 1 FOR THE BENEFIT OF SONJA ROSE SCOTT; ALDEN AWERKAMP, SUCCESSOR TRUSTEE OF THE MAURICE M. UDES IRREVOCABLE TRUST NO. 1 FOR THE BENEFIT OF SONJA ROSE SCOTT; ALDEN AWERKAMP, SUCCESSOR TRUSTEE OF THE FRANCES LYNNE UDES SCOTT IRREVOCABLE TRUST NO. FOR THE BENEFIT OF SARA LYNNE SCOTT; ALDEN AWERKAMP, SUCCESSOR TRUSTEE OF THE MAURICE M. UDES IRREVOCABLE TRUST NO. 1 FOR THE BENEFIT OF JULIA JOY SCOTT; AND ALDEN AWERKAMP, SUCCESSOR TRUSTEE OF THE FRANCES LYNNE UDES SCOTT IRREVOCABLE TRUST NO. 4, collectively, as Beneficiary, dated December 31, 1999, and recorded January 18, 2000, in the office of the Register of Deeds of Douglas County, Nebraska, at Book 5944, Page 456, the Beneficiary has requested in writing that this Partial Deed of Reconveyance be executed and delivered as confirmed by its endorsement below. Notwithstanding any provision to the contrary in this Partial Deed of Reconveyance, Borrower's indebtedness, liabilities and obligations secured by the Deed of Trust have not been satisfied, as of the date hereof.

For valuable consideration and in accordance with the request of the Beneficiary, the Trustee reconveys to the person or persons entitled thereto, without warranty, all the right, title, interest and claim acquired by the Trustee pursuant to the Deed of Trust in real property described on Exhibit "A", attached hereto and incorporated herein by this reference. The Deed of Trust shall continue to secure the real property described on Exhibit "B", attached hereto and incorporated herein by this reference.

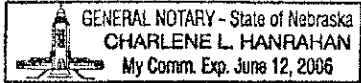
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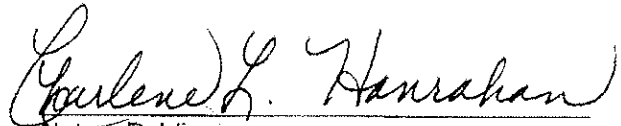
DATED: February 11, 2003

  
\_\_\_\_\_  
Jon E. Blumenthal, Trustee

STATE OF NEBRASKA     )  
  ) ss.  
COUNTY OF DOUGLAS    )

The foregoing instrument was acknowledged before me on February 11, 2003, by Jon E. Blumenthal, Trustee.




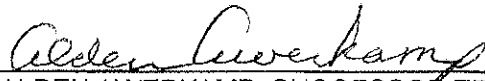
  
\_\_\_\_\_  
Notary Public

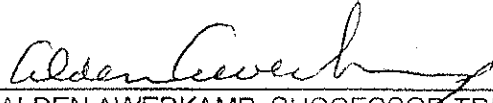
REQUEST FOR RECONVEYANCE

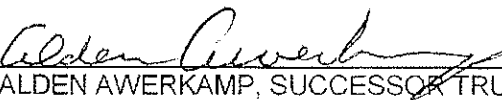
The Beneficiary requests the Trustee to reconvey the real estate described above to the person or persons entitled thereto.


DATED: February 17, 2003.

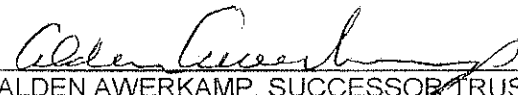
  
ALDEN AWERKAMP, SUCCESSOR TRUSTEE  
OF THE FRANCES LYNNE UDES  
IRREVOCABLE TRUST

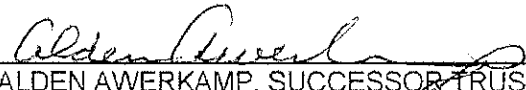
  
ALDEN AWERKAMP, SUCCESSOR TRUSTEE  
OF THE JOHN SCOTT IRREVOCABLE TRUST

  
ALDEN AWERKAMP, SUCCESSOR TRUSTEE  
OF THE FRANCES LYNNE UDES SCOTT  
IRREVOCABLE TRUST NO. 1 FOR THE  
BENEFIT OF SONJA ROSE SCOTT

  
ALDEN AWERKAMP, SUCCESSOR TRUSTEE  
OF THE MAURICE M. UDES IRREVOCABLE  
TRUST NO. 1 FOR THE BENEFIT OF SONJA  
ROSE SCOTT

  
ALDEN AWERKAMP, SUCCESSOR TRUSTEE  
OF THE FRANCES LYNNE UDES SCOTT  
IRREVOCABLE TRUST NO. 1 FOR THE  
BENEFIT OF SARA LYNNE SCOTT

  
ALDEN AWERKAMP, SUCCESSOR TRUSTEE  
OF THE MAURICE M. UDES IRREVOCABLE  
TRUST NO. 1 FOR THE BENEFIT OF JULIA JOY  
SCOTT

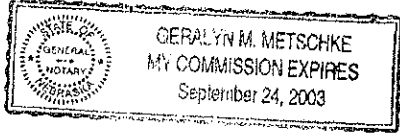
  
ALDEN AWERKAMP, SUCCESSOR TRUSTEE  
OF THE FRANCES LYNNE UDES SCOTT  
IRREVOCABLE TRUST NO. 4

STATE OF NEBRASKA     )  
  ) ss.  
COUNTY OF DOUGLAS    )

The foregoing instrument was acknowledged before me this 17 day of February, 2003, by Alden Averkamp, as successor trustee of the above-described trusts, as beneficiaries of the above-described deed of trust.

Witness my hand and official seal.

[seal]



Geralyn M. Metschke  
Notary Public

My commission expires: Sept. 24, 2003

EXHIBIT "A"

Reconveyed Real Estate

MEADOW RIDGE - NORTH  
LEGAL DESCRIPTION

A LEGAL DESCRIPTION OF A TRACT OF LAND LOCATED IN THE SOUTHWEST QUARTER OF SECTION 23, TOWNSHIP 16 NORTH, RANGE 11 EAST OF THE 6<sup>TH</sup> P.M., DOUGLAS COUNTY, NEBRASKA AND MORE FULLY DESCRIBED AS FOLLOWS:

REFERRING TO THE SOUTHWEST CORNER OF SAID SOUTHWEST QUARTER; THENCE: N89°46'21"E, (AN ASSUMED BEARING), ON THE SOUTH LINE OF SAID SOUTHWEST QUARTER, A DISTANCE OF 45.00 FEET; THENCE: N00°14'01"W, A DISTANCE OF 33.00 FEET TO THE POINT OF BEGINNING; THENCE: CONTINUING N00°14'01"W, ON THE EAST RIGHT-OF-WAY LINE OF 156<sup>TH</sup> STREET, A DISTANCE OF 2324.61 FEET; THENCE: N89°45'56"E, A DISTANCE OF 74.06 FEET; THENCE: S29°12'16"E, A DISTANCE OF 916.66 FEET; THENCE: S31°58'40"E, ON THE WESTERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, A DISTANCE OF 1683.64 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 04°55'08", A RADIUS OF 1282.53 FEET, AN ARC LENGTH OF 110.10 FEET, A CHORD LENGTH OF 110.07 FEET AND A CHORD BEARING S34°26'13"E; THENCE; ON SAID CURVE AND SAID RIGHT-OF-WAY LINE, A DISTANCE OF 110.10 FEET TO THE POINT OF TANGENCY; THENCE: S89°46'21"W, ON THE NORTH RIGHT-OF-WAY LINE OF STATE STREET, A DISTANCE OF 1465.74 FEET TO THE POINT OF BEGINNING AND CONTAINING A CALCULATED AREA OF 40.032 ACRES MORE OR LESS.

MEADOW RIDGE - SOUTH  
LEGAL DESCRIPTION

*Shadowbrook  
to Meadowridge*

A LEGAL DESCRIPTION OF A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 16 NORTH, RANGE 11 EAST OF THE 6<sup>TH</sup> P.M., DOUGLAS COUNTY, NEBRASKA AND MORE FULLY DESCRIBED AS FOLLOWS:

REFERRING TO THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE: N89°46'21"E, (AN ASSUMED BEARING), ON THE NORTH LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 40.00 FEET; THENCE: S00°33'10"E, A DISTANCE OF 33.00 FEET TO THE POINT OF BEGINNING; THENCE: N89°46'21"E, ON THE SOUTH RIGHT-OF-WAY LINE OF STATE STREET, A DISTANCE OF 1523.34; THENCE: S37°44'25", ON THE WESTERLY RIGHT-OF-WAY LINE OF MILITARY ROAD, A DISTANCE OF 1493.72 FEET; THENCE: S52°07'35"W, A DISTANCE OF 256.39 FEET; THENCE: S49°43'45"W, A DISTANCE OF 10.46 FEET; THENCE: S47°19'56"W, A DISTANCE OF 449.06 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 14°49'27", A RADIUS OF 300.00 FEET, AN ARC LENGTH OF 77.62 FEET, A CHORD LENGTH OF 77.40 FEET AND A CHORD BEARING S54°44'39"W; THENCE; ON SAID CURVE, A DISTANCE OF 77.62 FEET TO THE POINT OF TANGENCY; S62°09'23"W, A DISTANCE OF 500.38 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 19°54'57", A RADIUS OF 320.00 FEET, AN ARC LENGTH OF 111.23 FEET, A CHORD LENGTH OF 110.67 FEET AND A CHORD BEARING S52°11'55"W; THENCE; ON SAID CURVE, A DISTANCE OF 111.23 FEET TO THE POINT OF TANGENCY; THENCE: S42°14'26"W, A DISTANCE OF 254.05 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 44°07'27", A RADIUS OF 320.00 FEET, AN ARC LENGTH OF 246.44 FEET, A CHORD LENGTH OF 240.39 FEET AND A CHORD BEARING S64°18'10"W; THENCE; ON SAID CURVE, A DISTANCE OF 246.44 FEET TO THE POINT OF TANGENCY; THENCE: S86°21'53"W, A DISTANCE OF 220.57 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 87°12'39", A RADIUS OF 300.00 FEET, AN ARC LENGTH OF 456.63 FEET, A CHORD LENGTH OF 413.81 FEET AND A CHORD BEARING S42°45'36"W; THENCE; ON SAID CURVE, A DISTANCE OF 456.63 FEET TO THE POINT OF TANGENCY; THENCE: S00°14'23"E, A DISTANCE OF 11.12 FEET TO A POINT ON THE SOUTH LINE OF SAID NORTHWEST QUARTER; THENCE: S89°45'37"W, ON SAID LINE, A DISTANCE OF 390.31 FEET; THENCE: N00°33'10"W, ON THE EAST RIGHT-OF-WAY LINE OF 156<sup>TH</sup> STREET, A DISTANCE OF 2612.90 FEET TO THE POINT OF BEGINNING AND CONTAINING A CALCULATED AREA OF 100.21 ACRES MORE OR LESS.

AND

A LEGAL DESCRIPTION OF A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 16 NORTH, RANGE 11 EAST OF THE 6<sup>TH</sup> P.M., DOUGLAS COUNTY, NEBRASKA AND MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID NORTHWEST QUARTER; THENCE: N00°30'39"W, (AN ASSUMED BEARING), ON THE EAST LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 1165.33 FEET TO A POINT ON THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE: N37°44'25"W ON

*waterford*

SAID LINE, A DISTANCE OF 330.48; THENCE S52°07'35"W A DISTANCE OF 256.39; THENCE; S49°43'45"W A DISTANCE OF 10.46; THENCE: S47°19'56"W, A DISTANCE OF 449.06 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 14°49'27", A RADIUS OF 300.00 FEET, AN ARC LENGTH OF 77.62 FEET, A CHORD LENGTH OF 77.40 FEET AND A CHORD BEARING S54°44'39"W; THENCE, ON SAID CURVE, A DISTANCE OF 77.62 FEET TO THE POINT OF TANGENCY; THENCE: S62°09'23"W, A DISTANCE OF 500.38 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 19°54'57", A RADIUS OF 320.00 FEET, AN ARC LENGTH OF 111.23 FEET, A CHORD LENGTH OF 110.67 FEET AND A CHORD BEARING S52°11'55"W; THENCE; ON SAID CURVE, A DISTANCE OF 111.23 FEET TO THE POINT OF TANGENCY; THENCE: S42°14'26"W, A DISTANCE OF 254.05 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 44°07'27", A RADIUS OF 320.00 FEET, AN ARC LENGTH OF 246.44 FEET, A CHORD LENGTH OF 240.39 FEET AND A CHORD BEARING S64°18'10"W; THENCE; ON SAID CURVE, A DISTANCE OF 246.44 FEET TO THE POINT OF TANGENCY; THENCE: S86°21'53"W, A DISTANCE OF 220.57 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 87°12'39", A RADIUS OF 300.00 FEET, AN ARC LENGTH OF 456.63 FEET, A CHORD LENGTH OF 413.81 FEET AND A CHORD BEARING S42°45'36"W; THENCE; ON SAID CURVE, A DISTANCE OF 456.63 FEET TO THE POINT OF TANGENCY; THENCE: S00°14'23"E, A DISTANCE OF 11.12 FEET TO A POINT ON THE SOUTH LINE OF SAID NORTHWEST QUARTER; THENCE: S89°45'37"E, ON SAID LINE, A DISTANCE OF 2234.78 FEET TO THE POINT OF BEGINNING AND CONTAINING A CALCULATED AREA OF 38.96 ACRES MORE OR LESS.

Shadowbrook Rep. 2 + 3  
within  
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EXHIBIT "B"

Secured Real Estate

A LEGAL DESCRIPTION OF A TRACT OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 16 NORTH, RANGE 11 EAST OF THE 6<sup>TH</sup> P.M., DOUGLAS COUNTY, NEBRASKA AND MORE FULLY DESCRIBED AS FOLLOWS:

REFERRING TO THE NORTHEAST CORNER OF SAID NORTHWEST QUARTER; THENCE: S00°30'39"E, (AN ASSUMED BEARING), ON THE EAST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 26, A DISTANCE OF 33.00 FEET TO THE POINT OF BEGINNING; THENCE: CONTINUING S00°30'39"E, ON SAID EAST LINE, A DISTANCE OF 1337.91 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF MILITARY ROAD; THENCE: N37°44'25"W, ON SAID LINE, A DISTANCE OF 1686.67 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF STATE STREET; THENCE: N89°46'21"E, ON SAID LINE, A DISTANCE OF 1020.46 FEET TO THE POINT OF BEGINNING AND CONTAINING A CALCULATED AREA OF 15.67 ACRES MORE OR LESS.

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