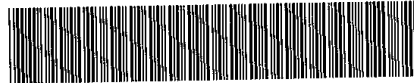




BK 1442 PG 362-366



MISC 2002 12543

RICHARD K. TAKEMAN
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

2002 MAY 30 PM 2: 58

RECEIVED

misc FEE 25.50 FB 61-43580
5 1 BKP _____ C/O _____ COMP 2
1 DEL _____ SCAN 12 FV _____

AMENDMENT OF PERPETUAL EASEMENT

This Amendment of Perpetual Easement is entered into this 16th day of April, 2002 by and between Montclair Investment II Co., a Nebraska general partnership, Seldin Properties, a Nebraska general partnership and Azne Holdings, L.L.C., a Nebraska limited liability company, being all the owners of Lot 1, Block 1, Westwood Heights 15th Addition, in Douglas County, Nebraska, ("the Parties").

WHEREAS, the Parties wish to amend Perpetual Easement dated January 20, 1972, recorded in Book 506, Page 517 of the records of Douglas County, Nebraska ("Original Perpetual Easement") pursuant hereto, to provide for a change in the legal description of the frontage road easement set forth therein due to the relocation of part of the frontage road.

NOW, THEREFORE, in consideration of the mutual covenants set forth herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties hereby substitute the legal description of the relocated frontage road shown on Exhibit A, attached hereto for that set forth in the Original Perpetual Easement.

Except as otherwise expressly set forth in this Amendment, the terms and conditions of the Original Perpetual Easement, are hereby ratified and confirmed and remain in full force and effect.

MONTCLAIR INVESTMENT II CO.

BY: Theodore M. Seldin
Theodore M. Seldin, as Trustee for
Silverman's Children's Trust

ITS: General Partner

SELDIN PROPERTIES

BY: Stanley C. Silverman
Stanley C. Silverman

ITS: General Partner

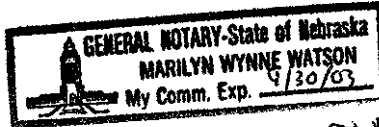
After recording
please return to:
Marilyn Watson
Seldin Company
13057 West Center Rd.
Omaha, NE 68144

AZNE HOLDINGS, L.L.C.

BY: Dennis Miller

ITS: Managing Member

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)



The foregoing instrument was acknowledged before me this 5th day of April, 2002 by Theodore M. Seldin, as Trustee for Silverman's Children's Trust, Partner on behalf of Montclair Investment II Co., a Nebraska General Partnership.

Marilyn Wynne Watson

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)



The foregoing instrument was acknowledged before me this 16th day of April, 2002 by Stanley C. Silverman, Partner on behalf of Seldin Properties, a Nebraska general partnership.

Reva L. Grimm

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)



The foregoing instrument was acknowledged before me this 16th day, April, 2002 by Dennis Miller, Managing Member, on behalf of Azne Holdings, L.L.C., a Nebraska limited liability company.

Reva L. Grimm

Exhibit "A"

A TRACT OF LAND COMPOSED OF A PORTION OF LOT 1, BLOCK 1, WESTWOOD HEIGHTS 15TH ADDITION, LOCATED IN THE NORTHWEST QUARTER OF SECTION 31, TOWNSHIP 15 NORTH, RANGE 12 EAST OF THE 6TH P.M., CITY OF OMAHA, DOUGLAS COUNTY, NEBRASKA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 1; THENCE ON AN ASSUMED BEARING OF SOUTH 00 DEGREES 06 MINUTES 28 SECONDS EAST ALONG THE EAST LINE OF SAID LOT 1 A DISTANCE OF 1.23 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 00 DEGREES 06 MINUTES 28 SECONDS EAST, A DISTANCE OF 26.00 FEET; THENCE SOUTH 89 DEGREES 35 MINUTES 35 SECONDS WEST, A DISTANCE OF 329.79 FEET; THENCE NORTH 88 DEGREES 01 MINUTES 12 SECONDS WEST, A DISTANCE OF 586.06 FEET; THENCE ALONG A CURVE IN A COUNTER CLOCKWISE DIRECTION, HAVING A RADIUS OF 89.00 FEET, AN ARC LENGTH OF 24.03 FEET, A DELTA ANGLE OF 15 DEGREES 28 MINUTES 07 SECONDS, A CHORD BEARING OF SOUTH 84 DEGREES 14 MINUTES 44 SECONDS WEST AND A CHORD LENGTH OF 23.96 FEET; THENCE SOUTH 76 DEGREES 30 MINUTES 41 SECONDS WEST, A DISTANCE OF 158.09 FEET; THENCE ALONG A CURVE IN A COUNTER CLOCKWISE DIRECTION, HAVING A RADIUS OF 89.00 FEET, AN ARC LENGTH OF 118.85 FEET, A DELTA ANGLE OF 76 DEGREES 30 MINUTES 41 SECONDS, A CHORD BEARING OF SOUTH 38 DEGREES 15 MINUTES 20 SECONDS WEST AND A CHORD LENGTH OF 110.21 FEET; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST, A DISTANCE OF 93.36 FEET; THENCE ALONG A CURVE IN A CLOCKWISE DIRECTION, HAVING A RADIUS OF 106.00 FEET, AN ARC LENGTH OF 31.54 FEET, A DELTA ANGLE OF 17 DEGREES 02 MINUTES 48 SECONDS, A CHORD BEARING OF SOUTH 08 DEGREES 31 MINUTES 24 SECONDS WEST AND A CHORD LENGTH OF 31.42 FEET; THENCE SOUTH 17 DEGREES 02 MINUTES 48 SECONDS WEST, A DISTANCE OF 88.17 FEET; THENCE SOUTH 20 DEGREES 35 MINUTES 34 SECONDS WEST, A DISTANCE OF 15.51 FEET; THENCE ALONG A CURVE IN A COUNTER CLOCKWISE DIRECTION, HAVING A RADIUS OF 20.00 FEET, AN ARC LENGTH OF 6.83 FEET, A DELTA ANGLE OF 19 DEGREES 33 MINUTES 36 SECONDS, A CHORD BEARING OF SOUTH 10 DEGREES 48 MINUTES 46 SECONDS WEST AND A CHORD LENGTH OF 6.79 FEET; THENCE SOUTH 01 DEGREES 01 MINUTES 58 SECONDS WEST, A DISTANCE OF 52.11 FEET; THENCE SOUTH 00 DEGREES 14 MINUTES 57 SECONDS WEST, A DISTANCE OF 95.34 FEET; THENCE ALONG A CURVE IN A CLOCKWISE DIRECTION, HAVING A RADIUS OF 56.00 FEET, AN ARC LENGTH OF 39.66 FEET, A DELTA ANGLE OF 40 DEGREES 34 MINUTES 46 SECONDS, A CHORD BEARING OF SOUTH 20 DEGREES 32 MINUTES 20 SECONDS WEST AND A CHORD LENGTH OF 38.84 FEET; THENCE SOUTH 40 DEGREES 49 MINUTES 43 SECONDS WEST, A DISTANCE OF 37.69 FEET TO THE NORTH LINE OF A PARCEL OF LAND AS DESCRIBED IN BOOK 1506, PAGE 549, RECORDS OF DOUGLAS COUNTY, NEBRASKA; THENCE SOUTH 89 DEGREES 57 MINUTES 24 SECONDS WEST, ALONG SAID NORTH LINE, A DISTANCE OF 2.01 FEET TO THE NORTHWEST CORNER OF A PARCEL OF LAND AS DESCRIBED IN BOOK 1506, PAGE 549, RECORDS OF DOUGLAS COUNTY, NEBRASKA; THENCE SOUTH 00 DEGREES 03 MINUTES 47 SECONDS WEST, ALONG THE WEST LINE OF A PARCEL OF LAND AS DESCRIBED IN BOOK 1506, PAGE 549, RECORDS OF DOUGLAS COUNTY,

NEBRASKA, A DISTANCE OF 13.71 FEET; THENCE NORTH 89 DEGREES 02 MINUTES 32 SECONDS WEST, A DISTANCE OF 28.00 FEET; THENCE NORTH 00 DEGREES 03 MINUTES 47 SECONDS EAST, A DISTANCE OF 14.58 FEET; THENCE ALONG A CURVE IN A CLOCKWISE DIRECTION, HAVING A RADIUS OF 10.00 FEET, AN ARC LENGTH OF 7.11 FEET, A DELTA ANGLE OF 40 DEGREES 45 MINUTES 56 SECONDS, A CHORD BEARING OF NORTH 20 DEGREES 26 MINUTES 45 SECONDS EAST AND A CHORD LENGTH OF 6.97 FEET; THENCE NORTH 40 DEGREES 49 MINUTES 43 SECONDS EAST, A DISTANCE OF 49.77 FEET; THENCE ALONG A CURVE IN A COUNTER CLOCKWISE DIRECTION, HAVING A RADIUS OF 30.00 FEET, AN ARC LENGTH OF 21.25 FEET, A DELTA ANGLE OF 40 DEGREES 34 MINUTES 46 SECONDS, A CHORD BEARING OF NORTH 20 DEGREES 32 MINUTES 20 SECONDS EAST AND A CHORD LENGTH OF 20.81 FEET; THENCE NORTH 00 DEGREES 14 MINUTES 57 SECONDS EAST, A DISTANCE OF 95.52 FEET; THENCE NORTH 01 DEGREES 01 MINUTES 58 SECONDS EAST, A DISTANCE OF 56.76 FEET; THENCE ALONG A CURVE IN A CLOCKWISE DIRECTION, HAVING A RADIUS OF 20.00 FEET, AN ARC LENGTH OF 6.83 FEET, A DELTA ANGLE OF 19 DEGREES 33 MINUTES 36 SECONDS, A CHORD BEARING OF NORTH 10 DEGREES 48 MINUTES 46 SECONDS EAST AND A CHORD LENGTH OF 6.79 FEET; THENCE NORTH 20 DEGREES 35 MINUTES 34 SECONDS EAST, A DISTANCE OF 19.18 FEET; THENCE NORTH 17 DEGREES 02 MINUTES 48 SECONDS EAST, A DISTANCE OF 87.37 FEET; THENCE ALONG A CURVE IN A COUNTER CLOCKWISE DIRECTION, HAVING A RADIUS OF 80.00 FEET, AN ARC LENGTH OF 23.80 FEET, A DELTA ANGLE OF 17 DEGREES 02 MINUTES 48 SECONDS, A CHORD BEARING OF NORTH 08 DEGREES 31 MINUTES 24 SECONDS EAST AND A CHORD LENGTH OF 23.71 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 93.36 FEET; THENCE ALONG A CURVE IN A CLOCKWISE DIRECTION, HAVING A RADIUS OF 115.00 FEET, AN ARC LENGTH OF 153.57 FEET, A DELTA ANGLE OF 76 DEGREES 30 MINUTES 41 SECONDS, A CHORD BEARING OF NORTH 38 DEGREES 15 MINUTES 20 SECONDS EAST AND A CHORD LENGTH OF 142.41 FEET; THENCE NORTH 76 DEGREES 30 MINUTES 41 SECONDS EAST, A DISTANCE OF 158.09 FEET; THENCE ALONG A CURVE IN A CLOCKWISE DIRECTION, HAVING A RADIUS OF 115.00 FEET, AN ARC LENGTH OF 31.05 FEET, A DELTA ANGLE OF 15 DEGREES 28 MINUTES 07 SECONDS, A CHORD BEARING OF NORTH 84 DEGREES 14 MINUTES 44 SECONDS EAST AND A CHORD LENGTH OF 30.95 FEET; THENCE SOUTH 88 DEGREES 01 MINUTES 12 SECONDS EAST, A DISTANCE OF 585.51 FEET; THENCE NORTH 89 DEGREES 35 MINUTES 35 SECONDS EAST, A DISTANCE OF 329.40 FEET TO THE POINT OF BEGINNING.

