

FILED SARPY CO. NE.
INSTRUMENT NUMBER
2009-12410
2009 APR 30 P 2:00

Steven J. Stastny
REGISTER OF DEEDS

COUNTER ah C.E. D
VERIFY ah D.E. LM
PROOF P
FEES \$ 154.00
CHECK # 391043
CASH _____
CREDIT _____
Stamped copy



**THIS PAGE ADDED
FOR RECORDING
INFORMATION.**

**DOCUMENT STARTS ON
NEXT PAGE.**

LLOYD J. DOWDING

SARPY COUNTY REGISTER OF DEEDS
Steven J. Stastny, Deputy
1210 GOLDEN GATE DRIVE, STE 1109
PAPILLION, NE 68046-2895
402-593-5773

A

AMENDMENT TO RESIDENTIAL SUBDIVISION AGREEMENT

Portal Ridge Subdivision
PUD-1 Planned Unit Development

THIS Amendment to the Subdivision AGREEMENT, made this 3rd day of July, 2007, by and between PORTAL RIDGE DEVELOPMENT, LLC, a Nebraska limited liability company (hereinafter referred to as "Developer"), SANITARY AND IMPROVEMENT DISTRICT NO. 276 OF SARPY COUNTY, NEBRASKA (hereinafter referred to as "District"), and the CITY OF LA VISTA, a Municipal Corporation in the State of Nebraska (hereinafter referred to as "City");

WITNESSETH:

WHEREAS, Developer, District and the City entered into a Subdivision Agreement on October 11th, 2006, for Portal Ridge which is generally located southeast of 107th and Giles Road, as described on Exhibit "A"; and,

WHEREAS, The Subdivision Agreement provided for the construction of "Authorized Public Improvements"; and,

WHEREAS, The parties wish to add the installation of ADA Sidewalk Ramps to all Street Intersections; and,

WHEREAS, the parties wish to agree upon the manner and the extent to which public funds may be expended in connection with installation of the ADA Sidewalk Ramps.

NOW, THEREFORE, IT IS AGREED THAT THE SUBDIVISION AGREEMENT IS AMENDED as follows:

2. Additional Authorized Public Improvements

Developer, District and City agree that the District may construct or install, or cause to be constructed or installed, and the credit of District shall be used for the installation of ADA sidewalk ramps at all street intersections as shown on attached exhibit at a construction estimate cost of \$56,117.00 and a total estimated cost, including all soft costs, of \$78,563.80

1. Sidewalks. This section of the Subdivision Agreement is hereby amended to allow the installation of the ADA Sidewalk ramps. Plans and specifications shall be approved prior to construction according to Section 11 of the Subdivision Agreement.

In all other respects, the Subdivision Agreement remains in full force and effect.

Return to:
FULLENKAMP, DOYLE & JOBEUN
11440 WEST CENTER ROAD
OMAHA, NEBRASKA 68144-4482

dk

B

IN WITNESS WHEREOF, we, the parties hereto, by our respective duly authorized agents, hereto affix our signatures the day and year first above written.

ATTEST:

PORTAL RIDGE DEVELOPMENT, LLC

Michael Beyer

By Timothy W. Young
Timothy W. Young, Managing Member

ATTEST:

SANITARY AND IMPROVEMENT DISTRICT NO. 276
OF SARPY COUNTY, NEBRASKA

Michael Beyer
Clerk of Said District

By Paul Young
Chair of the Board of Trustees

ATTEST:

CITY OF LA VISTA

Pamela A. Dueth
City Clerk

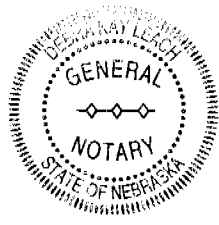
By Douglas Kindig
Douglas Kindig, Mayor

ACKNOWLEDGMENT OF NOTARY

STATE OF NEBRASKA)
COUNTY OF Sarpy)

On this 23rd day of March, 2009, before me a Notary Public, duly commissioned and qualified in and for said County, appeared Timothy W. Young, personally known by me to be the managing member of Portal Ridge Development, LLC. and the identical person whose name is affixed to the foregoing Amendment to Subdivision Agreement, and acknowledged the execution thereof to be his voluntary act and deed.

WITNESS my hand and Notarial Seal the day and year last above written.



[Signature]
Notary Public

MY COMMISSION EXPIRES:
May 12, 2010

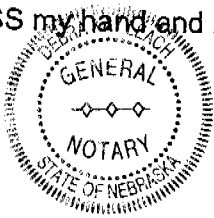
C

ACKNOWLEDGMENT OF NOTARY

STATE OF NEBRASKA)
COUNTY OF Sarpy)

On this 23rd day of MARCH, 2009, before me a Notary Public, duly commissioned and qualified in and for said County, appeared Tommy W Young, personally known by me to be the Chair of the Board of Trustees of Sanitary and Improvement District No. 276 of Sarpy County, Nebraska, and Mark A Boyer, to me personally known to be the Clerk of the Board of Trustees of Sanitary and Improvement District No. 276 of Sarpy County, Nebraska, the identical persons whose names are affixed to the foregoing Amendment to Subdivision Agreement, and they acknowledged the execution thereof to be their voluntary act and deed.

WITNESS my hand and Notarial Seal the day and year last above written.



[Signature]
Notary Public

MY COMMISSION EXPIRES:
5/31/2010

ACKNOWLEDGMENT OF NOTARY

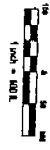
STATE OF NEBRASKA)
COUNTY OF Sarpy)

On this 9th day of April, 2009, before me a Notary Public, duly commissioned and qualified in and for said County, appeared Douglas Kindig, personally known by me to be the Mayor of the City of La Vista and Rita Ramirez, to me personally known to be the City Clerk of the City of La Vista, the identical persons whose names are affixed to the foregoing Amendment to Subdivision Agreement, and they acknowledged the execution thereof to be their voluntary act and deed.

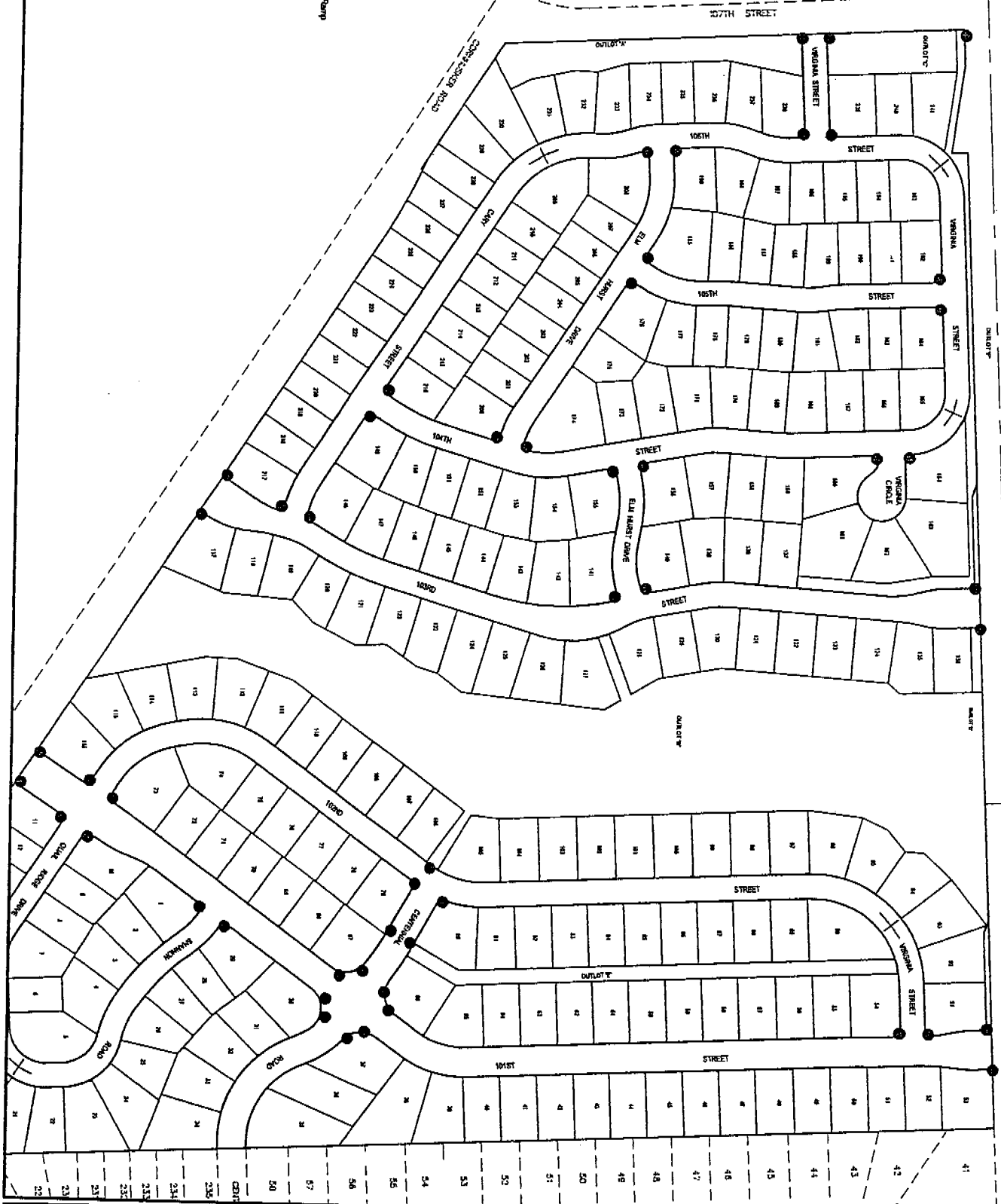
WITNESS my hand and Notarial Seal the day and year last above written.



[Signature]
Notary Public



ADA Compliant Sidewalk Ramp



Proj No.	2005-024-001	Revision
Date		See Sheet
Designed By	WJ	
Drawn By	JJ	
Checked By		
Sheet 1 of		

SIDEWALK RAMP EXHIBIT

PORTAL RIDGE
 LOTS 1 THRU 242 INCLUSIVE
 & OUTLOTS "A" THRU "Z"
 SUBDIVISION AGREEMENT AMENDMENT

ea **E&A CONSULTING GROUP, INC.**
 ENGINEERING • PLANNING • FIELD SERVICES

300 NORTH FIFTH STREET, OMAHA, NE 68102
 PHONE: (402) 466-4700 FAX: (402) 466-4705
 www.eagroup.com

2007-12410 E

Portal Ridge sidewalk ramp cost estimate

6/21/2007

Item	Quan.	unit	unit price	total
1 4'x4" sidewalk at curb ramp	1,260	SF	\$ 2.95	\$ 3,717.00
2 6" double curb ramp	2,590	SF	\$ 5.00	\$ 12,950.00
3 6" single curb ramp	770	SF	\$ 5.00	\$ 3,850.00
4 insert panel	140	EA	\$ 180.00	\$ 25,200.00
5 grind curb	1,040	LF	\$ 10.00	\$ 10,400.00
total				\$ 56,117.00
40% admin costs				\$ 22,446.80
TOTAL				\$ 78,563.80