

A CONTRACT FOR THE CONVEYANCE OF CERTAIN
REAL ESTATE

THIS INDENTURE is made this 25 day of September 1976, by and between Mutual Investors, Inc., a Nebraska Corporation, and Mr. and Mrs Joseph P. McMenamim, husband and wife of _____ South 110th Street, Omaha, Nebraska,

WHEREAS, Mutual Investors Inc. is the owner of Lot 139 and Mr and Mrs McMenamim are the owners of Lot 83, both parcels being located in Bel Air Addition, a subdivision of Omaha, Douglas County, Nebraska, and which parcels are separated by a dedicated right-of-way for Bel Air Drive, as surveyed, platted and recorded, and concerning which both parties hereto have petitioned the City Council of Omaha, Nebraska to vacate,

NOW THEREFORE, when the City Council of Omaha, Nebraska approves the ordinance vacating the said Bel Air Drive from the West edge of 110th Street westerly to the Interstate 680 right-of-way, a distance of approximately 183 feet, a line drawn down the middle of this vacated street will then become the dividing boundary line between Lot 139 on the North and Lot 83 on the South, in the said Bel Air Addition.

IT IS THEN THE MUTUALLY AGREED INTENTION of the said property owners to deed and convey a portion of this newly acquired land to each other in such a way that the Southeasterly half of the vacated street will go to the owner of Lot 139 and the Northwesterly portion will to to the owner of Lot 83. The new dividing boundary line between Lot 139 and Lot 83 will then divide the vacated street diagonally along a line more particularly described as follows:

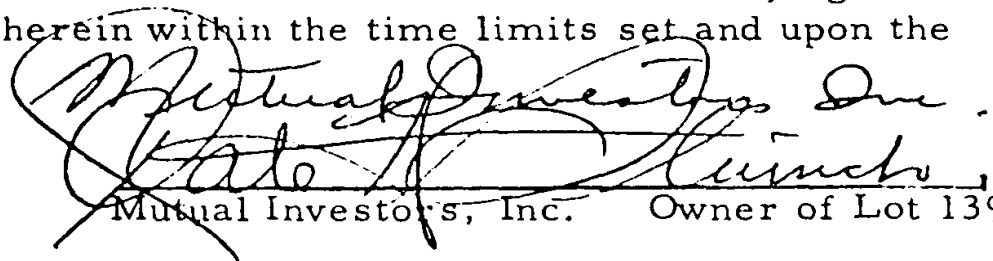
Commencing at the SE corner of Lot 83, Bel Air Addition, thence Northward along the West boundary of the right-of-way for 110th Street, a distance of 209 feet to the point of beginning, thence Westerly to the point of intersection of the North boundary of the vacated Bel Air Drive with the East boundary of the Interstate 680 right-of-way, a distance of approximately 165 feet to the point of ending.

NOW THEREFORE, within ten (10) days of the effective date of the vacating ordinance for the said Bel Air Drive by the City Council of Omaha, Nebraska, and in consideration of the mutual exchange of parcels of land, the owners of Lot 83 hereby agree to convey all right, title and interest in that portion of the vacated street area acquired by the said vacating ordinance that lies North of the above described line to the owner of Lot 139;

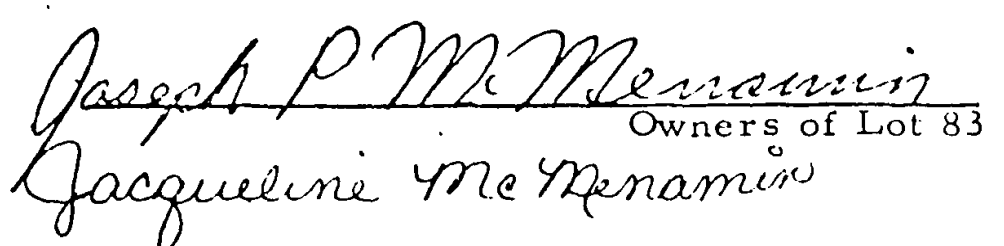
AND FURTHER, in consideration of this exchange of parcels of land, the owner of Lot 139 hereby agrees to convey all right, title and interest in that portion of the vacated street area acquired by the said vacating ordinance that lies South of the above described line to the owner of Lot 83.

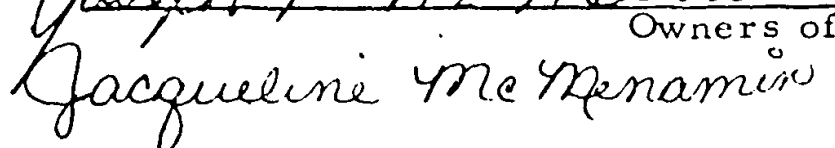
The conveyances of both parties to the other, their successors, heirs, or assigns shall be by warranty deed, free of all encumbrances, liens, assessments and taxes except restrictive covenants and easements of record.

IN WITNESS WHEREOF, we the undersigned owners of the said Lots 139 and 83, have voluntarily signed and executed this contract and mutually agree to perform the covenants stated herein within the time limits set and upon the conditions expressed herein.



Mutual Investors, Inc. Owner of Lot 139



Joseph P. McMenamim


Jacqueline McMenamim
Owners of Lot 83

STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

On this 25 day of September, 1976, before me, the undersigned, a Notary Public duly commissioned and qualified for in said County, personally came Dale H. Slunicko, President of Mutual Investors, Inc., to me known to be the identical person whose name is affixed to the foregoing instrument and acknowledged the execution thereof to be his voluntary act and deed in said capacity and the voluntary act and deed of said corporation.

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

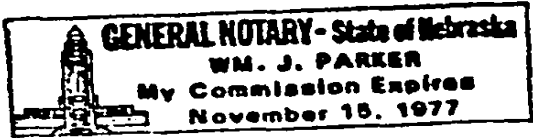


Wm J Parker
Notary Public

STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

On this 25 day of September, 1976, before me, the undersigned, a Notary Public duly commissioned and qualified for in said County, personally came Joseph P McMenammin and Jacqueline J. McMenammin, husband and wife to me known to be the identical persons whose names are affixed to the foregoing instrument and acknowledged the execution thereof to be their voluntary act and deed.

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



Wm J Parker
Notary Public

To The Office of
LOUIS E. LAMBERTY
County Surveyor and Engineer
Douglas County

POOR COPY FILED

Field Notes:

Found all iron pipe as shown. Then set remaining iron pipe to corners shown distances and intersecting lines. Then checked all distances and angles.

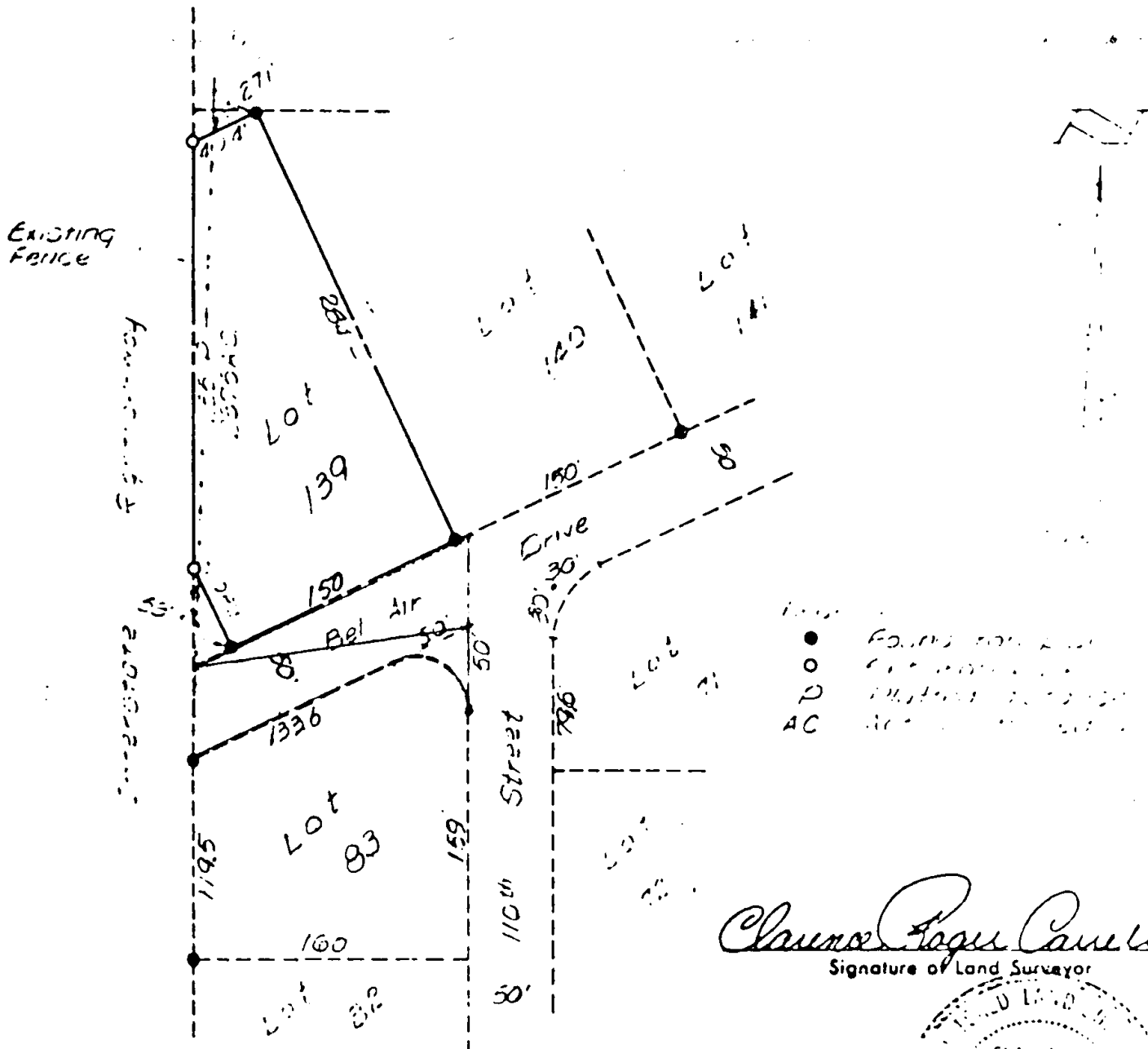
LAND SURVEYOR'S CERTIFICATE

I hereby certify that this plat, map, survey or report was made by me or under my direct personal supervision and that I am a duly Registered Land Surveyor under the laws of the State of Nebraska.

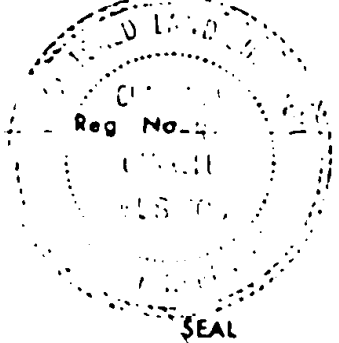
Legal Description

Lot 139, Bel Air 2nd Addition, A subdivision located in Douglas County, Nebraska.

Plat to scale showing tract surveyed with all pertinent points.



Clarence Roger Canell
Signature of Land Surveyor



DATE RECEIVED: _____ Date: _____
GOLLEHON, SCHEMMER & ASSOCIATES, INC.
12100 WEST CENTER ROAD SUITE 520
OFFICIAL ADDRESS: OMAHA, NEBRASKA 68144

SLDG. PERMIT NO.: _____ DRAWN ROP

RECEIVED 1977 AUG - 3 PM 1:42
REGISTERED SURVEYOR
DOUGLAS COUNTY, NEBR.

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