

Old

39-557

RETURN OF THE COUNTY JUDGE OF SARPY COUNTY, NEBRASKA

STATE OF NEBRASKA
DEPARTMENT OF ROADS

Docket _____ Page _____

Condemner

RETURN OF APPRAISERS

EARL E. SCHUESSLER, a single person,
Owner;

WALTER SCHUESSLER, Owner; ELSA A.
SCHUESSLER, wife of WALTER SCHUESSLER;

FILED FOR RECORD IN SARPY COUNTY NEB. *Mar 12 1968* AT *2:40* CLOCK *PM*
AND RECORDED IN BOOK *39* OF *Record Book* PAGE *557*
Oliver Rankin REGISTER OF DEEDS *12 50*

Condemnees

TO HONORABLE ORVILLE ENTERMAN, COUNTY JUDGE, SARPY COUNTY, NEBR.

We, the undersigned appraisers, do hereby certify that under and by virtue of an "Appointment of Appraisers" duly served upon us by *R. D. Stitt*, Sheriff or Deputy Sheriff of *Sarpy* County, Nebraska, on the *15-17* day of *April*, 19*68*, 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 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 as in our opinion was damaged by the appropriation of the property herein described:

RIM-614

1288

39.558

CONDEMNATION

Land Owners: Earl E. Schuessler, a single man

Project: RAD-11 (1)
Page 1 of 2

APP: R-629

Sarpy County, Nebraska

Fee Simple Title to a tract of land and all improvements thereon, if any, for Highway Right of Way Purposes located in Tax Lot 51B in the West Half of the Southwest Quarter of Section 34, Township 14 North, Range 13 East of the 6th P.M., Sarpy County, Nebraska, as illustrated on the attached plat and being more particularly described as follows:

Referring to the West Quarter Corner of said Section 34; thence southerly on the West Line of the West Half of the Southwest Quarter of said Section 34 a distance of 567.3 feet to the point of beginning; thence continuing southerly on said West Line a distance of 162.5 feet; thence easterly on a 5,809.58 foot radius curve to the left (initial tangent of which forms an angle of 99 degrees 52 minutes left from said West Line) a distance of 321.6 feet; thence southerly on a line which forms an angle of 96 degrees 21 minutes right from the final tangent of the last described curve a distance of 305.2 feet; thence continuing southerly 01 degree 07 minutes right a distance of 352.7 feet, more or less, to a point on the centerline of Papillon Drainage Ditch; thence easterly 70 degrees 56 minutes left, more or less, and on said Drainage Ditch centerline a distance of 28.4 feet, more or less, to a point on the easterly Property Line; thence northerly on said easterly Property Line a distance of 1,054.6 feet, more or less, to a point on the northerly Existing Highway Right of Way Line; said point being 260.4 feet southerly from the North Line of said West Half of the Southwest Quarter as measured along the last described course; extended; thence westerly 91 degrees 34 minutes left and on said northerly Existing Highway Right of Way Line a distance of 51.8 feet to a point on the northwesterly Existing Highway Right of Way Line; thence southwesterly 63 degrees 54 minutes left and on said northwesterly Existing Highway Right of Way Line a distance of 279.6 feet; thence westerly on a 5,649.58 foot radius curve to the right (initial tangent of which forms an angle of 52 degrees 47 minutes right from the last described course) a distance of 249.5 feet to the point of beginning, containing 3.06 acres, more or less, which includes 2.35 acres, more or less, previously occupied as a public highway, the remaining 0.71 acre, more or less, being the additional acreage to be secured in this action.

There will be no ingress or egress over the following described Controlled Access Lines located in Tax Lot 51B in the West Half of the Southwest Quarter of Section 34, Township 14 North, Range 13 East of the 6th P.M., Sarpy County, Nebraska, as illustrated on the attached plat:

Referring to the West Quarter Corner of said Section 34; thence southerly on the West Line of the West Half of the Southwest Quarter of said Section 34 a distance of 567.3 feet to the point of beginning of said Controlled Access Line, said point being on the northerly Highway Right of Way Line; thence easterly on a 5,649.58 foot radius curve to the left (initial tangent of which forms an angle of 79 degrees 51 minutes left from said West Line) and on said Highway Right of Way Line a distance of 249.5 feet to a point on the northwesterly Existing Highway Right of Way Line; thence northeasterly on a line which forms an angle of 52 degrees 47 minutes left from the final tangent of the last described curve and on said Existing Highway Right of Way Line a distance of 279.6 feet to the point of termination of said Controlled Access Line.

And also, referring to the West Quarter Corner of said Section 34; thence southerly on the West Line of the West Half of the Southwest Quarter of said Section 34 a distance of 729.8 feet to the point of beginning of said Controlled Access Line, said point being on the southerly Highway Right of Way Line; thence easterly on a 5,809.58 foot radius curve to the left (initial tangent of which forms an angle of 99 degrees 52 minutes left from said West Line) and on said southerly Highway Right of Way Line a distance of 321.6 feet to a point on the westerly Highway Right of Way Line; thence southerly on a line which forms an angle of 96 degrees 21 minutes right from the final tangent of the last described curve and on said westerly Highway Right of Way Line a distance of 305.2 feet; thence continuing southerly 01 degree 07 minutes right and on said westerly Highway Right of Way Line a distance of 352.7 feet, more or less, to the point of

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CONDEMNATION

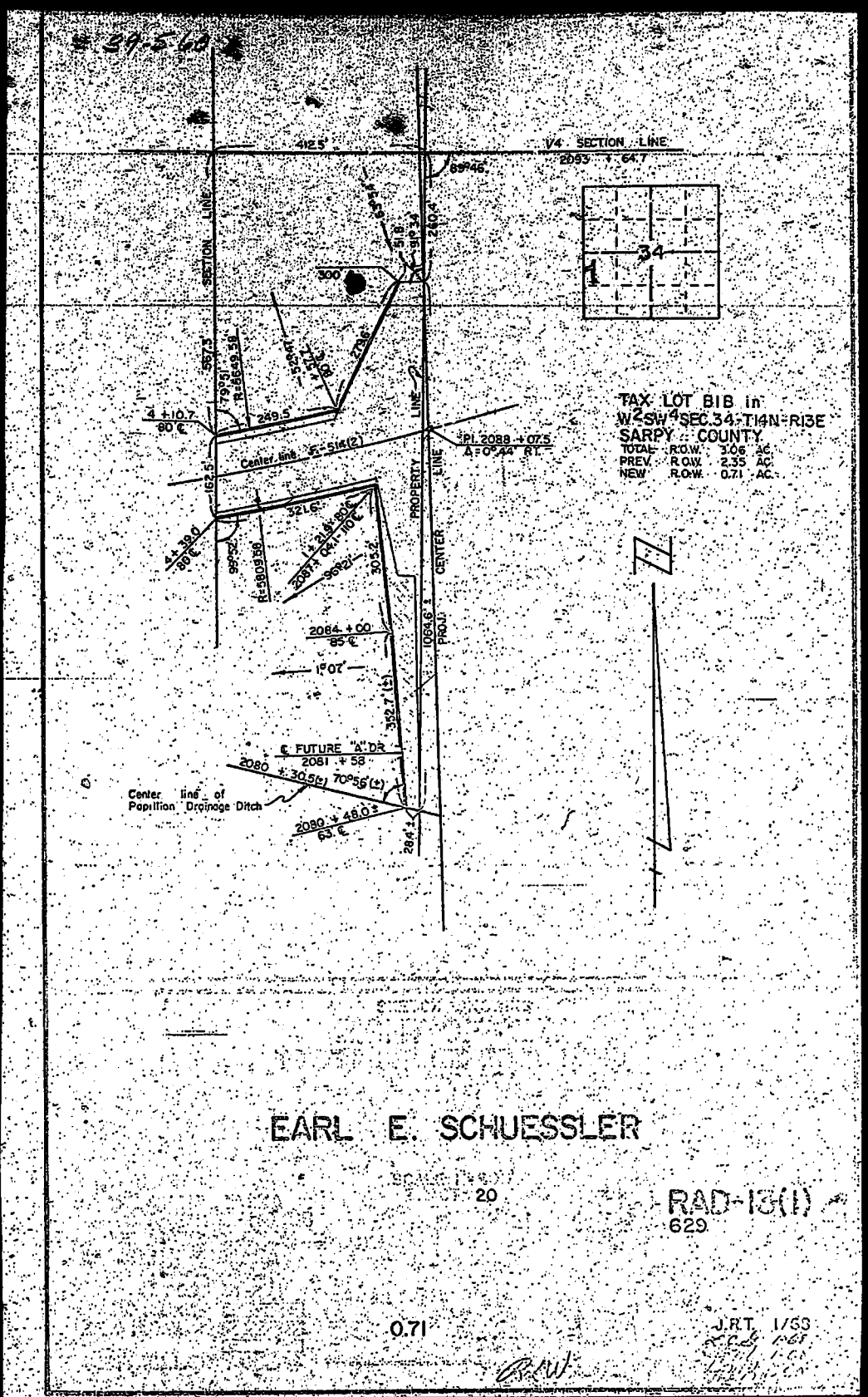
Land Owner: Earl E. Schuessler, a single man.

Project: RAD-13-(1) AEE: R-629 Sarpy County, Nebraska
Page 2 of 2.

termination of said Controlled Access Line, said point being on the centerline of Papillion Drainage Ditch, except over one field entrance; not to exceed 25 feet in width, to provide for the movement of farming implements and crops so long as it is used consistent with normal farming operations of the owner, the centerline of which is to be located 1,206.7 feet southerly from the North Line of said West Half of the Southwest Quarter as measured along the centerline of the highway.

All mineral rights in the above described tract shall be retained and reserved to the Condemnee, his heirs, successors or assigns. The Condemnee, his heirs, successors or assigns shall have no right to use or enter the surface of the above described tract for any purpose concerning the reserved mineral rights; nor shall the Condemnee, his heirs, successors or assigns in extracting such minerals, damage or in any way impair the use of the above described tract.

29-560



TAX LOT B1B in
 W 2 SW 4 SEC. 34 T14N R13E
 SARPY COUNTY
 TOTAL R.O.W. 3.06 AC
 PREV. R.O.W. 2.35 AC
 NEW R.O.W. 0.71 AC

EARL E. SCHUESSLER

20

RAD-13(1)
 629

0.71

J.R.T. 1/69
[Handwritten signature]

39-561

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

Land Owners: Walter Schuessler and Elsa E. Schuessler, Husband and Wife

Project: RAD-13 (1)

AFE: R-629

Sarpy County, Nebraska

Fee Simple Title to a tract of land and all improvements thereon, if any, for Highway Right of Way Purposes located in the Southeast Quarter of Section 33, Township 14 North, Range 13 East of the 6th P.M., Sarpy County, Nebraska, as illustrated on the attached plat and being more particularly described as follows:

Referring to the East Quarter Corner of said Section 33; thence southerly on the East Line of the Southeast Quarter of said Section 33 a distance of 567.4 feet to the point of beginning; thence continuing southerly on said East Line a distance of 15.2 feet to a point on the northerly Existing Highway Right of Way Line; thence westerly on a 5,664.58 foot radius curve to the right (initial tangent of which forms an angle of 79 degrees 52 minutes right from said East Line) and on said Existing Highway Right of Way Line a distance of 40.9 feet to point of tangency; thence continuing westerly, tangent; and on said Existing Highway Right of Way Line a distance of 445.3 feet; thence easterly 175 degrees 43 minutes right a distance of 200.6 feet; thence continuing easterly 04 degrees 17 minutes right a distance of 245.3 feet to point of curvature; thence continuing easterly on a 5,649.58 foot radius curve to the left (initial tangent of which coincides with the last described course) a distance of 43.3 feet to the point of beginning, containing 0.13 acre, more or less, to be secured in this action.

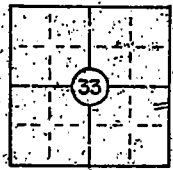
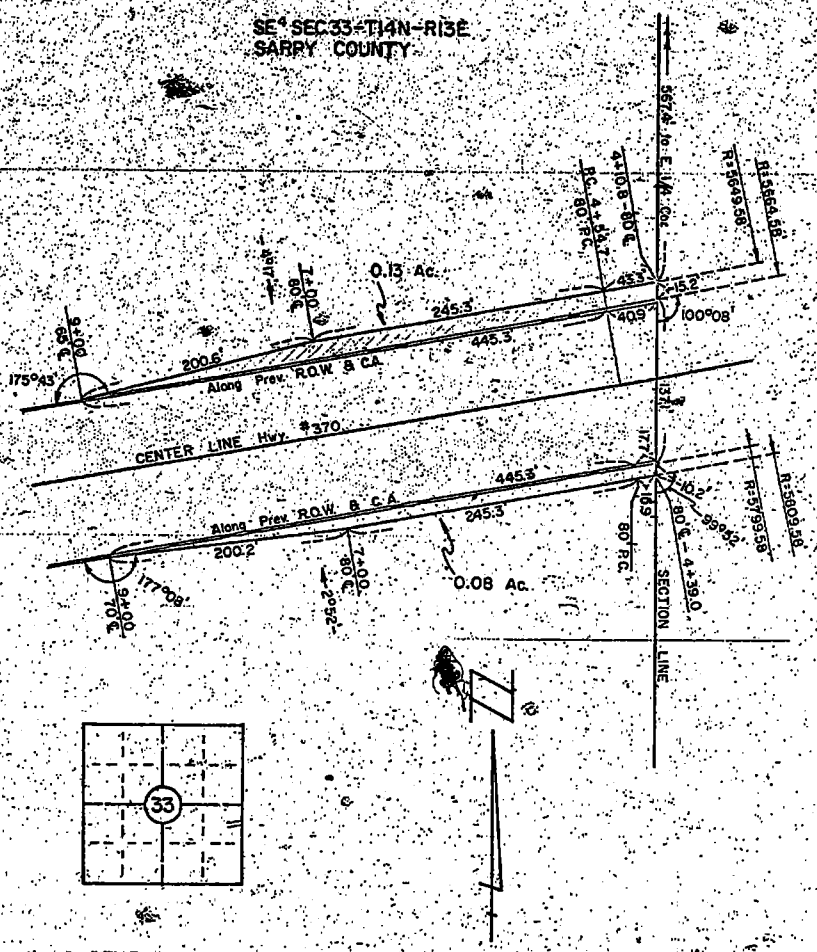
And also, Fee Simple Title to a tract of land and all improvements thereon, if any, for Highway Right of Way Purposes located in the Southeast Quarter of Section 33, Township 14 North, Range 13 East of the 6th P.M., Sarpy County, Nebraska, as illustrated on the attached plat and being more particularly described as follows:

Referring to the East Quarter Corner of said Section 33; thence southerly on the East Line of the Southeast Quarter of said Section 33 a distance of 719.7 feet to the point of beginning, said point being on the southerly Existing Highway Right of Way Line; thence continuing southerly on said East Line a distance of 10.2 feet; thence westerly on a 5,809.58 foot radius curve to the right (initial tangent of which forms an angle of 80 degrees 08 minutes right from said East Line) a distance of 157.9 feet to point of tangency; thence continuing westerly, tangent; a distance of 245.3 feet; thence continuing westerly 02 degrees 52 minutes right a distance of 200.2 feet to a point on said Existing Highway Right of Way Line; thence easterly 177 degrees 08 minutes right and on said Existing Highway Right of Way Line a distance of 445.3 feet to point of curvature; thence continuing easterly on a 5,799.58 foot radius curve to the left (initial tangent of which coincides with the last described course) and on said Existing Highway Right of Way Line a distance of 17.7 feet to the point of beginning, containing 0.08 acre, more or less, to be secured in this action.

All mineral rights in the above described tracts shall be retained and reserved to the Condemnees, their heirs, successors or assigns. The Condemnees, their heirs, successors or assigns shall have no right to use or enter the surface of the above described tracts for any purpose concerning the reserved mineral rights; nor shall the Condemnees, their heirs, successors or assigns in extracting such minerals, damage or in any way impair the use of the above described tracts.

39-560

SE 1/4 SEC 33-T14N-R13E
SARRE COUNTY

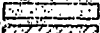
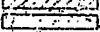
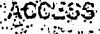


SKETCH SHOWING
RIGHT OF WAY
 TO BE ACCESSED FROM LAND
 OWNED BY
WALTER SCHUESSLER

STATE OF NEBRASKA
 DEPARTMENT OF ROADS
 RIGHT OF WAY DIVISION
 LINCOLN, NEBRASKA

SCALE 1"=100'
 TRACT 22

PROJ. RAD-13(1)
 AFB 6-629

LEGEND
 PREV. ROW 
 NEW ROW 
 CONTROLLED ACCESS 

0.21 ACRES

COMPUTED BY H.L.
 DRAWN BY LCG 1/68
 CHECKED BY JTC 1/68
 WRITTEN BY JTC 1/68
 CHECKED BY JTC 1/68

R2W

29-563

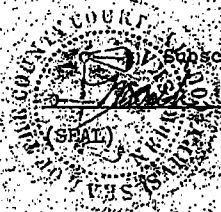
Now, therefore, we, as appraisers aforesaid, do hereby find and appraise the damages that will be suffered by reason of the appropriation of title to the said property or any interest therein described for State highway purposes by the State of Nebraska, Department of Roads in the amount of:

To: Earl E. Schuessler, a single person, Owner;	\$ <u>1954.00</u>
To: Walter Schuessler, Owner; Elsa E. Schuessler, wife of Walter Schuessler;	\$ <u>520.00</u>

All of which is hereby respectfully submitted.

Dated this 7 day of MARCH, A.D., 1968.

Leon Puff
Jahad Kelly
Ray Lemke
 Appraisers



Subscribed and sworn to before me this 7 day of March, 1968, A.D.

RLW-649

Orville Entenman
 County Judge

39-564

PAPILLION-TRUESDAIL PRINT

IN THE COUNTY COURT, OF THE COUNTY OF SARPY, STATE OF NEBRASKA

(Certified Copy of Record)

STATE OF NEBRASKA

County of Sarpy

I, Orville Entenman

Judge of the County Court of the County of Sarpy, State of Nebraska,

do hereby certify that I have compared the foregoing copies of

RETURN OF APPRAISERS

STATE OF NEBRASKA

VS

EARL E. SCHUESSLER, et. al.

Doc. M3 Page 42 No. 362

with the original records thereof, now remaining in said Court; that the same are correct transcripts thereof, and of the whole of said original records.

In Witness Whereof I have hereunto set my hand and affixed the seal of said County Court in Papillion, County of Sarpy, State of Nebraska, on this 8 day of March A.D. 1968



Orville Entenman

Judge of the County Court

By: *Alvin Johnson*
Clerk of the County Court