

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

THE GORDON COMPANY, ) Docket 503 Page No. 273  
 A Corporation, )

Plaintiff, )

v. )

THE STATE OF NEBRASKA ) ORDER  
 DEPARTMENT OF ROADS, )

Defendant. )

and )

THE STATE OF NEBRASKA ) Docket 503 Page No. 279  
 DEPARTMENT OF ROADS, )

Plaintiff, )

v. )

THE GORDON COMPANY, )  
 A Corporation, )

Defendant. )

Pursuant to stipulation of the parties heretofore filed in the above captioned cases, the Court does find and enter its Order:

I.

That the above docketed causes of action are consolidated into one case, under Docket 503, Number 273 and that The Gordon Company, A Corporation, is designated as Plaintiff, and the State of Nebraska, Department of Roads, is designated as Defendant in accordance with the provisions of Section 76-717, R.R.S., 1943.

II.

That judgment be, and is hereby entered, in favor of the Plaintiff, and against the Defendant in the total amount of One Hundred fifty-five thousand two hundred dollars (\$155,200.00), without interest thereon; that, whereas, pursuant to a stipulation heretofore filed, Plaintiff has withdrawn the sum of One hundred fifty thousand dollars (\$150,000.00), therefore the County Judge of Douglas County, Nebraska, is directed to make payment to the Plaintiff, The Gordon Company, A Corporation, the sum of Five thousand two hundred dollars (\$5,200.00), the same being the amount of the judgment remaining unpaid. That the Defendant, State of Nebraska, Department of Roads, bear the costs having accrued before the County Judge and in this court, and the case is now consolidated.

## III.

That the court does further find that the Defendant, State of Nebraska, Department of Roads, has appropriated certain lands of the Plaintiff, The Gordon Company, A Corporation, and does order the title be and is hereby vested in the Defendant, State of Nebraska, Department of Roads, to said lands described as follows:

Referring to the southwest corner of said Section 21; thence northerly on the West line of said Section 21 a distance of 1,002.7 feet to the point of beginning; thence continuing northerly on said West line a distance of 468.3 feet; thence northeasterly 48 degrees 22 minutes right a distance of 767.8 feet; thence continuing northeasterly 1 degree 42 minutes left a distance of 333.8 feet; thence northerly on a 1,734.9 foot radius curve to the left (initial tangent of which forms an angle of 3 degrees 33 minutes left with the last described course produced) a distance of 1,149.2 feet; thence continuing northerly 3 degrees 44 minutes left from the final tangent of the last described course a distance of 372.1 feet; thence easterly 90 degrees right a distance of 33.6 feet to a point on the North and South Quarter-Quarter line of the Northwest Quarter of said Section 21; thence northerly on said quarter-quarter line a distance of 1,701.1 feet to a point on the North line of said Section 21; thence easterly on said North line a distance of 1,968.4 feet; thence southerly 90 degrees right a distance of 150.0 feet; thence westerly 87 degrees 58 minutes right a distance of 448.1 feet; thence southwesterly on a 1,046.28 foot radius curve to the left (initial tangent of which forms an angle of 9 degrees 43 minutes left with the last described course produced) a distance of 517.5 feet to point of tangency; thence continuing southwesterly, tangent, a distance of 538.9 feet; thence continuing southwesterly 17 degrees 31 minutes left a distance of 383.1 feet; thence southerly 18 degrees 36 minutes left a distance of 460.3 feet; thence continuing southerly 13 degrees 25 minutes left a distance of 233.2 feet; thence continuing southerly 5 degrees 41 minutes right a distance of 367.8 feet; thence southwesterly on a 2,084.9 foot radius curve to the right (initial tangent of which forms an angle of 0 degree 26 minutes left with the last described course produced) a distance of 1,381.0 feet to point of tangency; thence continuing southwesterly, tangent, a distance of 124.7 feet; thence continuing southwesterly 5 degrees 15 minutes right a distance of 1,320.8 feet to point of beginning containing 53.56 acres, more or less, which includes 3.50 acres, more or less, previously occupied as a public highway, the remaining 50.06 acres, more or less, being the acreage secured in this action. There will be no ingress and egress from the above described tract onto the remaining portion of said Section 21.

That the appropriation of the Defendant, State of Nebraska, Department of Roads, be and is hereby affirmed.

## III.

It is further ordered and adjudged that a copy of this order be certified by the Clerk of the District Court to the County Judge of Douglas County, Nebraska, authorizing and directing said County Judge to make payment to the Plaintiff, The Gordon Company, A Corporation, in the total sum of Five thousand two hundred dollars (\$5,200.00) from

the money heretofore deposited in his hands by the Defendant, State Of Nebraska, Department of Roads, in Case No. C-2, Number 29, and thereafter return the balance of such moneys to the Defendant, State of Nebraska, Department of Roads. Upon performance of said acts, the said County Judge shall notify the Clerk of the District Court and such notification shall be entered as satisfaction of this judgment.

IV.

It is further ordered and adjudged that a copy of this order be certified by the Clerk of the District Court to the Register of Deeds, Douglas County, Nebraska, directing said Register of Deeds to file said order in his records as relate to the property of the Plaintiff, The Gordon Company, A Corporation, located in Section 21, Township 15 North, Range 12 East of the 6th P.M., Douglas County, Nebraska.

Dated this 19<sup>th</sup> day of December, 1960.

BY THE COURT

*Patrick H. Lynch*  
District Judge  
(Signed Copy)

FILED AND ENTERED  
December 19th, 1960

ATTEST:  
A TRUE COPY

*James H. Strickland*  
Clerk of the District Court,  
Douglas County, Nebraska

RECEIVED  
DEC 19 1960

11 19 DAY Dec 1960 AT 2:39 P.M. THOMAS J. O'CONNOR, REGISTER OF DEEDS

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