



BK 1493 PG 658-661



MISC 2003 05332

RICHARD W. JAMES  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

03 FEB 14 AM 10:39

RECEIVED

**RUSH**

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*Misc*  
FEE 20<sup>50</sup> FB 62-11265  
BKP \_\_\_\_\_ C/O \_\_\_\_\_ COMP BW  
DEL \_\_\_\_\_ SCAN de FV \_\_\_\_\_

Temp. 12.4.01

MRT #5

NOTICE OF LEASE

THIS NOTICE OF LEASE, executed this 21st day of October,  
20 02, by and between Matcon LLC, a Nebraska Limited Liability Company  
, hereinafter called LESSOR, and THE SHERWIN-WILLIAMS COMPANY, an  
Ohio corporation, hereinafter called LESSEE, WITNESSETH THAT:

For and in consideration of the sum of One Dollar (\$1.00) and other valuable  
consideration paid and to be paid and performed by LESSEE to LESSOR, LESSOR leases  
unto LESSEE and LESSEE rents from LESSOR, upon the terms and conditions and subject  
to the limitations more particularly set forth in a certain lease between LESSOR and  
LESSEE dated October 21, 2002, the premises at 9317 "J" Street  
, City of Omaha, State of NE  
and in which premises are described as follows, to-wit:

SEE EXHIBIT "A" A COPY OF WHICH IS ATTACHED HERETO AND MADE A PART HEREOF.

This Notice of Lease is entered into pursuant to the provisions of said lease  
dated October 21, 2002; however, it is not intended to change any of  
the terms thereof.

TO HAVE AND TO HOLD the above described premises for a term commencing  
approximately December 1, 20 02, and continuing five ( 5 ) years, with  
two ( 2 ), five ( 5 )-year renewal options, ~~and~~  
~~renewal options to lease and purchase~~, unless sooner terminated as provided in said  
lease.

IN WITNESS WHEREOF, LESSOR and LESSEE have executed this Notice of Lease  
through their respective authorized representatives

WITNESSES AS TO LESSOR:

[Signature]  
Witness  
[Signature]  
Witness

MATCON, LLC

[Signature]  
LESSOR

WITNESSES AS TO LESSEE:

[Signature]  
Witness  
[Signature]  
Witness

[Signature] THE SHERWIN-WILLIAMS COMPANY

By:

[Signature]  
Assistant Secretary

LESSEE

Investor Realty  
11301 Davenport  
Attn: Stephanie G.  
Omaha NE 68154

LESSOR ACKNOWLEDGMENT (PERSONAL)

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) : SS

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared \_\_\_\_\_ and \_\_\_\_\_, known to me to be the person(s) whose name(s) is(are) \_\_\_\_\_ subscribed to the foregoing instrument and acknowledged to me that the same was a free and voluntary act and that such individual(s) executed the same for the purposes and consideration therein expressed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

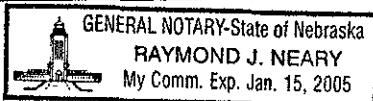
\_\_\_\_\_  
Notary Public

LESSOR ACKNOWLEDGMENT (CORPORATE)

STATE OF NEBRASKA )  
COUNTY OF DOUGLAS ) : SS

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared Thomas H. Cooper, as Member and \_\_\_\_\_, as \_\_\_\_\_ of NATCON LLC, a(n) Limited Liability corporation, known to me to be the persons and officers whose names are subscribed to the foregoing instrument and acknowledged to me that the same was the free act and deed of the said corporation and they executed the same as the act of such corporation for the purposes and consideration therein expressed and in the capacity therein stated.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Charles H. Neary, this 24 day of May, 20\_\_.



Raymond J. Neary  
Notary Public

SHERWIN-WILLIAMS ACKNOWLEDGMENT

STATE OF OHIO )  
COUNTY OF Cuyahoga ) : SS

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared James J. Sgambellone, as Assistant Secretary of The Sherwin-Williams Company, an Ohio corporation, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the free act and deed of The Sherwin-Williams Company and such person executed the same as the act of such corporation for the purposes and consideration therein expressed and in the capacity therein stated.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Cleveland, Ohio, this 25th day of October, 20\_\_.

LAURA A. MOORE  
Notary Public - State of Ohio  
My Commission Expires March 21, 2005

Laura A. Moore  
Notary Public

EXHIBIT "A"

LEGAL DESCRIPTION OF ~~SHOPPING CENTER OR~~ BUILDING

*Enterprise Properties*

LOT 1, BLOCK 0,<sup>A</sup> DOUGLAS COUNTY, NEBRASKA- 2.16 ACRES