

COUNTER ah C.E. JS
VERIFIED ah D.E. JS
PROOF _____
FEES \$ 82.00
CHECK# _____
CHG MOA CASH _____
REFUND _____ CREDIT _____
SHORT _____ NCR _____

FILED SARPY COUNTY NEBRASKA
INSTRUMENT NUMBER

2010-03923

02/12/2010 2:52:55 PM

Lloyd J. Douding

REGISTER OF DEEDS



BEFORE THE COUNTY JUDGE OF SARPY COUNTY, NEBRASKA

STATE OF NEBRASKA
DEPARTMENT OF ROADS,

Condemner,

v.

FRANCIS J. KUCIREK and PAMELA K.
KUCIREK, Trustees or Their
Successors in Trust Under the
Kucirek Living Trust Dated
September 6, 2001, Owners,
Trustors; LINCOLN FEDERAL SAV-
INGS BANK OF NEBRASKA, Trustee
and Beneficiary; MITCH
WENDLANDT and KYLE JANSSEN d/b/a
COMMUNITY PHARMACY SERVICES,
INC., Tenant; MIKE HOLSTINE
d/b/a TWISTERS BAR, Tenant;
PATTY JACOBS d/b/a SAM & LOUIE'S
NEW YORK PIZZERIA, Tenant; SARPY
COUNTY;

JMF, L.L.C., A Nebraska Limited
Liability Company, Owner,
Trustor; PINNACLE BANK, Trustee
and Beneficiary; SARPY COUNTY;

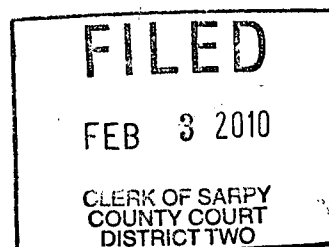
FIRST NATIONAL BANK OF OMAHA, A
National Banking Association,
Owner; SARPY COUNTY;

JOSEPH P. SMITH IV and GINA M.
SMITH, Husband and Wife, Joint
Tenants, Trustors; BANK OF
NEBRASKA, Trustee and Benefi-
ciary; CITIMORTGAGE, INC., A

Case CI09- 5800

RETURN OF
APPRAISERS

COPY



Return to. Dept. of Roads
R.O.W. Division

P.O. BOX 94759
Lincoln, NE 68509

Road County Court

A

New York Corporation, Assignee;)
MICHAEL R. JONES d/b/a JONES)
LANDSCAPING & DESIGN, Holder of)
Lien; SARPY COUNTY;)
Condemnees.)

TO THE COUNTY JUDGE OF SARPY COUNTY, NEBRASKA.

We, the undersigned appraisers, do hereby certify that under and by virtue of an "Appointment of Appraisers" duly served upon us 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:

B

PROJECT:370-7(119)

C.N.:21543

SARPY COUNTY

TRACT:15

(PAGE 1 of 1)

CONDEMNATION

FRANCIS J. KUCIREK and PAMELA K. KUCIREK, Trustees or Their Successors in Trust Under the Kucirek Living Trust Dated September 6, 2001, Owners, Trustors; LINCOLN FEDERAL SAVINGS BANK OF NEBRASKA, Trustee and Beneficiary; MITCH WENDLANDT and KYLE JANSSEN d/b/a COMMUNITY PHARMACY SERVICES, INC., Tenant; MIKE HOLSTINE d/b/a TWISTERS BAR, Tenant; PATTY JACOBS d/b/a SAM & LOUIE'S NEW YORK PIZZERIA, Tenant;

FEE SIMPLE TITLE TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR HIGHWAY RIGHT OF WAY PURPOSES LOCATED IN LOT 9A GRETNA BUSINESS PARK, ADDITION, TO THE CITY OF GRETN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 9A; THENCE NORTHERLY A DISTANCE OF 40.13 FEET ALONG THE EAST LINE OF SAID LOT 9A; THENCE WESTERLY DEFLECTING 091 DEGREES, 42 MINUTES, 54 SECONDS LEFT, A DISTANCE OF 86.03 FEET TO A POINT ON THE NORTHERLY EXISTING HIGHWAY 370 RIGHT OF WAY LINE; THENCE SOUTHEASTERLY DEFLECTING 133 DEGREES, 41 MINUTES, 22 SECONDS LEFT, A DISTANCE OF 39.63 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 025 DEGREES, 01 MINUTES, 00 SECONDS LEFT, A DISTANCE OF 29.25 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 019 DEGREES, 43 MINUTES, 06 SECONDS LEFT, A DISTANCE OF 30.21 FEET ALONG THE SOUTH LINE OF SAID LOT 9A TO THE POINT OF BEGINNING CONTAINING 2540.57 SQUARE FEET, MORE OR LESS.

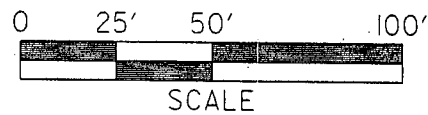
THERE WILL BE NO INGRESS OR EGRESS OVER THE FOLLOWING DESCRIBED CONTROLLED ACCESS LINE LOCATED IN LOT 9A GRETN, BUSINESS PARK, ADDITION, TO THE CITY OF GRETN, SARPY COUNTY, NEBRASKA:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 9A; THENCE WESTERLY A DISTANCE OF 30.21 FEET ALONG THE SOUTH LINE OF SAID LOT 9A TO THE POINT OF TERMINATION;

ALL RIGHTS TO MINERALS, IN OR ON THE ABOVE DESCRIBED REAL PROPERTY, SHALL BE RETAINED AND RESERVED TO THE CONDEMNEDS AND TO HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS. SAID CONDEMNEDS AND/OR HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS SHALL HAVE NO RIGHT TO ENTER OR USE THE SURFACE OF SAID REAL PROPERTY FOR ANY PURPOSE CONCERNING SAID MINERAL RIGHTS, NOR SHALL SAID CONDEMNEDS AND/OR HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS IN EXTRACTING SAID MINERALS FROM SAID REAL PROPERTY, DAMAGE OR IN ANY WAY IMPAIR THE USE OF SAID REAL PROPERTY.

LOT 9A, GRETNA BUSINESS PARK ADDITION TO THE CITY OF GRETNA, SARPY COUNTY, NEBRASKA

C



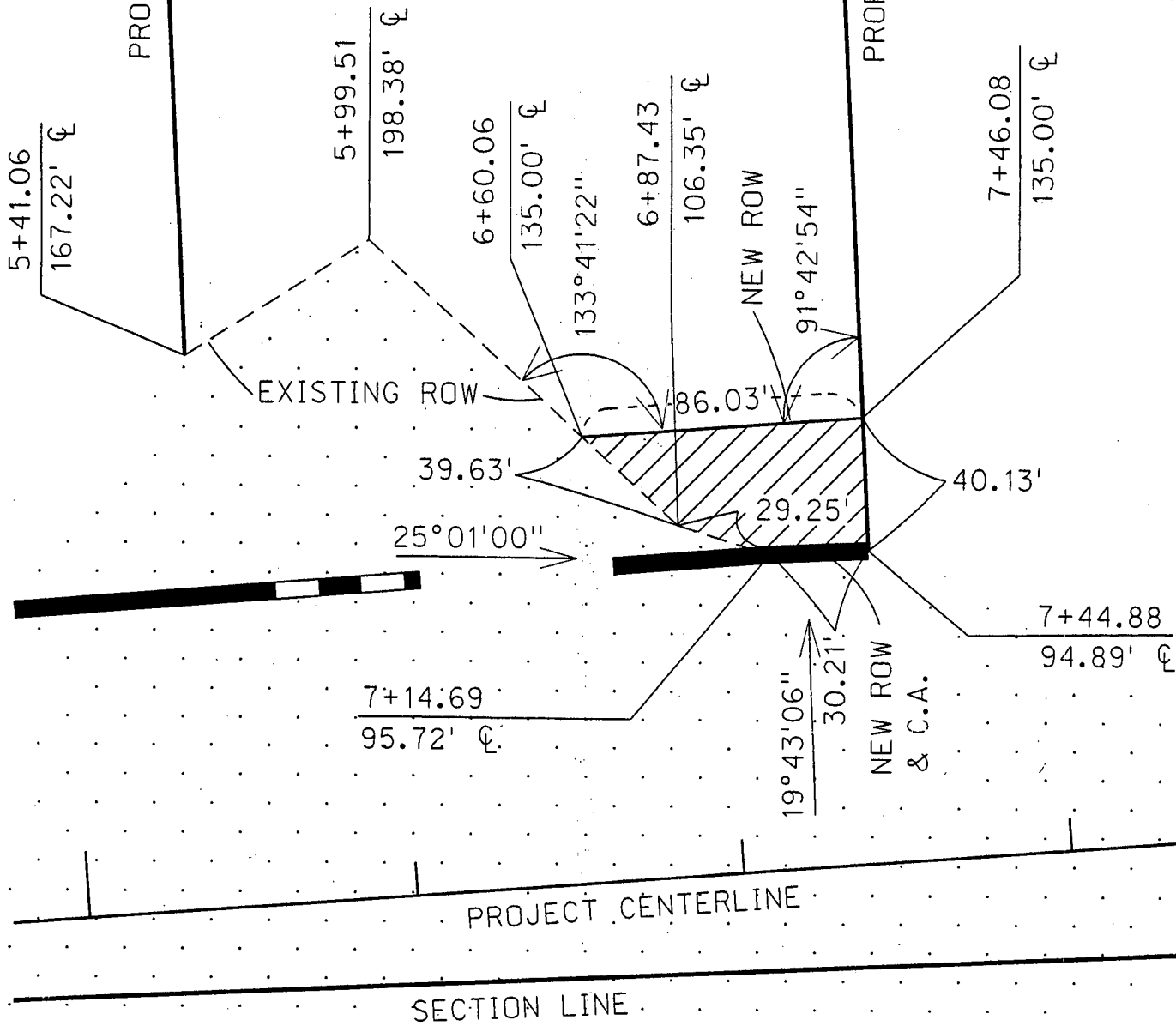
PROPERTY LINE

LOT 9A

TOTAL AND NEW ROW = 2540.57 SF

PROPERTY LINE

PROPERTY LINE



Sheet 1 of 1

PLAT SHOWING

RIGHT OF WAY

TO BE ACQUIRED FROM LAND OWNED BY

FRANCIS J. KUCIREK and PAMELA K. KUCIREK, Trustees or Their Successors
in Trust Under the Kucirek Living Trust Dated September 6, 2001,
Owners, Trustors;

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

TRACT NO. 15
LOCATION GRETNA - EAST
PROJECT NO. 370-7(119)
CONTROL NO. 21543

EXIST. R.O.W.
TO BE ACQUIRED
PREV. R.O.W.
NEW R.O.W.
TEMP. EASE.
PERM. EASE.

2540.57 SF

DATE 10-23-2009
DRAWN BY B. GREEVER
CHECKED BY M. TINIUS

EXISTING CONTROLLED ACCESS
NEW CONTROLLED ACCESS

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

JMF, L.L.C., A Nebraska Limited Liability Company, Owner, Trustor;
PINNACLE BANK, Trustee and Beneficiary;

FEE SIMPLE TITLE TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR HIGHWAY RIGHT OF WAY PURPOSES LOCATED IN TAX LOTS 15A AND 16B IN THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

REFERRING TO THE SOUTHWEST CORNER OF SAID SOUTHWEST QUARTER; THENCE NORTHERLY A DISTANCE OF 647.36 FEET ALONG THE WEST LINE OF SAID QUARTER SECTION; THENCE EASTERLY DEFLECTING 090 DEGREES, 27 MINUTES, 40 SECONDS RIGHT, A DISTANCE OF 33.00 FEET TO A POINT ON THE EASTERLY EXISTING COUNTY ROAD ALSO KNOWN AS 180TH STREET RIGHT OF WAY LINE; THENCE SOUTHERLY DEFLECTING 089 DEGREES, 32 MINUTES, 20 SECONDS RIGHT, A DISTANCE OF 339.01 FEET ALONG SAID RIGHT OF WAY LINE TO THE POINT OF BEGINNING; THENCE SOUTHERLY DEFLECTING 000 DEGREES, 00 MINUTES, 00 SECONDS A DISTANCE OF 227.45 FEET ALONG SAID RIGHT OF WAY LINE TO A POINT ON THE NORTHERLY EXISTING HIGHWAY 370 RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 088 DEGREES, 03 MINUTES, 39 SECONDS LEFT, A DISTANCE OF 462.69 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 008 DEGREES, 44 MINUTES, 00 SECONDS LEFT, A DISTANCE OF 302.25 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 007 DEGREES, 56 MINUTES, 54 SECONDS RIGHT, A DISTANCE OF 213.83 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 004 DEGREES, 57 MINUTES, 43 SECONDS RIGHT, A DISTANCE OF 388.27 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 005 DEGREES, 54 MINUTES, 47 SECONDS LEFT, A DISTANCE OF 1051.00 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 000 DEGREES, 31 MINUTES, 13 SECONDS LEFT, A DISTANCE OF 198.23 FEET ALONG SAID RIGHT OF WAY LINE TO A POINT ON THE EAST LINE OF SAID QUARTER SECTION; THENCE NORTHERLY DEFLECTING 089 DEGREES, 37 MINUTES, 19 SECONDS LEFT, A DISTANCE OF 136.92 FEET ALONG THE EAST LINE OF SAID QUARTER SECTION; THENCE SOUTHWESTERLY DEFLECTING 121 DEGREES, 40 MINUTES, 20 SECONDS LEFT, A DISTANCE OF 29.58 FEET; THENCE SOUTHERLY DEFLECTING 046 DEGREES, 59 MINUTES, 54 SECONDS LEFT, A DISTANCE OF 92.20 FEET; THENCE WESTERLY DEFLECTING 074 DEGREES, 18 MINUTES, 09 SECONDS RIGHT, A DISTANCE OF 415.64 FEET TO A POINT ON THE NORTHERLY EXISTING HIGHWAY 370 RIGHT OF

WAY LINE; THENCE WESTERLY DEFLECTING 004 DEGREES, 30 MINUTES, 38 SECONDS RIGHT, A DISTANCE OF 400.11 FEET ALONG SAID RIGHT OF WAY LINE; THENCE WESTERLY DEFLECTING 017 DEGREES, 17 MINUTES, 42 SECONDS RIGHT, A DISTANCE OF 73.87 FEET; THENCE WESTERLY DEFLECTING 021 DEGREES, 12 MINUTES, 38 SECONDS LEFT, A DISTANCE OF 321.62 FEET TO A POINT ON THE NORTHERLY EXISTING HIGHWAY 370 RIGHT OF WAY LINE; THENCE WESTERLY DEFLECTING 011 DEGREES, 18 MINUTES, 53 SECONDS RIGHT, A DISTANCE OF 458.96 FEET; THENCE WESTERLY DEFLECTING 013 DEGREES, 31 MINUTES, 42 SECONDS LEFT, A DISTANCE OF 145.70 FEET TO A POINT ON THE NORTHERLY EXISTING HIGHWAY 370 RIGHT OF WAY LINE; THENCE WESTERLY DEFLECTING 000 DEGREES, 52 MINUTES, 05 SECONDS LEFT, A DISTANCE OF 302.25 FEET ALONG SAID RIGHT OF WAY LINE; THENCE WESTERLY DEFLECTING 013 DEGREES, 40 MINUTES, 43 SECONDS RIGHT, A DISTANCE OF 307.30 FEET; THENCE WESTERLY DEFLECTING 006 DEGREES, 25 MINUTES, 24 SECONDS LEFT, A DISTANCE OF 130.00 FEET; THENCE NORTHERLY DEFLECTING 086 DEGREES, 38 MINUTES, 01 SECONDS RIGHT, A DISTANCE OF 170.29 FEET; THENCE NORTHWESTERLY DEFLECTING 025 DEGREES, 07 MINUTES, 02 SECONDS LEFT, A DISTANCE OF 39.82 FEET TO THE POINT OF BEGINNING CONTAINING 0.73 ACRES, MORE OR LESS.

THERE WILL BE NO INGRESS OR EGRESS OVER THE FOLLOWING DESCRIBED CONTROLLED ACCESS LINE LOCATED IN TAX LOTS 15A AND 16B IN THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPLE MERIDIAN, SARPY COUNTY, NEBRASKA:

REFERRING TO THE SOUTHWEST CORNER OF SAID SOUTHWEST QUARTER; THENCE NORTHERLY A DISTANCE OF 647.36 FEET ALONG THE WEST LINE OF SAID QUARTER SECTION; THENCE EASTERLY DEFLECTING 090 DEGREES, 27 MINUTES, 40 SECONDS RIGHT, A DISTANCE OF 33.00 FEET TO A POINT ON THE EASTERLY EXISTING COUNTY ROAD ALSO KNOWN AS 180TH STREET RIGHT OF WAY LINE TO THE POINT OF BEGINNING; THENCE SOUTHERLY DEFLECTING 089 DEGREES, 32 MINUTES, 20 SECONDS RIGHT, A DISTANCE OF 339.01 FEET ALONG SAID RIGHT OF WAY LINE; THENCE SOUTHEASTERLY DEFLECTING 028 DEGREES, 01 MINUTES, 22 SECONDS LEFT, A DISTANCE OF 39.82 FEET; THENCE SOUTHERLY DEFLECTING 025 DEGREES, 07 MINUTES, 02 SECONDS RIGHT, A DISTANCE OF 170.29 FEET; THENCE EASTERLY DEFLECTING 086 DEGREES, 38 MINUTES, 01 SECONDS LEFT, A DISTANCE OF 130.00 FEET; THENCE EASTERLY DEFLECTING 006 DEGREES, 25 MINUTES, 24 SECONDS RIGHT, A DISTANCE OF 307.30 FEET TO A POINT ON THE NORTHERLY EXISTING HIGHWAY 370 RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 013 DEGREES, 40 MINUTES, 43 SECONDS LEFT, A DISTANCE OF 302.25 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 000 DEGREES, 52 MINUTES, 05 SECONDS RIGHT, A DISTANCE OF 145.70 FEET; THENCE EASTERLY DEFLECTING 013 DEGREES, 31 MINUTES, 42 SECONDS RIGHT, A DISTANCE OF 458.96 FEET TO A POINT ON THE NORTHERLY EXISTING HIGHWAY 370 RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 011 DEGREES, 18 MINUTES, 53 SECONDS LEFT, A DISTANCE OF 321.62 FEET; THENCE EASTERLY DEFLECTING 021 DEGREES, 12 MINUTES, 38 SECONDS RIGHT, A DISTANCE OF 73.87 FEET TO A POINT ON THE NORTHERLY EXISTING HIGHWAY 370 RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 017 DEGREES, 17 MINUTES, 42 SECONDS LEFT, A DISTANCE OF 400.11 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 004 DEGREES, 30 MINUTES, 38 SECONDS LEFT, A DISTANCE OF 415.64 FEET; THENCE NORTHERLY DEFLECTING 074 DEGREES, 18 MINUTES, 09 SECONDS LEFT, A DISTANCE OF 92.20 FEET; THENCE NORTHEASTERLY DEFLECTING 046 DEGREES, 59 MINUTES, 54 SECONDS RIGHT, A

DISTANCE OF 29.58 FEET TO A POINT ON THE EAST LINE OF SAID QUARTER SECTION TO THE POINT OF TERMINATION

EXCEPT, OVER ONE ACCESS(ES) NOT TO EXCEED 40 FEET IN WIDTH, THE CENTERLINE(S) OF WHICH (IS,ARE) LOCATED EASTERLY 1319 FEET FROM THE WEST LINE OF THE SOUTHWEST QUARTER AS MEASURED ALONG THE HIGHWAY CENTERLINE.

ALL RIGHTS TO MINERALS, IN OR ON THE ABOVE DESCRIBED REAL PROPERTY, SHALL BE RETAINED AND RESERVED TO THE CONDEMNEE AND TO ITS SUCCESSORS AND ASSIGNS. SAID CONDEMNEE AND/OR ITS SUCCESSORS AND ASSIGNS SHALL HAVE NO RIGHT TO ENTER OR USE THE SURFACE OF SAID REAL PROPERTY FOR ANY PURPOSE CONCERNING SAID MINERAL RIGHTS, NOR SHALL THE CONDEMNEE AND/OR ITS SUCCESSORS AND ASSIGNS IN EXTRACTING SAID MINERALS FROM SAID REAL PROPERTY, DAMAGE OR IN ANY WAY IMPAIR THE USE OF SAID REAL PROPERTY.

AND ALSO, TEMPORARY EASEMENT TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR DRIVE CONSTRUCTION PURPOSES, LOCATED IN TAX LOTS 15A AND 16B IN THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

REFERRING TO THE SOUTHWEST CORNER OF SAID SOUTHWEST QUARTER; THENCE NORTHERLY A DISTANCE OF 647.36 FEET ALONG THE WEST LINE OF SAID QUARTER SECTION; THENCE EASTERLY DEFLECTING 090 DEGREES, 27 MINUTES, 40 SECONDS RIGHT, A DISTANCE OF 33.00 FEET TO A POINT ON THE EASTERLY EXISTING COUNTY ROAD ALSO KNOWN AS 180TH STREET RIGHT OF WAY LINE TO THE POINT OF BEGINNING; THENCE SOUTHERLY DEFLECTING 089 DEGREES, 32 MINUTES, 20 SECONDS RIGHT, A DISTANCE OF 23.67 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 089 DEGREES, 51 MINUTES, 47 SECONDS LEFT, A DISTANCE OF 25.25 FEET; THENCE NORTHERLY DEFLECTING 090 DEGREES, 00 MINUTES, 00 SECONDS LEFT, A DISTANCE OF 75.00 FEET; THENCE WESTERLY DEFLECTING 090 DEGREES, 00 MINUTES, 00 SECONDS LEFT, A DISTANCE OF 25.43 FEET TO A POINT ON THE EASTERLY EXISTING COUNTY ROAD ALSO KNOWN AS 180TH STREET RIGHT OF WAY LINE; THENCE SOUTHERLY DEFLECTING 090 DEGREES, 08 MINUTES, 13 SECONDS LEFT, A DISTANCE OF 51.33 FEET ALONG SAID RIGHT OF WAY LINE TO THE POINT OF BEGINNING CONTAINING 0.04 ACRES, MORE OR LESS.

AND ALSO, TEMPORARY EASEMENT TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR DRIVE CONSTRUCTION PURPOSES, LOCATED IN TAX LOTS 15A AND 16B IN THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

REFERRING TO THE SOUTHEAST CORNER OF SAID SOUTHWEST QUARTER; THENCE NORTHERLY A DISTANCE OF 198.72 FEET ALONG THE EAST LINE OF SAID QUARTER SECTION TO THE POINT OF BEGINNING; THENCE NORTHERLY DEFLECTING 000 DEGREES, 00 MINUTES, 00 SECONDS A DISTANCE OF 45.01 FEET ALONG

PROJECT:370-7(119)

C.N.:21543

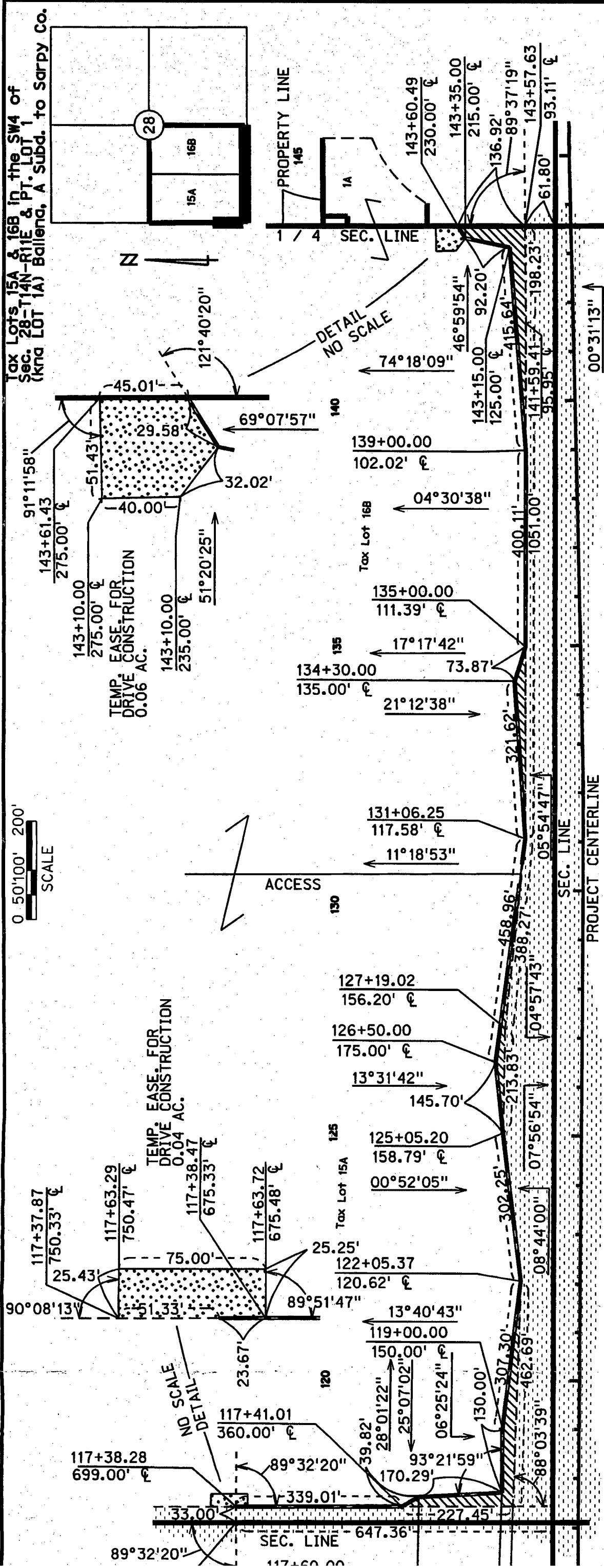
SARPY COUNTY

TRACT:38

(PAGE 4 of 4)

SAID LINE; THENCE WESTERLY DEFLECTING 091 DEGREES, 11 MINUTES, 58 SECONDS LEFT, A DISTANCE OF 51.43 FEET; THENCE SOUTHERLY DEFLECTING 090 DEGREES, 00 MINUTES, 00 SECONDS LEFT, A DISTANCE OF 40.00 FEET; THENCE SOUTHEASTERLY DEFLECTING 051 DEGREES, 20 MINUTES, 25 SECONDS LEFT, A DISTANCE OF 32.02 FEET; THENCE NORTHEASTERLY DEFLECTING 069 DEGREES, 07 MINUTES, 57 SECONDS LEFT, A DISTANCE OF 29.58 FEET TO THE POINT OF BEGINNING CONTAINING 0.06 ACRES, MORE OR LESS.

THE EASEMENT AREA(S) MAY BE USED FOR THE TEMPORARY RELOCATION OF UTILITIES DURING THE CONSTRUCTION OF THE PROJECT. UPON COMPLETION AND ACCEPTANCE OF PROJECT 370-7(119), ALL RIGHTS, INTEREST AND USE OF THE ABOVE DESCRIBED TEMPORARY EASEMENT AREA(S) SHALL BE RETURNED TO THE CONDEMNEE AND TO ITS SUCCESSORS AND ASSIGNS WITH THE AFORESAID CHANGES COMPLETED.



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

OWNER: FIRST NATIONAL BANK OF OMAHA, A National Banking Association

FEE SIMPLE TITLE TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR HIGHWAY RIGHT OF WAY PURPOSES LOCATED IN LOT 95 LAKE RIDGE ESTATES, A PLATTING OF TAX LOTS 2A AND 3 IN THE SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPLE MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

REFERRING TO THE SOUTHWEST CORNER OF SAID SOUTHWEST QUARTER; THENCE NORTHERLY A DISTANCE OF 475.87 FEET ALONG THE WEST LINE OF SAID QUARTER SECTION; THENCE EASTERLY DEFLECTING 089 DEGREES, 55 MINUTES, 33 SECONDS RIGHT, A DISTANCE OF 50.00 FEET TO A POINT ON THE EASTERLY EXISTING COUNTY ROAD ALSO KNOWN AS 168TH STREET RIGHT OF WAY LINE; THENCE SOUTHERLY DEFLECTING 090 DEGREES, 04 MINUTES, 27 SECONDS RIGHT, A DISTANCE OF 210.00 FEET ALONG SAID RIGHT OF WAY LINE TO THE POINT OF BEGINNING; THENCE SOUTHERLY DEFLECTING 000 DEGREES, 00 MINUTES, 00 SECONDS A DISTANCE OF 203.80 FEET ALONG SAID RIGHT OF WAY LINE TO A POINT ON THE NORTHERLY EXISTING HIGHWAY 370 RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 089 DEGREES, 21 MINUTES, 14 SECONDS LEFT, A DISTANCE OF 197.63 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 000 DEGREES, 37 MINUTES, 31 SECONDS LEFT, A DISTANCE OF 225.08 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 012 DEGREES, 38 MINUTES, 56 SECONDS LEFT, A DISTANCE OF 134.53 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 012 DEGREES, 38 MINUTES, 56 SECONDS RIGHT, A DISTANCE OF 100.00 FEET ALONG SAID RIGHT OF WAY LINE TO A POINT ON THE EAST LINE OF SAID LOT 95; THENCE NORTHWESTERLY DEFLECTING 119 DEGREES, 30 MINUTES, 26 SECONDS LEFT, A DISTANCE OF 31.66 FEET ALONG SAID LOT LINE; THENCE WESTERLY DEFLECTING 065 DEGREES, 42 MINUTES, 53 SECONDS LEFT, A DISTANCE OF 391.66 FEET; THENCE WESTERLY DEFLECTING 005 DEGREES, 07 MINUTES, 37 SECONDS RIGHT, A DISTANCE OF 230.00 FEET; THENCE NORTHERLY DEFLECTING 084 DEGREES, 24 MINUTES, 46 SECONDS RIGHT, A DISTANCE OF 185.88 FEET TO THE POINT OF BEGINNING CONTAINING 17820.91 SQUARE FEET, MORE OR LESS.

THERE WILL BE NO INGRESS OR EGRESS OVER THE FOLLOWING DESCRIBED CONTROLLED ACCESS LINE LOCATED IN LOT 95 LAKE RIDGE ESTATES, A

PLATTING OF TAX LOTS 2A AND 3 IN THE SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPLE MERIDIAN, SARPY COUNTY, NEBRASKA:

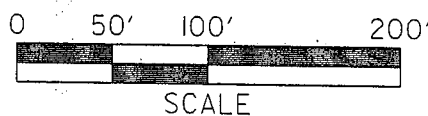
REFERRING TO THE SOUTHWEST CORNER OF SAID SOUTHWEST QUARTER; THENCE NORTHERLY A DISTANCE OF 475.87 FEET ALONG THE WEST LINE OF SAID QUARTER SECTION; THENCE EASTERLY DEFLECTING 089 DEGREES, 55 MINUTES, 33 SECONDS RIGHT, A DISTANCE OF 50.00 FEET TO A POINT ON THE EASTERLY EXISTING COUNTY ROAD ALSO KNOWN AS 168TH STREET RIGHT OF WAY LINE TO THE POINT OF BEGINNING; THENCE SOUTHERLY DEFLECTING 090 DEGREES, 04 MINUTES, 27 SECONDS RIGHT, A DISTANCE OF 210.00 FEET ALONG SAID RIGHT OF WAY LINE; THENCE SOUTHERLY DEFLECTING 005 DEGREES, 39 MINUTES, 41 SECONDS LEFT, A DISTANCE OF 185.88 FEET; THENCE EASTERLY DEFLECTING 084 DEGREES, 24 MINUTES, 46 SECONDS LEFT, A DISTANCE OF 230.00 FEET; THENCE EASTERLY DEFLECTING 005 DEGREES, 07 MINUTES, 37 SECONDS LEFT, A DISTANCE OF 391.66 FEET TO A POINT ON THE EAST LINE OF SAID LOT 95 TO THE POINT OF TERMINATION;

ALL RIGHTS TO MINERALS, IN OR ON THE ABOVE DESCRIBED REAL PROPERTY, SHALL BE RETAINED AND RESERVED TO THE CONDEMNEE AND TO ITS SUCCESSORS AND ASSIGNS. SAID CONDEMNEE AND/OR ITS SUCCESSORS AND ASSIGNS SHALL HAVE NO RIGHT TO ENTER OR USE THE SURFACE OF SAID REAL PROPERTY FOR ANY PURPOSE CONCERNING SAID MINERAL RIGHTS, NOR SHALL THE CONDEMNEE AND/OR ITS SUCCESSORS AND ASSIGNS IN EXTRACTING SAID MINERALS FROM SAID REAL PROPERTY, DAMAGE OR IN ANY WAY IMPAIR THE USE OF SAID REAL PROPERTY.

R

LOT 95, LAKE RIDGE ESTATES, A PLATTING
OF TAX LOTS 2A AND 3 IN THE SOUTHWEST
QUARTER OF SECTION 27-T14N-R11E

LAKE RIDGE ESTATES



OUTLOT 1

SECTION LINE

168th STREET

LOT 95

PROPERTY LINE

PROPERTY LINE

170+52.25
567.98' \angle

170+52.17
510.00' \angle
90°04'27"

170+51.90
300.00' \angle
05°39'41"

170+70.00
115.00' \angle
95°35'14"

173+00.00
115.00' \angle
05°07'37"

176+05.65
122.58' \angle

176+90.10
150.00' \angle

177+05.65
122.42' \angle

31.66'
119°30'26"

170

170+51.64
96.20' \angle

172+49.25
93.71' \angle

174+74.33
93.34' \angle

175

SECTION LINE

PROJECT CENTERLINE

HIGHWAY 370

Sheet 1 of 1

PLAT SHOWING

RIGHT OF WAY

TO BE ACQUIRED FROM LAND OWNED BY

FIRST NATIONAL BANK OF OMAHA, A National Banking Association

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

EXIST. R.O.W.

TO BE ACQUIRED

PREV. R.O.W.

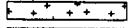
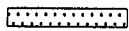
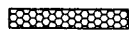
NEW R.O.W.

TEMP. EASE.

PERM. EASE.

EXISTING CONTROLLED ACCESS

NEW CONTROLLED ACCESS



17820.91 SF



TRACT NO. 45
LOCATION GRETN - EAST
PROJECT NO. 370-7(119)
CONTROL NO. 21543

DATE 10-07-2009
DRAWN BY B GREEVER
CHECKED BY M. TINIUS

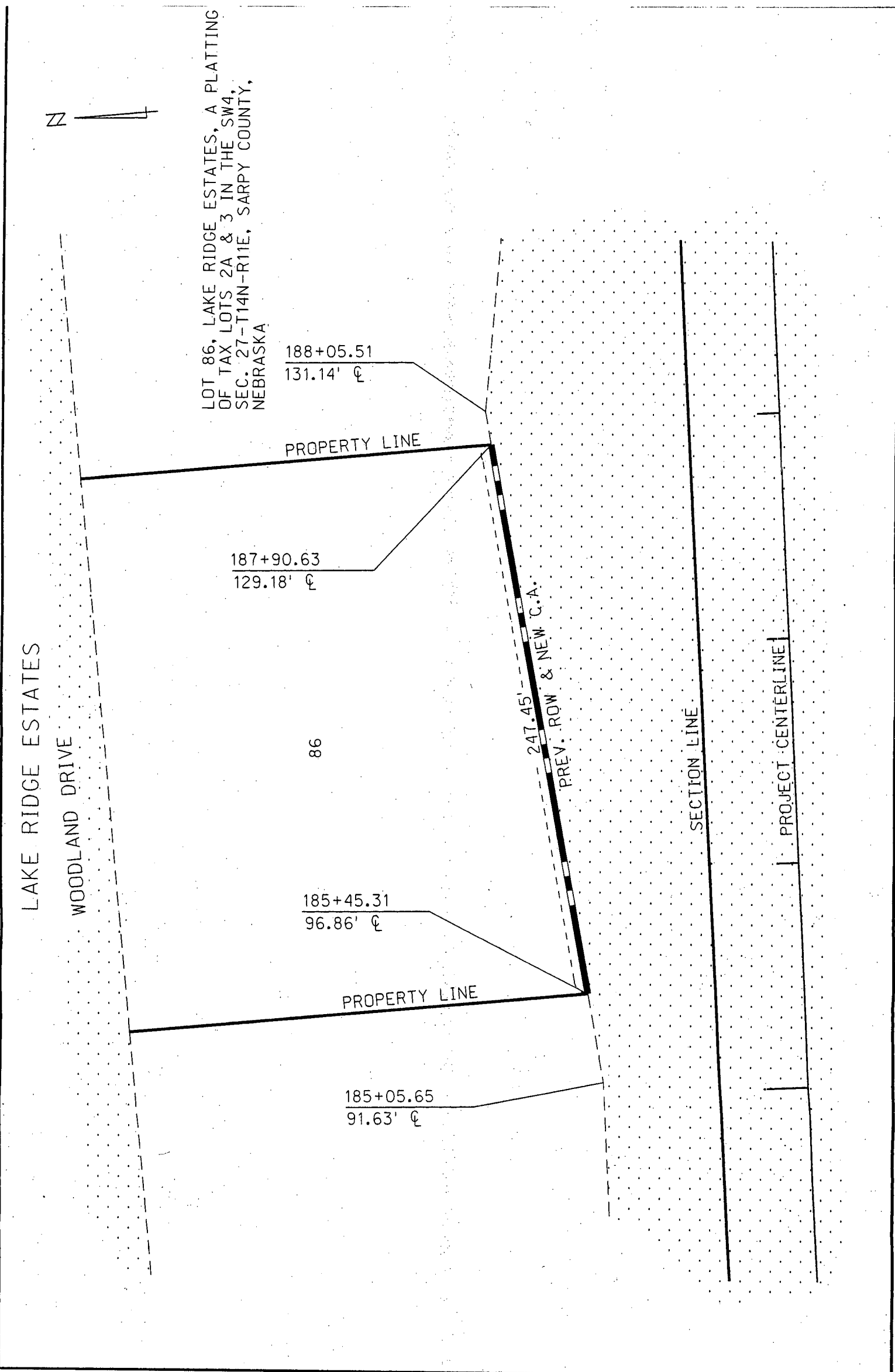
C O N D E M N A T I O N

JOSEPH P. SMITH IV and GINA M. SMITH, Husband and Wife, Joint Tenants, Trustors; BANK OF NEBRASKA, Trustee and Beneficiary; CITIMORTGAGE, INC., A New York Corporation, Assignee; MICHAEL R. JONES d/b/a JONES LANDSCAPING & DESIGN, Holder of Lien;

THERE WILL BE NO INGRESS OR EGRESS OVER THE FOLLOWING DESCRIBED CONTROLLED ACCESS LINE LOCATED IN LOT 86 LAKE RIDGE ESTATES, A PLATTING OF TAX LOTS 2A AND 3 IN SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP 14 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPLE MERIDIAN, SARPY COUNTY, NEBRASKA:

BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 86; ALSO BEING A POINT ON THE NORTHERLY EXISTING HIGHWAY 370 RIGHT OF WAY LINE THENCE EASTERLY A DISTANCE OF 247.45 FEET ALONG SAID RIGHT OF WAY LINE TO A POINT ON THE EAST LINE OF SAID LOT 86 TO THE POINT OF TERMINATION.

M



Sheet 1 of 1

PLAT SHOWING

CONTROL OF ACCESS

TO BE ACQUIRED FROM LAND OWNED BY

JOSEPH P. SMITH IV and GINA M. SMITH, Husband and Wife, Joint Tenants, Trustors; BANK OF NEBRASKA, Trustee and Beneficiary; CITIMORTGAGE, INC., A New York Corporation, Assignee; MICHAEL R. JONES d/b/a JONES LANDSCAPING & DESIGN, Holder of Lien;

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

- EXIST. R.O.W.
- TO BE ACQUIRED
- PREV. R.O.W.
- NEW R.O.W.
- TEMP. EASE.
- PERM. EASE.
- EXISTING CONTROLLED ACCESS
- NEW CONTROLLED ACCESS

TRACT NO. 52
LOCATION GRENA - EAST
PROJECT NO. 370-7(119)
CONTROL NO. 21543
SCALE: 1"=50'

DATE 7-13-2009
DRAWN BY B GREEVER
CHECKED BY D. FOREMAN

N

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:

TOTAL AMOUNT AWARDED FOR ACQUISITION OF TRACT 15 \$ 25,300.⁰⁰

Award to be distributed as follows:

To: Francis J. Kucirek and	\$ <u>12,500.⁰⁰</u>
Pamela K. Kucirek, Trustees or Their Successors in Trust Under The Kucirek Living Trust Dated September 6, 2001, Owners, Trustors;	\$ <u>12,500.⁰⁰</u>
Lincoln Federal Savings Bank of Nebraska, Trustee and Beneficiary;	\$ <u>0</u>
Mitch Wendlandt and Kyle Janssen d/b/a Community Pharmacy Services, Inc., Tenant;	\$ <u>100.⁰⁰</u>
Mike Holstine d/b/a Twisters Bar, Tenant;	\$ <u>100.⁰⁰</u>
Patty Jacobs d/b/a Sam & Louie's New York Pizzeria, Tenant;	\$ <u>100.⁰⁰</u>
Sarpy County;	\$ <u>0</u>

TOTAL AMOUNT AWARDED FOR ACQUISITION OF TRACT 38 \$ 50,000.⁰⁰

Award to be distributed as follows:

To: JMF, L.L.C., A Nebraska Limited Liability Company, Owner, Trustor;	\$ <u>50,000.⁰⁰</u>
Pinnacle Bank, Trustee and Bene- ficiary;	\$ <u>0</u>
Sarpy County;	\$ <u>0</u>

2010-03923

TOTAL AMOUNT AWARDED FOR ACQUISITION OF TRACT 45

\$ 160,890.⁰⁰

Award to be distributed as follows:

To: First National Bank of Omaha, A
National Banking Association, Owner;

\$ 160,890.⁰⁰

Sarpy County;

\$ 0

TOTAL AMOUNT AWARDED FOR ACQUISITION OF TRACT 52

\$ 250.⁰⁰

Award to be distributed as follows:

To: Joseph P. Smith IV and Gina M.
Smith, Husband and Wife, Joint
Tenants, Trustors;

\$ 250.⁰⁰

Bank of Nebraska, Trustee and Bene-
ficiary;

\$ 0

Citimortgage, Inc., A New York
Corporation, Assignee;

\$ 0

Michael R. Jones d/b/a Jones Land-
scaping & Design, Holder of Lien;

\$ 0

Sarpy County;

\$ 0

All of which is hereby respectfully submitted.

Dated this 2 day of FEBR, A.D. 2010.

[Signature]
[Signature]
Vand Schroeder

Appraisers

Subscribed and sworn to before me this 3rd day of
February, 2010.
(SEAL)

[Signature]

County Judge