



MISC 2013085825



AUG 22 2013 09:13 P 5

Fee amount: 34.00
FB: 07-36060
COMP: MS

Received - DIANE L. BATTIATO
Register of Deeds, Douglas County, NE
08/22/2013 09:13:51.00



2013085825

(The above space for use of Register of Deeds.)

Upon recording, return to:

David C. Levy
Baird Holm LLP
1700 Farnam Street, Suite 1500
Omaha, Nebraska 68102

MEMORANDUM OF SUBLEASE

(Document on Following Pages)

①

1429372-901425

(The above space for use of Register of Deeds.)

MEMORANDUM OF SUBLEASE

This is a Memorandum of Sublease by and between STORZ RIVERFRONT DEVELOPMENT COMPANY, LLC, a Nebraska Limited Liability Company, Landlord and STORZ TROPHY ROOM GRILL AND BREWERY, LLC, a Nebraska Limited Liability Company, Tenant, upon, without limitation, the following terms and conditions:

1. Date of Sublease: August 13, 2013.
2. Description of Property: See Exhibit A, attached hereto and incorporated herein by this reference.
3. Date of Commencement: August 13, 2013.
4. Sublease Rights. The Sublease grants, without limitation, the right to operate a restaurant and related uses in favor of Lessee upon and over the Premises as more fully set forth in the Sublease and more generally assigns to Tenant certain rights and obligations of Landlord under a ground lease by and between Landlord and the City of Omaha.

This Memorandum of Sublease is a short form of the actual Lease for notice purposes only and is not a complete summary of the Lease. Accordingly, the provisions of this Memorandum of Sublease shall not be used in interpreting the Lease, nor shall the provisions contained herein be construed to modify the Lease.

-No further text on this page-

Upon recording, return to:

David C. Levy
Baird Holm LLP
1700 Farnam Street
Omaha, NE 68102

IN WITNESS WHEREOF, the parties have executed this Memorandum of Sublease as of the dates set forth in their respective acknowledgements.

TENANT
STORZ TROPHY ROOM GRILL AND
BREWERY, LLC, a Nebraska limited liability
company,

By: 

Name: Tom Markel

Its: MANAGING MEMBER

LANDLORD
STORZ RIVERFRONT DEVELOPMENT
COMPANY, LLC, a Nebraska limited liability
company

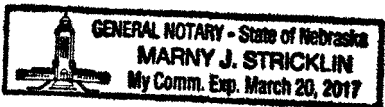
By: 


Thomas Markel

Its: Manager

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 14th day of August, 2013, by Thomas Markel, Manager of Storz Riverfront Development Company, LLC, a Nebraska limited liability company, on behalf of the LLC.



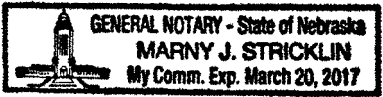



Notary Public

My Commission Expires: 3-20-17

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 14th day of August, 2013, by Thomas Markel, Manager of Storz Trophy Room Grill and Brewery, LLC, a Nebraska limited liability company, on behalf of the LLC.





Notary Public

My Commission Expires: 3-20-17

EXHIBIT "A" TO SUBLEASE
LEGAL DESCRIPTION

A portion of Lot 1, in Smelter Plant Re-plat, an Addition to the City of Omaha, as surveyed platted and recorded in Douglas County, Nebraska, as more particularly identified in that certain Memorandum of Lease, dated on or about May 27, 2003 between the City of Omaha and Rick's Cafe', LLC, as recorded in the Douglas County, Nebraska Recorder's Office on September 9, 2003 in Book 2003, Page 170633.