

12-9  
(copy)

#3921

### UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER (optional)  
 Maryellen Coderoni 663.324.1000

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

Maryellen Coderoni, Legal Assistant  
 Stanley, Lande & Hunter  
 900 U.S. Bank Center  
 201 West Second Street  
 Davenport, IA 52801

FILED: 07/02/07 1:10PM  
 FILE #1531 \$11.50 DOC #3921  
 DAVID JORDAN  
 REGISTER OF DEEDS  
 CASS COUNTY NEBRASKA

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE #  
 File #1531 filed 10.16.2002 at 10:05 a.m.

1b. This FINANCING STATEMENT AMENDMENT is to be filed (for record) (or recorded) in the REAL ESTATE RECORDS.

2. TERMINATION: Effectiveness of the Financing Statement identified above is terminated with respect to security interest(s) of the Secured Party authorizing this Termination Statement.

3. CONTINUATION: Effectiveness of the Financing Statement identified above with respect to security interest(s) of the Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law.

4. ASSIGNMENT (full or partial): Give name of assignee in item 7a or 7b and address of assignee in item 7c; and also give name of assignor in item 9.

5. AMENDMENT (PARTY INFORMATION): This Amendment affects  Debtor or  Secured Party of record. Check only one of these two boxes.  
 Also check one of the following three boxes and provide appropriate information in items 6 and/or 7.

CHANGE name and/or address: Please refer to the detailed instructions in regards to changing the name/address of a party.  
 DELETE name: Give record name to be deleted in item 6a or 6b.  
 ADD name: Complete item 7a or 7b and also item 7c; also complete items 7d-7g (if applicable).

#### 6. CURRENT RECORD INFORMATION:

6a. ORGANIZATION'S NAME  
 CUBBY'S, INC. - Debtor

OR

6b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX
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#### 7. CHANGED (NEW) OR ADDED INFORMATION:

7a. ORGANIZATION'S NAME

OR

7b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX
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7c. MAILING ADDRESS

CITY	STATE	POSTAL CODE	COUNTRY
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7d. SEE INSTRUCTIONS	ADD'L INFO RE ORGANIZATION DEBTOR	7e. TYPE OF ORGANIZATION	7f. JURISDICTION OF ORGANIZATION	7g. ORGANIZATIONAL ID #, if any
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NONE

8. AMENDMENT (COLLATERAL CHANGE): check only one box.  
 Describe collateral  deleted or  added, or give entire  related collateral description, or describe collateral  assigned.

#### 9. NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT (name of assignor, if this is an Assignment). If this is an Amendment authorized by a Debtor which adds collateral or adds the authorizing Debtor, or if this is a Termination authorized by a Debtor, check here and enter name of DEBTOR authorizing this Amendment.

9a. ORGANIZATION'S NAME  
 CAT SCALE COMPANY

OR

9b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX
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#### 10. OPTIONAL FILER REFERENCE DATA

GREENWOOD, NE; SCALE 129 [D2363-18]

**UCC FINANCING STATEMENT AMENDMENT ADDENDUM**

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

11. INITIAL FINANCING STATEMENT FILE # (same as item 1a on Amendment form)

File #1531 filed 10.16.2002 at 10:05 a.m.

12. NAME OF PARTY AUTHORIZING THIS AMENDMENT (same as item 9 on Amendment form)

12a. ORGANIZATION'S NAME

CAT SCALE COMPANY

OR

12b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME, SUFFIX

13. Use this space for additional information

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

DEBTOR: CUBBY'S, INC.

See attached legal description.

Record owner:

PEM II LLC

9230 Mormon Bridge Road

Omaha, NE 68152

Commencing at a point fifty (50) feet East, and six hundred fifty-four and five tenths (654.5) feet north of the southwest corner of Section Twenty-six (26), Township Twelve (12) North, Range Nine (9) East of the 6th P.M., all in Cass County, Nebraska, thence North along a line fifty (50) feet East and parallel to the West line of Section 26 a distance of Six Hundred (600) feet, this line being N. 00°25'00" E., thence left 18°47'00" a distance of Fifty-two and eight tenths (52.8) feet, this line being N 18°22'00" W., thence right 108°47'20" a distance of one thousand two hundred forty-one and forty hundredths (1,241.40) feet, this line being S 89°34'40" E., thence along a line of curvature whose radius is seventeen thousand thirteen and seven-tenths (17,013.7) feet in a Southwesterly direction a distance of five hundred fifty-nine and seven tenths (559.7) feet, thence along a line of curvature whose radius is six thousand seven hundred seventy-five and five tenths (6,775.5) feet a distance of two hundred thirty-three (233) feet, thence along a line of curvature whose radius is six hundred fifteen and six tenths (615.6) feet a distance of three hundred ninety-seven and eight tenths (397.8) feet; a line of tangency from beginning of curvature to end of curvature, being a distance of one thousand one hundred sixty-one and eight tenths (1,161.8) feet, this line of tangency being S 56°26'20" W., thence 33°54'00" right from said line of tangency a distance of two hundred sixty-one (261) feet to point of beginning, this line being N 89°49'40" W.

EXPRESSLY EXCLUDING therefrom that portion thereof conveyed to the State of Nebraska by deed dated November 20, 1968, described as follows:

A tract of land located in the westerly Part of the South Half of the Southwest Quarter of Section 26, Township 12 North, Range 9 East of the 6th P.M., Cass County, Nebraska, described as follows:

Referring to the Southwest Corner of said Section 26; thence easterly on the South Line of the South Half of the Southwest Quarter of said Section 26 a distance of 50.0 feet; thence northerly on a line 50.0 feet easterly from and parallel to the West Line of said South Half of the Southwest Quarter a distance of 1,254.5 feet to the point of beginning, said point being on the easterly Existing Highway Right of Way Line; thence continuing northerly on the last described course produced a distance of 50.0 feet to a point on the northerly Property Line; thence westerly on said Property Line a distance of 17.0 feet to a point 33.0 feet easterly from said West Line, said point being on said Existing Highway Right of Way Line; thence southerly on said Existing Highway Right of Way Line a distance of 52.8 feet to the point of beginning.

ALSO, EXPRESSLY EXCLUDING therefrom that portion thereof conveyed to the United States National Bank of Omaha, Trustee, by deed dated August 13, 1974, described as follows:

A tract of land located in the SW 1/4 of Section 26, Township 12 North, Range 9 East of the 6th P.M., Cass County, Nebraska; more particularly described as follows: Commencing at a point 50 feet east and 654.5 feet north of the southwest corner of said Section 26-12-9; thence S 89°49'40" E a distance of 261.0 feet to a point of curve; thence along a circular curve to the left having a radius of 615.6 feet and subtended by a chord 302.13 feet in length and bearing N 75°58'02" E to the point of beginning; (Said point of beginning is a point on said circular curve) thence continuing along said circular curve having a radius of 615.6 feet and subtended by a chord 92.47 feet in length and bearing N 57°27'09" E to a point of curve; thence along a circular curve to the left having a radius of 6,775.5 feet and subtended by a chord 232.99 feet in length and bearing N 56°28'02" E to a point of curve; thence along a circular curve to the left having a radius of 17,013.7 feet and subtended by a chord 560.69 feet in length and bearing N 45°55'31" E; thence N 89°34'40" W a distance of 675.0 feet; thence S 00°00'00" E a distance of 573.44 feet to the Point of Beginning.

SUBJECT TO a thirty (30) foot ingress-egress easement described as follows:

A tract of land located in the SW 1/4 of Section 26, Township 12 North, Range 9 East of the 6th P.M., Cass County, Nebraska; more particularly described as follows: Beginning at a point 50 feet east and 654.5 feet north of the southwest corner of said Section 26-12-9; thence S 89°49'40" E a distance of 261.0 feet to a point of curve; thence along a circular curve to the left having a radius of 615.6 feet and subtended by a chord 302.13 feet in length and bearing N 75°58'02" E to a point on said circular curve; thence N 00°00'00" W a distance of 30.0 feet; thence S 75°58'02" W along a line parallel to the South boundary line of the easement area, and continuing parallel along the entire southerly boundary line of said easement area to a point 50 feet east and 684.5 feet north of the southwest corner of said Section 26-12-9; thence 30 feet south to the point of beginning.