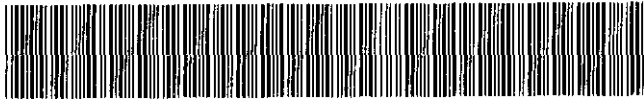




MISC 2009108918



OCT 07 2009 14:49 P 3

MISC
 FEE 18.50 FB See inst.
 3 BKP _____ G/O _____ CCMP TL
 7 DEL _____ SCAN _____ FV 7U
 P

After recording, please return to:

Robert M. Gonderinger
 Croker, Huck, Kasher, DeWitt,
 Anderson & Gonderinger, LLC
 2120 South 72nd Street, Suite 1200
 Omaha, Nebraska 68124

Received - DIANE L. BATTIATO
 Register of Deeds, Douglas County, NE
 10/7/2009 14:49:42.48



2009108918

RELEASE OF CERTAIN PROPERTIES FROM "MODIFICATION AND ASSUMPTION AGREEMENT" AND FROM "HAZARDOUS SUBSTANCES CERTIFICATE AND INDEMNITY AGREEMENT"

WHEREAS a portion of the Obligations evidenced by the Modification and Assumption Agreement executed by KEYSTONE PROPERTIES, LLC, now known as KEYSTONE MIDTOWN STORAGE, LLC ("New Debtor"), KEYSTONE GROUP LLC ("Debtor") and WELLS FARGO BANK, NATIONAL ASSOCIATION, ("Bank"), dated effective as of the 15th day of December, 2008 and recorded on March 24, 2009 as Instrument No. 2009026929 in the Miscellaneous Records of the Register of Deeds of Douglas County, Nebraska, has been paid,

NOW, THEREFORE, in consideration of such partial payment, the undersigned Bank does hereby release the following collateral from the terms of the Modification and Assumption Agreement:

Parcel 1: East ½ of Lot 21 and all of Lot 22, Block 116, Dundee Place as surveyed, platted and recorded in Douglas County, Nebraska. 39-09840
 Commonly referred to as Erin Court Apartments.

Parcel 2: Lot 20 and the West Half of Lot 21, Block 116, Dundee Place as surveyed, platted and recorded in Douglas County, Nebraska. 39-09840
 Commonly referred to as Bradley Apartments.

Parcel 3: Lots 8 and 9, Block 2, Lincoln Place, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska. 10-22580
 Commonly referred to as Parkgate Apartments.

Parcel 4: Lots 6 and 7, Block 3, Lincoln Place, an addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

10-22580

Commonly referred to as Parkstone Apartments.

FURTHER, in consideration of such partial payment, the undersigned Bank releases from the following related documents, the properties described therein:

1. A Hazardous Substances Certificate and Indemnity Agreement dated December 31, 2004, and recorded as Instrument No. 2005005051 in the Miscellaneous Records office of the Register of Deeds of Douglas County, Nebraska, covering the property commonly known as 4914 Dodge Street, Omaha, NE and as more specifically described therein.
2. A Hazardous Substances Certificate and Indemnity Agreement dated December 31, 2004, and recorded as Instrument No. 2005005055 in the Miscellaneous Records office of the Register of Deeds of Douglas County, Nebraska, covering the property commonly known as 4920 Dodge Street, Omaha, NE and as more specifically described therein.
3. A Hazardous Substances Certificate and Indemnity Agreement dated December 31, 2004, and recorded as Instrument No. 2005005080 in the Miscellaneous Records office of the Register of Deeds of Douglas County, Nebraska, covering the property commonly known as 4728 Cass Street, Omaha, NE and as more specifically described therein.
4. A Hazardous Substances Certificate and Indemnity Agreement dated December 31, 2004, and recorded as Instrument No. 2005005072 in the Miscellaneous Records office of the Register of Deeds of Douglas County, Nebraska, covering the property commonly known as 4723 Cass Street, Omaha, NE and as more specifically described therein.

The Indemnitors under these agreements are in no way released from their respective representations, covenants, and liability therefor for acts committed while owning the property. Nothing herein shall affect or be construed to affect collateral, deeds of trust, assignments of rents, or any other security agreement not herein specifically released.

Dated this 6 day of Oct, 2009.

WELLS FARGO BANK, NATIONAL
ASSOCIATION,

By: Jean M. Pechman
Jean M. Pechman, Loan Adjuster

STATE OF MINNESOTA)
) ss.
COUNTY OF HENNEPIN)

The foregoing instrument was acknowledged before me on this 6th day of October, 2009 by Jean M. Pechman, Loan Adjuster of Wells Fargo Bank, National Association, a national banking association, on behalf of the association.



00387181

Donna Marie Reid
Notary Public