

COUNTER PP C.E. Ch
VERIFY PP D.E. Ch
PROOF a
FEES \$ 58.00
CHECK # 23620-23623
CHG _____ CASH _____
REFUND _____ CREDIT _____
SHORT _____ INCR _____

FILED SARPY COUNTY NEBRASKA
INSTRUMENT NUMBER

2016-31239

12/02/2016 9:37:11 AM

Clay J. Dowling

REGISTER OF DEEDS



(SPACE ABOVE THIS LINE FOR RECORDING DATA)

RELEASE OF LIEN

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the undersigned hereby acknowledges full payment and satisfaction and releases and discharges all liens, security interests and encumbrances whatsoever created under the Mortgage, Trust Indenture and Security Agreement dated December 15, 1993 and filed on December 22, 1993 in the Office of the Register of Deeds of Sarpy County, Nebraska, as Instrument No. 93032599, in favor of the undersigned, covering or otherwise relating to the property legally described as

Tax Lot 12, in the West ½ of Section 14 T14N, R12E, of the 6th P.M., Sarpy County, Nebraska.

DATED this 18 day of November, 2016.

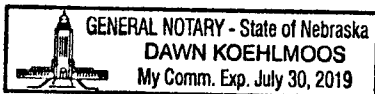
FIRST NATIONAL BANK OF OMAHA, Trustee,

By: *[Signature]*
Authorized Officer

STATE OF NEBRASKA)
) ss.
COUNTY OF Dodge)

On the 18th day of November, 2016, before me, the undersigned, a Notary Public duly commissioned, qualified for and residing in said county, personally came Janyl Moseman, who is the authorized officer of First National Bank of Omaha, known to me and known to be such officer and identical person whose name is affixed to the foregoing instrument, and acknowledged the same to be his or her voluntary act and deed as such officer.

WITNESS my hand and notarial seal the day and year last above written.



Dawn Koehlmoos
NOTARY PUBLIC

Return to:
Tom McKeon
Fitzgerald Schorr
200 Regency One
10050 Regency Circle
Omaha, NE 68114

RLR TitleOne

A

IN THE COUNTY COURT OF DODGE COUNTY, NEBRASKA

IN THE MATTER OF THE SUBSTITUTION)
OF THE FIRST NATIONAL BANK OF)
OMAHA, a national banking association)
organized under the laws of the United)
States, in every fiduciary capacity for)
FREMONT NATIONAL BANK AND)
TRUST COMPANY, a national banking)
association organized under the laws)
of the United States.)

Case No. 2014 MAR 26 AM 11:04

ORDER FOR
SUBSTITUTION OF FIDUCIARY

This matter comes before the Court upon the Application of Substitution of Fiduciary filed herein by the Fremont National Bank and Trust Company ("Fremont") joined in the Application with First National Bank of Omaha ("First"). The Court finds that under the provisions of §8-231 (R.R.S. Neb. 1943 as amended), it is not necessary to give Notice of or have a hearing on the Application.

Therefore, the Court being duly advised in the premises, finds and Orders as follows:

1. No Notice of the Application for Substitution of Fiduciary is required by this Court pursuant to the provisions of §8-231(1) (R.R.S. Neb. 1943).
2. "Fremont" is a national banking association organized under the laws of the United States with its principal office in Dodge County, Nebraska. "Fremont" is, for purposes of §8-231 (R.R.S. Neb. 1943), a trust company which has been duly authorized to commence the business of acting as a fiduciary in Nebraska, and has made the deposit of cash or securities required by §§8-209 and 8-210 (R.R.S. Neb. 1943).
3. "First" is a national banking association with its principal office in Douglas County, Nebraska.
4. "Fremont" and "First" have been authorized by the Office of the Comptroller of the Currency of the United States to act in all fiduciary capacities permitted under the laws of the State of Nebraska, which authority remains in full force and effect.

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5. "First" is a national banking association which has been duly authorized to commence the business for which it is organized and which has made the deposit of cash and securities required by §§8-209 and 8-210 (R.R.S. Neb. 1943).

6. "Fremont" is an affiliated bank with respect to "First" for purposes of the provisions of §8-231 (R.R.S. Neb. 1943) by virtue of the fact that First National of Nebraska, Inc., a financial holding company as defined in the United States Bank Holding Company Act, directly owns more than 50% of each of the voting stock of each "Fremont" and "First".

7. The Boards of Directors of both "First" and "Fremont" have approved the merger of "Fremont" into "First" and have filed the necessary interagency merger application.

8. It is the desire of the Applicants herein that "First" be substituted for "Fremont" in every fiduciary capacity permitted under the laws of the State of Nebraska in which it has acted in the past or in the present, or in which it may act in the future with respect to those trust accounts with which "Fremont" has maintained customer relationships and which have been identified on a list provided to "First" by "Fremont" (the "Fremont Accounts").

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. The findings hereinabove made are hereby made a part of the Order of this Court as fully as if set forth at this point.

2. First National Bank of Omaha is hereby substituted for Fremont National Bank and Trust Company in every fiduciary capacity permitted under the laws of the State of Nebraska in which Fremont National Bank and Trust Company has acted in the past or in the present, or in which it may act in the future with respect to the Fremont Accounts.

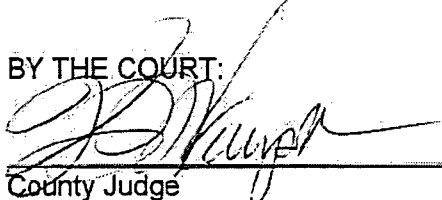
3. Pursuant to the provisions of §8-231(1) (R.R.S. Neb. 1943), this substitution shall be effective upon the entry of this Order and the merger of Fremont National Bank and Trust Company into First National Bank of Omaha without any further act. This substitution may be evidenced by the filing of a copy of this Order with the clerk of any County Court in the State of Nebraska.

4. Pursuant to the provisions of §8-233 (R.R.S. Neb. 1943), Fremont National Bank and Trust Company shall, effective upon its merger into First National Bank of Omaha, forthwith deliver all assets held by it as a fiduciary to First National Bank of Omaha in connection with the Fremont Accounts, which assets shall then become the property of First National Bank of Omaha without the necessity of any instrument of transfer or conveyance.

5. With respect to the Fremont Accounts, pursuant to the provisions of §8-232 (R.R.S. Neb. 1943), all designations of Fremont National Bank and Trust Company, in a will or other testamentary instrument, shall be deemed to be a designation of First National Bank of Omaha except when such will or other testamentary instrument is executed after the date of the entry of this Order. Any grant or any discretionary power in any such will or other testamentary instrument shall be deemed to be conferred upon First National Bank of Omaha as the deemed designated fiduciary.

Dated this 28th day of March 2014.

BY THE COURT:


County Judge



D

IN THE COUNTY COURT OF DODGE COUNTY, NEBRASKA

IN THE MATTER OF THE SUBSTITUTION)
OF THE FIRST NATIONAL BANK OF)
OMAHA, a national banking association)
organized under the laws of the United)
States, in every fiduciary capacity for)
FREMONT NATIONAL BANK AND)
TRUST COMPANY, a national banking)
association organized under the laws)
of the United States.)

Case No.

**APPLICATION FOR
SUBSTITUTION OF FIDUCIARY**

2011 MAR 23 PM 11:04
FILED
DODGE COUNTY
NEBRASKA

The First National Bank of Omaha ("First") together with Fremont National Bank and Trust Company ("Fremont"), by and through their attorney, hereby jointly make application under the provisions of §8-231 (R.R.S. Neb. 1943) to the Court to substitute "First" in every fiduciary capacity permitted under the laws of the State of Nebraska, for "Fremont", and in support thereof, shows to the Court as follows:

1. "First" is a national banking association organized under the laws of the United States with its principal office in Douglas County, Nebraska. "First" constitutes, for purposes of §8-231 (R.R.S. Neb. 1943), a trust company which has been duly authorized to commence the business of acting as a fiduciary in Nebraska, and has made the deposit of cash or securities required by §§8-209 and 8-210 (R.R.S. Neb. 1943).

2. "Fremont" is a national banking association organized under the laws of the United States with its principal office in Dodge County, Nebraska.

3. "Fremont" has been authorized by the Office of the Comptroller of the Currency of the United States to act in all fiduciary capacities permitted under the laws of the State of Nebraska, which authority remains in full force and effect as of the date of this Application.

4. "Fremont" has been duly authorized to operate the business for which it is organized and which has made the deposit of cash and securities required by §§8-209 and 8-210 (R.R.S. Neb. 1943), all as reflected in the certificate issued by the Nebraska Department of

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Banking and Finance, pursuant to §8-211 ((R.R.S. Neb. 1943),

5. "Fremont" constitutes an affiliated bank with respect to "First" under the provisions of §8-231 (R.R.S. Neb. 1943) by virtue of the fact that First National of Nebraska, Inc., a financial holding company as defined in the United States Bank Holding Company Act, directly owns more than 50% of each of the voting stock of each "Fremont" and "First" and indirectly owns more than 50% of the voting stock of "Fremont", all as reflected in the Affidavit of Nicholas W. Baxter, attached hereto as Exhibit A.

6. The Boards of Directors of both "First" and "Fremont" have approved the merger of "Fremont" into "First" and have filed the necessary interagency merger application.

7. It is the desire of both "First" and "Fremont" that "First" be substituted for "Fremont" in every fiduciary capacity permitted under the laws of the State of Nebraska in which "Fremont" has acted in the past or in the present, or in which it may act in the future with respect to those trust accounts with which "Fremont" has maintained customer relationships and which have been identified on a list provided to "First" by "Fremont" (the "Fremont Accounts").

WHEREFORE, the undersigned hereby request that the Court, after such notice and hearing, if any, as it deems necessary, enter an Order substituting, as described herein, First National Bank of Omaha for Fremont National Bank and Trust Company in every fiduciary capacity permitted under the laws of the State of Nebraska in connection with the Fremont Accounts; with said substitution to be effective upon the entry of such Order and the merger of Fremont National Bank and Trust Company into First National Bank of Omaha, without further act.

Dated this 27th day of March 2014.

First National Bank of Omaha,
"First",

By 

Name: JACK B. Wolfe

Title: SR. V.P.

Fremont National Bank and Trust Company,
"Fremont",

By 

Name: Barry A. Benson

Title: President

Exhibit A

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AFFIDAVIT

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The undersigned, being first duly sworn, deposes and states as follows:

1. The undersigned is the presently acting and duly authorized Chief Risk Officer and Secretary of First National of Nebraska, Inc., a holding company as defined in the United States Bank Holding Company Act.
2. The Fremont National Bank and Trust Company is a national banking association organized under the laws of the United States with its principal office in Dodge County, Nebraska.
3. First National Bank is a national banking association organized under the laws of the United States with its principal office in Lincoln County, Nebraska.
4. First National Bank & Trust Company of Columbus is a national banking association organized under the laws of the United States with its principal office in Platte County, Nebraska.
5. Platte Valley State Bank & Trust Company is a Nebraska state bank organized under the laws of the State of Nebraska with its principal office in Buffalo County, Nebraska.
6. First National of Nebraska, Inc., a holding company, directly owns more than 50% of the voting stock of The Fremont National Bank and Trust Company, First National Bank, First National Bank & Trust Company of Columbus and Platte Valley State Bank & Trust Company.

Dated this 26th day of March, 2014.

FIRST NATIONAL OF NEBRASKA, INC.,
A holding company

By: 

Name: Nicholas W. Baxter

Title: Chief Risk Officer and Secretary

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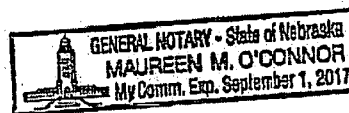
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

On this 9th day of March, 2014, before me the undersigned, a Notary Public, personally came Nicholas W. Baxter, Chief Risk Officer and Secretary of First National of Nebraska, Inc., a holding company, by me known to be the identical person whose name is affixed to the foregoing instrument in said capacity and acknowledged the execution thereof to be his voluntary act and deed and the voluntary act and deed of said corporation.

WITNESS my hand and notarial seal the day and year last above written.

Maureen O'Connor

My Commission Expires: 9/1/2017





Elizabeth T. Foster
Elizabeth T. Foster, Compliance Officer