

THE STATE OF NEBRASKA
DEPARTMENT OF ROADS

Condemner

vs.

RETURN OF APPRAISERS

FLORENCE FRYE, Owner; LEO L. FRYE,
husband of FLORENCE FRYE;

CLARENCE P. WEISS and ALICE F.
WEISS, husband and wife, Joint
Tenants;

CHARLES R. BELPERE, a widower,
Owner;

ELIZABETH G. BOSSELMAN, Owner;
CHARLES BOSSELMAN, husband of
ELIZABETH G. BOSSELMAN;

FRED L. MIRSCHBAUM and MARJORIE B.
MIRSCHBAUM, husband and wife,
Joint Tenants;

J. W. ENCK, first and real name
unknown, Tenant on the property
of ALBERT G. LAKE and ZOE LAKE;
URSULA ENCK, wife of J. W. ENCK;

Condemnees

TO HONORABLE CHARLES BOSSERT, COUNTY JUDGE OF HALL COUNTY, NEBR.

We, the undersigned appraisers, do hereby certify that under and by virtue of an "Appointment of Appraisers" duly served upon us by _____, Sheriff or Deputy Sheriff of Hall County, Nebraska, on the 2 day of June, 1963, 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:

642

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

Land Owners: Florence Frye and Leo L. Frye, wife and husband

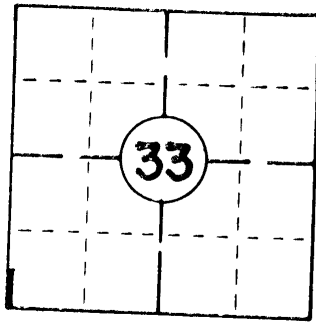
Project: F-215 (6) AFE: R-161b Hall County, Nebraska

Fee simple title to a tract of land and all improvements thereon, if any, for highway right of way purposes located in part of the south 20 acres of the Southwest Quarter of the Southwest Quarter of Section 33, Township 12 North, Range 9 West of the 6th P.M., Hall County, Nebraska, as illustrated on the attached plat and being more particularly described as follows:

Beginning at the southwest corner of said Section 33; thence easterly on the South line of the Southwest Quarter of the Southwest Quarter of said Section 33 a distance of 250.0 feet; thence northerly 90 degrees 00 minutes left a distance of 33.0 feet; thence northwesterly a distance of 223.1 feet to a point on the easterly old highway right of way line, said point being 33.0 feet easterly from the West line of said Southwest Quarter of the Southwest Quarter; thence northerly on a line 33.0 feet easterly from and parallel to said West line and on said old highway right of way line a distance of 570.4 feet to a point on the northerly property line; thence westerly a distance of 33.0 feet to a point on said West line; thence southerly on said West line a distance of 655.4 feet to the point of beginning, containing 0.79 acre, more or less, which includes 0.66 acre, more or less, previously occupied as a public highway, the remaining 0.13 acre, more or less, being the additional acreage to be secured in this action.

There will be no ingress or egress over the above described tract of land onto the remainder of said part of the south 20 acres of the Southwest Quarter of the Southwest Quarter, except over one private residential entrance, not to exceed 20 feet in width to provide ingress and egress to dwelling of the owner so long as it is used consistent with normal activities thereto, the centerline of which is to be located 95.1 feet northerly from the South line of said Southwest Quarter of the Southwest Quarter as measured along the West line of said Southwest Quarter of the Southwest Quarter.

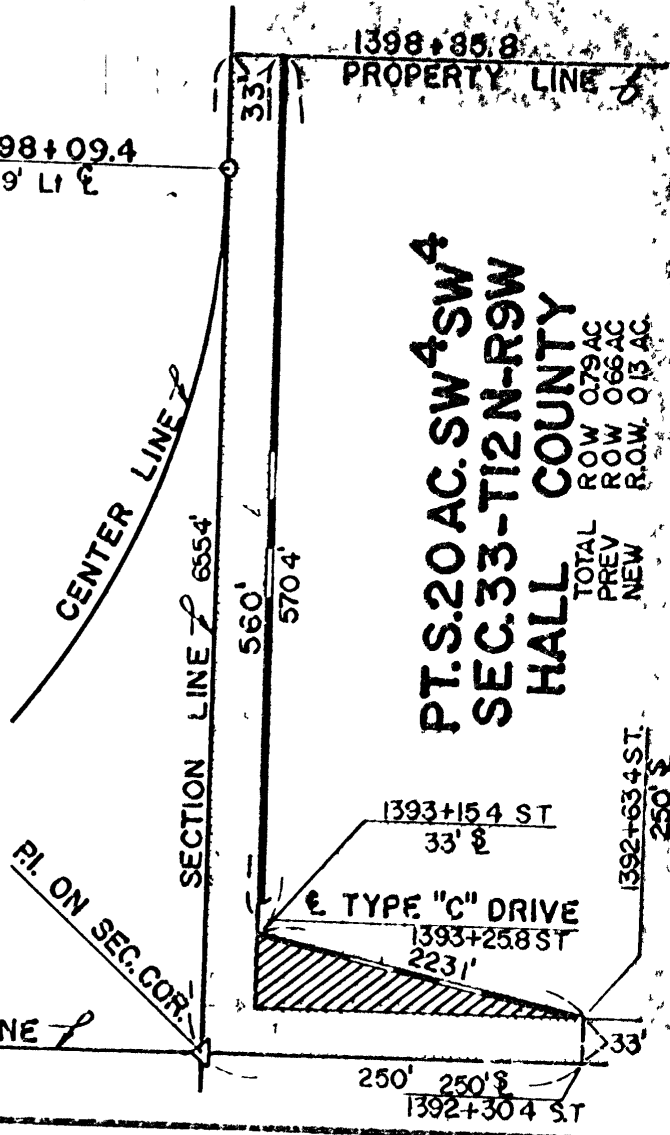
All mineral rights in the above described tract shall be retained and reserved to the Condemnees, their heirs, successors or assigns. The Condemnees, their heirs, successors or assigns shall have no right to use or enter the surface of the above described tract for any purpose concerning the reserved mineral rights; nor shall the Condemnees, their heirs, successors or assigns in extracting such minerals, damage or in any way impair the use of the above described tract.



PI 1394+82.4
 $\Delta = 90^\circ 36' LT$
 $D = 10^\circ$
 $T = 578.99'$
 $L = 906.00'$

PT. 1398+09.4
 $\pm 09' LT \pm$

1398+85.8
 PROPERTY LINE



PT. S. 20 AC. SW 4 SW 4
SEC. 33 - T12 N - R9 W
HALL COUNTY

TOTAL PREVIOUS NEW
 ROW 0.79 AC
 ROW 0.66 AC
 R.O.W. 0.13 AC

SECTION LINE

PI ON SEC. COR.

SKETCH SHOWING
RIGHT OF WAY
TO BE ACQUIRED
FROM LAND OWNED
BY

FLORENCE FRYE

SCALE 1" = 100'
 TRACT 20

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

PROJ. F-215(6)
 A.F.E. R.- 161b

LEGEND

PREV R.O.W.

NEW R.O.W.

013 ACRE
 ACRES

CONTROLLED ACCESS

643

COMPUTED BY IBM
 DRAWN BY D.R.C. 4-63
 CHECKED BY RAB 4-63
 WRITTEN BY C.E.S. 5-63
 CHECKED BY W.D.E. 5-63

644

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

Land Owners: Clarence P. Weiss and Alice F. Weiss, husband and wife, Joint Tenants.

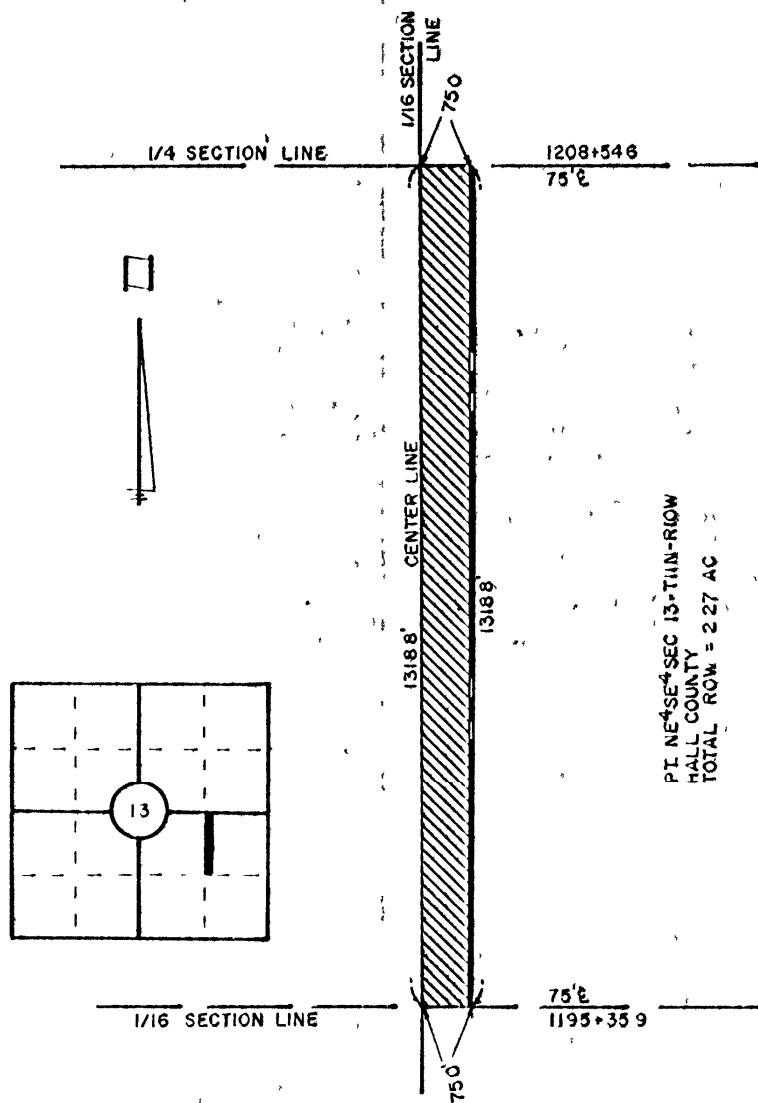
Project: F-215 (6) AFE: R-161b Hall County, Nebraska

Fee simple title to a tract of land and all improvements thereon, if any, for highway right of way purposes located in part of the Northeast Quarter of the Southeast Quarter of Section 13, Township 11 North, Range 10 West of the 6th P.M., Hall County, Nebraska, as illustrated on the attached plat and being more particularly described as follows:

Beginning at the north quarter quarter corner of the Southeast Quarter of said Section 13; thence southerly on the West line of the Northeast Quarter of the Southeast Quarter of said Section 13 a distance of 1,318.8 feet to the southwest corner of said Northeast Quarter of the Southeast Quarter; thence easterly on the South line of said Northeast Quarter of the Southeast Quarter a distance of 75.0 feet; thence northerly a distance of 1,318.8 feet to a point on the North line of said Northeast Quarter of the Southeast Quarter; thence westerly on said North line a distance of 75.0 feet to the point of beginning, containing 2.27 acres, more or less, to be secured in this action.

The above described tract of land shall be part of a controlled access facility as defined in Section 39-1302 (6), R.R.S. 1943, and the remainder of said part of the Northeast Quarter of the Southeast Quarter, which by reason of the taking herein described, now abuts on a highway where none existed theretofore, is subject to the provisions of Section 39-1329, R.R.S. 1943.

All mineral rights in the above described tract shall be retained and reserved to the Condemnees, their heirs, successors or assigns. The Condemnees, their heirs, successors or assigns shall have no right to use or enter the surface of the above described tract for any purpose concerning the reserved mineral rights; nor shall the Condemnees, their heirs, successors or assigns in extracting such minerals, damage or in any way impair the use of the above described tract.



SKETCH SHOWING
RIGHT OF WAY
 TO BE ACQUIRED
 FROM LAND OWNED
 BY

CLARENCE P. & ALICE F. WEISS H. & W. J. T.

SCALE 1" = 200'
 TRACT 5

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

PROJ. F-215(6)
 A.F.E.R. - 161b

LEGEND

PREV. R.O.W.  2.27 ACRES
 NEW R.O.W.  2.27 ACRES
 CONTROLLED ACCESS 

COMPUTED BY IBM.
 DRAWN BY DNM 4-63
 CHECKED BY RAB 4-63
 WRITTEN BY WDE 4-63
 CHECKED BY CES 4-63

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

Land Owner: Charles R. Belpere, a widower

Project: F-215 (6) AFE: R-161b Hall County, Nebraska

Fee's simple title to a tract of land and all improvements thereon, if any, for highway right of way purposes located in the East Half of the Southeast Quarter of Section 32, Township 12 North, Range 9 West of the 6th P.M., Hall County, Nebraska, as illustrated on the attached plat and being more particularly described as follows:

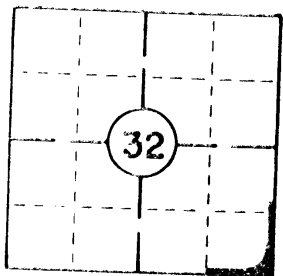
Beginning at the southeast corner of said Section 32; thence westerly on the South line of the East Half of the Southeast Quarter of said Section 32 a distance of 1,322.5 feet to the southwest corner of said East Half of the Southeast Quarter; thence northerly on the West line of said East Half of the Southeast Quarter a distance of 73.8 feet; thence easterly 90 degrees 00 minutes right a distance of 743.5 feet to point of curvature, said point being 74.5 feet northerly from said South line; thence northerly on a 497.96 foot radius curve to the left (initial tangent of which coincides with the last described course) a distance of 787.4 feet to point of tangency, said point being 74.1 feet westerly from the East line of said East Half of the Southeast Quarter; thence continuing northerly, tangent, a distance of 990.6 feet to a point 72.7 feet westerly from said East line; thence easterly a distance of 72.7 feet to a point on said East line; thence southerly on said East line a distance of 1,569.6 feet to the point of beginning, containing 6.04 acres, more or less, which includes 2.37 acres, more or less, previously occupied as a public highway, the remaining 3.67 acres, more or less, being the additional acreage to be secured in this action.

There will be no ingress or egress from the above described tract of land onto the remainder of said East Half of the Southeast Quarter, except over two field entrances not to exceed 20 feet in width to provide for the movement of farming implements and crops so long as they are used consistent with normal farming operations of the owner, the centerlines of which are to be located 10.0 feet easterly from the West line of said East Half of the Southeast Quarter as measured along the centerline of the highway and 764.6 feet northerly from the South line of said East Half of the Southeast Quarter as measured along the East line of said East Half of the Southeast Quarter, and except over one farmstead entrance not to exceed 20 feet in width to provide ingress and egress to dwelling and out building site of the owner so long as it is used consistent with rural living and farming activities, the centerline of which is to be located 1,100.0 feet easterly from the West line of said East Half of the Southeast Quarter as measured along the centerline of the highway.

All mineral rights in the above described tract shall be retained and reserved to the Condemnee, his heirs, successors or assigns. The Condemnee, his heirs, successors or assigns shall have no right to use or enter the surface of the above described tract for any purpose concerning the reserved mineral rights; nor shall the Condemnee, his heirs, successors or assigns in extracting such minerals, damage or in any way impair the use of the above described tract.

END OF PROJECT - 1408+00

75' E - 72.7' E

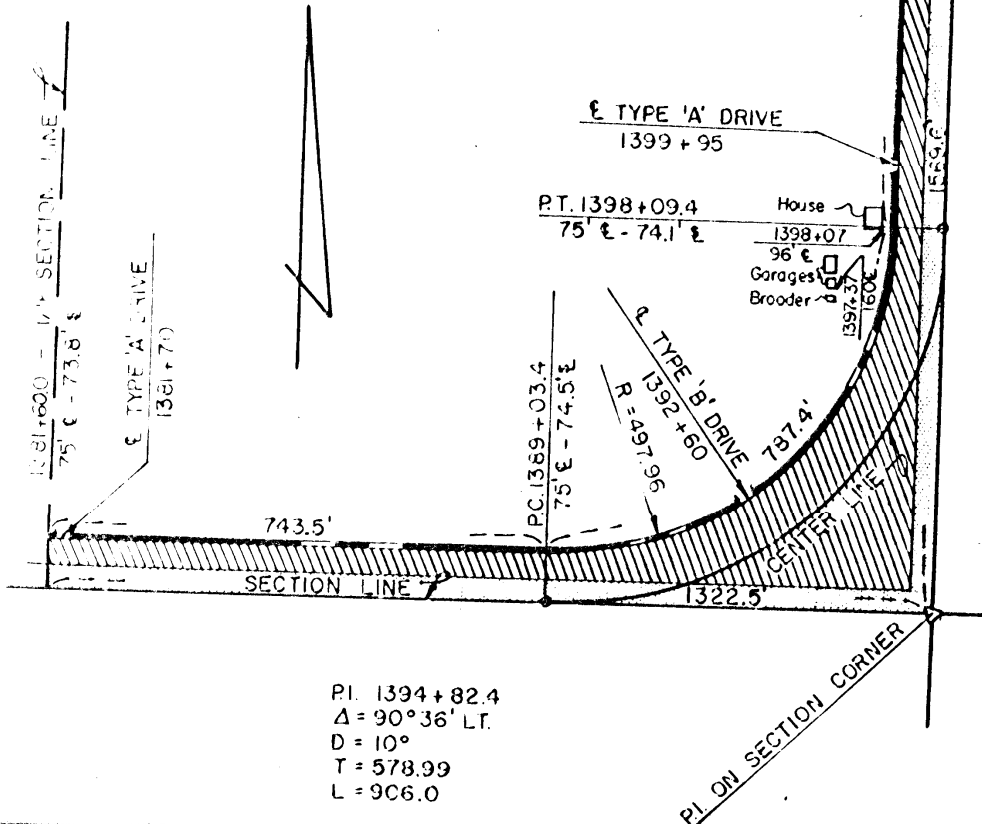


E²SE⁴ SEC. 32-T12N-R9W HALL COUNTY

TOTAL R.O.W. 6.04 AC.

PREV. R.O.W. 2.37 AC.

NEW R.O.W. 3.67 AC.



PI. 1394+82.4
Δ = 90°36' LT.
D = 10°
T = 578.99
L = 906.0

SKETCH SHOWING

RIGHT OF WAY TO BE ACQUIRED FROM LAND OWNED BY

CHARLES R. BELPERE

SCALE 1" = 200'
TRACTS 18, 21 & 24

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

PROJ. F-215(6)

A.F.E. R.- 161 b

LEGEND

- PREV. R.O.W. ACRES
- NEW R.O.W. 3.67 ACRES
- CONTROLLED ACCESS ACRES

COMPUTED BY IBM
 DRAWN BY D.R.C. 4-'63
 CHECKED BY D.M.M. 1/63
 WRITTEN BY W.D.E. 4-'63
 CHECKED BY C.E.S. 4-'63

CONDEMNATION

Land Owners: Elizabeth G. Bosselman and Charles Bosselman,
wife and husband.

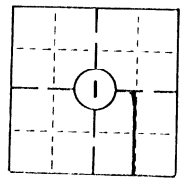
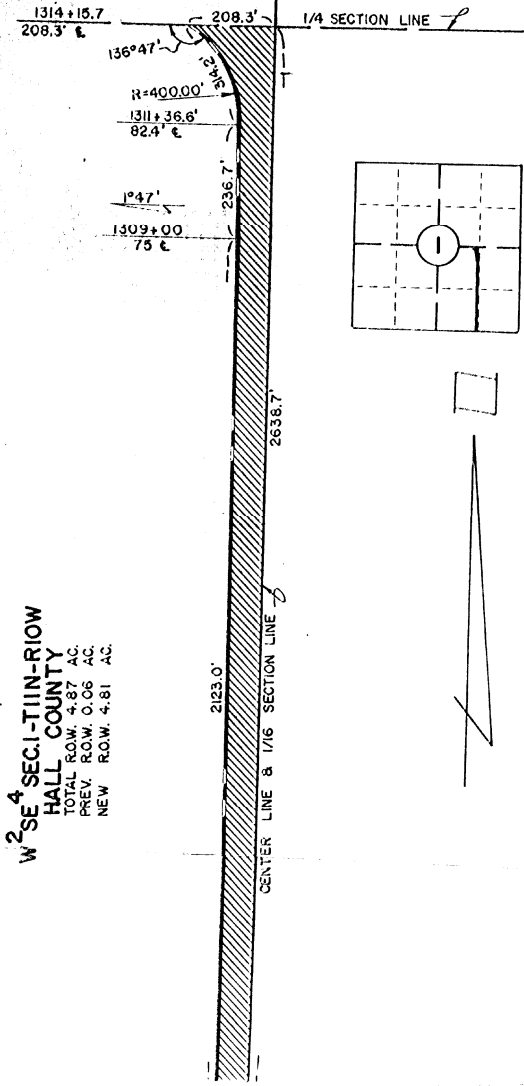
Project: F-215 (6) AFE: R-161b Hall County, Nebraska

Fee simple title to a tract of land and all improvements thereon, if any, for highway right of way purposes located in the West Half of the Southeast Quarter of Section 1, Township 11 North, Range 10 West of the 6th P.M., Hall County, Nebraska, as illustrated on the attached plat and being more particularly described as follows:

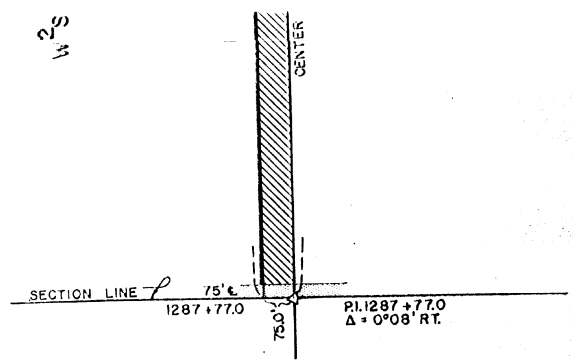
Beginning at the south quarter quarter corner of the Southeast Quarter of said Section 1; thence northerly on the East line of the West Half of the Southeast Quarter of said Section 1 a distance of 2,638.7 feet to the northeast corner of said West Half of the Southeast Quarter; thence westerly on the North line of said West Half of the Southeast Quarter a distance of 208.3 feet; thence southerly on a 400.0 foot radius curve to the right (initial tangent of which forms an angle of 136 degrees 47 minutes left from said North line) a distance of 314.2 feet to point of tangency; thence continuing southerly, tangent, a distance of 236.7 feet; thence continuing southerly 01 degree 47 minutes right a distance of 2,123.0 feet to a point on the South line of said West Half of the Southeast Quarter; thence easterly on said South line a distance of 75.0 feet to the point of beginning, containing 4.87 acres, more or less, which includes 0.06 acre, more or less, previously occupied as a public highway, the remaining 4.81 acres, more or less, being the additional acreage to be secured in this action.

The above described tract shall be part of a controlled access facility as defined in Section 39-1302 (6), R.R.S. 1943, and the remainder of said West Half of the Southeast Quarter, which by reason of the taking herein described, now abuts on a highway where none existed theretofore, is subject to the provisions of Section 39-1329, R.R.S. 1943, except over the existing public road along the South line of said West Half of the Southeast Quarter as illustrated on the attached plat.

All mineral rights in the above described tract shall be retained and reserved to the Condemnees, their heirs, successors or assigns. The Condemnees, their heirs, successors or assigns shall have no right to use or enter the surface of the above described tract for any purpose concerning the reserved mineral rights; nor shall the Condemnees, their heirs, successors or assigns in extracting such minerals, damage or in any way impair the use of the above described tract.



W² SE SEC. 1-T11N-R10W
HALL COUNTY
TOTAL R.O.W. 4.87 AC.
PREV. R.O.W. 0.06 AC.
NEW R.O.W. 4.81 AC.



SKETCH SHOWING
**RIGHT OF WAY
TO BE ACQUIRED
FROM LAND OWNED
BY**

ELIZABETH G. BOSSELMAN

SCALE 1" = 200'
TRACT 11

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

PROJ. F-215(6)
A.F.E. R-161b

LEGEND

- PREV. R.O.W. 4.81 ACRES
- NEW R.O.W. 4.81 ACRES
- CONTROLLED ACCESS

COMPUTED BY IBM
DRAWN BY DRC 4-63
CHECKED BY G.D. 4-63
WRITTEN BY C.E.S. 4-63
CHECKED BY W.D.E. 4-63

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

Land Owners: Fred L. Kirschbaum and Marjorie B. Kirschbaum,
husband and wife, Joint Tenants.

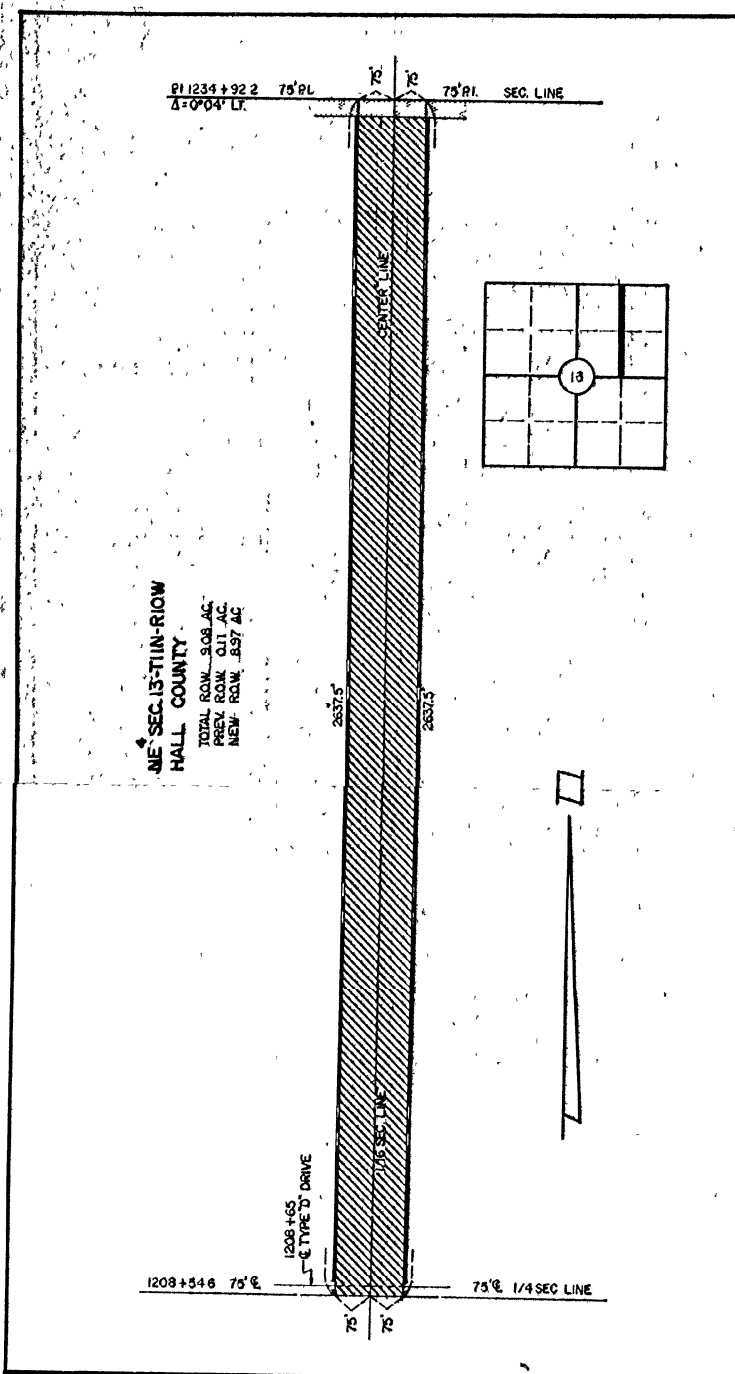
Project: F-215 (6) AFE: R-161b Hall County, Nebraska

Fee simple title to a tract of land and all improvements thereon, if any, for highway right of way purposes located in the Northeast Quarter of Section 13, Township 11 North, Range 10 West of the 6th P.M., Hall County, Nebraska, as illustrated on the attached plat and being more particularly described as follows:

Beginning at the north quarter quarter corner of the Northeast Quarter of said Section 13; thence easterly on the North line of the Northeast Quarter of said Section 13 a distance of 75.0 feet; thence southerly on a line 75.0 feet easterly from and parallel to the West line of the East Half of the Northeast Quarter of said Section 13 a distance of 2,637.5 feet to a point on the South line of said Northeast Quarter; thence westerly on said South line a distance of 150.0 feet; thence northerly on a line 75.0 feet westerly from and parallel to the East line of the West Half of the Northeast Quarter of said Section 13 a distance of 2,637.5 feet to a point on said North line; thence easterly on said North line a distance of 75.0 feet to the point of beginning, containing 9.08 acres, more or less, which includes 0.11 acre, more or less, previously occupied as a public highway, the remaining 8.97 acres, more or less, being the additional acreage to be secured in this action.

The above described tract shall be part of a controlled access facility as defined in Section 39-1302 (6), R.R.S. 1943, and the remainder of said Northeast Quarter, which by reason of the taking herein described, now abuts on a highway where none existed theretofore, is subject to the provisions of Section 39-1329, R.R.S. 1943, except over the existing public road along the North line of said Northeast Quarter and except over one farm crossover, not to exceed 20 feet in width, defined as two field entrances subject to the provisions of Section 39-1331, R.R.S. 1943, the centerline of which is to be located 10.4 feet northerly from the South line of said Northeast Quarter as measured along the centerline of the highway.

All mineral rights in the above described tract shall be retained and reserved to the Condemnees, their heirs, successors or assigns. The Condemnees, their heirs, successors or assigns shall have no right to use or enter the surface of the above described tract for any purpose concerning the reserved mineral rights; nor shall the Condemnees, their heirs, successors or assigns in extracting such minerals, damage or in any way impair the use of the above described tract.



NE 1/4 SEC. 13-T1M-R10W
 HALL COUNTY
 TOTAL ROW .908 AC
 PREV. ROW .011 AC
 NEW ROW .897 AC

SKETCH SHOWING
RIGHT OF WAY
 TO BE ACQUIRED
 FROM LAND OWNED
 BY
FRED L. & MARJORIE B. KIRSCHBAUM, H. & W. J.T.

SCALE 1" = 200'
 TRACT 8

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

PROJ. F-215(6)
 A.F.E. R- 161 b

LEGEND

- PREV. R.O.W. .011 ACRES
- NEW R.O.W. .897 ACRES
- CONTROLLED ACCESS

COMPUTED BY 1B.M.
 DRAWN BY 88 4-83
 CHECKED BY W.D.R. 4-83
 WRITTEN BY W.D.R. 4-83
 CHECKED BY C.B.S. 4-83

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

Tenants: J. W. Enck and Ursula Enck, husband and wife, on land owned by Albert G. Lake and Zoe Lake.

Project: F-215 (6) AFE: R-161b Hall County, Nebraska

To relinquishment of lessee rights only to a tract of land and all improvements thereon, if any, for highway right of way purposes located in the South Half of the Southwest Quarter of Section 32, Township 12 North, Range 9 West of the 6th P.M., Hall County, Nebraska, as illustrated on the attached plat and being more particularly described as follows:

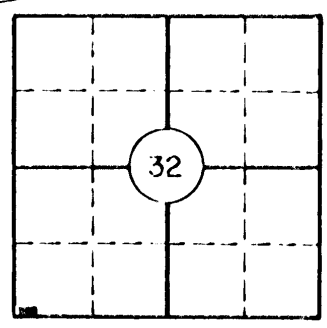
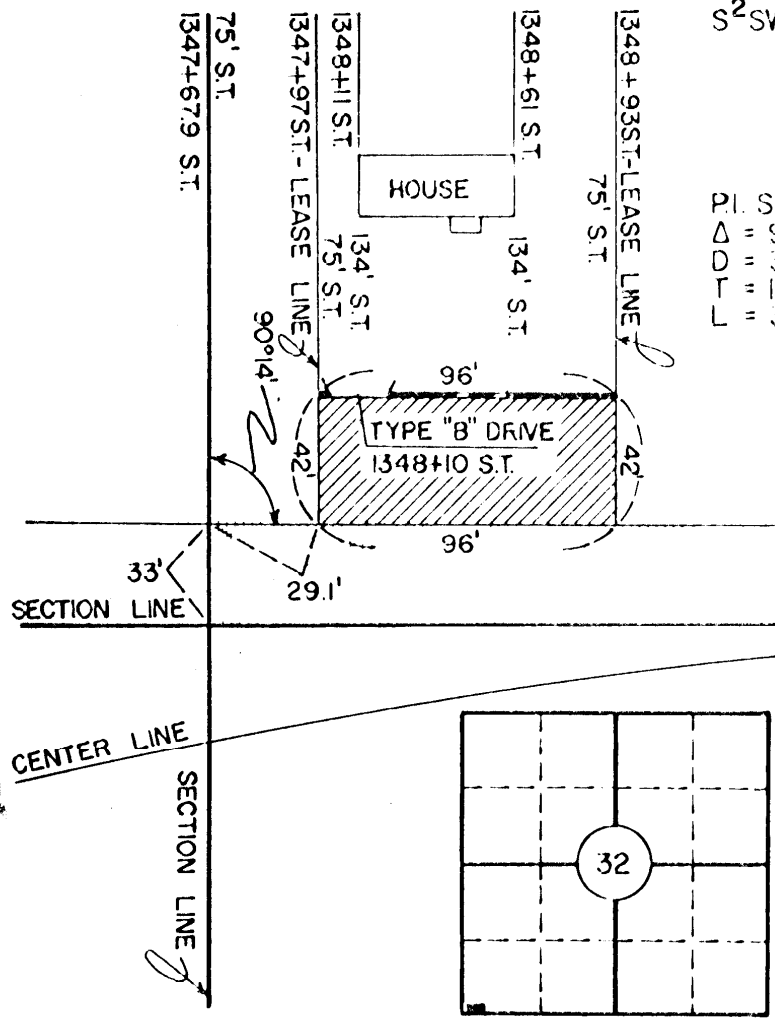
Referring to the southwest corner of said Section 32; thence northerly on the West line of the Southwest Quarter of said Section 32 a distance of 33.0 feet to a point on the northerly old highway right of way line; thence easterly 90 degrees 14 minutes right and on said old highway right of way line a distance of 29.1 feet to the point of beginning; thence continuing easterly on the last described course produced and on said old highway right of way line a distance of 96.0 feet; thence northerly 90 degrees 00 minutes left a distance of 42.0 feet; thence westerly 90 degrees 00 minutes left a distance of 96.0 feet; thence southerly a distance of 42.0 feet to the point of beginning, containing 4,032.0 square feet, more or less.

There will be no ingress or egress from the above described tract of land onto the remainder of said South Half of the Southwest Quarter except over one farmstead entrance, not to exceed 20 feet in width, to provide ingress and egress to dwelling and out building site of the owner, so long as it is used consistent with rural living and farming activities, the centerline of which is to be located 42.1 feet easterly from the West line of said South Half of the Southwest Quarter as measured along the South line of said South Half of the Southwest Quarter as illustrated on the attached plat.

1059

S²SW⁴ SEC.32-T12N-R9W
HALL COUNTY

Pl. Sta. 1340 + 67.2
Δ = 90°59' Rt.
D = 3°00'
T = 1942.93'
L = 3032.78'



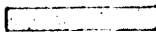


SKETCH SHOWING
RIGHT OF WAY
 TO BE ACQUIRED
 FROM LAND LEASED
 BY
J. W. & URSULA ENCK, H & W






SCALE 1" = 50'
TRACT 15 LI

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

PROJ. F-215(6)
A.F.E. R- 161b

LEGEND

PREV. R.O.W. 
 NEW R.O.W.  4032.0 SQ. FT.
 CONTROLLED ACCESS  ACRES

COMPLETED BY 
 DRAWN BY 
 CHECKED BY 
 WRITTEN BY 
 CHECKED BY 

R.B.M. 4-63
 D.R.C. 4-63
 C.E.S. 5-63
 W.D.R. 5-63

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:

- To: Florence Frye, Owner; Leo L. Frye, husband of Florence Frye; \$ 650⁰⁰ Pd
which includes moving of personal property in the amount of \$ _____
- To: Clarence P. Weiss and Alice P. Weiss, husband and wife, Joint Tenants; \$ 908⁰⁰ Pd
which includes moving of personal property in the amount of \$ _____
- To: Charles R. Belgero, a widower, Owner; \$ 984⁰⁰ Pd
which includes moving of personal property in the amount of \$ 250⁰⁰
- To: Elizabeth G. Bosselman, Owner; Charles Bosselman, husband of Elizabeth G. Bosselman; \$ 3314⁰⁰ Pd
which includes moving of personal property in the amount of \$ _____
- To: Fred L. Kirschbaum and Marjorie B. Kirschbaum, husband and wife, Joint Tenants; \$ 1661⁰⁰ Pd
which includes moving of personal property in the amount of \$ _____
- To: J. W. Enck, first and real name unknown, Tenant on the property of Albert F. Lake and Zoe Lake; Ursula Enck, wife of J. W. Lake; \$ 1⁰⁰ Pd
which includes moving of personal property in the amount of \$ _____

All of which is hereby respectfully submitted.

Dated this 18 day of June, A. D., 1963.

[Signature]
[Signature]
[Signature]
Appraisers

Subscribed and sworn to before me this 18^d day of June,

A. D., 1963.



[Signature]
County Judge

In the County Court of Hall County, Nebraska

CERTIFICATE

STATE OF NEBRASKA }
HALL COUNTY } ss.

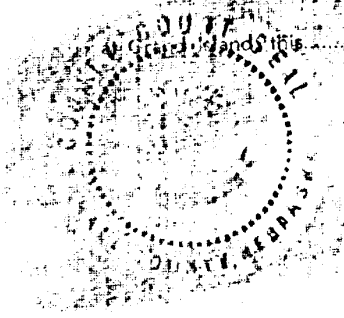
I, Charles Bossert County Judge of Hall County, Nebraska, do

hereby certify that I have compared the foregoing copy of Return of Appraisers - IN RE: THE STATE OF NEBRASKA-DEPARTMENT OF ROADS, Condemner, vs. FLORENCE FRYE, Owner; LEO L. FRYE, husband of FLORENCE FRYE; CLARENCE P. WEISS and ALICE F. WEISS, husband and wife, Joint Tenants; CHARLES R. BELPERE, a widower, Owner; ELIZABETH G. BOSSELMAN, Owner; CHARLES BOSSELMAN, husband of ELIZABETH G. BOSSELMAN; FRED L. KIRSCHBAUM and MARJORIE B. KIRSCHBAUM, husband and wife, Joint Tenants; J. M. ENCK, first and real name unknown, tenant on the property of ALBERT G. LAKE and ZOE LAKE; URSULA ENCK, wife of J.W. ENCK; Condemnees with the original record thereof, now remaining in said Court, that the same is a correct transcript

thereof, and of the whole of such original record; that said Court is a Court of Record having a seal, which is hereto attached; that said Court has no Clerk authorized to sign certificates in his own name, and that I am the legal custodian of said Seal of the Records of said Court, and that the foregoing attestation is in due form of law.

~~XXXXXXXXXXXX~~

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed the seal of the County Court,



9th day of July, 1963

Charles Bossert County Judge

By
Clark County Court

State of Nebraska }
County of Hall } ss.

Entered on Numerical Index and filed for record in Office of Register of Deeds on the 10th day of July, 1963, at 11 o'clock and 19 minutes A.M. and recorded in Book 11 of Miscellaneous at page 610.

Roscoe Jacobsen
Register of Deeds

By
Deputy
Fees \$ 28.00