

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

MD NO: MS 20-9
CASE NO: CI 19-8449

Name of Lien Claimant: Ronco Construction Company, Inc. ("Ronco") c/o Zakary A. Olsen, 1717 N. 74th St., Omaha, NE 68114, and legal counsel Diana J. Vogt, Sherrets Bruno & Vogt LLC, 260 Regency Parkway Dr., Omaha, NE 68114.

Owner: DSL Hospitality, LLC, ("DSL") c/o Greg Scaglione, Koley Jessen P.C., L.L.O., 1125 South 103 Street, Suite 800, Omaha, Nebraska 68124, (402) 390-9500, greg.scaglione@koleyjessen.com.

Description of the Real Estate: Lot 1, Saddle Creek Midtown, an addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska ("Real Estate").

Four Construction Liens (collectively the "Construction Liens"):

1. Instrument No. 2019081804 recorded on September 30, 2019 with the Douglas County Register of Deeds (the "Hotel Lien") for the claimed amount of \$3,235,780.29.
2. Instrument No. 2019097086, which amended Instrument No. 2019081804, recorded on November 7, 2019 with the Douglas County Register of Deeds (the "Amended Hotel Lien") for the claimed amount of \$3,019,791.29.
3. Instrument No. 2019081805 recorded on September 30, 2019 with the Douglas County Register of Deeds (the "Parking Garage Lien") for the claimed amount of \$58,014.82.

RETURN:

Koley Jessen, P.C., LLC c/o Gregory Scaglione
1125 S. 103rd St. Suite 800
Omaha, NE 68124

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CLERK OF THE DISTRICT COURT

4. Instrument No. 2019097085, which amended Instrument No. 2019081805, recorded on November 7, 2019 with the Douglas County Register of Deeds (the "Amended Parking Garage Lien") for the claimed amount of \$58,014.82.

By Order of this Court entered January 21, 2020 ("Order"), the Court has set the total claimed amounts unpaid, whether due or not, for the four Construction Liens of Ronco as \$2,872,214.39.

CLERK'S CERTIFICATE

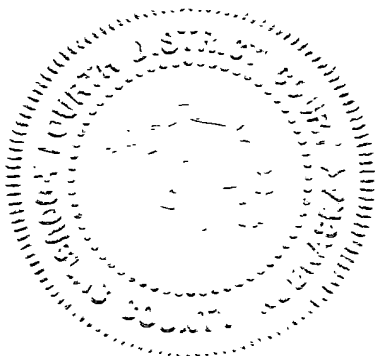
WHEREAS, pursuant to this Court's Order, DSL is permitted to deposit with the Clerk an original letter of credit from Dundee Bank to serve as substitution of collateral under Neb. Rev. Stat. § 52-142(1)(A),

WHEREAS, pursuant to this Court Order, DSL may deposit an original letter of credit from Dundee Bank to serve as substitution of collateral for the four Constructions Liens of Ronco, in the amount of \$3,303,046.55 (115% of the unpaid amount the Court set, whether due or not, for the four Constructions Liens of Ronco), to remove the four Construction Liens of Ronco off the Real Estate and onto the deposited letter of credit, and

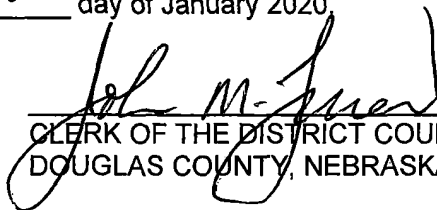
WHEREAS, DSL, did, on the January 28th, 2020, deposit with the Clerk an original letter of credit from Dundee Bank in the amount of \$3,303,046.55 per the Court Order.

THEREFORE, by virtue of the foregoing deposit, the four Construction Liens of Ronco, (Instrument Nos. 2019081804, 2019097086, 2019081805, and 2019097085) are hereby declared released from the Real Estate and transferred to the deposited letter of credit.

Dated in Omaha, Nebraska, this 28th day of January 2020,



Imprinted Seal


CLERK OF THE DISTRICT COURT OF
DOUGLAS COUNTY, NEBRASKA