

FILED SARPY CO. NE.
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Lloyd J. Dowding
REGISTER OF DEEDS

98-17078

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LLOYD J. DOWDING
SARPY COUNTY REGISTER OF DEEDS
1210 GOLDEN GATE DRIVE, #1109
PAPILLION, NE 68046-2895
402-593-5773

98-17078A

IN THE COUNTY COURT OF SARPY COUNTY, NEBRASKA

CITY OF PAVILLION, A Municipal Corporation,
Petitioner-Condemner,

DOC. M4 NO. 127

vs

RETURN OF APPRAISERS

KEITH A. PETERS and LOUISE PETERS,
Husband and Wife; KAE S. PAVLIK and
DUANE PAVLIK, Wife and Husband;
KON R. PETERS and VIRGINIA PETERS,
Husband and Wife; KEN E. PETERS, An
Individual; KEREL L. HENDERSON and
CARL HENDERSON, Wife and Husband;
KAE S. PAVLIK, Successor Trustee of the
BERNICE L. PETERS REVOCABLE
TRUST; KAE S. PAVLIK, Successor
Trustee of the HENRY F. PETERS
FAMILY TRUST; KAE S. PAVLIK,
Personal Representative of the Estate of
BERNICE L. PETERS; and STEVE ROTH,
An Individual.
Condemnees.

COPY

TO: The Honorable Judges of the County of Sarpy County, Nebraska

WE, the undersigned appraisers hereby certify that under and by virtue of "Appointment of Appraisers" duly served upon us by Patrick J. Thomas, or a deputy sheriff of Sarpy County, Nebraska on the _____ day of _____, 1998, and after having taken and filed the "Oath of Appraisers" that we did carefully inspect and view the property sought to be appropriated by the City of Papillion 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 the design, construction and maintenance of improvements to Giles Road between 72nd and 84th Streets in Sarpy County, Nebraska and also damages to such property of the condemnees as in our opinion was damaged by the appropriation for the property legally described as follows:

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Giles Road Condemnation - 2 -

The southeast quarter of the southeast quarter in Section 14, Township 14 North, Range 12 East of the 6th P.M., except that part deeded to Sarpy County, Nebraska, for road purposes in Warranty Deed filed in Book 160 at Page 2729 and that part deeded to City of LaVista for road purposes in Warranty Deed filed in Book 161 at Page 3382 of the records of Sarpy County, Nebraska.

Permanent easement for drainage legally described as follows:

Commencing at the southwest corner of the southeast quarter of the southeast quarter of said Section 14; thence northerly a distance of 15.240 meters (50.00 feet) to the north right-of-way line of Giles Road; thence easterly along a line north of and parallel to the south line of the southeast of the southeast quarter of Section 14 and on the north right-of-way line of Giles Road a distance of 53.138 meters (174.34 feet); thence easterly along the north right-of-way line of Giles Road a distance of 61.067 meters (200.35 feet) to a point 19.813 meters (65.00 feet) north of the south line of the southeast quarter of the southeast quarter of said Section 14; thence easterly along a line north of and parallel to the south line of the southeast quarter of the southeast quarter of Section 14 a distance of 3.755 meters (12.32 feet) to the point of beginning; thence northerly along a line perpendicular to the last described course a distance of 14.946 meters (49.03 feet); thence easterly along a line north of and parallel to the south line of the southeast quarter of the southeast quarter of Section 14 a distance of 11.469 meters (37.63 feet); thence southerly along a line perpendicular to the last described course a distance of 14.946 meters (49.03 feet) to the north right-of-way line of Giles Road; thence westerly along a line north of and parallel to the south line of the southeast quarter of the southeast quarter of Section 14 and on the north right-of-way line of Giles Road a distance of 11.469 meters (37.83 feet) to the point of beginning. Said tract contains 171.424 square meters (1,845.18 square feet) or 0.017 hectares (0.042 acres) more or less.

Temporary easement for construction purposes legally described as follows:

Commencing at the southwest corner of the southeast quarter of the southeast quarter of said Section 14; thence northerly a distance of 15.240 meters (50.0 feet) to the north right-of-way line of Giles Road and the point of beginning; thence continuing northerly a distance of 2.036 meters (6.68 feet) to a point 17.276 meters (56.68 feet) north of the south line of the southeast quarter of the southeast quarter; thence easterly along a line north of and parallel to the south line of the southeast quarter of the southeast quarter of Section 14 a distance of 51.488 meters (168.92 feet) to a point 17.276 meters (56.68 feet) north of the south line of the southeast quarter of the southeast quarter of Section 14; thence northeasterly a distance of 68.570 meters (224.97 feet) to a point 34.759 meters (114.03 feet) north of the south line of the southeast

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Giles Road Condemnation - 3 -

quarter of the southeast quarter of Section 14; thence southerly a distance of 14.946 meters (49.03 feet) to a point 19.813 meters (65.00 feet) north of the south line of the southeast quarter of the southeast quarter of Section 14 and on the north right-of-way line of Giles Road; thence westerly along a line north of and parallel to the south line of the southeast quarter of the southeast quarter of Section 14 and on the north right-of-way line of Giles Road a distance of 3.755 meters (12.32 feet); thence westerly along the north right-of-way line of Giles Road a distance of 61.067 meters (200.35 feet) to a point 15.240 meters (50.00 feet) north of the south line of the southeast quarter of the southeast quarter of said Section 14; thence westerly along a line north of and parallel to the south line of the southeast quarter of the southeast quarter of Section 14 and on the north right-of-way line of Giles Road a distance of 53.138 meters (174.34 feet) to the point of beginning. Described tract contains 663.046 square meters (7,136.94 square feet) or 0.066 hectares (0.164 acres) more or less.

Temporary easement for construction purposes legally described as follows:

Commencing at the southeast corner of Section 14; thence westerly along the south line of the southeast quarter of the southeast quarter of Section 14 a distance of 30.481 meters (100.00 feet); thence northerly a distance of 16.764 meters (55.00 feet) to the north right-of-way line of Giles Road and the point of beginning; thence westerly along a line north of and parallel to the south line of the southeast quarter of the southeast quarter of Section 14 and on the north right-of-way line of Giles Road a distance of 152.400 meters (500.00 feet); thence southwestwardly along the north right-of-way line of Giles Road a distance of 7.087 meters (23.25 feet) to a point 15.240 meters (50.00 feet) north of the south line of the southeast quarter of the southeast quarter of Section 14; thence westerly along a line north of and parallel to the south line of the southeast quarter of the southeast quarter of Section 14 and on the north right-of-way line of Giles Road a distance of 69.199 meters (227.03 feet); thence northwestwardly along the north right-of-way line of Giles Road a distance of 15.896 meters (52.15 feet) to a point 19.813 meters (65.00 feet) north of the south line of the southeast quarter of the southeast quarter of Section 14; thence northerly a distance of 14.946 meters (49.03 feet) to a point 34.759 meters (114.03 feet) north of the south line of the southeast quarter of the southeast quarter of Section 14; thence southeasterly a distance of 59.574 meters (195.45 feet) to a point 17.770 meters (58.30 feet) north of the south line of the southeast quarter of the southeast quarter of Section 14; thence easterly along a line north of and parallel to the south line of the southeast quarter of the southeast quarter of Section 14 a distance of 27.047 meters (88.74 feet); thence northeasterly a distance of 7.087 meters (23.25 feet) to a point 19.295 meters (63.30 feet) north of the south line of the southeast quarter of the southeast quarter of Section 14; thence easterly along a line north of and parallel to the south line of the southeast quarter of the

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Giles Road Condemnation - 4 -

southeast quarter of Section 14 a distance of 154.388 meters (506.52 feet) to the west right-of-way line of 72nd Street; thence southwesterly along the west right-of-way line of 72nd Street a distance of 3.056 meters (10.03 feet) to the point of beginning. Described tract contains 1,069.693 square meters (11,514.03 square feet) or 0.107 hectares (0.264 acres) more or less.

NOW, THEREFORE, we, as appraisers do hereby find and appraise the damages that will be suffered by reason of the appropriation of title in fee to the said property of any interest therein described for the design, construction and maintenance of improvements to Giles Road between 72nd and 84th Streets in Sarpy County, Nebraska in the amount of: \$ 2,117.22 to be allocated as follows:

- 1. \$ 0.00 for Keith A. Peters and Louise Peters, Husband and Wife
- 2. \$ 0.00 for Kae S. Pavlik and Duane Pavlik, Wife and Husband
- 3. \$ 0.00 for Kon R. Peters and Virginia Peters, Husband and Wife
- 4. \$ 0.00 for Ken E. Peters, an Individual
- 5. \$ 0.00 for Kerel L. Henderson and Carl Henderson, Wife and Husband
- 6. \$ 260.00 for Kae S. Pavlik, Successor Trustee of the Bernice L. Peters Revocable Trust
- 7. \$ 240.00 for Kae S. Pavlik, Successor Trustee of the Henry F. Peters Family Trust
- 8. \$ 1,300.00 for Kae S. Pavlik, Personal Representative of the Estate of Bernice L. Peters
- 9. \$ 297.22 for Steve Roth, an Individual

all of which is hereby respectfully submitted.

DATED this 25 day of June, 1998.

[Signature]
Daniel L. Wilder

[Signature]
John Johnson

[Signature]
Ann Addison-Wageman

SUBSCRIBED AND SWORN TO before me this 25th day of June, 1998.

[Signature]
Notary Public, County Judge/Clerk of Sarpy County Court

Prepared & Submitted by:
[Signature]
Michael N. Schirber #13688
Papillion City Attorney
SCHIRBER LAW OFFICES, P.C.
1243 Golden Gate Drive
Papillion, NE 68046
(402) 592-2800

98-17078E

STATE OF NEBRASKA)
COUNTY OF SARPY)SS

Case No. M.H. 127

I, the Judge of the County Court in and for said county, do hereby certify that I have compared the foregoing copies _____ (pages), with the original thereof now remaining on file and of record in this Court, and that the same is a correct transcript therefrom, and of the whole of such original:

Dated 6/20/98

Larry August
County Judge

SEAL

[Signature]
Clerk of County Court