

FILED SARPY CO. NE.
INSTRUMENT NUMBER
2003-44434

2003 AUG -8 P 4: 04 R

Sharon J. Sudbeck
REGISTER OF DEEDS

Counter SJA
Verify [Signature]
D.E. [Signature]
Proof LM
Fee \$ 20.50
Ck Cash Chg
20810

**STATEMENT OF
SANITARY AND IMPROVEMENT DISTRICT NO. 239
OF SARPY COUNTY, NEBRASKA**

STATE OF NEBRASKA]
COUNTY OF SARPY]SS:

The undersigned, JeAnn Sudbeck, being first duly sworn, states that she is the Clerk of Sanitary and Improvement District No. 239 of Sarpy County, Nebraska, and makes the following statement regarding same:

1. The name of the District is: Sanitary and Improvement District No. 239 of Sarpy County, Nebraska.
2. The outer boundaries of the District are fully shown on Exhibit "A", attached hereto and by this reference made a part hereof.
3. The purpose of this Sanitary and Improvement District shall be for the acquisition, installation and maintenance of electric service lines and conduits, a sanitary sewer system, a storm sewer system, a water system, a gas distribution system, a civil defense warning system, a system of public roads, streets and highways, to contract for water for fire protection and for resale to residents of the District, and to contract for electricity for street lighting for the public streets and highways within the District, to contract for police protection and security services, and to acquire, approve and operate public parks, playgrounds and recreational facilities. The Board of Trustees of the District shall have power to provide for establishing, maintaining, and constructing sewers, outfall sewers, and disposal plants and disposing of drainage, waste and sewage of the District in a satisfactory manner; to provide for establishing, maintaining and constructing public roads, streets and highways, including the grading, change of grade, paving, repaving, graveling, regraveling, widening or narrowing roads, resurfacing or relaying existing paving or otherwise improving any road, street or highway within the District; to provide for establishing, maintaining and constructing electric service lines and conduits; to contract for water for fire protection and for resale to the residents of the District; to contract for electricity for street lighting for the public streets and highways within the District; to contract for gas service; to contract for police protection and security services; to acquire, improve and operate public parks, playgrounds and recreational facilities; and to contract with other Sanitary and Improvement Districts to acquire, build, improve and operate public parks, playgrounds and recreational facilities for the joint use of the residents of the

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contracting Districts. The District may construct its sewage disposal plant and other sewerage improvement, in whole or in part, inside or outside the boundaries of the District, and may contract with corporations or municipalities for disposal of sewage in the use of existing sewerage improvements and for supply of water for fire protection and for resale to residents of the District. It may also contract with any corporation or municipality for the installation, maintenance and cost of operating a system of street lighting upon the public streets and highways within the District, or for water service for fire protection. The District may contract with other governmental authorities and subdivisions pursuant to the terms and provisions granted by the "Interlocal Cooperation Act" of the State of Nebraska. (R.R.S. 23-2201, et seq.) It may also acquire by purchase, condemnation or otherwise real or personal property, right-of-way and privilege, within or without its corporate limits, necessary for its corporate purposes. It shall also have the power and authority to do any and all activities or functions allowed by the Reissued Revised Statutes of Nebraska as the same may be amended from time to time.

4. The District has the power to levy an unlimited property tax to pay its debt and its expenses of operation and maintenance.

5. The District is required by statute to levy special assessments on property in the District to the full extent of special benefits arising by reason of improvements installed by the District.

6. In all years when a budget is required by law, the District's annual budget is filed with the County Clerk, which budget shows anticipated revenue and expenses, tax levy, and indebtedness of the District.

7. The actual current tax levy of the District may be obtained from the County Clerk.

8. A copy of the District's annual financial audit is on file with the Clerk of the District and the State Auditor of Public Accounts.

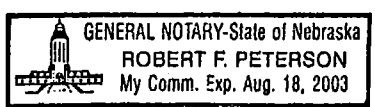
Jeanne Sudbeck

CLERK OF SANITARY & IMPROVEMENT
DISTRICT NO. 239 OF SARPY COUNTY,
NEBRASKA

SUBSCRIBED and sworn to before me on this 8th day of July, 2003.

Robert F. Peterson

Notary Public



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SANITARY AND IMPROVEMENT DISTRICT NO. 239 SARPY COUNTY, NEBRASKA DISTRICT BOUNDARY

LEGAL DESCRIPTION

THAT PART OF THE SE 1/4 OF THE SE 1/4 OF SECTION 14, T14N, R12E OF THE 6TH P.M., SARPY COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS: COMMENCING AT THE NE CORNER OF SAID SE 1/4 OF THE SE 1/4; THENCE N89°50'40"W (ASSUMED BEARING) 60.00 FEET ON THE NORTHERLY LINE OF SAID SE 1/4 OF THE SE 1/4 TO THE WESTERLY LINE OF 72ND STREET AND THE POINT OF BEGINNING; THENCE CONTINUING N89°50'40"W 1262.67 FEET ON THE NORTHERLY LINE OF SAID SE 1/4 OF THE SE 1/4 TO THE NW CORNER THEREOF; THENCE S00°01'09"W 1273.97 FEET ON THE WESTERLY LINE OF SAID SE 1/4 OF THE SE 1/4 TO THE NORTHERLY LINE OF GILES ROAD; THENCE EASTERLY ON THE NORTHERLY LINE OF GILES ROAD ON THE FOLLOWING DESCRIBED THREE COURSES; THENCE S89°53'16"E 701.05 FEET ON A LINE 50.00 FEET NORTHERLY OF AND PARALLEL WITH THE SOUTHERLY LINE OF SAID SE 1/4; THENCE N77°42'17"E 23.27 FEET; THENCE S89°53'16"E 500.00 FEET ON A LINE 55.00 FEET NORTHERLY OF AND PARALLEL WITH THE SOUTHERLY LINE OF SAID SE 1/4 TO THE WESTERLY LINE OF 72ND STREET; THENCE NORTHERLY ON THE WESTERLY LINE OF 72ND STREET ON THE FOLLOWING DESCRIBED EIGHT COURSES; THENCE N34°35'53"E 52.57 FEET; THENCE N00°01'30"W 154.49 FEET ON A LINE 70.00 FEET WESTERLY OF AND PARALLEL WITH THE EASTERLY LINE OF SAID SE 1/4; THENCE N14°03'40"W 206.16 FEET TO A POINT 120.00 FEET WEST OF THE EAST LINE OF SAID SE 1/4; THENCE N09°26'14"E 304.14 FEET; THENCE S89°58'30"W 30.00 FEET; THENCE N00°01'30"W 90.00 FEET ON A LINE 100.00 FEET WESTERLY OF AND PARALLEL WITH THE EASTERLY LINE OF SAID SE 1/4; THENCE N89°58'30"E 40.00 FEET; THENCE N00°01'30"W 480.18 FEET ON A LINE 60.00 FEET WESTERLY OF AND PARALLEL WITH THE EASTERLY LINE OF SAID SE 1/4 TO THE POINT OF BEGINNING.

CONTAINING 36.32 ACRES MORE OR LESS.

SHEET 1 OF 2

S.I.D. 239, SARPY COUNTY
THOMPSON, DREESSEN &

DORNER, INC.,

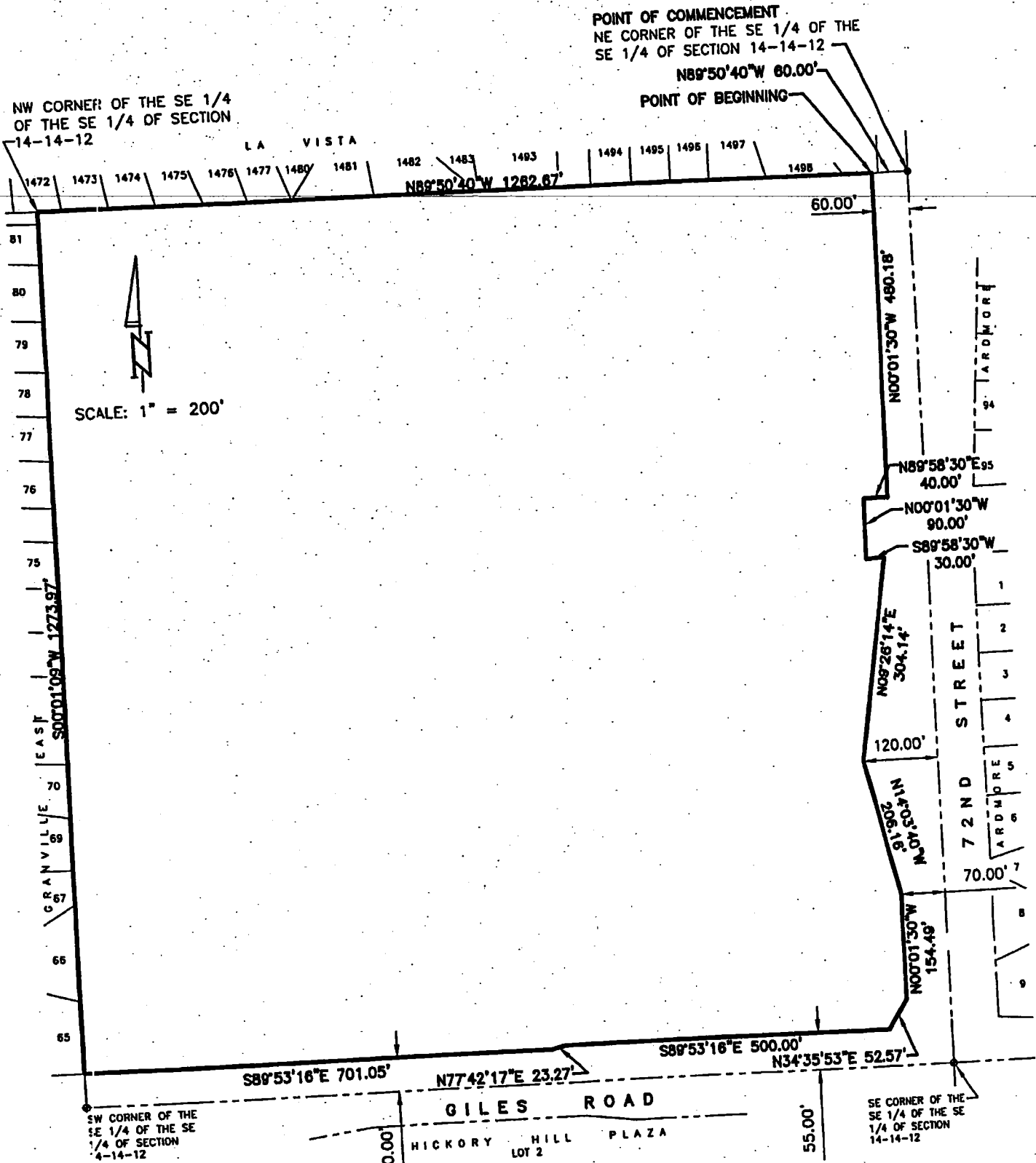
TD2 JOB NO.: 1294-101-DB

DATE: JULY 3, 2003

10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860

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SHEET 2 OF 2

TD2 JOB NO.: 1294-101-DB

DATE: JULY 3, 2003

S.I.D. 239, SARPY COUNTY

THOMPSON, DRESSEN & DORNER, INC., 10836 OLD MILL ROAD, OMAHA, NEBRASKA 68154, 402-330-8860