

49-583

BEFORE THE COUNTY JUDGE OF SARPY COUNTY, NEBRASKA

STATE OF NEBRASKA )  
DEPARTMENT OF ROADS, )

Docket M3 Page 152 Case 472

Condemner, )

AMENDED RETURN

v. )

RETURN )

OF )

APPRAISERS )

HARVEY J. MAHLOCH, Owner; ALICE )  
M. MAHLOCH, wife of Harvey J. )  
Mahloch; THE PRUDENTIAL )  
INSURANCE COMPANY OF AMERICA, )  
Mortgagee; HENRY J. GOTTSCH and )  
LYLE A. GOTTSCH, Lessee; SARPY )  
COUNTY TREASURER; )

THE OMAHA NATIONAL BANK, )  
Trustee; HERBERT C. GLESMAN, )  
Trustee; SARPY COUNTY TREASURER; )

GLEN J. MEISINGER and BESSIE MAE )  
MEISINGER, husband and wife, )  
Joint Tenants; SARPY COUNTY )  
TREASURER; )

ERNEST EUGENE CITTA and CECELIA )  
MARY CITTA, husband and wife, )  
Joint Tenants; SARPY COUNTY )  
TREASURER; )

JANICE THOMPSON, a widow, Con- )  
tract Seller; DONALD J. NEITZEL )  
and ROSE MARIE NEITZEL, husband )  
and wife, and DUANE E. NEITZEL )  
and JOYCE A. NEITZEL, husband )  
and wife, Contract Buyers, )  
SARPY COUNTY TREASURER; )

Condemnees. )

TO THE COUNTY JUDGE OF SARPY COUNTY, NEBRASKA.

We, the undersigned appraisers, do hereby certify that under and by virtue of an "Appointment of Appraisers" duly served upon us by Patrick Thomas, Sheriff or Deputy Sheriff of Sarpy County, Nebraska, on the 13 day of August, 1976, 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:

Sec # 59491

FILED FOR RECORD - 9-24-76 - 3:30 P.M. BY BOOK 49  
No. 523 Carl A. Hillsted  
REGISTER OF DEEDS, SARPY COUNTY, NEB.  
Miss [Signature]

49-58.3A

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

Owners: Harvey J. Mahloch, sole owner, Alice M. Mahloch wife of Harvey J. Mahloch

Lessees: Henry J. and Jean R. Gottsch, Husband and Wife; Lyle A. and Alice L. Gottsch, Husband and Wife

Sign-Lessee: ~~Quinton Mahloch~~

Mortgagee: Prudential Insurance Company

PROJECT F-50-2( 102) TRACT 6

FEE SIMPLE TITLE TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR HIGHWAY RIGHT OF WAY PURPOSES LOCATED IN THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID QUARTER SECTION; THENCE SOUTHERLY A DISTANCE OF 1326.63 FEET ALONG THE EAST LINE OF SAID QUARTER SECTION; THENCE WESTERLY DEFLECTING 089 DEGREES, 14 MINUTES RIGHT, A DISTANCE OF 121.77 FEET ALONG THE PROPERTY LINE OF THE CONDEMNEE(S); THENCE NORTHERLY DEFLECTING 090 DEGREES, 50 MINUTES RIGHT, A DISTANCE OF 819.18 FEET; THENCE NORTHERLY DEFLECTING 003 DEGREES, 40 MINUTES LEFT, A DISTANCE OF 432.67 FEET; THENCE WESTERLY DEFLECTING 087 DEGREES, 16 MINUTES LEFT, A DISTANCE OF 159.23 FEET; THENCE WESTERLY DEFLECTING 011 DEGREES, 52 MINUTES RIGHT, A DISTANCE OF 204.36 FEET TO A POINT ON THE SOUTHERLY EXISTING COUNTY ROAD RIGHT OF WAY LINE; THENCE NORTHERLY DEFLECTING 078 DEGREES, 08 MINUTES RIGHT, A DISTANCE OF 33.00 FEET; THENCE EASTERLY DEFLECTING 090 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 508.43 FEET ALONG THE NORTH LINE OF SAID QUARTER SECTION TO THE POINT OF BEGINNING CONTAINING 4.39 ACRES, MORE OR LESS, WHICH INCLUDES 2.02 ACRES, MORE OR LESS PREVIOUSLY OCCUPIED AS PUBLIC HIGHWAY.

THERE WILL BE NO INGRESS OR EGRESS OVER THE FOLLOWING DESCRIBED CONTROLLED ACCESS LINE LOCATED IN THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA:

REFERRING TO THE NORTHEAST CORNER OF SAID QUARTER SECTION; THENCE SOUTHERLY A DISTANCE OF 1326.63 FEET ALONG THE EAST LINE OF SAID QUARTER SECTION; THENCE WESTERLY DEFLECTING 089 DEGREES, 14 MINUTES RIGHT, A DISTANCE OF 121.77 FEET ALONG THE PROPERTY LINE OF THE CONDEMNEE(S) TO THE POINT OF BEGINNING; THENCE NORTHERLY DEFLECTING 090 DEGREES, 50 MINUTES RIGHT, A DISTANCE OF 819.18 FEET; THENCE NORTHERLY DEFLECTING 003 DEGREES, 40 MINUTES LEFT, A DISTANCE OF 474.72 FEET TO THE POINT OF TERMINATION; EXCEPT, OVER ONE UNRESTRICTED DRIVE(S) NOT TO EXCEED 40 FEET IN WIDTH, THE CENTERLINE(S) OF WHICH (IS, ARE) LOCATED 1308.37 FEET FROM THE NORTH LINE OF SAID QUARTER SECTION AS MEASURED ALONG THE CENTERLINE OF THE HIGHWAY.

49-573B

AND ALSO:

EXCEPT, OVER ONE CONDITIONAL RESTRICTED ACCESS(ES). SUCH ACCESS IS TO BE PERMITTED ONLY IF IT DOES NOT EXCEED 40 FEET IN WIDTH, AND ONLY SO LONG AS TRAFFIC UPON SUCH ACCESS(ES) DOES NOT EXCEED 10 VEHICLE MOVEMENTS PER HOUR AS DETERMINED BY THE DEPARTMENT OF ROADS IN ACCORDANCE WITH THE PROCEDURES INDICATED BELOW. THE CENTERLINE(S) OF THE ACCESS(ES) (IS, ARE) LOCATED 695.37 FEET FROM THE NORTH LINE OF SAID QUARTER SECTION AS MEASURED ALONG THE CENTERLINE OF THE HIGHWAY.

FOR THE PURPOSE OF THIS INSTRUMENT, THE 10 VEHICLE MOVEMENTS PER HOUR WILL BE MEASURED AND DETERMINED BY THE FOLLOWING PROCEDURE: UPON ITS OWN DETERMINATION OR WHENEVER TRAFFIC CONGESTION OCCURS AT A RESTRICTED ACCESS, THE DEPARTMENT MAY MAKE A TRAFFIC COUNT, SUCH COUNT TO BE FOR A MINIMUM 8-HOUR PERIOD DURING THE HOURS OF 7 AM TO 9 AM, 10 AM TO 1 PM, 3 PM TO 6 PM, AND, IN ADDITION, FOR ANY OTHER PEAK HOURS PECULIAR TO THE HIGHWAY. THE AVERAGE HOURLY TRAFFIC WILL BE DETERMINED BY DIVIDING THE TOTAL NUMBER OF VEHICLE MOVEMENTS RECORDED DURING THE TIME PERIODS BY THE LENGTH OF THE TIME PERIODS IN HOURS. IN THE EVENT ANY OF THE PEAK HOUR VEHICLE COUNTS EXCEEDS THE AVERAGE BY A FACTOR OF 1.5, THE HIGHER FIGURE MAY BE USED TO DETERMINE THE NUMBER OF VEHICLE MOVEMENTS FOR THE ACCESS POINT.

PROVIDED THAT THE GRANTEE DOES COVENANT AND AGREE THAT SHOULD HE OR HIS SUCCESSORS IN TITLE FAIL AND REFUSE TO KEEP OR PERFORM THE PROVISIONS LIMITING TRAFFIC IN SUCH ACCESS TO 10 VEHICLE MOVEMENTS PER HOUR, BY EXCEEDING THIS AMOUNT ON FIVE OR MORE SEPARATE OCCASIONS WITHIN A CONTINUOUS THREE-MONTH PERIOD, HE, OR HIS SUCCESSORS IN TITLE, WILL BE CONSIDERED IN VIOLATION OF THE TERMS OF THIS INSTRUMENT AND SUBJECT TO APPROPRIATE PROCEEDINGS AT LAW OR IN EQUITY FOR ITS ENFORCEMENT.

ALL RIGHTS TO MINERALS, IN OR ON THE ABOVE DESCRIBED REAL PROPERTY, SHALL BE RETAINED AND RESERVED TO THE CONDEMNEEES AND TO HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS. SAID CONDEMNEEES AND/OR HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS SHALL HAVE NO RIGHT TO ENTER OR USE THE SURFACE OF SAID REAL PROPERTY FOR ANY PURPOSE CONCERNING SAID MINERAL RIGHTS, NOR SHALL SAID CONDEMNEEES AND/OR HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS IN EXTRACTING SAID MINERALS FROM SAID REAL PROPERTY, DAMAGE OR IN ANY WAY IMPAIR THE USE OF SAID REAL PROPERTY.

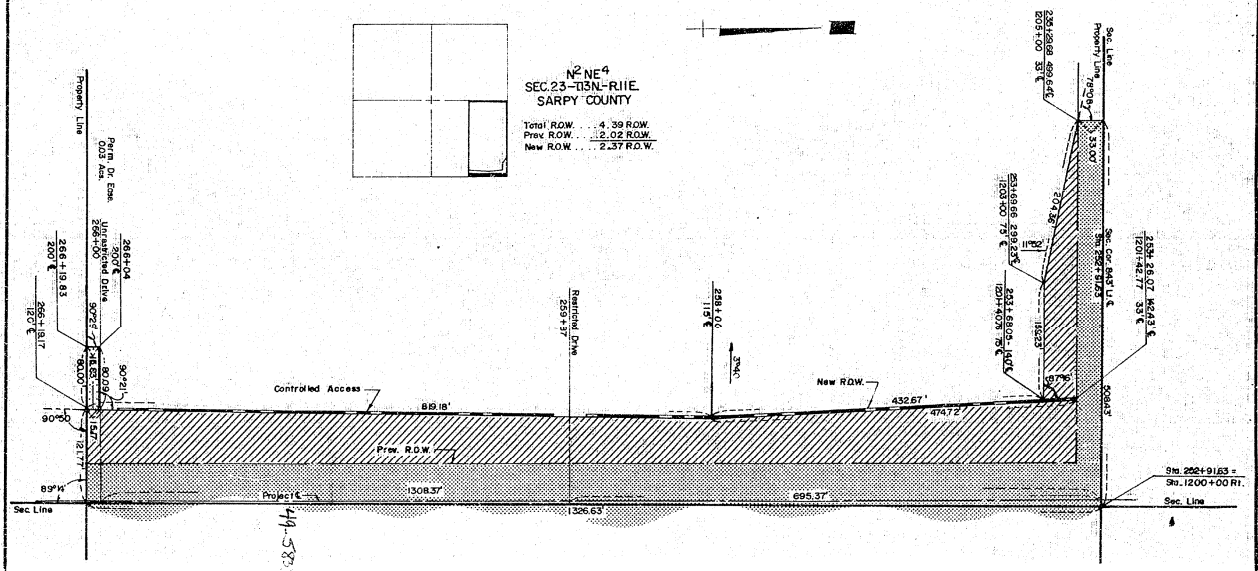
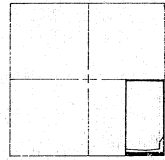
PERMANENT EASEMENT TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR DRIVE PURPOSES, LOCATED IN THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

REFERRING TO THE NORTHEAST CORNER OF SAID QUARTER SECTION; THENCE SOUTHERLY A DISTANCE OF 1326.63 FEET ALONG THE EAST LINE OF SAID QUARTER SECTION; THENCE WESTERLY DEFLECTING 089 DEGREES, 14 MINUTES RIGHT, A DISTANCE OF 121.77 FEET ALONG THE PROPERTY LINE OF THE CONDEMNEE(S) TO THE POINT OF BEGINNING; THENCE WESTERLY DEFLECTING 000 DEGREES, 00 MINUTES A DISTANCE OF 80.00 FEET ALONG THE PROPERTY LINE OF THE CONDEMNEE(S); THENCE NORTHERLY DEFLECTING 090 DEGREES, 29 MINUTES RIGHT, A DISTANCE OF 15.83 FEET; THENCE EASTERLY DEFLECTING 090 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 80.09 FEET; THENCE SOUTHERLY DEFLECTING 090 DEGREES, 21 MINUTES RIGHT, A DISTANCE OF 15.17 FEET TO THE POINT OF BEGINNING CONTAINING 0.03 ACRES, MORE OR LESS.

49-583C

NE 4  
SEC. 23-T3N-R1E  
SARPY COUNTY

Total ROW . . . 4.39 ROW.  
Prev. ROW . . . 1.02 ROW.  
New ROW . . . 2.37 ROW.



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

TENANTS: HARVEY J. MAHLOCH, S.O. SPOUSE ALICE M.  
H. 8W  
LESSOR: HENRY J. & JEAN R. GOTTSCH, H.W. LYLE A. & ALICE L. GOTTSCH, H. 8W  
LESSOR FOR SIGN: GUNTER MAHLOCH

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

LEGEND

PRE. ROW  
NEW ROW  
PERM. EASE  
ACCESS

2.37 ACRES  
0.03 ACRES  
ACRES

PROJECT 6  
SCALE 1"=100'

PROJ. F-50-2 (102)  
A.E. R-129

CONV. BY: TED B. B.M.  
DRAWN BY: F. W. 7/23/76  
CHECKED BY: M. W. 7/26

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

Owner: The Omaha National Bank and Herbert C. Glesman, as Co-Trustees

## PROJECT F-50-2( 102) TRACT 3

FEE SIMPLE TITLE TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR HIGHWAY RIGHT OF WAY PURPOSES LOCATED IN THE SOUTHWEST QUARTER OF SECTION 13, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID QUARTER SECTION; THENCE NORTHERLY A DISTANCE OF 2642.60 FEET ALONG THE WEST LINE OF SAID QUARTER SECTION; THENCE EASTERLY DEFLECTING 090 DEGREES, 45 MINUTES RIGHT, A DISTANCE OF 49.22 FEET ALONG THE NORTH LINE OF SAID QUARTER SECTION; THENCE SOUTHERLY DEFLECTING 074 DEGREES, 45 MINUTES RIGHT, A DISTANCE OF 231.23 FEET; THENCE SOUTHERLY DEFLECTING 016 DEGREES, 29 MINUTES RIGHT, A DISTANCE OF 525.59 FEET; THENCE SOUTHERLY DEFLECTING 003 DEGREES, 57 MINUTES LEFT, A DISTANCE OF 1257.11 FEET; THENCE SOUTHERLY DEFLECTING 013 DEGREES, 16 MINUTES LEFT, A DISTANCE OF 663.84 FEET; THENCE WESTERLY DEFLECTING 106 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 306.59 FEET ALONG THE SOUTH LINE OF SAID QUARTER SECTION TO THE POINT OF BEGINNING CONTAINING 7.98 ACRES, MORE OR LESS, WHICH INCLUDES 3.58 ACRES, MORE OR LESS PREVIOUSLY OCCUPIED AS PUBLIC HIGHWAY.

THERE WILL BE NO INGRESS OR EGRESS OVER THE ABOVE DESCRIBED TRACT FROM OR TO THE REMAINDER OF SAID QUARTER SECTION, EXCEPT, OVER THE EXISTING PUBLIC ROAD ALONG THE SOUTH LINE OF SAID QUARTER SECTION.

AND ALSO:

EXCEPT, OVER TWO UNRESTRICTED DRIVE(S) NOT TO EXCEED 40 FEET IN WIDTH, THE CENTERLINE(S) OF WHICH (IS, ARE) LOCATED 2340.63 AND 891.63 FEET FROM THE SOUTH LINE OF SAID QUARTER SECTION AS MEASURED ALONG THE CENTERLINE OF THE HIGHWAY.

AND ALSO:

EXCEPT, OVER ONE CONDITIONAL RESTRICTED ACCESS(ES), SUCH ACCESS IS TO BE PERMITTED ONLY IF IT DOES NOT EXCEED 40 FEET IN WIDTH, AND ONLY SO LONG AS TRAFFIC UPON SUCH ACCESS(ES) DOES NOT EXCEED 10 VEHICLE MOVEMENTS PER HOUR AS DETERMINED BY THE DEPARTMENT OF ROADS IN ACCORDANCE WITH THE PROCEDURES INDICATED BELOW. THE CENTERLINE(S) OF THE ACCESS(ES) (IS, ARE) LOCATED 2591.63 FEET FROM THE SOUTH LINE OF SAID QUARTER SECTION AS MEASURED ALONG THE CENTERLINE OF THE HIGHWAY.

FOR THE PURPOSE OF THIS INSTRUMENT, THE 10 VEHICLE MOVEMENTS PER HOUR WILL BE MEASURED AND DETERMINED BY THE FOLLOWING PROCEDURE: UPON ITS OWN DETERMINATION OR WHENEVER TRAFFIC CONGESTION OCCURS AT A RESTRICTED ACCESS, THE DEPARTMENT MAY MAKE A TRAFFIC COUNT, SUCH COUNT TO BE FOR A MINIMUM 8-HOUR PERIOD DURING THE HOURS OF 7 AM TO 9 AM, 10 AM TO 1 PM, 3 PM TO 6 PM, AND, IN ADDITION, FOR ANY OTHER PEAK HOURS PECULIAR TO THE HIGHWAY. THE AVERAGE HOURLY TRAFFIC WILL BE DETERMINED BY DIVIDING THE TOTAL NUMBER OF VEHICLE MOVEMENTS RECORDED DURING THE TIME PERIODS BY THE LENGTH OF THE TIME PERIODS IN HOURS. IN THE EVENT ANY OF THE PEAK HOUR VEHICLE COUNTS EXCEEDS THE AVERAGE BY A FACTOR OF 1.5, THE HIGHER FIGURE MAY BE USED TO DETERMINE THE NUMBER OF VEHICLE MOVEMENTS FOR THE ACCESS POINT.

49-583F

PROVIDED THAT THE GRANTEE DOES COVENANT AND AGREE THAT SHOULD HE OR HIS SUCCESSORS IN TITLE FAIL AND REFUSE TO KEEP OR PERFORM THE PROVISIONS LIMITING TRAFFIC IN SUCH ACCESS TO 10 VEHICLE MOVEMENTS PER HOUR, BY EXCEEDING THIS AMOUNT ON FIVE OR MORE SEPARATE OCCASIONS WITHIN A CONTINUOUS THREE-MONTH PERIOD, HE, OR HIS SUCCESSORS IN TITLE, WILL BE CONSIDERED IN VIOLATION OF THE TERMS OF THIS INSTRUMENT AND SUBJECT TO APPROPRIATE PROCEEDINGS AT LAW OR IN EQUITY FOR ITS ENFORCEMENT.

ALL RIGHTS TO MINERALS, IN OR ON THE ABOVE DESCRIBED REAL PROPERTY, SHALL BE RETAINED AND RESERVED TO THE CONDEMNEDS AND TO HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS. SAID CONDEMNEDS AND/OR HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS SHALL HAVE NO RIGHT TO ENTER OR USE THE SURFACE OF SAID REAL PROPERTY FOR ANY PURPOSE CONCERNING SAID MINERAL RIGHTS, NOR SHALL SAID CONDEMNEDS AND/OR HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS IN EXTRACTING SAID MINERALS FROM SAID REAL PROPERTY, DAMAGE OR IN ANY WAY IMPAIR THE USE OF SAID REAL PROPERTY.

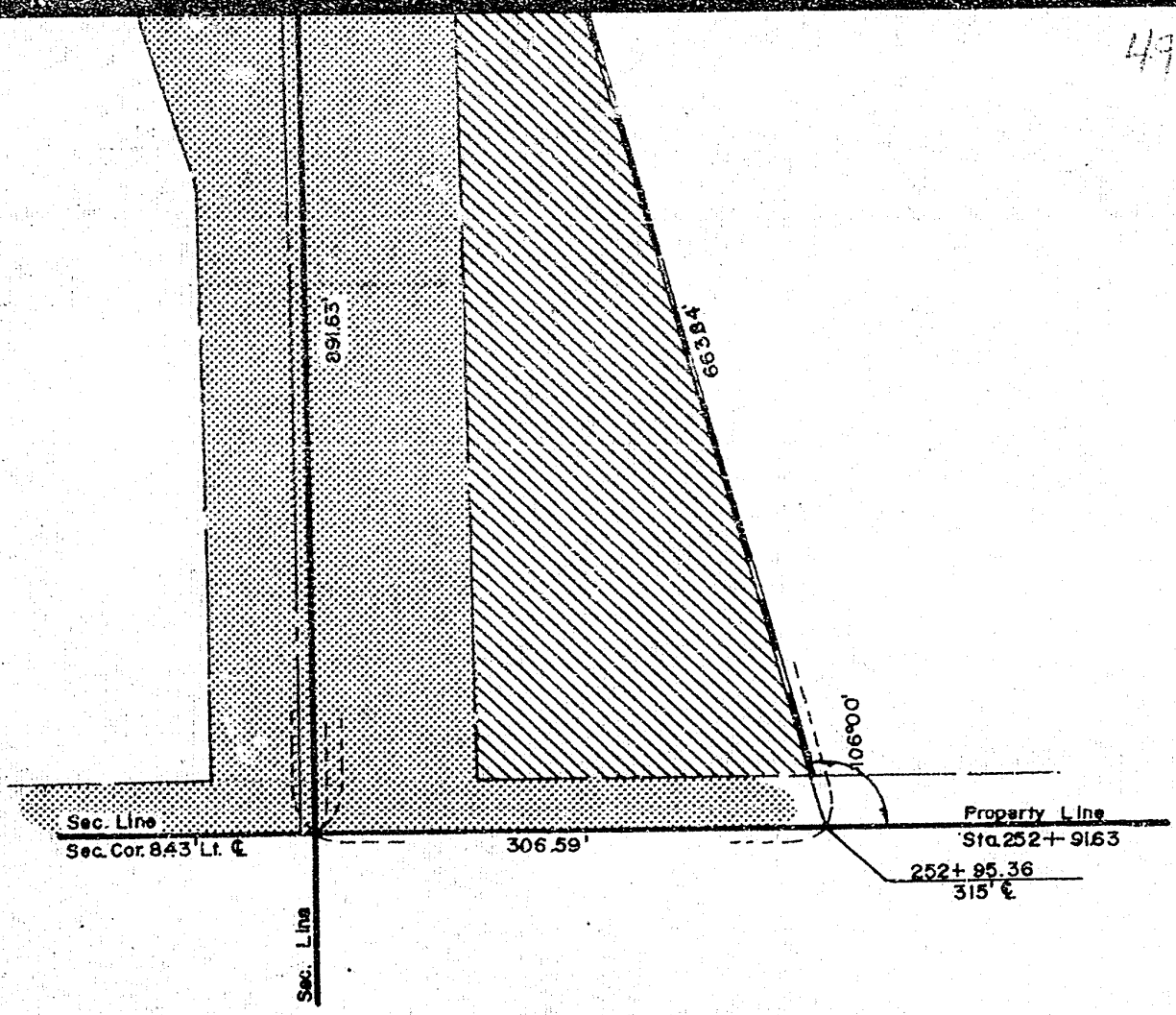
TEMPORARY EASEMENT TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR DRIVE PURPOSES, LOCATED IN THE SOUTHWEST QUARTER OF SECTION 13, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

REFERRING TO THE SOUTHWEST CORNER OF SAID QUARTER SECTION; THENCE NORTHERLY A DISTANCE OF 2642.60 FEET ALONG THE WEST LINE OF SAID QUARTER SECTION; THENCE EASTERLY DEFLECTING 090 DEGREES, 45 MINUTES RIGHT, A DISTANCE OF 49.22 FEET ALONG THE NORTH LINE OF SAID QUARTER SECTION TO THE POINT OF BEGINNING; THENCE EASTERLY DEFLECTING 000 DEGREES, 00 MINUTES A DISTANCE OF 110.04 FEET ALONG THE NORTH LINE OF SAID QUARTER SECTION; THENCE SOUTHERLY DEFLECTING 088 DEGREES, 31 MINUTES RIGHT, A DISTANCE OF 96.74 FEET; THENCE WESTERLY DEFLECTING 090 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 85.61 FEET; THENCE NORTHERLY DEFLECTING 076 DEGREES, 14 MINUTES RIGHT, A DISTANCE OF 102.54 FEET TO THE POINT OF BEGINNING CONTAINING 0.22 ACRES, MORE OR LESS.

UPON COMPLETION AND ACCEPTANCE OF PROJECT F-50-2(102), ALL RIGHTS, INTEREST AND USE OF THE ABOVE DESCRIBED TEMPORARY EASEMENT AREA(S) SHALL BE RETURNED TO THE CONDEMNED(S) AND TO HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS WITH THE AFORESAID CHANGES COMPLETED.



49-583 I



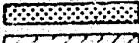
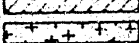
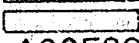

SKETCH SHOWING  
**RIGHT OF WAY**  
 TO BE ACQUIRED FROM LAND  
 OWNED BY  
**THE OMAHA NATIONAL BANK**  
**HERBERT C. GLESMAN - CO - TRUSTEES**

SCALE 1" = 50'  
 TRACT 3

**PROJ. F-50-2(102)**  
 A.F.E. R-129

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

**LEGEND**

- PREV. R.O.W. 
- NEW R.O.W. 
- TEMP. EASE. 
- CONTROLLED ACCESS 

4.40 ACRES  
 0.22 ACRE  
 ACRES

COMPUTED BY I.B.M.  
 DRAWN BY *R.L.W.* 7/15/76  
 CHECKED BY *R.L.W.* 7-76  
 WRITTEN BY  
 CHECKED BY





49-583 J

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

Owners: Glen J. and Bessie Mae Meisinger, Husband and Wife, Joint Tenants

PROJECT F-50-2( 102) TRACT 8

THERE WILL BE NO INGRESS OR EGRESS OVER THE FOLLOWING DESCRIBED CONTROLLED ACCESS LINE LOCATED IN THE TAX LOT 5, IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA:

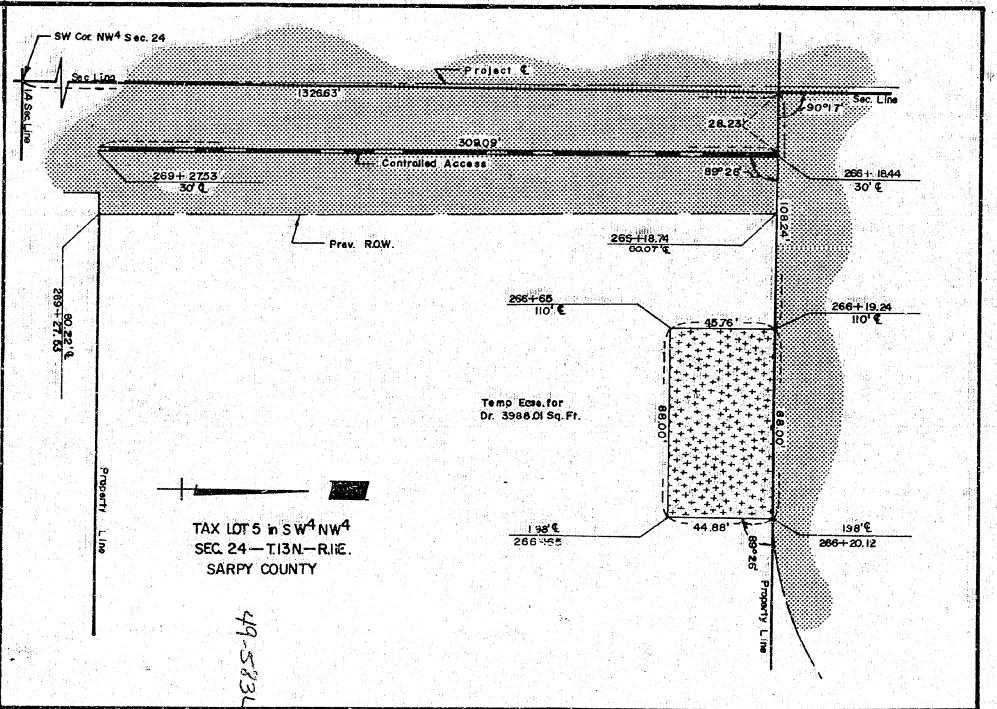
REFERRING TO THE SOUTHWEST CORNER OF SAID QUARTER SECTION; THENCE NORTHERLY A DISTANCE OF 1326.63 FEET ALONG THE WEST LINE OF SAID QUARTER SECTION; THENCE EASTERLY DEFLECTING 090 DEGREES, 17 MINUTES RIGHT, A DISTANCE OF 28.23 FEET ALONG THE NORTH LINE OF THE PROPERTY OWNED BY THE CONDEMNEE(S) TO THE POINT OF BEGINNING; THENCE SOUTHERLY DEFLECTING 089 DEGREES, 26 MINUTES RIGHT, A DISTANCE OF 309.09 FEET TO THE POINT OF TERMINATION;

TEMPORARY EASEMENT TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR DRIVE PURPOSES, LOCATED IN TAX LOT 5, IN THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

REFERRING TO THE SOUTHWEST CORNER OF SAID QUARTER SECTION; THENCE NORTHERLY A DISTANCE OF 1326.63 FEET ALONG THE WEST LINE OF SAID QUARTER SECTION; THENCE EASTERLY DEFLECTING 090 DEGREES, 17 MINUTES RIGHT, A DISTANCE OF 108.24 FEET ALONG THE NORTH LINE OF THE PROPERTY OWNED BY THE CONDEMNEE(S) TO THE POINT OF BEGINNING; THENCE EASTERLY DEFLECTING 000 DEGREES, 00 MINUTES A DISTANCE OF 88.00 FEET ALONG THE NORTH LINE OF THE PROPERTY OWNED BY THE CONDEMNEE(S); THENCE SOUTHERLY DEFLECTING 089 DEGREES, 26 MINUTES RIGHT, A DISTANCE OF 44.88 FEET; THENCE WESTERLY DEFLECTING 090 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 88.00 FEET; THENCE NORTHERLY DEFLECTING 090 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 43.76 FEET TO THE POINT OF BEGINNING CONTAINING 3988.01 SQUARE FEET, MORE OR LESS.

UPON COMPLETION AND ACCEPTANCE OF PROJECT F-50-2(102), ALL RIGHTS, INTEREST AND USE OF THE ABOVE DESCRIBED TEMPORARY EASEMENT AREA(S) SHALL BE RETURNED TO THE CONDEMNEE(S) AND TO HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS WITH THE AFORESAID CHANGES COMPLETED.

49-583K



SKETCH SHOWING  
**RIGHT OF WAY**  
**TO BE ACQUIRED FROM LAND**  
**OWNED BY**  
**GLEN J. & BESSIE MAE MESINGER HBW, JT.**

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

SCALE 1"=40'  
 TRACT 8

PROJ. F-50-2(102)  
 A.F.E. R-129

**LEGEND**

PREV. ROW	ACRES	COMPLETED BY
NEW ROW	SQ. FT.	CHECKED BY
TEMP. EASE.	ACRES	WRITTEN BY
CONTROLLED ACCESS		CHECKED BY

7/19/76

49-583M

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

Owners: Ernest Eugene and Cecelia Mary Citta, Husband and Wife, Joint Tenants

## PROJECT F-50-2(102) TRACT 9

FEE SIMPLE TITLE TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR HIGHWAY RIGHT OF WAY PURPOSES LOCATED IN TAX LOT 6B, IN THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT; THENCE SOUTHERLY A DISTANCE OF 196.10 FEET ALONG THE EASTERLY EXISTING HIGHWAY RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 090 DEGREES, 00 MINUTES LEFT, A DISTANCE OF 3.77 FEET ALONG THE SOUTH LINE OF SAID TAX LOT 6B; THENCE NORTHERLY DEFLECTING 090 DEGREES, 00 MINUTES LEFT, A DISTANCE OF 196.10 FEET; THENCE WESTERLY DEFLECTING 090 DEGREES, 00 MINUTES LEFT, A DISTANCE OF 3.78 FEET ALONG THE NORTH LINE OF SAID TAX LOT 6B TO THE POINT OF BEGINNING CONTAINING 741.07 SQUARE FEET, MORE OR LESS.

THERE WILL BE NO INGRESS OR EGRESS OVER THE ABOVE DESCRIBED TRACT FROM OR TO THE REMAINDER OF SAID TRACT. EXCEPT, OVER THE ACCESS ROAD TO BE CONSTRUCTED.

TEMPORARY EASEMENT TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR DRIVE PURPOSES, LOCATED IN TAX LOT 6B, IN THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

REFERRING TO THE NORTHWEST CORNER OF SAID LOT; THENCE EASTERLY A DISTANCE OF 3.78 FEET ALONG THE NORTH LINE OF SAID TAX LOT 6B; THENCE SOUTHERLY DEFLECTING 090 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 22.47 FEET TO THE POINT OF BEGINNING; THENCE SOUTHERLY DEFLECTING 000 DEGREES, 00 MINUTES A DISTANCE OF 115.00 FEET; THENCE EASTERLY DEFLECTING 090 DEGREES, 00 MINUTES LEFT, A DISTANCE OF 16.00 FEET; THENCE NORTHERLY DEFLECTING 090 DEGREES, 00 MINUTES LEFT, A DISTANCE OF 115.00 FEET; THENCE WESTERLY DEFLECTING 090 DEGREES, 00 MINUTES LEFT, A DISTANCE OF 16.00 FEET TO THE POINT OF BEGINNING CONTAINING 1840.00 SQUARE FEET, MORE OR LESS.

UPON COMPLETION AND ACCEPTANCE OF PROJECT F-50-2(102), ALL RIGHTS, INTEREST AND USE OF THE ABOVE DESCRIBED TEMPORARY EASEMENT AREA(S) SHALL BE RETURNED TO THE CONDEMNEE(S) AND TO HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS WITH THE AFORESAID CHANGES COMPLETED.

49-583A

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

Owners: Ernest Eugene and Cecelia Mary Citca, Husband and Wife, Joint Tenants

## PROJECT F-50-2( 102) TRACT 10

FEE SIMPLE TITLE TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR HIGHWAY RIGHT OF WAY PURPOSES LOCATED IN THE NORTH 150 FEET OF TAX LOT 6A, IN THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT; THENCE SOUTHERLY A DISTANCE OF 4.00 FEET ALONG THE EASTERLY EXISTING HIGHWAY RIGHT OF WAY LINE; THENCE SOUTHERLY DEFLECTING 000 DEGREES, 11 MINUTES RIGHT, A DISTANCE OF 146.00 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 090 DEGREES, 00 MINUTES LEFT, A DISTANCE OF 34.75 FEET ALONG THE PROPERTY LINE OF THE CONDEMNEE(S); THENCE NORTHERLY DEFLECTING 090 DEGREES, 00 MINUTES LEFT, A DISTANCE OF 73.46 FEET; THENCE NORTHERLY DEFLECTING 011 DEGREES, 05 MINUTES LEFT, A DISTANCE OF 78.05 FEET; THENCE WESTERLY DEFLECTING 079 DEGREES, 06 MINUTES LEFT, A DISTANCE OF 19.77 FEET ALONG THE NORTH LINE OF SAID TAX LOT 6A TO THE POINT OF BEGINNING CONTAINING 4640.20 SQUARE FEET, MORE OR LESS.

THERE WILL BE NO INGRESS OR EGRESS OVER THE ABOVE DESCRIBED TRACT FROM OR TO THE REMAINDER OF SAID TRACT. EXCEPT, OVER THE ACCESS ROAD TO BE CONSTRUCTED.

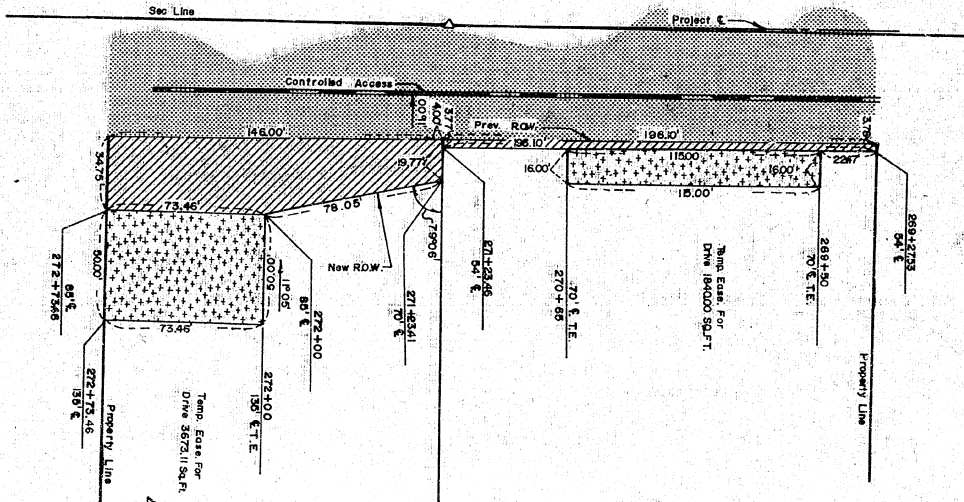
TEMPORARY EASEMENT TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR DRIVE PURPOSES, LOCATED IN THE NORTH 150 FEET OF TAX LOT 6A, IN THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

REFERRING TO THE NORTHWEST CORNER OF SAID LOT; THENCE EASTERLY A DISTANCE OF 19.77 FEET ALONG THE NORTH LINE OF SAID TAX LOT 6A; THENCE SOUTHERLY DEFLECTING 079 DEGREES, 06 MINUTES RIGHT, A DISTANCE OF 78.05 FEET TO THE POINT OF BEGINNING; THENCE SOUTHERLY DEFLECTING 011 DEGREES, 05 MINUTES RIGHT, A DISTANCE OF 73.46 FEET; THENCE EASTERLY DEFLECTING 090 DEGREES, 00 MINUTES LEFT, A DISTANCE OF 50.00 FEET ALONG THE PROPERTY LINE OF THE CONDEMNEE(S); THENCE NORTHERLY DEFLECTING 090 DEGREES, 00 MINUTES LEFT, A DISTANCE OF 73.46 FEET; THENCE WESTERLY DEFLECTING 090 DEGREES, 00 MINUTES LEFT, A DISTANCE OF 50.00 FEET TO THE POINT OF BEGINNING CONTAINING 3673.11 SQUARE FEET, MORE OR LESS.

UPON COMPLETION AND ACCEPTANCE OF PROJECT F-50-2(102), ALL RIGHTS, INTEREST AND USE OF THE ABOVE DESCRIBED TEMPORARY EASEMENT AREA(S) SHALL BE RETURNED TO THE CONDEMNEE(S) AND TO HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS WITH THE AFORESAID CHANGES COMPLETED.

49-5830

Pl. Sta. 271+19.12  
Δ=0°11' Rt.



TRACT 10  
Tax Lot 6A SEC. 24-T13N-R11E.  
SARPY COUNTY  
NEW & TOTAL ROW... 4640.20 SQ. FT.

TRACT 9  
Tax Lot 6B SEC. 24-T13N-R11E.  
SARPY COUNTY  
NEW & TOTAL ROW... 741.07 SQ. FT.

49-5830

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

**ERNEST EUGENE & CECELIA MARY CITTA  
H & W, JT.**

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

**LEGEND**

PREV. ROW.

NEW ROW.

TEMP. EASE

CONTROLLED ACCESS

5381.27 SQ. FT.  
5513.11 SQ. FT.  
AGRES

COMPUTED BY 1.B.M.  
DRAWN BY 2.C.L.  
CHECKED BY 6.C.L.  
WRITTEN BY 7-74  
CHECKED BY

SCALE 1"=40'  
TRACT 9&10

PROJ. F-50-2(102)  
A.E.R.-129

49-583 Q

## CONDEMNATION

Sellers: Janice Thompson, single

Buyers: Donald J. and Rose Marie Neitzel, Husband and Wife  
Duane E. and Joyce A. Neitzel, Husband and Wife

PROJECT F-50-2( 102) TRACT 11

FEE SIMPLE TITLE TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR HIGHWAY RIGHT OF WAY PURPOSES LOCATED IN TAX LOT 6A1, IN THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

REFERRING TO THE SOUTHWEST CORNER OF SAID LOT; THENCE NORTHERLY A DISTANCE OF 201.07 FEET ALONG THE EASTERLY EXISTING HIGHWAY RIGHT OF WAY LINE TO THE POINT OF BEGINNING; THENCE NORTHERLY DEFLECTING 000 DEGREES, 00 MINUTES A DISTANCE OF 96.53 FEET ALONG SAID RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 090 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 34.75 FEET ALONG THE PROPERTY LINE OF THE CONDEMNEE(S); THENCE SOUTHERLY DEFLECTING 090 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 96.54 FEET; THENCE WESTERLY DEFLECTING 090 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 34.74 FEET TO THE POINT OF BEGINNING CONTAINING 3353.70 SQUARE FEET, MORE OR LESS.

THERE WILL BE NO INGRESS OR EGRESS OVER THE FOLLOWING DESCRIBED CONTROLLED ACCESS LINE LOCATED IN TAX LOT 6A1, IN THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA:

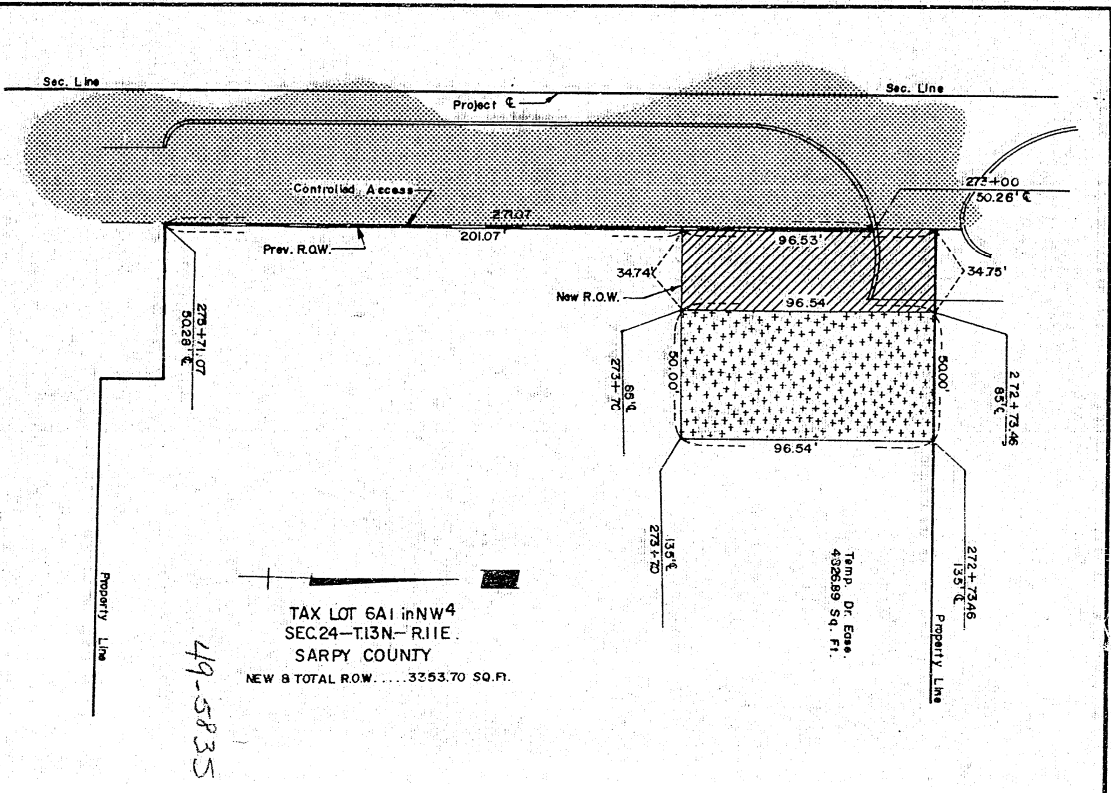
BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT; THENCE NORTHERLY A DISTANCE OF 271.07 FEET ALONG THE EASTERLY EXISTING HIGHWAY RIGHT OF WAY LINE TO THE POINT OF TERMINATION:

TEMPORARY EASEMENT TO A TRACT OF LAND AND ALL IMPROVEMENTS THEREON, IF ANY, FOR DRIVE PURPOSES, LOCATED IN TAX LOT 6A1, IN THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 13 NORTH, RANGE 11 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SARPY COUNTY, NEBRASKA, AS ILLUSTRATED ON THE ATTACHED PLAT AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

REFERRING TO THE SOUTHWEST CORNER OF SAID LOT; THENCE NORTHERLY A DISTANCE OF 297.60 FEET ALONG THE EASTERLY EXISTING HIGHWAY RIGHT OF WAY LINE; THENCE EASTERLY DEFLECTING 090 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 34.75 FEET ALONG THE PROPERTY LINE OF THE CONDEMNEE(S) TO THE POINT OF BEGINNING; THENCE EASTERLY DEFLECTING 000 DEGREES, 00 MINUTES A DISTANCE OF 50.00 FEET ALONG SAID LINE; THENCE SOUTHERLY DEFLECTING 090 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 96.54 FEET; THENCE WESTERLY DEFLECTING 090 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 50.00 FEET; THENCE NORTHERLY DEFLECTING 090 DEGREES, 00 MINUTES RIGHT, A DISTANCE OF 96.54 FEET TO THE POINT OF BEGINNING CONTAINING 4826.89 SQUARE FEET, MORE OR LESS.

UPON COMPLETION AND ACCEPTANCE OF PROJECT F-50-2(102), ALL RIGHTS, INTEREST AND USE OF THE ABOVE DESCRIBED TEMPORARY EASEMENT AREA(S) SHALL BE RETURNED TO THE CONDEMNEE(S) AND TO HIS, HER OR THEIR HEIRS, SUCCESSORS AND ASSIGNS WITH THE AFORESAID CHANGES COMPLETED.

49-583R



TAX LOT 6A1 in NW<sup>4</sup>  
 SEC.24-T.13N-R.11E.  
 SARPY COUNTY  
 NEW 8 TOTAL R.O.W. .... 3253.70 SQ.Ft.

49-5835

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

OWNED BY  
**BUYERS: DONALD J. & ROSE MARIE NETZEL H&W.**  
**DIANE E. & JOYCE A. NETZEL H&W.**  
**SELLER: JANICE THOMPSON, WIDOW**

SCALE: 1" = 40'  
 TRACT 11  
**PROJECT-50-2 (102)**  
 A.F.E. R-129

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

**LEGEND**

PREV. R.O.W. [Symbol]  
 NEW R.O.W. [Symbol]  
 TEMP. EASE [Symbol]  
 CONTROLLED ACC. [Symbol]

335370 SQ. FT.  
 482689 ACRES

COMPUTED BY L.B.M.  
 DRAWN BY [Signature] 7/20/76  
 CHECKED BY [Signature]  
 WRITTEN BY [Signature]  
 CHECKED BY [Signature]

49-583T

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:

TOTAL AMOUNT AWARDED FOR ACQUISITION OF TRACT 6 \$ 6,266<sup>00</sup>

Award to be distributed as follows:

To: Harvey J. Mahloch, Owner; \$ 6,266<sup>00</sup>  
 Alice M. Mahloch, wife of Harvey J. Mahloch; \$ 0  
 The Prudential Insurance Company of America, Mortgagee; \$ 0  
 Henry J. Gottsch and Lyle A. Gottsch, Lessees; \$ 0  
 Sarpy County Treasurer; \$ 0

TOTAL AMOUNT AWARDED FOR ACQUISITION OF TRACT 3 \$ 11,770<sup>00</sup>

Award to be distributed as follows:

To: The Omaha National Bank, Trustee; \$ 11,770<sup>00</sup>  
 Herbert C. Glesman, Trustee; \$ 0  
 Sarpy County Treasurer; \$ 0

TOTAL AMOUNT AWARDED FOR ACQUISITION OF TRACT 8 \$ 1,210<sup>00</sup>

Award to be distributed as follows:

To: Glen J. Meisinger and Bessie Mae Meisinger, husband and wife, Joint Tenants; \$ 1,210<sup>00</sup>  
 Sarpy County Treasurer; \$ 0

TOTAL AMOUNT AWARDED FOR ACQUISITION OF TRACT 9 and 10 \$ 5,036<sup>00</sup>

Award to be distributed as follows:

To: Ernest Eugene Citta and Cecelia Mary Citta, husband and wife, Joint Tenants; \$ 5,036<sup>00</sup>  
 Sarpy County Treasurer; \$ 0



49-583. U.

TOTAL AMOUNT AWARDED FOR ACQUISITION OF TRACT 11 \$ 3,600.00

Award to be distributed as follows:

To: Janice Thompson, a widow, Contract Seller; \$ 0

Donald J. Neitzel and Rose Marie Neitzel, husband and wife, and Duane E. Neitzel and Joyce A. Neitzel, husband and wife, Contract Buyers; \$ 1,837.50  
\$ 0  
\$ 1,837.50  
\$ 0

Sarpy County Treasurer; \$ 0

All of which is hereby respectfully submitted.

Dated this 24 day of September, A.D. 1976.

Tony J. Fugot  
Richard A. Farley  
James W. Wain  
 Appraisers

Subscribed and sworn to before me this 24 day of September, A.D. 1976.

(SEAL)

Donald W. Weber  
 County Judge

49-583V

PAPILLION TIMES PRINT

IN THE COUNTY COURT, OF THE COUNTY OF SARPY, STATE OF NEBRASKA  
(Certified Copy of Record)

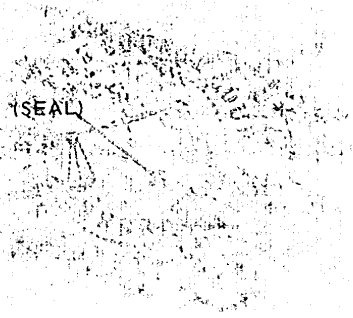
STATE OF NEBRASKA }  
County of Sarpy } ss.

I, EUGENE T. ATKINSON ..... Judge of the County Court of the County of Sarpy,  
State of Nebraska, do hereby certify that I have compared the foregoing copies of  
proceedings had and done in the case entitled:

STATE OF NEBRASKA )  
 )  
DEPARTMENT OF ROADS )  
Condemner ) Doc M3 Page 152 No. 152  
vs )  
 )  
HARVEY J. MAHOLOCK, et al )

with the original records thereof, now remaining in said Court; that the same are correct transcripts thereof; and  
of the whole of said original records.

In Witness Whereof I have hereunto set my hand and  
affixed the seal of said County Court in Papillion, County  
of Sarpy, State of Nebraska, on this 24th day of  
September ..... A.D., 19 76



EUGENE T. ATKINSON  
Judge of the County Court

By [Signature]  
Clerk of the County Court