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GARNES, MULLEN, PANSING &
HOGAN
10050 REGENCY CIRCLE, SUITE 200
OMAHA, NEBRASKA 68114

NOTICE OF NOISE AND USE EASEMENT

Notice is hereby given that as to the property described on the attached Exhibit "A" (hereinafter the "Property"), the Nebraska Department of Roads has reserved a noise and use easement which both restricts the use of the Property, as well as reserves unto the public a noise easement described as follows:

The State reserves to itself a permanent easement over which the various impacts, including but not limited to, noise, air, light, and dust, associated with vehicular traffic on the highway may be disbursed.

That to insure the observance of the above covenants, the State shall have the right to prevent the breach thereof by an injunction, mandatory or otherwise, and to recover whatever damages may have been suffered from any such breach, together with any attorney fees and expenses incurred thereby.

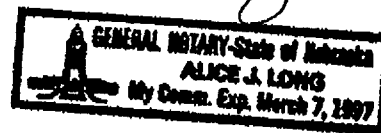
HOGAN HOMES, INC., a Nebraska corporation,

By Dennis P. Hogan, Jr.
Dennis P. Hogan, Jr., President

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 20th day of June, 1995, by Dennis P. Hogan, Jr., President of HOGAN HOMES, INC., a Nebraska corporation, on behalf of the corporation.

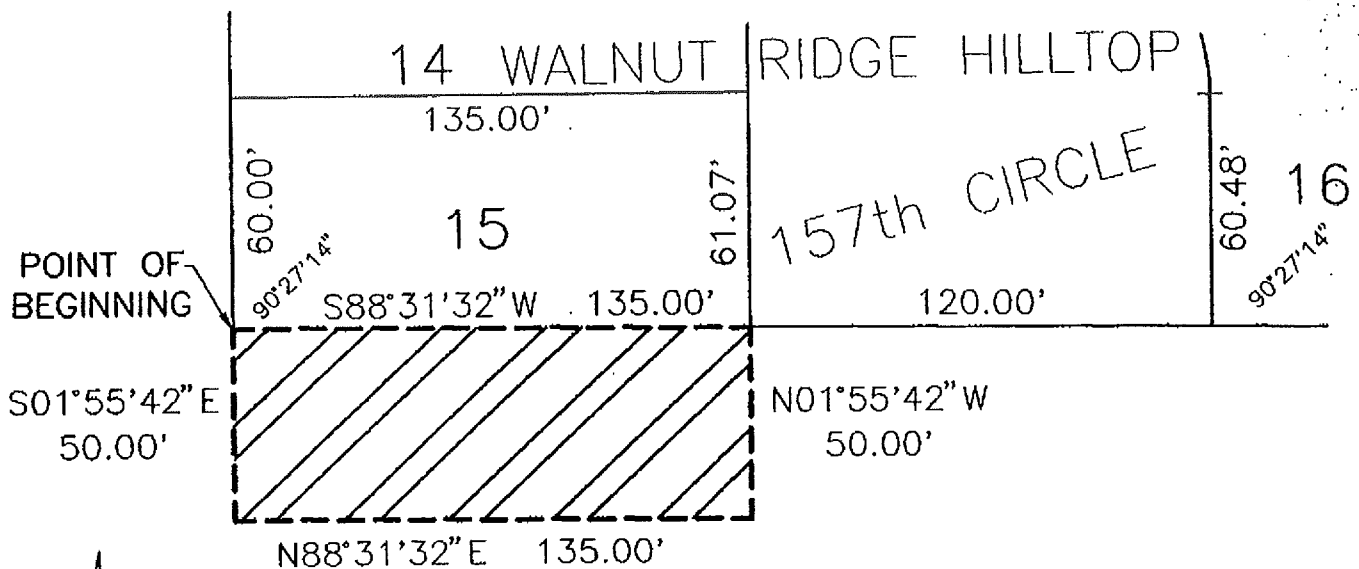
Alice J. Long
Notary Public



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JUN 23 10 59 AM '95
GEORGE J. BULLOCK
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

NOTARIAL SEAL AFFIXED
REGISTER OF DEEDS

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SCALE 1" = 50'

LEGAL DESCRIPTION

THAT PART OF THE SW 1/4 OF THE SE 1/4 OF SECTION 3, T15N, R11E OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS: BEGINNING AT A THE SW CORNER LOT 15, WALNUT RIDGE HILLTOP, A SUBDIVISION AS SURVEYED, PLATTED AND RECORDED IN SAID DOUGLAS COUNTY; THENCE S01°55'44"E (ASSUMED BEARING) 50.00 FEET ON THE SOUTHERLY EXTENSION OF THE WEST LINE OF SAID LOT 15; THENCE N88°31'32"E 135.00 FEET ON A LINE 50.00 FEET SOUTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID LOT 15 TO THE SOUTHERLY EXTENSION OF THE EAST LINE OF SAID LOT 15; THENCE N01°55'42"W 50.00 FEET ON THE SOUTHERLY EXTENSION OF THE EAST LINE OF SAID LOT 15 TO THE SE CORNER THEREOF; THENCE S88°31'32"W 135.00 FEET ON THE SOUTH LINE OF SAID LOT 15 TO THE POINT OF BEGINNING.

EXHIBIT A