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State of Nebraska \_\_\_\_\_ Space Above This Line For Recording Data \_\_\_\_\_

### NOTICE OF COMMENCEMENT

1. **PROPERTY.** This Notice of Commencement applies to the following described real estate being or intended to be improved or directly benefited: SEE EXHIBIT "A"

The property is located in ..... LANCASTER ..... at .....  
(County)  
....., Nebraska .....  
(Address) (City) (ZIP Code)

2. **PARTIES.** The parties, their addresses and interest in the real estate are as follows:  
CONTRACTING OWNER: WATERFORD ESTATES, LLC  
8020 O STREET  
LINCOLN, NE 68510-2561

CONTRACTING OWNER'S INTEREST IN THE REAL ESTATE:  
FEB SIMPLE TITLE OWNER (If other than the contracting owner):

3. **LIEN PRIORITY.** If, after this Notice of Commencement is recorded, a lien is recorded as to an improvement covered by this Notice of Commencement, the lien has priority from the time the Notice of Commencement is recorded.  
4. **DURATION.** The duration of this Notice of Commencement is ..... 10 YEARS ..... If stated duration is less than six months from the time of recording, the duration of this Notice of Commencement is six months. If no duration is stated, the duration of this Notice of Commencement is one year after the recording.  
5. **LIMITATIONS.** This Notice of Commencement covers all improvements made on the real estate described above (or benefiting the real estate as described under R.R.S.1993 § 52-133(4)) except as limited by the following:

**SIGNATURES:**  
WATERFORD ESTATES, LLC

See Exhibit "B" for Signatures .....  
(Date) (Date)

**ACKNOWLEDGMENT:**

(Individual) STATE OF ..... COUNTY OF ..... } ss.  
This instrument was acknowledged before me this ..... day of .....  
by .....

My commission expires: .....  
(Seal) (Notary Public)

STATE OF NEBRASKA, COUNTY OF LANCASTER } ss.  
This instrument was acknowledged before me this 20TH day of NOVEMBER, 2006  
by .....

(Business or Entity Acknowledgment) of WATERFORD ESTATES, LLC (Title(s))  
a NEBRASKA LIMITED LIABILITY COMPANY (Name of Business or Entity)  
My commission expires: ..... on behalf of the business or entity.  
(Seal)

(Notary Public)

UTC 100 Pinnacle Bank Aug 1, 08

## EXHIBIT A

Parcel 1: All of Lot 14 of Irregular Tracts in the Northeast Quarter, all of the North Half of the Southeast Quarter, all of Lot 3 of Irregular Tracts in the Southeast Quarter EXCEPT that portion of said Lot 3 more particularly described as follows: Referring to the Southwest corner of the Southeast Quarter of Section 23, Township 10 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska. Thence in a Northerly direction along the West line of the Southeast Quarter of said Section 23 a distance of 60.0 feet to the Southwest corner of said Lot 3 of Irregular Tracts and the point of beginning. Thence continuing in a Northerly direction along the West line of the Southeast Quarter of said Section 23 on an assumed bearing of  $N00^{\circ}0'00''$  a distance of 516.0 feet. Thence  $89^{\circ}26'51''E$  a distance of 400.0 feet. Thence  $S00^{\circ}0'0''$  a distance of 516.0 feet to a point on the South line of said Lot 3 of Irregular Tracts. Thence  $89^{\circ}26'51''W$  along the South line of said Lot 3 of Irregular Tracts, being also the Northerly 60.0 foot right-of-way line of "O" Street a distance of 400.0 feet to the point of beginning; all located in Section 23, Township 10 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska.

Parcel 2: Lot 8, Irregular Tracts in the Northwest Quarter; the West Half of Lot 11, Irregular Tracts in the Southwest Quarter and the Northwest Quarter of the Southwest Quarter, all located in Section 24, Township 10 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska.

Parcel 3: A tract of land composed of a portion of the North Half of the Southwest Quarter of Section 24, and a portion of Lot 11, I.T., all located in the Southwest Quarter of Section 24, Township 10 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska, and more particularly described as follows: Commencing at the Southeast corner of the Southwest Quarter of said Section 24, thence North along the East line of said Southwest Quarter on an assumed bearing of  $N00^{\circ}10'10''E$ , a distance of 60.00 feet to a point, said point being the Southeast corner of said Lot 11 I.T., said point being on the North line of "O" Street, right-of-way, said point being the true point of beginning, thence  $N89^{\circ}21'17''W$  along the South line of said Lot 11 I.T., said line being the North line of "O" Street right-of-way. Said line being 60.00 feet North of and parallel with the South line of said Southwest Quarter, a distance of 550.01 feet to a South corner of said Lot 11 I.T., thence  $N88^{\circ}59'24''W$  along the South line of said Lot 11 I.T., said line being the North line of "O" Street right-of-way, a distance of 132.20 feet to a point located 60.84 feet North of the South line of said Southwest Quarter, thence  $N00^{\circ}13'31''E$ , a distance of 1,704.21 feet to a point, thence  $N89^{\circ}46'29''W$ , a distance of 651.97 feet to a point of intersection with the West line of the East Half of the North Half of the Southwest Quarter of said Section 24, thence  $N00^{\circ}13'31''E$  along the West line of the East Half of the North Half of the Southwest Quarter of said Section 24, a distance of 883.21 feet to a point of intersection with the North line of the North Half of the Southwest Quarter of said Section 24, thence  $S89^{\circ}00'28''E$  along the North line of the North Half of the Southwest Quarter of said Section 24, a distance of 1,331.76 feet to the Northeast corner of the Southwest Quarter of said Section 24, thence  $S00^{\circ}10'10''W$  along the East line of said Southwest Quarter, a distance of 2,575.43 feet to the point of beginning.

Exhibit "B"

Thomas E. White  
Thomas E. White, Managing Member, President of Development, Ridge Development Company

John C. Brager  
John C. Brager, Managing Member, President of Construction, Ridge Development Company

John F. Schleich  
John F. Schleich, Managing Member, President of Southview, Inc.

Thomas G. Schleich  
Thomas G. Schleich, Managing Member, Secretary of Southview, Inc.

Richard W. Meginnis  
Richard W. Meginnis, Managing Member

Acknowledgement:

State of Nebraska }  
County of Lancaster }

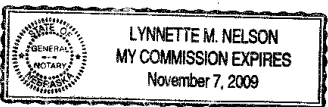
This instrument was acknowledged before me this 27th day of November, 2006 by Thomas E. White, President of Development of Ridge Development Company, Managing Member of Waterford Estates, LLC a Nebraska Limited Liability Company on behalf of the business or entity.

My commission expires: 

Lynnette M. Nelson  
Notary Public

State of Nebraska }  
County of Lancaster }

This instrument was acknowledged before me this 27th day of November, 2006 by John C. Brager, President of Construction of Ridge Development Company, Managing Member of Waterford Estates, LLC a Nebraska Limited Liability Company on behalf of the business or entity.

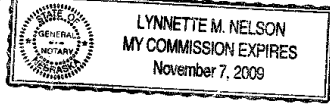
My commission expires: 

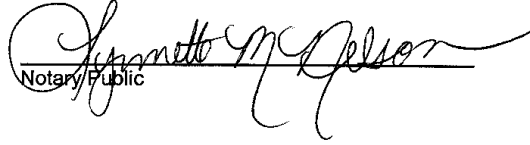
Lynnette M. Nelson  
Notary Public

State of Nebraska }  
County of Lancaster }

This instrument was acknowledged before me this 27th day of November, 2006 by John F. Schleich, President of Southview, Inc., Managing Member of Waterford Estates, LLC a Nebraska Limited Liability Company on behalf of the business or entity.

My commission expires:

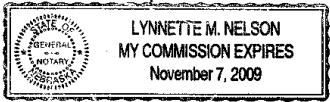


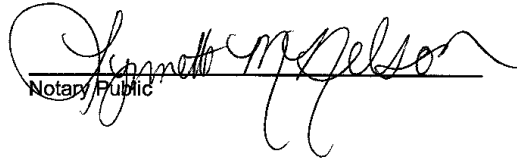
  
Notary Public

State of Nebraska }  
County of Lancaster }

This instrument was acknowledged before me this 27th day of November, 2006 by Thomas G. Schleich, Secretary of Southview, Inc., Managing Member of Waterford Estates, LLC a Nebraska Limited Liability Company on behalf of the business or entity.

My commission expires:



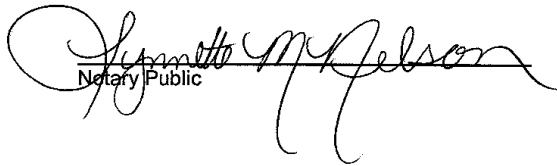
  
Notary Public

State of Nebraska }  
County of Lancaster }

This instrument was acknowledged before me this 27th day of November, 2006 by Richard W. Meginnis, Managing Member of Waterford Estates, LLC a Nebraska Limited Liability Company on behalf of the business or entity.

My commission expires:



  
Notary Public