



RECEIVED

Dec 31 2 39 PM '97

RICHARD N. TAKEOHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

WARRANTY DEED

CAROLYN RAWLINGS, a widow, GRANTOR, in consideration of One Dollar and other good and valuable consideration received from GRANTEE, does hereby grant, bargain, sell, convey and confirm unto HORGAN DEVELOPMENT COMPANY, a Nebraska corporation, herein called the grantee, whether one or more, the following described real estate in Douglas County, Nebraska (as defined in Neb. Rev. Stat. 76-201):

See Attached Exhibit "A" and made a part hereof.

To have and hold the above described premises together with all tenements, hereditaments and appurtenances thereto belonging unto the grantee and to grantee's heirs and assigns forever.

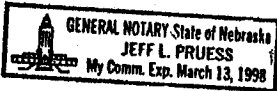
And the grantor does hereby covenant with the grantee and with grantee's heirs and assigns that grantor is lawfully seized of said premises;

- 1) that they are free from encumbrances except covenants, easements and restrictions of record; all regular taxes and special assessments; and those taxes and assessments levied or assessed subsequent to the date hereof;
- 2) that grantor has good right and lawful authority to convey the same;
- 3) and that grantor warrants and will defend the title to said premises against the lawful claim of all persons whomsoever.

Executed 12-26, 1997.

Carolyn Rawlings  
Carolyn Rawlings

County of Douglas )  
                                  ) ss.  
State of Nebraska )



The foregoing was acknowledged before me on 12-26-97, 1997 by Carolyn Rawlings, a widow.

(Seal)

Notary Public [Signature]

169754  
50

FEE	10	FB	01-60000
BKP	9-16-11	C/O	Y COMP
DEL.		SCAN	21 EV

NEBRASKA DOCUMENTARY  
STAMP TAX  
245.00 Date 12/31/97  
By RW

EXHIBIT A

One acre in the Southeast corner of the Southwest Quarter of Section 9, Township 16 North, Range 11, East of the 6th P.M., in Douglas County, Nebraska.

SESW

96250212

HLL

RECEIVED

JAN 15 3 50 PM '98

RICHARD H. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE



TRUSTEE WARRANTY DEED

FLORENCE M. NELSON AND HOLLY A. SANDER, TRUSTEES OF FLORENCE M. NELSON REVOCBLE TRUST, GRANTORS, in consideration of One Dollar and other good and valuable consideration received from GRANTEE, do hereby grant, bargain, sell, convey and confirm unto HORGAN DEVELOPMENT COMPANY, a Nebraska corporation, herein called the grantee, whether one or more, the following described real estate in Douglas County, Nebraska (as defined in Neb. Rev. Stat. 76-201):

See Attached Exhibit "A" and made a part hereof.

To have and hold the above described premises together with all tenements, hereditaments and appurtenances thereto belonging unto the grantee and to grantee's heirs and assigns forever.

And the grantor does hereby covenant with the grantee and with grantee's heirs and assigns that grantor is lawfully seized of said premises;

- 1) that they are free from encumbrances except covenants, easements and restrictions of record; all regular taxes and special assessments; and those taxes and assessments levied or assessed subsequent to the date hereof;
- 2) that grantor has good right and lawful authority to convey the same;
- 3) and that grantor warrants and will defend the title to said premises against the lawful claim of all persons whomsoever.

Executed 1/15/, 1998.

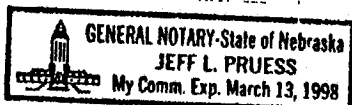
Florence M. Nelson  
Florence M. Nelson, Trustee

Holly A. Sander, Trustee  
Holly A. Sander, Trustee

County of Douglas )  
  ) ss.  
State of Nebraska )

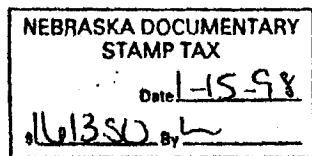
The foregoing was acknowledged before me on 1/15, 1998 by Florence M. Nelson, Trustee of Florence M. Nelson Revocable Trust.

Seal)



Notary Public Jeff L. Pruess

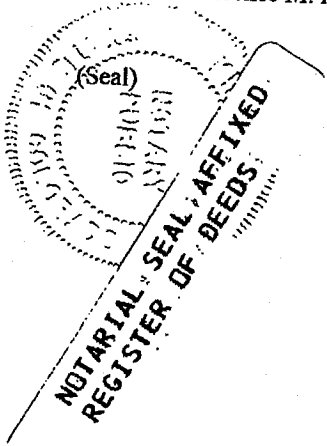
00610  
FEE 15.50 FB 01-60000  
BKP 9-16-11 C/O Y COMP CP  
DEL \_\_\_\_\_ SCAN 01 FV \_\_\_\_\_



VP

State of Colorado )  
County of Douglas )ss

Acknowledge before me this 13 day of January, 1998 by Holly A. Sander,  
Trustee of Florence M. Nelson Revocable Trust.



Jim T. Stan  
Notary Public

My Commission Expires 3-28-01

EXHIBIT A

The Southeast Quarter of Section 9, Township 16 North, Range 11, East of the 6th P.M., in Douglas County, Nebraska, except that part deeded to Douglas County, Nebraska and more particularly described as follows:

Commencing at the Northeast corner of the Southeast Quarter of said Section 9; thence North 89°45'02" West (assumed bearing) along the North line of said Southeast Quarter, 33.00 feet to a point on the West right-of-way line of 168th Street being the Point of Beginning; thence South 00°00'00" West, 190.42 feet along said West line; thence North 90°00'00" West, 17.00 feet; thence North 00°00'00" East, 190.50 feet to a point on the North line of the Southeast Quarter of said Section 9; thence South 89°45'02" East, 17.00 feet along said North line to the Point of Beginning;

And further excepting the following described parcel of land:

Commencing at the Southwest corner of the Southeast Quarter of Section 9, Township 16 North, Range 11, East of the 6th P.M., in Douglas County, Nebraska; thence North 00°00'00" East (assumed bearing) on the West line of said Southeast Quarter 1497.47 feet to the Point of Beginning; thence continuing North 00°00'00" East on the West line of said Southeast Quarter, a distance of 447.94 feet; thence South 89°52'23" East on a line 1945.41 feet North of and parallel to the South line of said Southeast Quarter, a distance of 320 feet; thence South 00°00'00" West on a line 320 feet East of and parallel to the West line of said Southeast Quarter 447.94 feet; thence North 89°52'23" West on a line 1497.47 feet North of and parallel to the South line of said Southeast Quarter, 320 feet to the Point of Beginning;

Subject to public roads and/or highways.

All of the above being located within the Northwest Quarter of the Southeast Quarter and the Northeast Quarter of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southeast Quarter of said Section 9.

NE }  
NW } SE  
SE }  
SW }

ALL 27



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JAN 5 12 44 PM '98

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

WARRANTY DEED

IRENE E. SCHMIDT, a widow, GRANTOR, in consideration of One Dollar and other good and valuable consideration received from GRANTEE, does hereby grant, bargain, sell, convey and confirm unto HORGAN DEVELOPMENT COMPANY, a Nebraska corporation, herein called the grantee, whether one or more, the following described real estate in Douglas County, Nebraska (as defined in Neb. Rev. Stat. 76-201):

See Attached Exhibit "A" and made a part hereof.

To have and hold the above described premises together with all tenements, hereditaments and appurtenances thereto belonging unto the grantee and to grantee's heirs and assigns forever.

And the grantor does hereby covenant with the grantee and with grantee's heirs and assigns that grantor is lawfully seized of said premises;

- 1) that they are free from encumbrances except covenants, easements and restrictions of record; all regular taxes and special assessments; and those taxes and assessments levied or assessed subsequent to the date hereof;
- 2) that grantor has good right and lawful authority to convey the same;
- 3) and that grantor warrants and will defend the title to said premises against the lawful claim of all persons whomsoever.

Executed 12-27, 1997.

00118 1/50

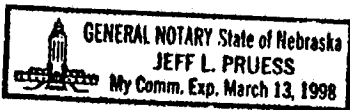
Irene E. Schmidt  
Irene E. Schmidt

FEE <u>10</u>	FB <u>01-60000</u>
BKP <u>9-16-11</u>	C/O <u>✓</u> COMP <u>✓</u>
DEL _____	SCAN <u>OK</u> FV _____

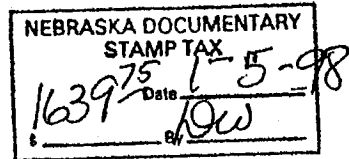
County of Douglas )  
  ) ss.  
State of NE                          )

The foregoing was acknowledged before me on 12-27, 1997 by Irene E. Schmidt, a widow.

(Seal)



Notary Public Jeff L. Pruess



### EXHIBIT A

The Southwest Quarter of Section 9, Township 16 North, Range 11, East of the 6th P.M., in Douglas County, Nebraska, except one acre in the Southeast corner thereof, subject to public roads and/or highways.

SE SW

96250211



RECEIVED

DEC 31 2 41 PM '97

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

### QUITCLAIM DEED

CAROLYN RAWLINGS, a widow . Grantor, whether one or more,  
in consideration of One Dollar and other valuable consideration  
. receipt of which is hereby acknowledged, quitclaims and  
conveys to HORGAN DEVELOPMENT COMPANY, a Nebraska corporation . Grantee,  
the following described real estate (as defined in Neb. Rev. Stat. § 78-201) in  
Douglas County, Nebraska:

See Exhibit "A" Legal Description Attached.

16976 H  
FEE 10.00 FB 01600000  
BKP 9-16-11 C/O Y COMP XP  
PFI          SCAN          EV         

NEBRASKA DOCUMENTARY  
STAMP TAX  
4.86 Date 12-31-97  
By [Signature]

Executed: ~~12-26~~ <sup>12-21</sup> - 12-26, 1997.

Carolyn Rawlings  
CAROLYN RAWLINGS

State of Nebraska  
County of Douglas

GENERAL NOTARY, State of Nebraska  
JEFF L. PRUESS  
My Comm. Exp. March 13, 1998

The foregoing instrument was acknowledged before me on 12-26-1997  
by CAROLYN RAWLINGS, a widow

[Signature]



EXHIBIT A

ESW

The Southwest Quarter of Section 9, Township 16 North, Range 11, East of the 6th P.M., in Douglas County, Nebraska.

96250212

ALL #1



RECEIVED

DEC 31 1 50 PM '97

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

FEE 10.50 FB 16961H  
01-60000  
BKP 9-16-11 C/O X COMP VP  
DEL \_\_\_\_\_ SCAN 20 FV \_\_\_\_\_

WARRANTY DEED

GERALD O. SCHMIDT AND BETTY SCHMIDT, husband and wife, GRANTORS,, in consideration of One Dollar and other good and valuable consideration received from GRANTEE, do hereby grant, bargain, sell, convey and confirm unto HORGAN DEVELOPMENT COMPANY, a Nebraska corporation, herein called the grantee, whether one or more, the following described real estate in Douglas County, Nebraska (as defined in Neb. Rev. Stat. 76-201):

See Attached Exhibit "A" and made a part hereof.

To have and hold the above described premises together with all tenements, hereditaments and appurtenances thereto belonging unto the grantee and to grantee's heirs and assigns forever.  
And the grantor does hereby covenant with the grantee and with grantee's heirs and assigns that grantor is lawfully seized of said premises;

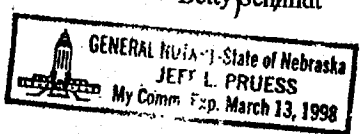
- 1) that they are free from encumbrances except covenants, easements and restrictions of record; all regular taxes and special assessments; and those taxes and assessments levied or assessed subsequent to the date hereof;
- 2) that grantor has good right and lawful authority to convey the same;
- 3) and that grantor warrants and will defend the title to said premises against the lawful claim of all persons whomsoever.

Executed 12-29- \_\_\_\_\_, 1997.

Gerald O. Schmidt  
Gerald O. Schmidt

Betty Schmidt  
Betty Schmidt

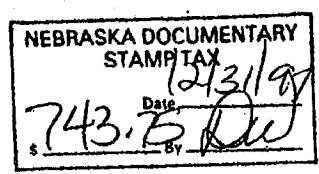
County of Douglas )  
                                  ) ss.  
State of Nebraska )



The foregoing was acknowledged before me on 12-29 \_\_\_\_\_, 1997 by Gerald O. Schmidt and Betty Schmidt, husband and wife.

Seal)

Notary Public Jeff L. Pruess



160

EXHIBIT A

A portion of the South 1741.7 feet of the North 2441.7 feet of the East 505.7 feet of the East half of Section 9, Township 16 North, Range 11, East of the 6th P.M., in Douglas County, Nebraska and more particularly described as follows:

Beginning at a point which is on the East line of said Section 9 and 700.0 feet South of the Northeast corner of said Section 9; thence South along the East line of said Section 9 to the Northerly edge of Papio bridge structure, a distance of 1,741.7 feet; thence Northwesterly to a point which lies 2300 feet South and 311.6 feet West of said Northeast corner of Section 9; thence Northwesterly to a point which lies 2100 feet South and 431.6 feet West of said Northeast corner of Section 9; thence Northwesterly to a point which lies 1900 feet South and 505.9 feet West of said Northeast corner of Section 9; thence Northeasterly to a point which lies 1700 feet South and 443.0 feet West of said Northeast corner of Section 9; thence Northeasterly to a point which lies 1500 feet South and 419.3 feet West of said Northeast corner of Section 9; thence Northeasterly to a point which lies 1300 feet South and 417.8 feet West of said Northeast corner of Section 9; thence Northwesterly to a point which lies 1100 feet South and 436.8 feet West of said Northeast corner of Section 9; thence Northeasterly to a point which lies 900 feet South and 286.0 feet West of said Northeast corner of Section 9; Northeasterly 348.99 feet to Point of Beginning. (In this description the East line of Section 9 is assumed to lie in a North South direction and the West designation is exactly at right angles (90°00') to the East line.); Subject to public roads and/or highways;

NE } NE  
SE }

Together with abandoned Chicago and North Western Railway Company right-of-way included within the above described legal description.

The above legal description is located within the Northeast Quarter of the Northeast Quarter and the Southeast Quarter of the Northeast Quarter of said Section 9.

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JAN 9 10 18 AM '98

RICHARD N. YARECHI  
REGISTERED DEEDS  
DOUGLAS COUNTY, NE



WARRANTY DEED

DENNIS C. JOHANNSEN AND A. MARIE JOHANNSEN, husband and wife, GRANTORS, in consideration of One Dollar and other good and valuable consideration received from GRANTEE, do hereby grant, bargain, sell, convey and confirm unto HORGAN DEVELOPMENT COMPANY, a Nebraska corporation, herein called the grantee, whether one or more, the following described real estate in Douglas County, Nebraska (as defined in Neb. Rev. Stat. 76-201):

See Attached Exhibit "A" and made a part hereof.

To have and hold the above described premises together with all tenements, hereditaments and appurtenances thereto belonging unto the grantee and to grantee's heirs and assigns forever.

And the grantor does hereby covenant with the grantee and with grantee's heirs and assigns that grantor is lawfully seized of said premises;

- 1) that they are free from encumbrances except covenants, easements and restrictions of record; all regular taxes and special assessments; and those taxes and assessments levied or assessed subsequent to the date hereof;
- 2) that grantor has good right and lawful authority to convey the same;
- 3) and that grantor warrants and will defend the title to said premises against the lawful claim of all persons whomsoever.

Executed December 31, 1997.

Dennis C. Johannsen

A. Marie Johannsen

County of Johnson)  
  ) ss.  
State of Kansas )

The foregoing was acknowledged before me on December 31, 1997 by Dennis C. Johannsen and A. Marie Johannsen husband and wife.

(Seal)

Notary Public

JOY D. HAYS  
Notary Public - State of Kansas  
My Appt. Expires 7-14-99

342  
T FEE 15.50 FB 01-60000  
9-16-11 C/O \_\_\_\_\_ COMP   
DEL \_\_\_\_\_ PV \_\_\_\_\_

NEBRASKA DOCUMENTARY  
STAMP TAX  
19.98  
64050 By L

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## EXHIBIT A

The East half of the Northeast Quarter of Section 9, Township 16 North, Range 11, East of the 6th P.M., in Douglas County, Nebraska, except that part deeded to the State of Nebraska and more particularly described as follows:

Beginning at the Northeast corner of said Section 9; thence Westerly on the North line of the East half of the Northeast Quarter of said Section 9, a distance of 1322.7 feet to the Northwest corner of said East half of the Northeast Quarter; thence Southerly on the West line of said East half of the Northeast Quarter, a distance of 140.1 feet; thence Easterly  $89^{\circ} 41'$  left, a distance of 887.1 feet; thence continuing Easterly  $03^{\circ} 36'$  left, a distance of 436.3 feet to a point on the East line of said East half of the Northeast Quarter; thence Northerly on said East line, a distance of 122.4 feet to the Point of Beginning;

And except that part deeded to the County of Douglas, Nebraska and more particularly described as follows:

Commencing at the Southeast corner of the Northeast Quarter of said Section 9; thence North  $89^{\circ} 45' 02''$  West (assumed bearing) along the South line of said Northeast Quarter, 33.00 feet to a point on the West right-of-way line of 168th Street, being the Point of Beginning; thence continuing North  $89^{\circ} 45' 02''$  West, 17.00 feet along said South line; thence North  $00^{\circ} 00' 22''$  East, 459.51 feet; thence South  $89^{\circ} 59' 38''$  East, 17.00 feet to a point on the West right-of-way line of 168th Street; thence South  $00^{\circ} 00' 22''$  West, 459.58 feet along said West line to the Point of Beginning;

And further excepting the following described parcel of land:

A portion of the South 1741.7 feet of the North 2441.7 feet of the East 505.7 feet of the East half of Section 9, Township 16 North, Range 11, East of the 6th P.M., in Douglas County, Nebraska and more particularly described as follows:

Beginning at a point which is on the East line of said Section 9 and 700.0 feet South of the Northeast corner of said Section 9; thence South along the East line of said Section 9 to the Northerly edge of Papio bridge structure, a distance of 1,741.7 feet; thence Northwesterly to a point which lies 2300 feet South and 311.6 feet West of said Northeast corner of Section 9; thence Northwesterly to a point which lies 2100 feet South and 431.6 feet West of said Northeast corner of Section 9; thence Northwesterly to a point which lies 1900 feet South and 505.9 feet West of said Northeast corner of Section 9; thence Northeasterly to a point which lies 1700 feet South and 443.0 feet West of said Northeast corner of Section 9; thence Northeasterly to a point which lies 1500 feet South and 419.3 feet West of said Northeast corner of Section 9; thence Northeasterly to a point which lies 1300 feet South and 417.8 feet West of said Northeast corner of Section 9; thence Northwesterly to a point which lies 1100 feet South and 436.8

Continued on next page  
96250218

EXHIBIT A CONTINUED

96250218

feet West of said Northeast corner of Section 9; thence Northeasterly to a point which lies 900 feet South and 286.0 feet West of said Northeast corner of Section 9; thence Northeasterly 348.99 feet to Point of Beginning. (In this description the East line of Section 9 is assumed to lie in a North South direction and the West designation is exactly at right angles (90°00') to the East line.);

Together with abandoned Chicago and North Western Railway Company right-of-way included within the above described legal description.

All of the above located within the Northeast Quarter of the Northeast Quarter and the Southeast Quarter of the Northeast Quarter of said Section 9.

RECEIVED

JAN 9 10 19 AM '98

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE



**QUITCLAIM DEED**

**THE GRANTOR,** DENNIS C. JOHANNSEN AND A. MARIE JOHANNSEN, husband  
and wife

whether one or more, in consideration of One Dollar and other valuable consideration receipt of which is hereby acknowledged,  
quitclaims and conveys to HORGAN DEVELOPMENT COMPANY, a Nebraska corporation

, Grantee, whether one or more, the following described real estate (as defined in Neb. Stat. 76-201) in Douglas  
County, Nebraska  
See Exhibit "A" Legal Description Attached.

00343  
FEE 10.50 FB 01-60000  
BKP 9-16-11 C/O COMP MB  
DEL SCAN del FV

NEBRASKA DOCUMENTARY  
STAMP TAX  
ex Date 1-9-98  
480 By L

Executed: December 31, 1997

Dennis C. Johannsen  
DENNIS C. JOHANNSEN

A. Marie Johannsen  
A. MARIE JOHANNSEN

STATE OF ~~Kansas~~  
COUNTY OF ~~Johnson~~

The foregoing instrument was acknowledged before me this 31<sup>st</sup> day of December, 1997  
by DENNIS C. JOHANNSEN AND A. MARIE JOHANNSEN, husband and wife

JOY D. HAYS  
Notary Public - State of Kansas  
My Appt. Expires 7-14-99

Joy D. Hays Notary Public  
My Commission Expires: 7-14-99

97010331-

2

LEGAL DESCRIPTION

That part of the East Half of the Northeast Quarter of Section 9, Township 16 North, Range 11 East of the 6th P.M., Douglas County, Nebraska, described as follows:

Commencing at the northeast corner of the said Northeast Quarter of Section 9;  
Thence South 02°39'59" East (assumed bearings) for 122.40 feet along the east line of the said Northeast Quarter of Section 9 to the south right of way line of Highway 36 and the TRUE POINT OF BEGINNING;

Thence South 02°39'59" East for 577.60 feet along the east line of the said East Half of the Northeast Quarter of Section 9;

Thence South 52°22'07" West for 348.99 feet;

Thence South 34°21'00" West for 250.48 feet;

Thence South 08°05'35" East for 200.90 feet;

Thence South 02°14'12" East for 200.01 feet;

Thence South 04°05'30" West for 201.40 feet;

Thence South 14°47'31" West for 209.66 feet;

Thence South 23°02'47" East for 213.36 feet;

Thence South 33°37'48" East for 233.24 feet;

Thence South 68°12'46" East for 342.31 feet to the east line of the said East Half of the

Northeast Quarter of Section 9;

Thence South 02°39'59" East for 202.15 feet to the southeast corner of the said East Half of the Northeast Quarter of Section 9;

Thence South 87°34'41" West for 33.00 feet along the south line of the said East Half of the Southeast Quarter of Section 9 to the east line of the dedicated right of way of a seventeen foot strip of land in 168th Street;

Thence North 02°39'59" West for 217.02 feet along the east line of the dedicated right of way of a seventeen foot strip of land in 168th Street parallel with and 33.00 feet west of the east line of the said East Half of the Northeast Quarter of Section 9;

Thence North 68°12'46" West for 18.68 feet to the west line of the dedicated right of way of a seventeen foot strip of land in 168th Street;

Thence South 02°39'59" East for 224.68 feet along said west line to the south line of the said East Half of the Northeast Quarter of Section 9 parallel with and 50.00 feet west of the east line of the said East Half of the Northeast Quarter of Section 9;

Thence South 87°34'41" West for 1276.81 feet to the southwest corner of the said East Half of the Northeast Quarter of Section 9;

Thence North 02°34'08" West for 2506.08 feet along said west line to the south right of way line of Highway 36;

Thence North 87°44'52" East for 887.10 feet along the said south right of way line of Highway 36;

Thence North 85°12'47" East for 435.76 feet to the Point of Beginning.

Contains 61.44 acres including 0.60 acre of existing county roadway easement.

NE } NE  
SE }

November 25, 1997

LAMP, RYNEARSON & ASSOCIATES, INC.

96009

(Tract 4 Boundary)



RECEIVED

JAN 15 4 01 PM '98

RICHARD H. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE



QUITCLAIM DEED

THE GRANTOR, FLORENCE M. NELSON AND HOLLY A. SANDER, TRUSTEES OF FLORENCE M. NELSON REVOCABLE TRUST

whether one or more, in consideration of One Dollar and other valuable consideration receipt of which is hereby acknowledged, quitclaims and conveys to HORGAN DEVELOPMENT COMPANY, a Nebraska corporation

, Grantee, whether one or more, the following described real estate (as defined in Neb. Stat. 76-201) in Douglas County, Nebraska See Exhibit "A" Legal Description Attached.

COLE 11  
FEE 15.50 FB 01-6000 MS  
BKP 9-16-11 C/O COMP VP  
DEL SCAN 21 FV

NEBRASKA DOCUMENTARY  
STAMP TAX  
ex 4186 Date 1-15-98  
By h

Executed: 1-15-98

*Florence M. Nelson*  
FLORENCE M. NELSON, TRUSTEE

*Holly A. Sander*  
HOLLY A. SANDER, TRUSTEE

County of Douglas )  
                          ) ss.  
State of Nebraska )

The foregoing was acknowledged before me on 1/15/98, 1998 by Florence M. Nelson, Trustee of Florence M. Nelson Revocable Trust.

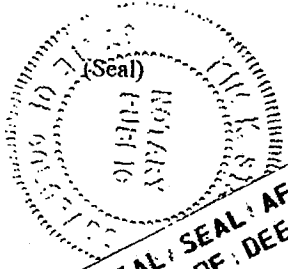
Seal)

GENERAL NOTARY-State of Nebraska  
JEFF L. PRUESS  
My Comm. Exp. March 13, 1998

Notary Public *Jeff L. Pruess*

State of Colorado )  
County of Douglas )ss

Acknowledge before me this 13<sup>th</sup> day of January, 1998 by Holly A. Sander,  
Trustee of Florence M. Nelson Revocable Trust.



*J. T. Shaw*

Notary Public

My Commission Expires 3-28-01

NOTARIAL SEAL AFFIXED  
REGISTER OF DEEDS

**LEGAL DESCRIPTION**

That part of the Southeast Quarter of Section 9, Township 16 North, Range 11 East of the 6th P.M., Douglas County, Nebraska, described as follows:

Commencing at the southwest corner of the said Southeast Quarter of Section 9;

Thence North 02°28'18" East (assumed bearings) for 33.00 feet along the west line of the said Southeast Quarter of Section 9 to the north right of way line of Bennington Road and the TRUE POINT OF BEGINNING;

Thence North 02°28'18" West for 1464.47 feet along the west line of the said Southeast Quarter of Section 9;

Thence North 87°39'07" East for 320.00 feet;

Thence North 02°28'18" West for 447.94 feet parallel with and 320.00 feet east of the west line of the said Southeast Quarter of Section 9;

Thence South 87°39'07" West for 320.00 feet to the said west line of the Southeast Quarter of Section 9;

Thence North 02°28'18" West for 694.35 feet to the northwest corner of the said Southeast Quarter of Section 9;

Thence North 87°34'41" East for 2603.62 feet along the north line of the said Southeast Quarter of Section 9 to the west line of the dedicated seventeen foot strip of land in 168<sup>th</sup> Street;

Thence South 02°40'16" East for 190.50 feet along said west line of the dedicated seventeen foot strip parallel with and 50.00 feet west of the east line of the said Southeast Quarter of Section 9;

Thence North 87°34'41" East for 17.00 feet to the east line of the dedicated seventeen foot strip in 168<sup>th</sup> Street;

Thence North 02°40'16" West for 190.43 feet along the east line of the dedicated seventeen foot of 168<sup>th</sup> Street parallel with and 33.00 feet west of the east line of the said Southeast Quarter of Section 9 to the north line thereof;

Thence North 87°34'41" East for 33.00 feet to the northeast corner of the said Southeast Quarter of Section 9;

Thence South 02°40'16" East for 2602.91 feet along the east line of the said Southeast Quarter of Section 9 to the north right of way line of Bennington Road;

Thence South 87°29'41" West for 2662.68 feet to the Point of Beginning.

Contains 155.59 acres including 1.97 acres of existing county roadway easement.

NE }  
SE } SE  
NW }  
SW }

December 16, 1997  
LAMP, RYNEARSON & ASSOCIATES, INC.  
96009 (Tract 8 Boundary)

Jan 21 10:53 AM '98

RICHARD H. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE



### QUITCLAIM DEED

HORGAN DEVELOPMENT COMPANY, a Nebraska corporation, Grantor, whether one or more, in consideration of Ten and no/100 Dollars (\$10.00) and other valuable consideration, receipt of which is hereby acknowledged, quitclaims and conveys to ROBERT P. HORGAN, DONNA M. NISSEN, MARJORIE C. HORGAN, GREG L. NISSEN and RICHARD M. POLLOCK, Trustees of Sanitary and Improvement District No. 425 of Douglas County, Nebraska, Grantee, the following described real estate (as defined in Neb. Rev. Stat. §76-201) in Douglas County, Nebraska:

That part of the Northeast Quarter of Section 9, Township 16 North, Range 11 East of the 6th P.M., Douglas County, Nebraska, described as follows: Commencing at the northwest corner of the said Northeast Quarter of Section 9; thence South 02°28'18" East (assumed bearings) for 2060.95 feet along the west line of the said Northeast Quarter of Section 9; thence South 87°44'00" East for 214.48 feet to the TRUE POINT OF BEGINNING; thence South 87°44'00" East for 100.00 feet; thence North 02°16'00" East for 100.00 feet; thence North 87°44'00" West for 100.00 feet; thence South 02°16'00" West for 100.00 feet to the Point of Beginning. Contains 0.23 acre.

SW/NE

Executed: January 15, 1998.

NEBRASKA DOCUMENTARY  
STAMP TAX  
2.86 Date 1-21-98  
By [Signature]

HORGAN DEVELOPMENT COMPANY, a Nebraska corporation,

By [Signature]  
President

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

The foregoing instrument was acknowledged before me this 15th day of January, 1998, by Robert P. Horgan, President of HORGAN DEVELOPMENT COMPANY, a Nebraska corporation, on behalf of the corporation.

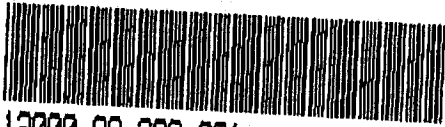
GENERAL NOTARY State of Nebraska  
ALICE J. LONG  
My Comm. Exp. March 7, 2001

[Signature]  
Notary Public

749  
FEE 5.50 FB 0-10000 KP  
BRP 9-11-11 C/O Y COMP M  
DEL SCAN AS FV



2099 386 DEED



12000 98 386-391

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

98 AUG 27 PM 3:17

RECEIVED

### CORPORATE WARRANTY DEED

Horgan Development Company a Corporation organized and existing under the laws of Nebraska, GRANTOR, in consideration of ONE DOLLAR and 00/100 (\$1.00) and other valuable consideration received from GRANTEE, Pappio-Missouri River Natural Resources District, conveys to GRANTEE the following described real estate (as defined in Neb. Rev. Stat. § 76-201):

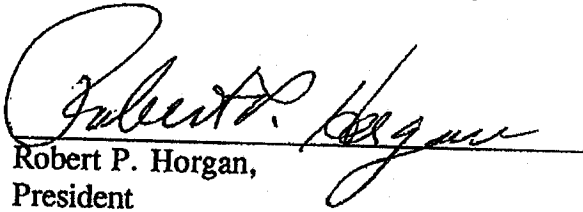
Described in the legal description attached hereto as Exhibit "A" and incorporated herein by reference.

GRANTOR covenants with Grantee that GRANTOR;

1. is lawfully seised of such real estate and that it is free from encumbrance,
2. has legal power and lawful authority to convey the same,
3. warrants and will defend title to the real estate against the lawful claims of all persons.

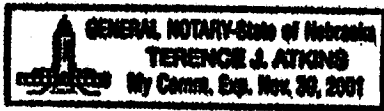
Executed: August 27, 1998.

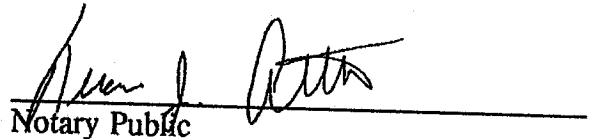
Horgan Development Company, By:

  
 Robert P. Horgan,  
 President

State of Nebraska    )  
                                   ) ss.  
 County of Douglas    )

The foregoing instrument was acknowledged before me this 27 day of August, 1998, by Robert P. Horgan, President of Horgan Development Company, a Nebraska Corporation, on behalf of the Corporation.



  
 Notary Public

12000  
 FEE 315

NW  
NE } SE  
SW }  
SE }  
NESW  
SW } NE  
SE }

EXHIBIT A

HORGAN SECTION 8:  
THAT PART OF THE SOUTHEAST QUARTER, SOUTHWEST QUARTER AND  
NORTHEAST QUARTER OF SECTION 8, TOWNSHIP 16 NORTH, RANGE 11  
EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA, DESCRIBED AS  
FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF THE SAID  
SOUTHEAST QUARTER OF SECTION 8; THENCE SOUTH 87°42'37" WEST  
(ASSUMED BEARINGS) FOR 50.00 FEET ALONG THE NORTH LINE OF THE  
SAID SOUTHEAST QUARTER OF SECTION 8 TO THE TRUE POINT OF  
BEGINNING; THENCE SOUTH 02°15'49" EAST FOR 2371.88 FEET  
PARALLEL WITH AND 50.00 FEET WEST OF THE EAST LINE OF SAID  
SOUTHEAST QUARTER OF SECTION 8; THENCE SOUTH 87°44'11" WEST FOR  
200.00 FEET; THENCE SOUTH 02°15'49" EAST FOR 235.19 FEET TO THE  
NORTH RIGHT OF WAY LINE OF BENNINGTON ROAD; THENCE SOUTH  
87°41'37" WEST FOR 451.65 FEET ALONG SAID NORTH RIGHT OF WAY  
LINE PARALLEL WITH AND 33.00 FEET NORTH OF THE SOUTH LINE OF THE  
SAID SOUTHEAST QUARTER OF SECTION 8; THENCE NORTH 02°18'23"  
WEST FOR 17.00 FEET; THENCE NORTH 21°35'38" EAST FOR 272.28  
FEET; THENCE NORTH 16°22'39" EAST FOR 451.62 FEET; THENCE NORTH  
04°20'56" EAST FOR 573.51 FEET; THENCE NORTH 20°50'48" EAST FOR  
276.98 FEET; THENCE NORTH 27°36'25" EAST FOR 169.51 FEET;  
THENCE NORTH 00°05'55" WEST FOR 344.11 FEET; THENCE SOUTH  
50°46'34" WEST FOR 329.22 FEET; THENCE SOUTH 64°18'12" WEST FOR  
247.94 FEET; THENCE SOUTH 51°56'20" WEST FOR 403.62 FEET;  
THENCE SOUTH 47°47'53" WEST FOR 341.06 FEET; THENCE SOUTH  
36°54'13" WEST FOR 327.26 FEET; THENCE NORTH 58°24'27" WEST FOR  
38.21 FEET; THENCE NORTH 20°18'31" EAST FOR 128.74 FEET; THENCE  
NORTH 47°34'50" EAST FOR 78.46 FEET; THENCE NORTH 12°17'59"  
EAST FOR 760.37 FEET; THENCE NORTH 21°05'03" EAST FOR 221.21  
FEET; THENCE NORTH 34°42'40" EAST FOR 185.48 FEET; THENCE NORTH  
49°09'37" EAST FOR 142.76 FEET; THENCE NORTH 36°20'09" EAST FOR  
150.21 FEET; THENCE NORTH 06°05'45" WEST FOR 103.59 FEET;  
THENCE NORTH 35°45'14" WEST FOR 123.22 FEET; THENCE NORTH  
63°07'03" WEST FOR 161.45 FEET; THENCE SOUTH 80°06'22" WEST FOR  
87.30 FEET; THENCE NORTH 61°23'22" WEST FOR 150.36 FEET; THENCE  
SOUTH 80°36'39" WEST FOR 128.72 FEET; THENCE SOUTH 56°18'36"  
WEST FOR 93.74 FEET; THENCE SOUTH 79°39'30" WEST FOR 139.26  
FEET; THENCE SOUTH 66°41'42" WEST FOR 141.55 FEET; THENCE SOUTH  
75°42'16" WEST FOR 465.84 FEET; THENCE SOUTH 72°24'48" WEST FOR  
104.46 FEET; THENCE SOUTH 39°19'37" WEST FOR 170.83 FEET;  
THENCE SOUTH 23°15'26" WEST FOR 143.83 FEET; THENCE SOUTH  
03°48'59" WEST FOR 40.00 FEET; THENCE SOUTH 72°29'03" WEST FOR  
53.04 FEET; THENCE SOUTH 57°53'40" WEST FOR 233.61 FEET; THENCE  
NORTH 80°15'12" WEST FOR 57.62 FEET; THENCE NORTH 48°06'06"  
WEST FOR 104.91 FEET; THENCE NORTH 87°03'33" WEST FOR 380.30  
FEET; THENCE SOUTH 73°04'55" WEST FOR 298.66 FEET; THENCE SOUTH  
54°17'58" WEST FOR 132.22 FEET; THENCE NORTH 30°16'16" WEST FOR  
12.32 FEET; THENCE NORTH 52°38'05" EAST FOR 198.74 FEET; THENCE  
NORTH 70°31'53" EAST FOR 431.07 FEET; THENCE SOUTH 89°49'46"  
EAST FOR 298.16 FEET; THENCE NORTH 13°34'01" EAST FOR 253.34  
FEET TO THE NORTH LINE OF THE SAID SOUTHWEST QUARTER OF SECTION  
8; THENCE NORTH 87°42'37" EAST FOR 13.54 FEET TO THE NORTHEAST  
CORNER OF THE SAID SOUTHWEST QUARTER OF SECTION 8; THENCE NORTH  
02°13'53" WEST FOR 107.99 FEET ALONG THE WEST LINE OF THE SAID  
NORTHEAST QUARTER OF SECTION 8; THENCE NORTH 13°12'51" EAST FOR  
102.96 FEET; THENCE NORTH 43°09'08" EAST FOR 269.87 FEET;

Continued on next page  
98250224

EXHIBIT A CONTINUED

98250224

THENCE NORTH 55°36'34" EAST FOR 255.93 FEET; THENCE NORTH 10°04'53" WEST FOR 217.98 FEET; THENCE NORTH 50°58'52" EAST FOR 169.04 FEET; THENCE NORTH 68°56'32" EAST FOR 232.01 FEET; THENCE SOUTH 87°08'49" EAST FOR 659.25 FEET; THENCE NORTH 85°54'18" EAST FOR 310.49 FEET; THENCE SOUTH 85°48'02" EAST FOR 435.99 FEET; THENCE SOUTH 53°12'20" EAST FOR 103.81 FEET; THENCE NORTH 87°44'33" EAST FOR 354.44 FEET THENCE SOUTH 02°15'27" EAST FOR 760.03 FEET PARALLEL WITH AND 50.00 FEET WEST OF THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 8 TO THE POINT OF BEGINNING. SUBJECT TO PUBLIC ROADS AND/OR HIGHWAYS.

FUTURE OUTLOT 2:

THAT PART OF THE EAST HALF OF SECTION 9, TOWNSHIP 16 NORTH, RANGE 11 EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF SECTION 9; THENCE SOUTH 87°34'41" WEST (ASSUMED BEARINGS) FOR 50.00 FEET ALONG THE NORTH LINE OF THE SAID SOUTHEAST QUARTER OF SECTION 9; THENCE SOUTH 02°40'16" EAST FOR 438.92 FEET PARALLEL WITH AND 50.00 FEET WEST OF THE EAST LINE OF THE SAID SOUTHEAST QUARTER OF SECTION 9 TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING SOUTH 02°40'16" EAST FOR 1823.01 FEET PARALLEL WITH AND 50.00 FEET WEST OF THE EAST LINE OF THE SAID SOUTHEAST QUARTER OF SECTION 9; THENCE SOUTH 87°19'44" WEST FOR 163.59 FEET; THENCE ALONG A CURVE TO THE RIGHT (HAVING A RADIUS OF 500.00 FEET AND A LONG CHORD BEARING NORTH 73°13'24" WEST FOR 332.95 FEET) FOR AN ARC LENGTH OF 339.43 FEET TO A POINT IN A NON-RADIAL CURVE; THENCE ALONG A CURVE TO THE RIGHT (HAVING A RADIUS OF 500.00 FEET AND A LONG CHORD BEARING NORTH 54°01'58" WEST FOR 200.66 FEET) FOR AN ARC LENGTH OF 202.04 FEET; THENCE NORTH 01°30'54" WEST FOR 353.34 FEET; THENCE NORTH 12°46'28" EAST FOR 210.43 FEET; THENCE NORTH 05°04'03" WEST FOR 749.27 FEET; THENCE ALONG A CURVE TO THE LEFT (HAVING A RADIUS OF 650.00 FEET AND A LONG CHORD BEARING NORTH 28°31'14" WEST FOR 517.40 FEET) FOR AN ARC LENGTH OF 532.13 FEET; THENCE NORTH 74°53'28" WEST FOR 137.89 FEET; THENCE NORTH 05°38'37" WEST FOR 103.83 FEET; THENCE NORTH 43°02'03" WEST FOR 48.08 FEET; THENCE ALONG A CURVE TO THE RIGHT (HAVING A RADIUS OF 750.00 FEET AND A LONG CHORD BEARING NORTH 27°16'05" WEST FOR 407.56 FEET) FOR AN ARC LENGTH OF 412.75 FEET; THENCE NORTH 11°30'08" WEST FOR 337.05 FEET; THENCE NORTH 07°15'14" WEST FOR 572.10 FEET; THENCE ALONG A CURVE TO THE LEFT (HAVING A RADIUS OF 600.00 FEET AND A LONG CHORD BEARING NORTH 30°04'37" WEST FOR 465.46 FEET) FOR AN ARC LENGTH OF 478.00 FEET; THENCE NORTH 49°36'35" WEST FOR 249.00 FEET; THENCE ALONG A CURVE TO THE LEFT (HAVING A RADIUS OF 600.00 FEET AND A LONG CHORD BEARING NORTH 68°49'04" WEST FOR 394.80 FEET) FOR AN ARC LENGTH OF 402.29 FEET; THENCE NORTH 88°01'32" WEST FOR 552.47 FEET;

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SE }

EXHIBIT A CONTINUED

98250224

THENCE NORTH 02°54'56" WEST FOR 511.14 FEET; THENCE NORTH 87°45'55" EAST FOR 624.91 FEET; THENCE ALONG A CURVE TO THE RIGHT (HAVING A RADIUS OF 1300.00 FEET AND A LONG CHORD BEARING SOUTH 79°48'08" EAST FOR 559.75 FEET) FOR AN ARC LENGTH OF 564.17 FEET; THENCE SOUTH 04°20'49" EAST FOR 75.00 FEET; THENCE SOUTH 50°21'51" EAST FOR 459.03 FEET; THENCE ALONG A CURVE TO THE RIGHT (HAVING A RADIUS OF 1050.00 FEET AND A LONG CHORD BEARING SOUTH 26°32'43" EAST FOR 848.08 FEET) FOR AN ARC LENGTH OF 873.01 FEET; THENCE SOUTH 02°43'36" EAST FOR 413.57 FEET; THENCE ALONG A CURVE TO THE LEFT (HAVING A RADIUS OF 850.00 FEET AND A LONG CHORD BEARING SOUTH 23°29'25" EAST FOR 602.69 FEET) FOR AN ARC LENGTH OF 616.09 FEET; THENCE SOUTH 44°15'17" EAST FOR 285.73 FEET; THENCE SOUTH 18°39'34" EAST FOR 37.91 FEET; THENCE SOUTH 37°16'06" EAST FOR 101.73 FEET; THENCE SOUTH 61°59'37" EAST FOR 37.60 FEET; THENCE ALONG A CURVE TO THE RIGHT (HAVING A RADIUS OF 850.00 FEET AND A LONG CHORD BEARING SOUTH 26°43'52" EAST FOR 350.12 FEET) FOR AN ARC LENGTH OF 352.64 FEET; THENCE NORTH 87°19'44" EAST FOR 70.00 FEET TO THE POINT OF BEGINNING. SUBJECT TO PUBLIC ROADS AND/OR HIGHWAYS.

FUTURE OUTLOT 3:

THAT PART OF THE EAST HALF OF SECTION 9, TOWNSHIP 16 NORTH, RANGE 11 EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 9; THENCE SOUTH 87°34'41" WEST (ASSUMED BEARINGS) FOR 50.00 FEET ALONG THE SOUTH LINE OF THE SAID NORTHEAST QUARTER OF SECTION 9 TO THE TRUE POINT OF BEGINNING; THENCE NORTH 02°39'59" WEST FOR 258.14 FEET PARALLEL WITH AND 50.00 FEET WEST OF THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 9; THENCE ALONG A CURVE TO THE RIGHT (HAVING A RADIUS OF 458.27 FEET AND A LONG CHORD BEARING NORTH 53°15'47" WEST FOR 392.83 FEET) FOR AN ARC LENGTH OF 405.98 FEET; THENCE NORTH 27°57'14" WEST FOR 107.82 FEET; THENCE ALONG A CURVE TO THE RIGHT (HAVING A RADIUS OF 507.10 FEET AND A LONG CHORD BEARING NORTH 03°33'01" WEST FOR 420.79 FEET) FOR AN ARC LENGTH OF 433.90 FEET; THENCE NORTH 20°51'13" EAST FOR 53.77 FEET; THENCE ALONG A CURVE TO THE LEFT (HAVING A RADIUS OF 737.47 FEET AND A LONG CHORD BEARING NORTH 14°26'25" WEST FOR 856.07 FEET) FOR AN ARC LENGTH OF 913.33 FEET; THENCE NORTH 49°44'03" WEST FOR 711.19 FEET; THENCE ALONG A CURVE TO THE RIGHT (HAVING A RADIUS OF 260.15 FEET AND A LONG CHORD BEARING NORTH 41°18'12" WEST FOR 75.94 FEET) FOR AN ARC LENGTH OF 76.22 FEET; THENCE SOUTH 72°24'26" WEST FOR 336.57 FEET; THENCE SOUTH 04°20'49" EAST FOR 75.00 FEET; THENCE SOUTH 50°21'51" EAST FOR 459.03 FEET; THENCE ALONG A CURVE TO THE RIGHT (HAVING A RADIUS OF 1050.00 FEET AND A LONG CHORD BEARING SOUTH 26°32'43" EAST FOR 848.08 FEET) FOR AN ARC LENGTH OF 873.01 FEET; THENCE SOUTH

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 NE } NE  
 SE } SE



EXHIBIT A CONTINUED

98250224

02°43'36" EAST FOR 413.57 FEET; THENCE ALONG A CURVE TO THE LEFT (HAVING A RADIUS OF 850.00 FEET AND A LONG CHORD BEARING SOUTH 23°29'25" EAST FOR 602.69 FEET) FOR AN ARC LENGTH OF 616.09 FEET; THENCE SOUTH 44°15'17" EAST FOR 285.73 FEET; THENCE SOUTH 18°39'34" EAST FOR 37.91 FEET; THENCE SOUTH 37°16'06" EAST FOR 101.73 FEET; THENCE SOUTH 61°59'37" EAST FOR 37.60 FEET; THENCE ALONG A CURVE TO THE RIGHT (HAVING A RADIUS OF 850.00 FEET AND A LONG CHORD BEARING SOUTH 26°43'52" EAST FOR 350.12 FEET) FOR AN ARC LENGTH OF 352.64 FEET; THENCE NORTH 87°19'44" EAST FOR 70.00 FEET; THENCE NORTH 02°40'16" WEST FOR 438.92 FEET PARALLEL WITH AND 50.00 FEET WEST OF THE EAST LINE OF THE SOUTHEAST QUARTER OF SECTION 9 TO THE POINT OF BEGINNING. SUBJECT TO PUBLIC ROADS AND/OR HIGHWAYS.

FUTURE OUTLOT 11:

THAT PART OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 16 NORTH, RANGE 11 EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SECTION 9; THENCE SOUTH 02°28'18" EAST (ASSUMED BEARINGS) FOR 160.00 FEET ALONG THE EAST LINE OF THE NORTHWEST QUARTER OF SECTION 9; THENCE SOUTH 87°37'11" WEST FOR 785.07 FEET TO THE TRUE POINT OF BEGINNING; THENCE ALONG A CURVE TO THE LEFT (HAVING A RADIUS OF 300.00 FEET AND A LONG CHORD BEARING SOUTH 12°30'44" EAST FOR 116.09 FEET) FOR AN ARC LENGTH OF 116.82 FEET; THENCE ALONG A CURVE TO THE LEFT (HAVING A RADIUS OF 100.00 FEET AND A LONG CHORD BEARING SOUTH 27°48'58" EAST FOR 14.47 FEET) FOR AN ARC LENGTH OF 14.48 FEET; THENCE ALONG A CURVE TO THE LEFT (HAVING A RADIUS OF 600.00 FEET AND A LONG CHORD BEARING SOUTH 36°00'14" EAST FOR 84.53 FEET) FOR AN ARC LENGTH OF 84.60 FEET; THENCE NORTH 87°44'32" WEST FOR 411.59 FEET; THENCE ALONG A CURVE TO THE RIGHT (HAVING A RADIUS OF 95.00 FEET AND A LONG CHORD BEARING NORTH 61°49'22" WEST FOR 83.05 FEET) FOR AN ARC LENGTH OF 85.95 FEET; THENCE NORTH 35°54'13" WEST FOR 146.61 FEET; THENCE NORTH 87°37'08" EAST FOR 489.28 FEET TO THE POINT OF BEGINNING. SUBJECT TO PUBLIC ROADS AND/OR HIGHWAYS.

*WENN*

SECTION 10: THAT PART OF THE SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 16 NORTH, RANGE 11 EAST OF THE 6TH P.M., DOUGLAS COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 10; THENCE NORTH 02°40'16" WEST (ASSUMED BEARINGS) FOR 40.30 FEET ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SECTION 10 TO THE NORTH RIGHT OF WAY LINE OF BENNINGTON ROAD; THENCE NORTH 87°37'17" EAST FOR 50.00 FEET ALONG SAID NORTH RIGHT OF WAY LINE TO THE POINT OF BEGINNING; THENCE NORTH

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SE*

EXHIBIT A CONTINUED

98250224

87°37'17" EAST FOR 2196.44 FEET TO AN ANGLE POINT IN THE NORTH RIGHT OF WAY LINE OF BENNINGTON ROAD; THENCE NORTH 69°26'20" WEST FOR 501.73 FEET; THENCE NORTH 49°30'34" WEST FOR 902.13 FEET; THENCE NORTH 52°50'03" WEST FOR 394.89 FEET; THENCE NORTH 43°04'14" WEST FOR 133.24 FEET; THENCE SOUTH 39°54'53" WEST FOR 812.61 FEET; THENCE SOUTH 87°19'44" WEST FOR 137.86 FEET; THENCE SOUTH 02°40'16" EAST FOR 559.96 FEET PARALLEL WITH AND 50.00 FEET EAST OF THE WEST LINE OF THE SOUTHWEST QUARTER OF SECTION 10 TO THE POINT OF BEGINNING, SUBJECT TO PUBLIC ROADS AND/OR HIGHWAYS.

TOGETHER WITH EASEMENT RIGHTS ARISING UNDER INSTRUMENT ENTITLED "EASEMENTS AND RESTRICTIVE COVENANTS, DAM SITE 6 - BENNINGTON LAKE PROJECT", BY AND BETWEEN HORGAN DEVELOPMENT COMPANY AND PAPIO-MISSOURI RIVER NATURAL RESOURCES DISTRICT, DATED \_\_\_\_\_, AND RECORDED 8-27-98 IN BOOK 1261, PAGE 178, MISCELLANEOUS RECORDS OF DOUGLAS COUNTY, NEBRASKA.

## Title Plant Search Results

Search Date: 4/20/2001

Certification Date: 4/10/2001

Found: 9 entries

County: Douglas  
 Input Name: kathol, donald  
 Case Number:  
 From Date:  
 Through Date:

Document Type: All  
 Party: First Party  
 Soundex: On  
 Nickname: On  
 Abbreviation: On

First Party Second Party	File Date	Document Type	Case Number	Amount	Remarks Additional Remarks
KATHOL DENISE K	6/19/1980	BKY	8001319	\$0.00	BK FC 000000
KATHOL DENISE KAY	10/9/1984	MIS	DC839 0697	\$0.00	
KATHOL DONALD	3/21/1975	MIS	111	\$0.00	
kathol donald	3/21/1975	JDG	685-370	\$0.00	
KATHOL DONALD L	10/9/1985	MIS	DC847 0483	\$0.00	
KETLEY DANIEL J	5/6/1968	MIS	111	\$0.00	
KETTLEY DANIEL J	2/7/1968	MIS	111	\$0.00	
KITTELL DONALD A	11/4/1992	PRO	144-532	\$0.00	DOD 6-3-92
KITTELL DONALD A	7/30/1985	MIS	DC845 0878	\$0.00	

End of Search

Att



RECEIVED

JAN 8 3 57 PM '98

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

QUITCLAIM DEED

THE GRANTOR, GILBERT V. ANDERSON AND PATRICIA J. ANDERSON, husband and wife

whether one or more, in consideration of One Dollar and other valuable consideration receipt of which is hereby acknowledged, quitclaims and conveys to HORGAN DEVELOPMENT COMPANY, a Nebraska corporation

Grantee, whether one or more, the following described real estate (as defined in Neb. Stat. 76-201) in DOUGLAS County, NEBRASKA See Exhibit "A" Legal Description Attached.

3304  
FEE 107 FB 01-60000  
BKP 9-16-11 C/O COMP. 18  
DEL. SCAN JCFV

NEBRASKA DOCUMENTARY  
STAMP TAX  
4-86 Date 1-8-98  
Ex By DW

Executed: 1-7-98

Gilbert V. Anderson  
GILBERT V. ANDERSON  
Patricia J. Anderson  
PATRICIA J. ANDERSON

STATE OF Nebraska  
COUNTY OF Douglas

The foregoing instrument was acknowledged before me this 7<sup>th</sup> day of January, 1998 by GILBERT V. ANDERSON AND PATRICIA J. ANDERSON, husband and wife

GENERAL NOTARY - State of Nebraska  
JEFF L. PRUESS  
My Comm. Exp. March 13, 1998

Jeff L. Pruess  
Notary Public  
My Commission Expires: 3/13/98

97010335-0525

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LEGAL DESCRIPTION

That part of the Northwest Quarter of Section 9, Township 16 North, Range 11 East of the 6th P.M., Douglas County, Nebraska, described as follows:

Commencing at the northwest corner of the said Northwest Quarter of Section 9;

Thence South  $02^{\circ}15'27''$  East (assumed bearings) for 115.90 feet along the west line of the said Northwest Quarter of Section 9 to the south right of way line of Highway 36 and the TRUE POINT OF BEGINNING;

Thence North  $87^{\circ}34'15''$  East for 995.99 feet;

Thence along a curve to the left (having a radius of 285.61 feet and a long chord bearing South  $30^{\circ}37'01''$  East for 153.79 feet) for an arc length of 155.71 feet;

Thence South  $46^{\circ}14'08''$  East for 784.38 feet;

Thence along a curve to the right (having a radius of 279.50 feet and a long chord bearing South  $37^{\circ}18'51''$  East for 86.70 feet) for an arc length of 87.05 feet;

Thence South  $86^{\circ}58'06''$  West for 185.46 feet;

Thence South  $03^{\circ}28'28''$  East for 893.36 feet;

Thence North  $86^{\circ}38'34''$  East for 440.06 feet;

Thence North  $03^{\circ}23'45''$  West for 200.65 feet;

Thence North  $13^{\circ}40'26''$  East for 191.03 feet;

Thence North  $06^{\circ}00'10''$  West for 457.32 feet;

Thence South  $85^{\circ}22'06''$  West for 235.24 feet;

Thence North  $20^{\circ}34'19''$  West for 60.10 feet;

Thence along a curve to the left (having a radius of 314.50 feet and a long chord bearing North  $35^{\circ}50'32''$  West for 113.48 feet) for an arc length of 114.10 feet;

Thence North  $46^{\circ}14'08''$  West for 784.38 feet;

Thence along a curve to the right (having a radius of 250.61 feet and a long chord bearing North  $31^{\circ}30'45''$  West for 127.39 feet) for an arc length of 128.80 feet to the said south right of way line of Highway 36;

Thence South  $87^{\circ}34'15''$  West for 35.99 feet to the Point of Beginning.

Contains 10.19 acres.

NE } NW  
NW }  
SE }

November 25, 1997

LAMP, RYNEARSON & ASSOCIATES, INC.  
96009 (Tract 2 Boundary)



RECEIVED

Dec 31 1 52 PM '97

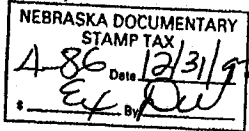
RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

QUITCLAIM DEED

THE GRANTOR, GERALD O. SCHMIDT AND BETTY SCHMIDT, husband and wife

whether one or more, in consideration of One Dollar and other valuable consideration receipt of which is hereby acknowledged, quitclaims and conveys to HORGAN DEVELOPMENT COMPANY, a Nebraska corporation

, Grantee, whether one or more, the following described real estate (as defined in Neb. Stat. 76-201) in DOUGLAS County, NEBRASKA  
See Exhibit "A" Legal Description Attached.



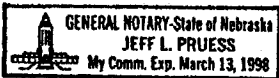
169630 01-60000  
FEE 10.00 FB \_\_\_\_\_  
BKS 9-16-11 C/O \_\_\_\_\_ COMP   
DEL \_\_\_\_\_ SCAN  FV \_\_\_\_\_

Executed: 12-29-1997

Gerald O. Schmidt  
GERALD O. SCHMIDT  
Betty Schmidt  
BETTY SCHMIDT

STATE OF Nebraska  
COUNTY OF Douglas

The foregoing instrument was acknowledged before me this 29th day of December, 1997 by GERALD O. SCHMIDT AND BETTY SCHMIDT, husband and wife



Jeff L. Pruess  
Notary Public  
My Commission Expires: 3-13-98

97010336-0525

LEGAL DESCRIPTION

That part of the East Half of the Northeast Quarter of Section 9, Township 16 North, Range 11 East of the 6th P.M., Douglas County, Nebraska, described as follows:

Commencing at the northeast corner of the said Northeast Quarter of Section 9;  
Thence South 02°39'59" East (assumed bearings) for 700.00 feet along the east line of the said East Half of the Northeast Quarter of Section 9 and the TRUE POINT OF BEGINNING;  
Thence South 52°22'07" West for 348.99 feet;  
Thence South 34°21'00" West for 250.48 feet;  
Thence South 08°05'35" East for 200.90 feet;  
Thence South 02°14'12" East for 200.01 feet;  
Thence South 04°05'30" West for 201.40 feet;  
Thence South 14°47'31" West for 209.66 feet;  
Thence South 23°02'47" East for 213.36 feet;  
Thence South 33°37'48" East for 233.24 feet;  
Thence South 68°12'46" East for 287.38 feet to the west line of the dedicated right of way of a seventeen foot strip of land in 168th Street;  
Thence North 02°39'59" West for 234.83 feet along the west line of the dedicated right of way of a seventeen foot strip of land in 168th Street parallel with and 50.00 feet west of the east line of the said East Half of the Northeast Quarter of Section 9;  
Thence North 87°20'01" East for 17.00 feet to the east line of the dedicated right of way of a seventeen foot strip of land in 168th Street;  
Thence South 02°39'59" East for 242.56 feet along the east line of the dedicated right of way of a seventeen foot strip of land in 168th Street parallel with and 33.00 feet west of the east line of the said East Half of the Northeast Quarter of Section 9;  
Thence South 68°12'46" East for 36.25 feet to the east line of the said East Half of the Northeast Quarter of Section 9;  
Thence North 02°39'59" West for 1741.70 feet to the Point of Beginning.  
Contains 14.63 acres.

NE }  
SE } NE

November 25, 1997  
LAMP, RYNEARSON & ASSOCIATES, INC.  
96009 (Tract 5 Boundary)

HL27



QUITCLAIM DEED

THE GRANTOR, RICHARD A. MANGOLD AND JENNIFER J. MANGOLD, husband and wife

whether one or more, in consideration of One Dollar and other valuable consideration receipt of which is hereby acknowledged, quitclaims and conveys to HORGAN DEVELOPMENT COMPANY, a Nebraska corporation

Grantee, whether one or more, the following described real estate (as defined in Neb. Stat. 76-201) in County, Nebraska See Exhibit "A" Legal Description Attached.

NEBRASKA DOCUMENTARY STAMP TAX 4-86 Date 12/31/97 By [Signature]

FEE 10.50 FB 01-60000 BKP 9-16-11 C/O [Signature] COMP [Signature] DEL [Signature] SCAN DC.FV

RICHARD N. TAKECHI REGISTER OF DEEDS DOUGLAS COUNTY, NE

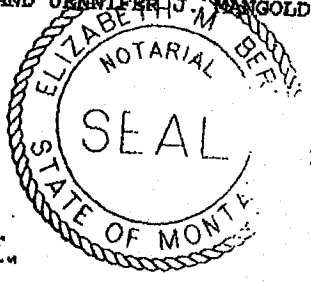
RECEIVED DEC 31 3 19 PM '97

Executed: Dec. 30, 1997

[Signatures] RICHARD A. MANGOLD JENNIFER J. MANGOLD

STATE OF MONTANA COUNTY OF POWELL

The foregoing instrument was acknowledged before me this 30th day of DECEMBER, 1997 by RICHARD A. MANGOLD AND JENNIFER J. MANGOLD, husband and wife



[Signature] Elizabeth M. Beer Notary Public My Commission Expires: 8-31-99



LEGAL DESCRIPTION

That part of the West Half of the Northeast Quarter of Section 9, Township 16 North, Range 11 East of the 6th P.M., Douglas County, Nebraska, described as follows:

Commencing at the northwest corner of the said Northeast Quarter of Section 9;  
Thence South 02°28'18" East (assumed bearings) for 157.70 feet along the west line of the said Northeast Quarter of Section 9 to the south right of way line of Highway 36 and the TRUE POINT OF BEGINNING;

Thence North 72°34'43" East for 230.80 feet along the said south right of way line of Highway 36;

Thence South 88°42'34" East for 148.26 feet along the said south right of way line of Highway 36;

Thence North 89°40'38" East for 952.30 feet along the said south right of way line of Highway 36 to the east line of the said West Half of the Northeast Quarter of Section 9;

Thence South 02°34'08" East for 2506.08 feet to the southeast corner of the said West Half of the Northeast Quarter of Section 9;

Thence South 87°34'41" West for 1326.81 feet to the southwest corner of the said West Half of the Northeast Quarter of Section 9;

Thence North 02°28'18" West for 2490.82 feet to the Point of Beginning.  
Contains 76.80 acres.

NW } NE  
SW }

November 25, 1997  
LAMP, RYNEARSON & ASSOCIATES, INC.  
96009 (Tract 3 Boundary)

kp



2079 266 DEED



16983 97 266-267

RECEIVED

Dec 31 3 17 PM '97

RICHARD N. TAKEOHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

WARRANTY DEED

RICHARD A. MANGOLD AND JENNIFER J. MANGOLD, husband and wife, GRANTORS, in consideration of One Dollar and other good and valuable consideration received from GRANTEE, do hereby grant, bargain, sell, convey and confirm unto HORGAN DEVELOPMENT COMPANY, a Nebraska corporation, herein called the grantee, whether one or more, the following described real estate in Douglas County, Nebraska (as defined in Neb. Rev. Stat. 76-201):

See Attached Exhibit "A" and made a part hereof.

To have and hold the above described premises together with all tenements, hereditaments and appurtenances thereto belonging unto the grantees and to grantee's heirs and assigns forever.

And the grantor does hereby covenant with the grantee and with grantee's heirs and assigns that grantor is lawfully seized of said premises;

- 1) that they are free from encumbrances except covenants, easements and restrictions of record; all regular taxes and special assessments; and those taxes and assessments levied or assessed subsequent to the date hereof;
- 2) that grantor has good right and lawful authority to convey the same;
- 3) and that grantor warrants and will defend the title to said premises against the lawful claim of all persons whomsoever.

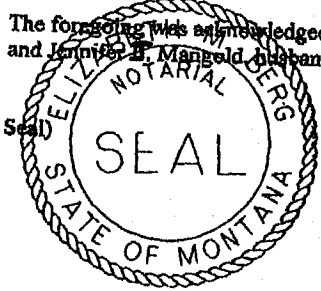
Executed Dec. 30, 1997.

Richard A. Mangold  
Richard A. Mangold

Jennifer J. Mangold  
Jennifer J. Mangold

County of Powell )  
                                  ) ss.  
State of MONTANA )

The foregoing was acknowledged before me on DECEMBER 30, 1997 by Richard A. Mangold and Jennifer J. Mangold, husband and wife.



Elizabeth M. Berg  
Notary Public

FEE 1050 # 16983  
 FB 01-60000  
 BKP 9-16-11 C/O 1 COMP SP  
 DEL \_\_\_\_\_ SCAN 20 FV \_\_\_\_\_

NEBRASKA DOCUMENTARY  
 STAMP TAX  
 Date 12/31/97  
 \$ 404 By [Signature]

160

2

EXHIBIT A

The West half of the Northeast Quarter of Section 9, Township 16 North, Range 11, East of the 6th P.M., in Douglas County, Nebraska, except that part deeded to the State of Nebraska and more particularly described as follows:

Beginning at the North Quarter corner of said Section 9; thence Southerly on the West line of the West half of the Northeast Quarter of said Section 9, a distance of 157.7 feet; thence Easterly  $105^{\circ}04'$  left a distance of 230.8 to a point on the Southwesterly Chicago and North Western Railway Company right-of-way line; thence Northwesterly on a 2,914.93 foot radius curve to the right (initial tangent of which forms an angle of  $117^{\circ}35'$  left from the last described course) and on said railway right-of-way line, a distance of 130.5 feet to a point on the North line of said West half of the Northeast Quarter; thence Westerly on said North line, a distance of 136.6 feet to the Point of Beginning;

NW } NE  
SW }

And also excepting;

Referring to the Northeast corner of said Section 9; thence Westerly one the North line of the Northeast Quarter of said Section 9, a distance of 1,322.7 feet to the Point of Beginning, said point being the Northeast corner of the West half of the Northeast Quarter of said Section 9; thence Southerly on the East line of said West half of the Northeast Quarter, a distance of 140.1 feet; thence Westerly  $91^{\circ}48'$  right, a distance of 952.3 feet to a point on the Northeasterly Chicago and North Western Railway Company right-of-way line; thence Northwesterly on a 2,814.93 foot radius curve to the right (initial tangent of which forms an angle of  $44^{\circ}21'$  right from the last described course) and on said railway right-of-way line, a distance of 148.8 feet to a point on said North line; thence Easterly on said North line, a distance of 1,053.9 feet to the Point of Beginning;

Together with abandoned Chicago and North Western Railway Company right-of-way included within the above described legal description.

All of the above being located within the Northwest Quarter of the Northeast Quarter and the Southwest Quarter of the Northeast Quarter of said Section 9.

96250217

ALL 29



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DEC 31 3 20 PM '97

RICHARD H. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

WARRANTY DEED

GEORGE G. MANGOLD, a single person, GRANTOR,, in consideration of One Dollar and other good and valuable consideration received from GRANTEE, does hereby grant, bargain, sell, convey and confirm unto HORGAN DEVELOPMENT COMPANY, a Nebraska corporation, herein called the grantee, whether one or more, the following described real estate in Douglas County, Nebraska (as defined in Neb. Rev. Stat. 76-201):

See Attached Exhibit "A" and made a part hereof.

To have and hold the above described premises together with all tenements, hereditaments and appurtenances thereto belonging unto the grantee and to grantee's heirs and assigns forever.

And the grantor does hereby covenant with the grantee and with grantee's heirs and assigns that grantor is lawfully seized of said premises;

- 1) that they are free from encumbrances except covenants, easements and restrictions of record; all regular taxes and special assessments; and those taxes and assessments levied or assessed subsequent to the date hereof;
- 2) that grantor has good right and lawful authority to convey the same;
- 3) and that grantor warrants and will defend the title to said premises against the lawful claim of all persons whomsoever.

Executed December 31, 1997.

16986

FEE 10.50 FB 01-60000  
 BKP 9-16-11 C/O [initials] COMP [initials]  
 DEF. \_\_\_\_\_ SCAN [initials] FV \_\_\_\_\_

George G. Mangold  
George G. Mangold

NEBRASKA DOCUMENTARY  
STAMP TAX  
 \$ 780 Date 12/31/97  
 By [initials]

County of Douglas )  
 ) ss.  
State of NE )

The foregoing was acknowledged before me on Dec. 31, 1997 by George G. Mangold, a single person.

Seal) [Signature]  
Notary Public

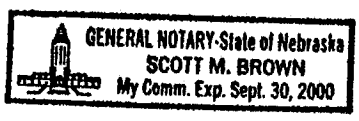


EXHIBIT A

The West half of the Northeast Quarter of Section 9, Township 16 North, Range 11, East of the 6th P.M., in Douglas County, Nebraska, except that part deeded to the State of Nebraska and more particularly described as follows:

Beginning at the North Quarter corner of said Section 9; thence Southerly on the West line of the West half of the Northeast Quarter of said Section 9, a distance of 157.7 feet; thence Easterly 105°04' left a distance of 230.8 to a point on the right-of-way line; thence Northwesterly on a 2,914.93 foot radius curve to the right (initial tangent of which forms an angle of 117°35' left from the last described course) and on said railway right-of-way line, a distance of 130.5 feet to a point on the North line of said West half of the Northeast Quarter; thence Westerly on said North line, a distance of 136.6 feet to the Point of Beginning;

NW } NE  
SW }

And also excepting;

Referring to the Northeast corner of said Section 9; thence Westerly one the North line of the Northeast Quarter of said Section 9, a distance of 1,322.7 feet to the Point of Beginning, said point being the Northeast corner of the West half of the Northeast Quarter of said Section 9; thence Southerly on the East line of said West half of the Northeast Quarter, a distance of 140.1 feet; thence Westerly 91°48' right, a distance of 952.3 feet to a point on the Northeasterly Chicago and North Western Railway Company right-of-way line; thence Northwesterly on a 2,814.93 foot radius curve to the right (initial tangent of which forms an angle of 44°21' right from the last described course) and on said railway right-of-way line, a distance of 148.8 feet to a point on said North line; thence Easterly on said North line, a distance of 1,053.9 feet to the Point of Beginning;

Together with abandoned Chicago and North Western Railway Company right-of-way included within the above described legal description.

All of the above being located within the Northwest Quarter of the Northeast Quarter and the Southwest Quarter of the Northeast Quarter of said Section 9.



RECEIVED

Dec 31 3 24 PM '97

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

QUITCLAIM DEED

THE GRANTOR, GEORGE G. MANGOLD, a single person

whether one or more, in consideration of One Dollar and other valuable consideration receipt of which is hereby acknowledged, quitclaims and conveys to HORGAN DEVELOPMENT COMPANY, a Nebraska corporation

, Grantee, whether one or more, the following described real estate (as defined in Neb. Stat. 76-201) in County, Nebraska  
See Exhibit "A" Legal Description Attached.

16987H  
FEE 10.50 FB 01-60000  
BKP 9-16-11 C/O COMP VP  
DEL SPAN 21 EV

NEBRASKA DOCUMENTARY  
STAMP TAX  
4-86 Date 12/31/97  
Ex By DW

Executed: Dec 31 1997

*George G. Mangold*  
GEORGE G. MANGOLD

STATE OF NE  
COUNTY OF Douglas

The foregoing instrument was acknowledged before me this 31<sup>st</sup> day of December, 1997  
by GEORGE G. MANGOLD, a single person

GENERAL NOTARY-State of Nebraska  
SCOTT M. BROWN  
My Comm. Exp. Sept. 30, 2000

*Scott M. Brown*  
Notary Public  
My Commission Expires: Sept. 30, 2000

2

**LEGAL DESCRIPTION**

That part of the West Half of the Northeast Quarter of Section 9, Township 16 North, Range 11 East of the 6th P.M., Douglas County, Nebraska, described as follows:

Commencing at the northwest corner of the said Northeast Quarter of Section 9;  
Thence South  $02^{\circ}28'18''$  East (assumed bearings) for 157.70 feet along the west line of the said Northeast Quarter of Section 9 to the south right of way line of Highway 36 and the TRUE POINT OF BEGINNING;

Thence North  $72^{\circ}34'43''$  East for 230.80 feet along the said south right of way line of Highway 36;

Thence South  $88^{\circ}42'34''$  East for 148.26 feet along the said south right of way line of Highway 36;

Thence North  $89^{\circ}40'38''$  East for 952.30 feet along the said south right of way line of Highway 36 to the east line of the said West Half of the Northeast Quarter of Section 9;

Thence South  $02^{\circ}34'08''$  East for 2506.08 feet to the southeast corner of the said West Half of the Northeast Quarter of Section 9;

Thence South  $87^{\circ}34'41''$  West for 1326.81 feet to the southwest corner of the said West Half of the Northeast Quarter of Section 9;

Thence North  $02^{\circ}28'18''$  West for 2490.82 feet to the Point of Beginning.  
Contains 76.80 acres.

NW } NE  
SW }

November 25, 1997  
LAMP, RYNEARSON & ASSOCIATES, INC.  
96009 (Tract 3 Boundary)

HL 27



RECEIVED

JAN 5 12 45 PM '98

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

### QUITCLAIM DEED

IRENE E. SCHMIDT, a widow . Grantor, whether one or more,

In consideration of One Dollar and other valuable consideration

, receipt of which is hereby acknowledged, quitclaims and

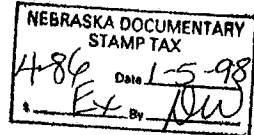
conveys to HORGAN DEVELOPMENT COMPANY, a Nebraska corporation

, Grantee,

the following described real estate (as defined in Neb. Rev. Stat. § 76-201) in

Douglas County, Nebraska:

See Exhibit "A" Legal Description Attached.



00119

SP

FEE	10	FB	01-60000
BKP	9-16-11	C/O	COMP
DEL		SCAN	ok

Executed: 12-27....., 1997

*Irene E. Schmidt*  
IRENE E. SCHMIDT

State of Nebraska.....

County of Douglas.....

The foregoing instrument was acknowledged before me on 12-27-1997

by ...IRENE E. SCHMIDT, a widow.....



*Jeff L. Pruess*



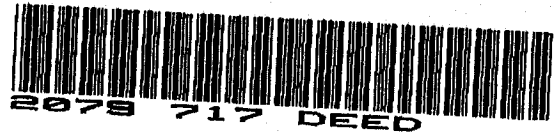
EXHIBIT A

SESW

The Southwest Quarter of Section 9, Township 16 North, Range 11, East of the 6th P.M., in Douglas County, Nebraska.

96250211

ALC 20



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JAN 8 3 54 PM '98

RICHARD H. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

WARRANTY DEED

GILBERT V. ANDERSON AND PATRICIA J. ANDERSON, husband and wife, GRANTORS, in consideration of One Dollar and other good and valuable consideration received from GRANTEE, do hereby grant, bargain, sell, convey and confirm unto HORGAN DEVELOPMENT COMPANY, a Nebraska corporation, herein called the grantee, whether one or more, the following described real estate in Douglas County, Nebraska (as defined in Neb. Rev. Stat. 76-201):

See Attached Exhibit "A" and made a part hereof.

To have and hold the above described premises together with all tenements, hereditaments and appurtenances thereto belonging unto the grantee and to grantee's heirs and assigns forever. And the grantor does hereby covenant with the grantee and with grantee's heirs and assigns that grantor is lawfully seized of said premises;

- 1) that they are free from encumbrances except covenants, easements and restrictions of record; all regular taxes and special assessments; and those taxes and assessments levied or assessed subsequent to the date hereof;
- 2) that grantor has good right and lawful authority to convey the same;
- 3) and that grantor warrants and will defend the title to said premises against the lawful claim of all persons whomsoever.

Executed 1-7-, 1998.

Gilbert V. Anderson  
Gilbert V. Anderson

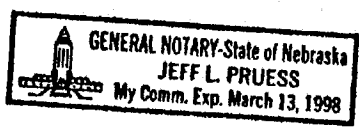
Patricia J. Anderson  
Patricia J. Anderson

County of Douglas )  
                                  ) ss.  
State of Nebraska )

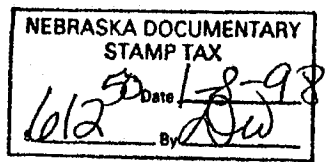
The foregoing was acknowledged before me on 1-7-, 1998 by Gilbert V. Anderson and Patricia J. Anderson, husband and wife.

Seal)

Jeff L. Pruess  
Notary Public



0032914  
FEE 10.50 01-60000  
BKP 9-16-11 C/O     COMP      
DEL     SCAN     FV    



2

## EXHIBIT A

Part of the North half of the Northwest Quarter and part of the Southeast Quarter of the Northwest Quarter, all in Section 9, Township 16 North, Range 11 East of the 6th P.M., Douglas County, Nebraska and more particularly described as follows:

Beginning at a point 689.43 feet West and 932.44 feet South of the Northeast corner of said North half of the Northwest Quarter, and assuming the North line of said North half of the Northwest Quarter to bear North  $90^{\circ}00'$  West, thence South  $3^{\circ}40'55''$  East, a distance of 457.32 feet; thence South  $15^{\circ}59'41''$  West, a distance of 191.03 feet; thence South  $1^{\circ}04'30''$  East, a distance of 200.65 feet; thence South  $88^{\circ}57'49''$  West, a distance of 440.06 feet; thence North  $0^{\circ}00'$  East, a distance of 892.45 feet; thence North  $88^{\circ}57'49''$  East, a distance of 167.49 feet; thence along a 279.5 foot radius curve to the left, initial tangent of which bears North  $26^{\circ}04'15''$  West, a distance of 87.05 feet; thence North  $43^{\circ}54'53''$  West, a distance of 784.38 feet to a point of curvature; thence along a 285.61 foot radius curve to the right, a distance of 155.71 feet to the Southerly right-of-way line of State Highway No. 36; thence North  $89^{\circ}53'39''$  East on said Southerly right-of-way line, a distance of 53.99 feet; thence along a 250.61 foot radius curve to the left, initial tangent of which bears South  $14^{\circ}28'07''$  East, a distance of 128.80 feet; thence South  $43^{\circ}54'53''$  East, a distance of 784.38 feet to a point of curvature; thence along a 314.5 foot radius curve to the right a distance of 114.10 feet; thence South  $18^{\circ}15'02''$  East, a distance of 60.10 feet; thence North  $87^{\circ}41'16''$  East, a distance of 235.24 feet to the point of beginning.

All of the above being located within the Northwest Quarter of the Northwest Quarter and the Northeast Quarter of the Northwest Quarter and the Southeast Quarter of the Northwest Quarter of said Section 9.

96250216

RECEIVED

DEC 31 11 04 AM '97

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE



DEED OF TRUST  
with Power of Sale

THIS IS A DEED OF TRUST made the date set forth on the last page hereof. The trustor is Horgan Development Company,

a Nebraska corporation, 13215 Birch Street, Suite 103, Omaha, Nebraska 68164

(herein referred to as "Trustor"). The trustee is Dan D. Stoller, Esquire, Box 622, Elkhorn, Nebraska 68022

(herein referred to as "Trustee"). The beneficiary is Firstar Bank Iowa, N.A., 501 Pierce Street, P.O. Box 3248, Sioux City, Iowa 51102

(herein referred to as "Beneficiary").

Trustor, in consideration of the sum of Twenty Million Dollars (\$20,000,000.00), receipt of which is hereby acknowledged, grant and convey to Trustee, in trust, with power of sale, the following described real estate located in Douglas County, Nebraska:

The real estate located in Sections 9 and 10, Township 16 North, Range 11 East of the 6th P.M. and more particularly described on the Exhibit "A" attached hereto and by this reference made a part hereof,

30643  
FEE \$5.50 FB 01110000MB  
BKP 9-16-11 C/O COMP  
DEL SCAN D.F.V.

together with all improvements now or hereafter erected on such real estate, and all easements, rights, appurtenances, rents, royalties, mineral, oil and gas rights and profits, water rights, all profits and proceeds therefrom. The foregoing collectively referred to in this Deed of Trust as the "Premises".

Trustor covenants that Trustor is lawfully seized of Premises and has the right to grant and convey Premises and that Premises is free from any encumbrances, except for encumbrances of record. Trustor warrants and will defend title to Premises against all lawful claims of any person.

Trustor and Beneficiary covenant and agree as follows:

1. Payment of Debt. Trustor shall pay when due the principal of, and interest on, the debt evidenced by a promissory note of even date herewith (herein referred to as the "Note"), the last installment of which is due December, 2000, any renewals, extensions,



*Pat 542626*

RECEIVED

DEC 31 11 21 AM '97

RICHARD H. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

*30662*  
*H* FEE 50 FB 0-60000 MB  
EX 9-16-11 C/O \_\_\_\_\_ COMP \_\_\_\_\_  
DEL \_\_\_\_\_ SCAN DLV

DEED OF TRUST  
with Power of Sale

THIS IS A DEED OF TRUST made the date set forth on the last page hereof. The trustor is Horgan Development Company,  
a Nebraska corporation, 13215 Birch Street, Suite 103, Omaha,  
Nebraska 68164  
(herein referred to as "Trustor"). The trustee is Dan D. Stoller, Esquire, Box 622, Elkhorn, Nebraska 68022  
(herein referred to as "Trustee"). The beneficiary is Firstar Bank Iowa, N.A., 501 Pierce Street, P.O. Box 3248,  
Sioux City, Iowa 51102  
(herein referred to as "Beneficiary").

Trustor, in consideration of the sum of Twenty Million Dollars (\$20,000,000.00), receipt of which is hereby acknowledged, grant and convey to Trustee, in trust, with power of sale, the following described real estate located in Douglas County, Nebraska:

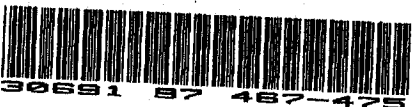
The real estate located in Sections 9 <sup>and 10</sup>, Township 16 North, Range 11 East of the 6th P.M. and more particularly described on the Exhibit "A" attached hereto and by this reference made a part hereof,

together with all improvements now or hereafter erected on such real estate, and all easements, rights, appurtenances, rents, royalties, mineral, oil and gas rights and profits, water rights, all profits and proceeds therefrom. The foregoing collectively referred to in this Deed of Trust as the "Premises".

Trustor covenants that Trustor is lawfully seized of Premises and has the right to grant and convey Premises and that Premises is free from any encumbrances, except for encumbrances of record. Trustor warrants and will defend title to Premises against all lawful claims of any person.

Trustor and Beneficiary covenant and agree as follows:

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RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

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DEL. SCAN DC FV

DEED OF TRUST  
with Power of Sale

THIS IS A DEED OF TRUST made the date set forth on the last page hereof. The trustor is Horgan Development Company,

a Nebraska corporation, 13215 Birch Street, Suite 103, Omaha, Nebraska 68164

(herein referred to as "Trustor"). The trustee is Dan D. Stoller, Esquire, Box 622, Elkhorn, Nebraska 68022

(herein referred to as "Trustee"). The beneficiary is Firstar Bank Iowa, N.A., 501 Pierce Street, P.O. Box 3248, Sioux City, Iowa 51102

(herein referred to as "Beneficiary").

Trustor, in consideration of the sum of Twenty Million Dollars (\$20,000,000.00), receipt of which is hereby acknowledged, grant and convey to Trustee, in trust, with power of sale, the following described real estate located in Douglas County, Nebraska:

The real estate located in Sections 9 and 10, Township 16 North, Range 11 East of the 6th P.M. and more particularly described on the Exhibit "A" attached hereto and by this reference made a part hereof,

together with all improvements now or hereafter erected on such real estate, and all easements, rights, appurtenances, rents, royalties, mineral, oil and gas rights and profits, water rights, all profits and proceeds therefrom. The foregoing collectively referred to in this Deed of Trust as the "Premises".

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RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

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DEED OF TRUST  
with Power of Sale

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RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

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with Power of Sale

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The real estate located in Sections 9 <sup>006-8P#</sup> and 10, Township 16 North, Range 11 East of the 6th P.M. and more particularly described on the Exhibit "A" attached hereto and by this reference made a part hereof,

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RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

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RICHARD H. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

DEED OF TRUST  
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Nebraska 68164

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Sioux City, Iowa 51102

(herein referred to as "Beneficiary").

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RICHARD H. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE



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Sioux City, Iowa 51102

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RICHARD M. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE



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DEED OF TRUST  
with Power of Sale

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Trustor, in consideration of the sum of Twenty-five Million Dollars (\$25,000,000.00), receipt of which is hereby acknowledged, grants and conveys to Trustee, in trust, with power of sale, the following described real estate located in Douglas County, Nebraska:

The real estate located in Sections 9 and 10,  
Township 16 North, Range 11 East of the 6<sup>th</sup> P.M.  
and more particularly described on the Exhibit "A"  
attached hereto and by this reference made a part  
hereof,

together with all improvements now or hereafter erected on such real estate, and all easements, rights, appurtenances, rents, royalties, mineral, oil and gas rights and profits, water rights, all profits and proceeds therefrom. The foregoing collectively referred to in this Deed of Trust as the "Premises".

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Trustor and Beneficiary covenant and agree as follows:

1. **Payment of Debt.** Trustor shall pay when due the principal of, and interest on, the debt evidenced by a promissory note of even date herewith (herein referred to as the "Note"), the last installment of which is due June 1, 2002, any renewals, extensions, modifications or refinancing thereof and any promissory notes issued in substitution thereof; and all other sums advanced by Beneficiary to protect the Premises, with interest thereon at the default rate provided in the Note. The foregoing collectively referred to in this Deed of Trust as the "Obligations".
2. **Taxes and Assessments.** Trustor shall pay all real estate taxes, special assessments and other charges levied or to be levied on the Premises, including any tax levied on the debt secured hereby, when they become due and before they become delinquent.
3. **Insurance.** Trustor shall maintain insurance on the insurable building or other structures on the Premises against loss by fire, extended coverage peril and such other hazards as Beneficiary may from time to time require, with the amount of the insurance equal to the balance of the Obligations or the full replacement value of the improvements on the Premises, whichever is less.

All insurance policies and renewals thereof maintained by Trustor shall be written by an insurance carrier satisfactory to Beneficiary, contain a mortgage clause