

SANITARY AND IMPROVEMENT DISTRICT NO. 282 OF  
SARPY COUNTY, NEBRASKA

Minutes of Meeting of Board of Trustees  
May 20, 2010

A meeting of the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, was convened in open and public session at 4:00 p.m. on the 20th day of May, 2010 at the offices of Wick's Truck Trailer, 10580 South 147<sup>th</sup> Street, Omaha, Nebraska. Present were: Gale Wickersham, Dawn M. Buck and Terry Schnauber. Steve Wickersham and Judy Wickersham were absent.

Notice of the meeting was given in advance thereof by publication in The Papillion Times on April 29, 2010 and May 6, 2010, copy of the Proof of Publication being attached to these Minutes. Notice of the meeting was simultaneously given to all members of the Board of Trustees, and their Acknowledgements of Receipt of Notice are attached to these Minutes. Notice has also been given to the County Clerk. Availability of the agenda was communicated in the published Notice and in the Notice to the Trustees of the meeting; a copy of the meeting agenda is attached to these Minutes. All proceedings of the Board were taken while the convened meeting was open to the attendance of the public.

The following proceedings were had:

The Chairman publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy in the room where the meeting was being held.

The Chairman announced that the first matter for consideration was the approval of the Minutes from the meeting held on April 26, 2010. After a review and discussion of the Minutes, the minutes were unanimously approved.

The Chairman announced that the next matter on the agenda was the proposed resolution to levy special assessments. The Chairman then announced that as set forth in the Affidavit of Thomas J. Guilfoyle, attorney for the District, attached to these Minutes, the Notice of Proposed Assessments, which were directed to be published and copies thereof mailed within five (5) days of the first publication, together with a schedule of the amounts proposed to be assessed, assessment plat, and a complete Statement of Costs, to all persons appearing to have a direct legal interest in such assessments, and also to the County Clerk of Sarpy County, Nebraska and Ameritas Investment Corp., the fiscal agent for the District, together with complete Statements of Costs and a Schedule of the amounts proposed to be assessed for the improvements referred to therein and presented a Proof of Publication, and an Affidavit, signed and notarized, concerning said Notice of a Proposed Assessment as directed to be published. The Clerk then presented a Certificate to the effect that the Notice had been posted in handbill form along the line of work involved in said improvements.

After thorough discussion, and upon motion duly made, seconded and by roll call vote as follows:

<u>Trustee</u>	<u>Vote</u>
Gale L. Wickersham	Yes
Dawn M. Buck	Yes
Judy Wickersham	Absent
Steve Wickersham	Absent
Terry Schnauber	Yes

the Chairman directed that said Proof of Publication, Affidavit and Certificate with respect to posting of said Notice of Proposed Assessments within the boundaries of the District be made a part of the record of the District by attaching to the Minutes of these proceedings.

The Clerk then announced that no written objections or oral representations concerning proposed assessments, Statement of Costs, schedule of amounts proposed to be assessed for the

individual improvements, concerning the plat of the property within the District as prepared by the engineers for the District, any prior proceedings of the District on account of errors, irregularities or inequalities concerning arrangements to pay all of the costs of said improvements not so specially assessed as general obligations of the entire District or concerning any other relevant matter that had been filed with the Clerk of the District within twenty (20) days after the first publication of said Notice of Proposed Assessments.

The Chairman then advised that it would be appropriate for the Trustees to take up the matter of such proposed special assessments, and upon motion duly made, seconded, and by roll call vote as follows:

<u>Trustee</u>	<u>Vote</u>
Gale L. Wickersham	Yes
Dawn M. Buck	Yes
Judy Wickersham	Absent
Steve Wickersham	Absent
Terry Schnauber	Yes

The Trustees revolved themselves into a committee of the body sitting as a Board of Adjustment and Equalization, with the Chairman acting as the presiding officer and the Clerk acting as the recording officer of the meeting, for the purpose of considering such proposed assessments.

The Chairman then presented the Trustees, sitting as a Board of Adjustment and Equalization, and they considered and reviewed the plats of the property in the District, together with the complete Statement of Costs and a Schedule of the Amounts Proposed to be Assessed, against each separate piece of property therefore prepared by the engineers for the District, which had been filed with the Clerk of the District after acceptance of such improvements by the Board of Trustees as to the improvements known as Arterial Street Improvements; Underground Power, Section I; Water Section II, Water Section III; Paving, Section II, Sewer Platting Fees, Section II; Sanitary Storm Sewer Section II.

The Chairman then directed that such Statements of Costs, Schedule and Assessment Plat for the above-named improvements be made a part of the record of the District by attaching them to the Minutes of these proceedings.

The Chairman then announced that the total cost of \$2,689,807.93, for said improvements; \$1,481,636.26 was proposed to be specially assessed and \$958,994.17 was proposed to be paid as general obligations of the entire District and \$249,177.50 was deemed to be reimburseable to the District.

Upon a motion duly made, seconded and upon roll call vote as follows:

<u>Trustee</u>	<u>Vote</u>
Gale L. Wickersham	Yes
Dawn M. Buck	Yes
Judy Wickersham	Absent
Steve Wickersham	Absent
Terry Schnauber	Yes

the following resolution was adopted:

RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska as follows:

This Board does hereby find and determine that the following named improvements within or for the benefit of the District have been completed to-wit: Arterial Street Improvements; Underground Power, Section II; Water, Section II; Water, Section III; Paving, Section II; Sewer Platting Fees, Section II; Sanitary and Storm Sewer, Section II; that none of the property within the District was damaged by said improvements, that the Schedule of Proposed Assessments for said improvements as prepared by the District's engineers is a correct statement of special benefits arising by reason of said improvements; that the lots and parcels of ground in the District have been specially benefited by said improvements in the amount shown on said Schedule being \$267,337.97 for Sanitary Sewer, Section II; \$393,329.50 for Paving, Section II; \$202,717.29 for Water, Section II; \$422,865.19 for Water, Section III and \$195,386.31 for Underground Power, Section I; and that special benefits to the lots and parcels of ground in the District by reason of said improvements do not exceed such amounts, that there are no other special assessments to the lots and parcels of ground in the District by

reason of said improvements, that the amounts shown on the schedule of Proposed Assessments do not exceed the special benefits of said lots and parcels of ground by reason of said improvements.

The Chairman then announced that the Board of Trustees, having terminated their deliberations sitting as a Board of Adjustment and Equalization and special assessments having been adjusted and equalized, it would be appropriate to levy said special assessments and upon a motion duly made, seconded and upon roll call vote as follows:

<u>Trustee</u>	<u>Vote</u>
Gale L. Wickersham	Yes
Dawn M. Buck	Yes
Judy Wickersham	Absent
Steve Wickersham	Absent
Terry Schnauber	Yes

the following resolutions were adopted:

RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, that there be and hereby are levied against each of said lots and parcels of ground, set out in the attached Schedule, the amounts set out opposite said lots and parcels of ground in said Schedule. Said assessments shall become delinquent in ten equal installments as follows:

One tenth on May 20, 2011;  
One tenth on May 20, 2012;  
One tenth on May 20, 2013;  
One tenth on May 20, 2014;  
One tenth on May 20, 2015;  
One tenth on May 20, 2016;  
One tenth on May 20, 2017;  
One tenth on May 20, 2018;  
One tenth on May 20, 2019; and  
One tenth on May 20, 2020.

Said Assessments shall become due fifty (50) days after date to-wit: July 9, 2010 and may be paid within said time without interest, but if not paid by July

9, 2010, each installment shall draw interest at the rate of seven percent (7%) per annum from and after July 9, 2010 until delinquent and from and after July 9, 2010 that each installment becomes delinquent at the rate of nine percent (9%) per annum until paid.

BE IT FURTHER RESOLVED, that the Clerk of the District shall certify a copy of this levy to the County Clerk and the County Treasurer of Sarpy County, Nebraska, not less than eleven (11) days, nor more than twenty (20) days from the date hereof, for spreading the same on the tax records of the County and special assessments shall be collected by the County Treasurer as provided by law.

The Chairman then announced that it would be appropriate to undertake payment for such parts of said improvements for which no special assessments were levied as a general obligation of the entire District and upon motion duly made, seconded and by roll call vote as follows, the following resolution was adopted:

BE IT RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, that under the provisions of *Neb. Rev. Stat. § 31-739* (Reissue 2008), as amended, and all other applicable provisions of law, the Board of Trustees does hereby undertake to pay as general obligations of the entire District such parts of the costs of the completed and accepted improvements above-described as have not been levied as a special assessment upon such other lots or other parcels of ground within the District.

The Chairman announced that the next matter for discussion was the Amendment No. 1 to sanitary Sewer Easement - Lot 8. Mr. Thomas J. Guilfoyle, attorney for the District, was asked to explain the Amendment. Mr. Guilfoyle explained that the sanitary sewer had been constructed in the wrong location. The lot is now owned by Wal-Mart Real Estate Business Trust and the existing sanitary sewer is located out of the easement area on land owned by Wal-Mart Real Estate Business Trust. Mr. Guilfoyle said that the engineers have prepared a new easement which defines the property actually containing the sanitary sewer. Mr. Guilfoyle

explained that it would be appropriate for the Sanitary and Improvement District to sign the Amendment No. 1 to Sanitary Sewer Easement. Mr. Guilfoyle explained that Wal-Mart had agreed to the execution of the easement and the attorney for Wal-Mart had agreed to submit the executed copies of the easement for execution by Wal-Mart.

<u>Trustee</u>	<u>Vote</u>
Gale L. Wickersham	Yes
Dawn M. Buck	Yes
Judy Wickersham	Absent
Steve Wickersham	Absent
Terry Schnauber	Yes

the following resolution was unanimously adopted:

RESOLVED, that the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, do and the same hereby does authorize its Chairman to execute the Amendment No. 1 to Sanitary Sewer Easement attached to these Minutes on its behalf and does hereby agree to be bound by the terms thereof.

The Chairman announced that the next matter for consideration was the ratification of warrants drawn on the General Fund Account of the District and payable to Omaha Public Power District. The Chairman announced that at a prior meeting the Chairman and Clerk were authorized to issue warrants payable to Omaha Public Power District for street lights as they became due to avoid problems caused by payment delays occasioned by delays in meetings. Such warrants are to be ratified at the meeting following their issuance. Warrants were issued as follows:

<u>Warrant No.</u>	<u>Payee</u>	<u>Amount</u>
645	Omaha Public Power District (issued 5-10-10)	617.61

In addition, the Chairman announced that the next matter for discussion was the consideration of bills to be paid from the General Fund of the District. The Clerk presented a statement from Lamp Rynearson & Associates, Inc. in the total sum of \$1,169.65 for engineering services; upon motion duly made, seconded and by roll call vote as follows:

<u>Trustee</u>	<u>Vote</u>
Gale L. Wickersham	Yes
Dawn Buck	Yes
Judy Wickersham	Absent
Steve Wickersham	Absent
Terry Schnauber	Yes

the following resolution was adopted:

RESOLVED, by the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska that the Chairman and Clerk be and they hereby are authorized and directed to execute and deliver Warrant Nos. 645 through 646 of the District, dated the date of this meeting, to the following payees and in the following amounts, said Warrants to be drawn on the General Fund of the District and to draw interest at the rate of 7% per annum (interest to be payable at maturity) and to be redeemed no later than May 20, 2013, subject to extension of said maturity date by order of the District Court of Sarpy County, Nebraska, after notice is given as required by law, to wit:

- A. Warrant No. 645 in the amount of \$617.61, payable to Omaha Public Power District; and
- B. Warrant No. 646 in the amount of \$1,169.65, payable to Omaha Public Power District;

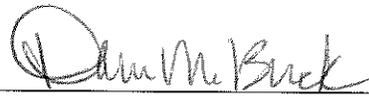
FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, that both they and the district hereby find and determine and covenant, warrant and agree as follows: the improvements and/or facilities being financed or refinanced by the above Warrants are for essential governmental functions and are designed to serve members of the general public on an equal basis; all said improvements have from the time of their first acquisition and construction being owned, are owned and are to be owned by the District or another political subdivision; to the extent special assessments have been or are to be levied for any of said improvements, such special assessments have been or are to be levied under Nebraska law as a matter of general application to all property specifically benefited by said improvements in the District; the development of the land in the District is for residential or commercial use and the development of the land in the District for sale and occupation by the general public has proceeded and is proceeding with reasonable speed; other than any incidental use of said improvements by a developer during the initial period of development of said improvements, there have been, are and will be no persons with rights to use such improvements other than as members of the general public; none of the proceeds of said Bonds or any refinanced indebtedness have been or will be loaned to any private person or entity; the District hereby authorizes and directs the Chairperson or Clerk to file or cause to be filed, when due, an information reporting form pursuant to Section 149(e) of the Internal Revenue Code of 1986, as amended, pertaining to the above Warrants; and the District does not reasonably expect to sell or otherwise dispose of said improvements and/or facilities, in whole or in part, prior to the last maturity of the above warrants.

BE IT FURTHER RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska that the District hereby covenants, warrants and agrees as follows: (a) to take all actions necessary under the current federal law to maintain the tax exempt status (as to taxpayers generally) of interest on the above Warrants; and (b) to the extent that it may lawfully do so, the District hereby designates the above Warrants as its "qualified tax exempt obligations" under Section 265(b)(3)(B)(i)(III) of the Internal Revenue Code of 1986 as amended and covenants and warrants that the District does not reasonably expect to issue warrants or bonds or other obligations aggregating in the principal amount of more than \$5,000,000 during the calendar year in which the above Warrants are to be issued.

There being no further business to come before the meeting, upon motion duly made, seconded and by roll call vote as follows:

<u>Trustee</u>	<u>Vote</u>
Gale L. Wickersham	Yes
Dawn M. Buck	Yes
Judy Wickersham	Absent
Steve Wickersham	Absent
Terry Schnauber	Yes

the meeting was adjourned.



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DAWN M. BUCK, Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEBRASKA }
} SS.
County of Sarpy }

Being duly sworn, upon oath, Shon Barenklau deposes and says that he is the Publisher or Kirk Hoffman deposes and says that he is the Business Manager of the Bellevue Leader, Papillion Times, Gretna Breeze and Springfield Monitor, legal newspapers of general circulation in Sarpy County, Nebraska, and published therein; that said newspaper has been established for more than one year last past; that it has a bona-fide paid subscription list of more than three hundred; that to this personal knowledge, the advertisement, a copy of which is hereto attached, was printed in the said newspaper once each week, the first insertion having been on:

Thursday, April 29, 2010 Papillion Times
Thereafter, Thursday, May 6, 2010 Papillion Times

And that said newspaper is a legal newspaper under the statutes of the State of Nebraska. The above facts are within my personal knowledge.

Handwritten signatures of Shon Barenklau and Kirk Hoffman.
Shon Barenklau OR Kirk Hoffman
Publisher Business Manager

ERICKSON SEDERSTROM, P.C. Attorneys
10330 Regency Parkway Drive
Omaha, Nebraska
NOTICE OF PROPOSED ASSESSMENTS
SANITARY AND IMPROVEMENT DISTRICT NO. 282 OF SARPY COUNTY, NEBRASKA
NOTICE IS HEREBY GIVEN to whom it may concern, that the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska will conduct a hearing and meet at 4:00 p.m. on the 20th day of May, 2010, at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, to consider objections, if any, to sitting as a Board of Adjustment and Equalization to adjust and equalize proposed assessments, and thereafter, to levy special assessments upon all of the lots or parcels of ground within the District which are thereby specially benefited to the extent of such special benefits, and otherwise to arrange for the payment of costs thereof, not so specially assessed as general obligations of the entire District, with respect to the completed and accepted improvements as follows: Sanitary Sewer & Storm Sewer, Section II; Sewer Platting Fees, Section II; Paving, Section II; Water, Section II; Water Section III; Power, Section II; and Arterial Street Improvements, Hwy 370.
and filed, shall otherwise be considered by the Board of Trustees at said time and place. The agenda for such meeting, kept continuously current, is available for public inspection at such address and includes the payment of bills and general business of the District.
SANITARY AND IMPROVEMENT DISTRICT NO. 282 SARPY COUNTY, NEBRASKA
BY: Dawn M. Buck, Clerk
1224222; 4/29, 5/6

Today's Date 05-05-2010
Signed in my presence and sworn to before me:

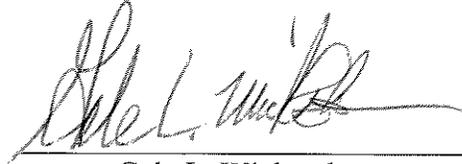
Handwritten signature of Jessica C. Erwin.
Notary Public
GENERAL NOTARY - State of Nebraska
JESSICA C. ERWIN
My Comm. Exp. Mar. 12, 2013

Printer's Fee \$ 53.91
Customer Number: 1150
Order Number: 0001224222

That Lamp Rynearson & Associates, the engineers engaged by the District, has heretofore made and there are on file with the Clerk of the District, available for public inspection, at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, a complete statement of all costs of said improvements, a plat of the property in the District and a schedule of the amounts proposed to be assessed against each separate piece of property in the District, that all objections to said statement, plat or schedule and to any prior proceedings of the District on account of errors, irregularities, or inequalities or to any such payment as general obligations of the entire District, not made in writing and filed with the Clerk of the District at the address noted above, within twenty (20) days after the first publication of this notice, shall be deemed to have been waived; but that any such objection, made

ACKNOWLEDGEMENT OF RECEIPT OF NOTICE MEETING

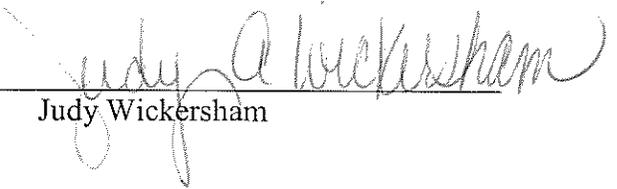
The undersigned Trustee hereby acknowledges receipt of Notice of the meeting of the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, to be held on May 20, 2010 at the offices of Wick's Truck Trailer, 10580 South 147<sup>th</sup> Street, Omaha, Nebraska at 4:00 P.M.

A handwritten signature in black ink, appearing to read "Gale L. Wickersham", written over a horizontal line.

Gale L. Wickersham

ACKNOWLEDGEMENT OF RECEIPT OF NOTICE MEETING

The undersigned Trustee hereby acknowledges receipt of Notice of the meeting of the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, to be held on May 20, 2010 at Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, at 4:00 P.M.

  
\_\_\_\_\_  
Judy Wickersham

ACKNOWLEDGEMENT OF RECEIPT OF NOTICE MEETING

The undersigned Trustee hereby acknowledges receipt of Notice of the meeting of the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, to be held on May 20, 2010 at Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, at 4:00 P.M.

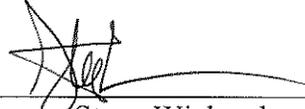
A handwritten signature in cursive script that reads "Dawn M. Buck". The signature is written in black ink and is positioned above a horizontal line.

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Dawn Buck  
(f/k/a Dawn Wickersham)

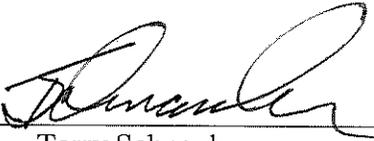
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The undersigned Trustee hereby acknowledges receipt of Notice of the meeting of the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, to be held on May 20, 2010 at Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, at 4:00 P.M.

  
\_\_\_\_\_  
Steve Wickersham

ACKNOWLEDGEMENT OF RECEIPT OF NOTICE MEETING

The undersigned Trustee hereby acknowledges receipt of Notice of the meeting of the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska, to be held on May 20, 2010 at Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, at 4:00 P.M.

  
Terry Schnauber

ERICKSON | SEDERSTROM, P.C.

Attorneys

10330 Regency Parkway Drive

Omaha, Nebraska

**NOTICE OF PROPOSED ASSESSMENTS**  
SANITARY AND IMPROVEMENT DISTRICT NO. 282 OF  
SARPY COUNTY, NEBRASKA

NOTICE IS HEREBY GIVEN to whom it may concern, that the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska will conduct a hearing and meet at 4:00 p.m. on the 20<sup>th</sup> day of May, 2010, at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, to consider objections, if any, to sitting as a Board of Adjustment and Equalization to adjust and equalize proposed assessments, and thereafter, to levy special assessments upon all of the lots or parcels of ground within the District which are thereby specially benefited to the extent of such special benefits, and otherwise to arrange for the payment of costs thereof, not so specially assessed as general obligations of the entire District, with respect to the completed and accepted improvements as follows: Sanitary Sewer & Storm Sewer, Section II; Sewer Platting Fees, Section II; Paving, Section II; Water, Section II; Water Section III; Power, Section II; and Arterial Street Improvements, Hwy 370.

That Lamp Rynearson & Associates, the engineers engaged by the District, has heretofore made and there are on file with the Clerk of the District, available for public inspection, at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, a complete statement of all costs of said improvements, a plat of the property in the District and a schedule of the amounts proposed to be assessed against each separate piece of property in the District, that all objections to said statement, plat or schedule and to any prior proceedings of the District on account of errors, irregularities, or inequalities or to any such payment as general obligations of the entire District, not made in writing and filed with the Clerk of the District at

the address noted above, within twenty (20) days after the first publication of this notice, shall be deemed to have been waived; but that any such objection, made and filed, shall otherwise be considered by the Board of Trustees at said time and place. The agenda for such meeting, kept continuously current, is available for public inspection at such address and includes the payment of bills and general business of the District.

SANITARY AND IMPROVEMENT DISTRICT  
NO. 282 SARPY COUNTY, NEBRASKA

BY: Dawn M. Buck, Clerk

## Tom Guilfoyle

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**From:** Sandra Mills [smills@sarpy.com]  
**Sent:** Monday, May 03, 2010 3:19 PM  
**To:** Tom Guilfoyle  
**Subject:** RE: SID 282 - Meeting for May 20, 2010

Thank you for the e-mail.

*Sandy Mills*

*Sandy Mills ~ Administrative Assistant  
Sarpy County Clerk's Office, 1210 Golden Gate Drive, Papillion NE 68046  
402-593-5957 [smills@sarpy.com](mailto:smills@sarpy.com)*

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**From:** Tom Guilfoyle [mailto:tguil@eslaw.com]  
**Sent:** Friday, April 30, 2010 2:51 PM  
**To:** SID  
**Subject:** SID 282 - Meeting for May 20, 2010

Dear Sir or Madam:

Please see attached Notice of Meeting to be held on May 20, 2010 in the above-captioned SID. Please acknowledge receipt of the Notice by replying to this e-mail.

Thank you for your assistance.

Tom

Thomas J. Guilfoyle  
Erickson | Sederstrom, P.C.  
10330 Regency Parkway Drive, Suite 100  
Omaha, NE 68114  
(402) 397-2200  
Direct Line: (402) 390-7124  
Fax: (402) 390-7137  
[guilfoyle@eslaw.com](mailto:guilfoyle@eslaw.com)

IRS Circular 230 Required Notice--IRS regulations require that we inform you as follows: To the extent this communication (including any attachments) addresses any federal tax matter, it was not written to be (and may not be) relied upon to (i) avoid penalties under the Internal Revenue Code or (ii) promote, market or recommend to another party any transaction or tax-related matter so addressed.

This message is intended only for the named recipient. If you are not the intended recipient, you are notified that disclosing, copying, distributing or taking any action in reliance on the contents of this information is strictly prohibited.

6/3/2010

## CERTIFICATE

The undersigned hereby certify that they are the Chairperson and Clerk of Sanitary and Improvement District Number 282 of Sarpy County, Nebraska, ("The District") and hereby further certify as follows:

1. Annexed to this certificate is a true and correct transcript of the proceedings of the Board of Trustees of the District relating to a meeting of said District held on the date and at the time reflected in the meeting minutes contained in said foregoing transcript (the "Meeting"). All of the proceedings of the District and of the Board of Trustees thereof which are set out in the annexed and foregoing transcript have been fully recorded in the journal of proceedings of the District and the undersigned District Clerk has carefully compared the annexed and foregoing transcript with said journal and with the records and files of the District which are in such Clerk's official custody and said transcript is a full, true and complete copy of said journal, records and files which are set out therein.

2. Advance notice for the Meeting was given by publication as set forth in the affidavit of publication contained in the foregoing transcript and was mailed to the Clerk of the municipality or county within whose zoning jurisdiction the District is located at least seven days prior to the date of the Meeting. Advance notice for the meeting, including notice of agenda subjects, was given to all members of the Board of Trustees. All news media requesting notification of meetings of said body were provided with advance notice of the times and places of such meetings and the subjects to be discussed.

3. All of the subjects addressed at the Meeting were contained in the agenda for the Meeting, which agenda was kept continually current and readily available for public inspection at the address listed in the meeting notice for the Meeting and a copy of which is attached to this Certificate; such subjects were contained in said agenda for at least 24 hours prior to the Meeting and each agenda item was sufficiently descriptive to give the public reasonable notice of the matters to be considered at the Meeting.

4. A current copy of the Nebraska Open Meetings Act was available and accessible to members of the public, posted during the Meeting in the room in which such Meeting was held and all in attendance at the Meeting were informed that such copy of the Nebraska Open Meetings Act was available for review and were informed of the location of such copy in the room in which such Meeting was being held. At least one copy of all resolutions and other reproducible written materials, which actions are shown in said proceedings, was made available for examination and copying by members of the public at the Meeting.

5. The minutes of the Meeting were in written form and available for public inspection within ten (10) working days after the Meeting or prior to the next convened meeting, whichever occurred earlier, at the office of the District; within thirty (30) days after the date of the Meeting, a copy of the Minutes of the Meeting was sent to the Clerk of the municipality or county within whose zoning jurisdiction the District is located.

6. No litigation is now pending or threatened to restrain or enjoin the District from the issuance and delivery of any warrants or other obligations issued by the District or the levy and collection of tax or other revenues or relating to any of the improvements for which any such warrants or other obligations were or are issued nor in any manner questioning the proceedings and authority under which any such warrants or other obligations were or are issued or affecting the validity thereof; neither the corporate existence or boundaries of the District nor the title of its present officers to their respective offices is being contested; no authority or proceedings for the issuance of any warrants or other obligations by the District have been repealed, revoked or rescinded as of the date hereof. All actions taken by the Board of Trustees referred to in said transcript were taken at a public meeting while open to the attendance of the public.

IN WITNESS WHEREOF, we have hereunto affixed our official signatures this 1<sup>st</sup>  
day of June, 2010.

  
\_\_\_\_\_  
Chairperson

  
\_\_\_\_\_  
Clerk

**AFFIDAVIT**

STATE OF NEBRASKA    )  
  )  
COUNTY OF DOUGLAS    )

Thomas J. Guilfoyle, being first duly sworn upon oath, deposes and says that on the 30<sup>th</sup> day of April, 2010, he mailed by regular U.S. Mail, Notice of the hearing to levy special assessments, notice of the proposed Special Assessment Schedule; the Statement of Costs for each project prepared by Lamp Rynearson & Associates and the Plat of the District to the following parties:

Ms. Debra J. Houghtaling  
Sarpy County Clerk  
1210 Golden Gate Drive  
Papillion, NE 68046

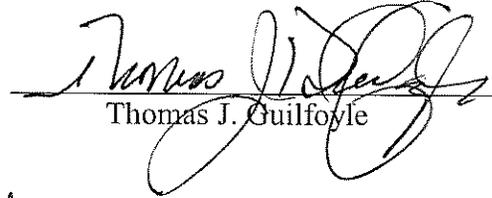
Mr. Richard Harman  
Vice President  
Ameritas Investment Corp. (Fiscal Agent for the District)  
440 Regency Parkway Drive, Suite 222  
Omaha, NE 68114-3742

Affiant further states that on May 3, 2010, a copy of the Notice of the hearing to levy special assessments and the Special Assessment Schedule was mailed by regular U.S. Mail to the following registered property owners within the District:

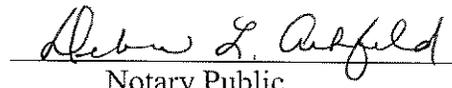
Western Land Company LLC  
10580 South 147<sup>th</sup> Street  
Omaha, NE 68138

RGW Omaha Development, Llc  
506 South Wilson Street  
Aberdeen, SD 57402-1565

Walmart Real Estate Business Trust  
Attn MS 0555  
PO Box 8050  
Bentonville, AR 72716-8050

  
Thomas J. Guilfoyle

Subscribed and sworn to before me this 3<sup>rd</sup> day of May, 2010.

  
Notary Public



AFFIDAVIT

STATE OF NEBRASKA    )  
  )  
COUNTY OF DOUGLAS    )

Rickey J. Keller, being first duly sworn upon oath, deposes and says that on the 3<sup>rd</sup> day of May, 2010, he posted a copy of the attached handbill containing the Notice of Proposed Assessments along the line of work as required by law within Sanitary and Improvement District No. 282 of Sarpy County, Nebraska.

  
\_\_\_\_\_  
Rickey J. Keller

Subscribed and sworn to before me this 6<sup>th</sup> day of May, 2010.



  
\_\_\_\_\_  
Notary Public

# NOTICE

ERICKSON | SÉDERSTROM, P.C.

Attorneys

10330 Regency Parkway Drive  
Omaha, Nebraska

**NOTICE OF PROPOSED  
ASSESSMENTS**

SANITARY AND IMPROVEMENT  
DISTRICT NO. 282 OF  
SARPY COUNTY, NEBRASKA

NOTICE IS HEREBY GIVEN to whom it may concern, that the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska will conduct a hearing and meet at 4:00 p.m. on the 20th day of May, 2010, at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, to consider objections, if any, to sitting as a Board of Adjustment and Equalization to adjust and equalize proposed assessments, and thereafter, to levy special assessments upon all of the lots or parcels of ground within the District which are thereby specially benefited to the extent of such special benefits, and otherwise to arrange for the payment of costs thereof, not so specially assessed as general obligations of the entire District, with respect to the completed and accepted improvements as follows: Sanitary Sewer & Storm Sewer, Section II; Sewer Platting Fees, Section II; Paving, Section II; Water, Section II; Water Section III; Power, Section II; and Arterial Street Improvements, Hwy 370.

That Lamp Rynearson & Associates, the engineers engaged by the District, has heretofore made and there are on file with the Clerk of the District, available for public inspection, at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, a complete statement of all costs of said improvements, a plat of the property in the District and a schedule of the amounts proposed to be assessed against each separate piece of property in the District, that all objections to said statement, plat or schedule and to any prior proceedings of the District on account of errors, irregularities, or inequalities or to any such payment as general obligations and filed, shall otherwise be considered by the Board of Trustees at said time and place. The agenda for such meeting, kept and filed with the Clerk of the District at the address noted above, within twenty continuously current, is available for public inspection at such address and includes (20) days after the first publication of this notice, shall be deemed to have been waived; but that any such objection, made

SANITARY AND IMPROVEMENT  
DISTRICT NO. 282 SARPY COUNTY,  
NEBRASKA

BY: Dawn M. Buck, Clerk  
1224222; 4/29, 5/6



**OWNERSHIP CERTIFICATION FOR  
SANITARY AND IMPROVEMENT DISTRICT**

TA-58394

RE: Sanitary and Improvement District No. 282 of Sarpy County, Nebraska (hereinafter "District").

SPENCE TITLE SERVICES, INC. having been given bond required by the laws of the State of Nebraska, and having been granted authority in accordance with the statutes of the State of Nebraska, to engage in the business of abstracting in said State, hereby certifies that from an examination of the records of Sarpy County, Nebraska, with reference to the property described on the attached Exhibit "A", find as follows:

The current titleholders according to the Records in the Office of the County Assessor of Sarpy County, Nebraska, of all of the property described on attached Exhibit "A", being all of the land encompassed within the boundaries of the District, are as follows:

**RECORD OWNERS**

Western Land Company, LLC  
10580 South 147th Street  
Omaha, NE 68138

Lots 2, 3, 4, 6, 7 and 9, Outlots 1 and 2, Wicks Southpointe  
Ex. Pt. Lot 7 For St. &  
Pt. TL 10 in SW¼, Pt. TL 10 in SE¼ & TL 11 Sec. 34-14-11

RGW Omaha Development, LLC  
506 South Wilson Street  
Aberdeen, SD 57402-1565

Lot 5, Wicks Southpointe

Walmart Real Estate Business Trust  
Attn: MS 0555  
P. O. Box 8050  
Bentonville, AR 72716-8050

Lot 8, Wicks Southpointe, Ex. St.

Witness our hands this 26th day of April, 2010 at 8:00 A.M.

SPENCE TITLE SERVICES, INC.

*Rick L. Schmidt*  
BY: \_\_\_\_\_

Registered Abstractor under  
Certificate of Authority No. 400

## LEGAL DESCRIPTION

That part of the Northeast Quarter AND the Southwest Quarter of Section 34, Township 14 North, Range 11 East of the 6<sup>th</sup> P.M., Sarpy County, Nebraska, TOGETHER WITH the plat of WICKS SOUTHPOINTE, EXCEPT Lot 1, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska, the entire tract described as follows:

Beginning at the southwest corner of the said Northeast Quarter of Section 34;

Thence North 01°01'23" East (bearings referenced to the Final Plat of WICKS SOUTHPOINTE, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska) for 1327.42 feet along the east line of the Dam Site 20 Project to the southwest corner of the Northwest Quarter of the Northeast Quarter of Section 34;

Thence North 37°38'59" East for 1408.83 feet along said east line to the south right of way line of Nebraska Highway 370;

Thence South 89°14'07" East for 74.87 feet along said south right of way line;

Thence North 66°04'23" East for 95.75 feet along said south right of way line;

Thence South 88°03'25" East for 468.77 feet along said south right of way line to the northwest corner of Lot 1, WICKS SOUTHPOINTE;

Thence South 00°59'02" West for 179.35 feet along the west line of said Lot 1;

Thence along a curve to the left (having a radius of 900.00 feet and a long chord bearing South 03°25'19" East for 138.28 feet) for an arc length of 138.41 feet along said west line to the southwest corner of said Lot 1;

Thence North 89°23'14" East for 326.37 feet to the southeast corner of said Lot 1 and the north right of way line of Nebraska State Highway 370;

Thence southwest along said north right of way line for the following ten (10) courses:

(1) Thence along a curve to the right (having a radius of 1809.86 feet and a long chord bearing South 15°05'12" West for 345.20 feet) for an arc length of 345.73 feet;

(2) Thence South 52°59'12" West for 257.21 feet;

(3) Thence South 28°10'24" East for 55.90 feet;

(4) Thence South 33°46'35" West for 1953.29 feet to the south line of the Northeast Quarter of Section 34;

(5) Thence South 88°45'54" East for 35.22 feet along said south line;

(6) Thence South 40°23'30" West for 699.42 feet;

(7) Thence South 30°57'54" West for 166.49 feet;

(8) Thence South 47°10'52" West for 928.21 feet;

(9) Thence South 60°06'04" West for 1006.18 feet;

(10) Thence South 62°24'05" West for 1152.36 feet to the east right of way line of 168th Street;

Thence North 01°06'33" East for 730.95 feet along said east right of way line to an angle point therein;

Thence North 11°28'50" West for 307.41 feet along said east right of way line to an angle point therein;

Thence North 88°53'15" West for 33.00 feet to the west line of the said Southwest Quarter of the Southwest Quarter of Section 34;

Thence North 01°01'45" East for 45.65 feet to the northwest corner of the Southwest Quarter of the Southwest Quarter of Section 34;

Thence North 01°05'59" East for 165.68 feet along the west line of the Northwest Quarter of the Southwest Quarter of Section 34 to the south line of the Dam Site 20 Project;

Thence South 88°47'47" East for 297.39 feet along said south line;

Thence North 64°26'02" East for 1107.42 feet along said south line;

Thence North 45°57'26" East for 935.92 feet along said south line to the north line of the Northeast Quarter of the Southwest Quarter of Section 34;

Thence South 88°53'33" East for 660.22 feet along said south line to the Point of Beginning.

Contains 127.525 acres including 0.160 acre of county roadway easement.



14710 West Dodge Road, Suite 100  
Omaha, Nebraska 68154-2027

(Ph) 402.496.2498  
(Fax) 402.496.2730

March 25, 2010

Chairman and Board of Trustees  
Sanitary and Improvement District No. 282  
of Sarpy County, Nebraska  
c/o Mr. Thomas Guilfoyle, Attorney  
Erickson & Sederstrom  
10330 Regency Parkway, Suite 100  
Omaha, NE 68114

REFERENCE: S.I.D. No. 282 (Wicks Southpointe)  
Sanitary and Storm Sewers, Section II  
LRA Job No. 0199022.22-331/341

Dear Members of the Board:

Submitted herewith for your review is the following Statement of Costs incurred by S.I.D. No. 282 for the referenced project.

STATEMENT OF COSTS

**SANITARY SEWER, SECTION II**

<b>Construction Cost - to MBC Construction Company</b>	\$147,952.53
Construction Cost – to Commercial Seeding Contractors	15,470.45
Engineering - to Lamp, Rynearson & Associates, Inc.	47,520.36
Testing - to Thiele Geotech, Inc.	3,462.00
Testing - to Utilities Service Group	6,336.80
Estimated Legal - to Erickson & Sederstrom	11,041.04
Estimated Interest (through 05/15/2010), Publication, Financing, and Miscellaneous Costs	66,941.83
<b>TOTAL PROJECT COST – SANITARY SEWER, SECTION II</b>	<b>\$298,725.01</b>

**STORM SEWER, SECTION II**

<b>Construction Cost - to MBC Construction Company</b>	\$39,429.01
Engineering - to Lamp, Rynearson & Associates, Inc.	40,467.98
Testing - to Thiele Geotech, Inc.	1,378.00
Estimated Legal – to Erickson & Sederstrom	4,059.81
Estimated Interest (through 05/15/2010), Publication, Financing, and Miscellaneous Costs	24,313.86
<b>TOTAL PROJECT COST – STORM SEWER, SECTION II</b>	<b>\$109,648.66</b>

<b>TOTAL SANITARY SEWER, SECTION II AND STORM SEWER, SECTION II</b>	<b>\$408,373.67</b>
---	---------------------

S.I.D. No. 282 (Wicks Southpointe)  
Sanitary and Storm Sewers, Section II  
LRA Job No. 0199022.22-331/341  
March 25, 2010  
Page 2

It is our recommendation that 100 percent of the cost of this project shall be paid by special assessments against the property benefited, except for erosion control items included in the sanitary sewer contract, and 100 percent of the costs associated with the storm sewer project, which may be a general obligation of the District.

A detailed breakdown of the allocation of project costs between special assessments and general obligation cost is enclosed. The results of this breakdown are as follows:

Special Assessments	\$267,337.97
General Obligation	<u>\$141,035.70</u>
TOTAL PROJECT COST	\$408,373.67

It is our recommendation that special assessments for this project be levied against benefited lots based on an equal basis. The amount to be assessed to each lot is as follows:

LOT 2: \$ 11,762.87	LOT 9: \$53,467.59
LOT 3: \$ 10,693.52	
LOT 4: \$ 17,109.63	
LOT 5: \$ 14,703.59	
LOT 6: \$ 6,950.79	
LOT 7: \$ 11,762.87	
LOT 8: \$140,887.11	

Sincerely,

LAMP, RYNEARSON & ASSOCIATES, INC.

  
Joseph D. Foley, P.E.  
Senior Project Manager

c: Gale Wickersham





14710 West Dodge Road, Suite 100  
Omaha, Nebraska 68154-2027

(Ph) 402.496.2498  
(Fax) 402.496.2730

March 25, 2010

Chairman and Board of Trustees  
Sanitary and Improvement District No. 282  
of Sarpy County, Nebraska  
c/o Thomas Guilfoyle, Attorney  
Erickson & Sederstrom  
10330 Regency Parkway, Suite 100  
Omaha, NE 68114

REFERENCE: S.I.D. No. 282 (Wicks Southpointe)  
Sewer Platting Fees  
LRA Job No. 0199022.22-331

Dear Members of the Board:

Submitted herewith for your review is the following Statement of Costs incurred by S.I.D. No. 282 for the referenced project.

STATEMENT OF COSTS

Sewer Platting Fees – to Sarpy County Building Inspector	\$249,177.50
Estimated Legal - to Erickson & Sederstrom	12,458.88
Estimated Interest (through 05/15/2010), Publication, Financing, and Miscellaneous Costs	<u>85,939.20</u>
TOTAL PROJECT COST -	*\$347,575.58

\* Includes reimbursable amount of \$249,177.50

It is our recommendation that 100 percent of the cost of this project may be a general obligation of the District.

Sincerely,

LAMP, RYNEARSON & ASSOCIATES, INC.

Joseph D. Foley, P.E.  
Senior Project Manager

c: Gale Wickersham



14710 West Dodge Road, Suite 100  
Omaha, Nebraska 68154-2027

(Ph) 402.496.2498  
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March 25, 2010

Chairman and Board of Trustees  
Sanitary and Improvement District No. 282  
of Sarpy County, Nebraska  
c/o Mr. Thomas Guilfoyle, Attorney  
Erickson & Sederstrom  
10330 Regency Parkway, Suite 300  
Omaha, NE 68114

REFERENCE: S.I.D. No. 282 (Wicks Southpointe)  
Paving, Section II  
LRA Job No. 0199022.22-351

Dear Members of the Board:

Submitted herewith for your review is the following Statement of Costs incurred by S.I.D. No. 282 for the referenced project.

STATEMENT OF COSTS

Construction Cost - to L.G. Roloff Construction Co., Inc.	\$303,960.26
Engineering - to Lamp, Rynearson & Associates, Inc.	68,703.76
Testing - to Thiele Geotech, Inc.	7,891.00
Estimated Legal - to Erickson & Sederstrom	19,027.76
Estimated Interest (through 05/15/2010), Publication, Financing, and Miscellaneous Costs	<u>112,941.93</u>
<b>TOTAL PROJECT COST</b>	<b>\$512,524.71</b>

It is our recommendation that 100 percent of the costs of this project shall be paid by special assessments against the property benefited, except for the following items, which may be a general obligation of the District.

1. Street Intersections;
2. Extra Width Paving;
3. Storm Sewer Items Included in Paving Contract; and
4. Barricades, Maintenance and Associated Items.

S.I.D. No. 282 (Wicks Southpointe)  
Paving, Section II  
LRA Job No. 0199022.22-351  
March 25, 2010  
Page 2

A detailed breakdown of the allocation of project costs between special assessments and general obligation cost is enclosed. The results of this breakdown are as follows:

Special Assessments	\$393,329.50
General Obligation	<u>119,195.21</u>
TOTAL PROJECT COST	\$512,524.71

It is our recommendation that special assessments for this project be levied against benefited lots based on percentage of lot acreage. The amount to be assessed to each lot is as follows:

Lot 2:	\$ 15,989.49
Lot 3:	\$ 14,535.90
Lot 4:	\$ 23,257.45
Lot 5:	\$ 19,986.87
Lot 6:	\$ 9,448.34
Lot 7:	\$ 15,989.49
Lot 8:	\$221,442.44
Lot 9:	\$ 72,679.52

Sincerely,

LAMP, RYNEARSON & ASSOCIATES, INC.

  
Joseph D. Foley, P.E.  
Senior Project Manager

c: Gale Wickersham

Allocation Of Costs Between Special Assessments and  
General Obligation Items

1.	Street Intersection Construction Cost				
A.	Stevens Pointe Street @ Wickersham Boulevard				
	9" PC Concrete Pavement	326.23	SY	\$ 24.40	\$ 7,960.01
	Common Earth Excavation	108.74	CY	2.25	244.67
B.	Stevens Pointe Circle @ Stevens Pointe Street				
	9" PC Concrete Pavement	137.77	SY	\$ 24.40	\$ 3,361.59
	Common Earth Excavation	45.92	CY	2.25	103.32
	<b>Total Street Intersections</b>				<b>\$ 11,669.59</b>
2.	Extra Width Paving				
A.	Wickersham Boulevard				
	9" PC Concrete Pavement	1,229.19	SY	\$ 24.40	\$ 29,992.24
	Common Earth Excavation	409.73	CY	2.25	921.89
	<b>Total Extra Width Paving</b>				<b>\$ 30,914.13</b>
4.	Storm Sewer Items Included In Paving Contract				
	Remove Temporary Inlet Base	2.00	EA	\$ 99.25	\$ 198.50
	12' Curb Inlet	8.00	EA	1,455.79	11,646.32
	Adjust Manhole to Grade	2.00	EA	130.00	260.00
	6' x 3' x 1.5' Gabion Basket W/Ties, Fabric, and Rock Fill	4.00	EA	225.00	900.00
	12' x 6' x 9" Revet Mattress	4.00	EA	340.00	1,360.00
	Remove Existing Curb Inlet and Salvage Top	1.00	EA	191.13	191.13
	12" Curb Inlet Over Existing 30" RCP with Salvaged Inlet Top	5.00	EA	1,250.00	6,250.00
	54" I.D. Flattop Manhole Over Existing 30" RCP	5.00	VF	350.00	1,750.00
	<b>Total Storm Sewer Items Included In Paving Contract</b>				<b>\$ 22,555.95</b>
5.	Barricades, Maintenance and Associated Items				
	Remove Barricade	1.00	EA	\$ 145.07	\$ 145.07
	Remove Concrete Header	36.00	LF	3.31	119.16
	Remove and Dispose of Temporary Concrete Pavement	1.00	LS	575.00	575.00
	Thickened Edge	345.00	LS	4.60	1,587.00
	Concrete Header	64.00	LF	4.75	304.00
	Construct Barricade	2.00	EA	500.00	1,000.00
	Sawcut Pavement	338.00	LF	4.50	1,521.00
	Sanitary Sewer Cleaning	635.00	LF	0.27	171.45
	Remove Silt Fence	200.00	LF	0.80	160.00
	<b>Total Barricades, Maintenance and Associated Items</b>				<b>\$ 5,582.68</b>
	Subtotal (Items 1-4)				<b>\$ 70,722.35</b>

6.	Proportional Share of Engineering, Testing, Legal, Financing, Interest, Publication and Miscellaneous Costs (Based on Construction Cost Before Deduction for Failing Tests).				
	$\$70,722.35 \times \$208,564.45$				\$ 48,472.86
	304,297.48				
	TOTAL GENERAL OBLIGATION				\$ 119,195.21
	TOTAL SPECIAL ASSESSMENTS				\$ 393,329.50
	TOTAL PROJECT COST				\$ 512,524.71

Allocation Of Costs Between Special Assessments and  
General Obligation Items

Special Assessment to Lot 8					
1.	Right Turn Lanes Associated With Lot 8				
	9" PC Pavement	900.13	SY	\$ 18.98	\$ 17,084.47
	Common Earth Excavation	300.04	CY	2.25	675.09
	TOTAL				\$ 17,759.56
2.	Proportional Share of Engineering, Testing, Legal, Financing, Interest, Publication and Miscellaneous Costs (Based on Construction Cost Before Deduction for Failing Tests).				
	$\$17,759.56 \times \$208,564.45$				\$ 12,172.34
	304,297.48				
	TOTAL SPECIAL ASSESSMENTS - LOT 8				\$ 29,931.90



14710 West Dodge Road, Suite 100  
Omaha, Nebraska 68154-2027

(Ph) 402.496.2498  
(Fax) 402.496.2730

March 25, 2010

Chairman and Board of Trustees  
Sanitary and Improvement District No. 282  
of Sarpy County, Nebraska  
c/o Mr. Thomas Guilfoyle, Attorney  
Erickson & Sederstrom  
10330 Regency Parkway Drive, Suite 100  
Omaha, NE 68114

REFERENCE: S.I.D. No. 282 (Wicks Southpointe)  
Water, Section II  
LRA Job No. 0199022.22-361

Dear Members of the Board:

Submitted herewith for your review is the following Statement of Costs incurred by S.I.D. No. 282 for the referenced project.

STATEMENT OF COSTS

M.U.D. Cost		\$123,796.00
M.U.D. Construction Contract Amount (WCC 9855-2)	\$62,209.00	
Pioneer Main Contributions	<u>61,587.00</u>	
	\$123,796.00	
Engineering - to Lamp, Rynearson & Associates, Inc.		21,447.52
Estimated Legal - to Erickson & Sederstrom		7,262.17
Estimated Interest (through 05/15/2010), Publication, Financing and Miscellaneous Costs		<u>50,211.60</u>
TOTAL PROJECT COST		\$202,717.29

It is our recommendation that 100 percent of the cost of this project shall be paid by special assessments against the property benefited.

S.I.D. No. 282 (Wicks Southpointe)  
Water, Section II  
LRA Job No. 0199022.22-361  
March 25, 2010  
Page 2

It is our recommendation that the assessments be levied based on percentage of lot acreage.  
The amount to be assessed to each lot is as follows:

LOT 2:	\$ 8,919.56	LOT 9:	\$40,543.46
LOT 3:	\$ 8,108.69		
LOT 4:	\$12,973.91		
LOT 5:	\$11,149.45		
LOT 6:	\$ 5,270.65		
LOT 7:	\$ 8,919.56		
LOT 8:	\$106,832.01		

Sincerely,

LAMP, RYNEARSON & ASSOCIATES, INC.



Joseph D. Foley, P.E.  
Senior Project Manager

c: Gale Wickersham



14710 West Dodge Road, Suite 100  
Omaha, Nebraska 68154-2027

(Ph) 402.496.2498  
(Fax) 402.496.2730

March 25, 2010

Chairman and Board of Trustees  
Sanitary and Improvement District No. 282  
of Sarpy County, Nebraska  
c/o Mr. Thomas Guilfoyle, Attorney  
Erickson & Sederstrom  
10330 Regency Parkway Drive, Suite 100  
Omaha, NE 68114

REFERENCE: S.I.D. No. 282 (Wicks Southpointe)  
Water, Section III  
LRA Job No. 0199022.22-362

Dear Members of the Board:

Submitted herewith for your review is the following Statement of Costs incurred by S.I.D. No. 282 for the referenced project.

STATEMENT OF COSTS

M.U.D. Cost		\$290,174.00
M.U.D. Construction Contract Amount (WCC 10350)	\$104,603.00	
Pioneer Main Contributions	<u>185,571.00</u>	
	\$290,174.00	
Engineering - to Lamp, Rynearson & Associates, Inc.		23,135.10
Estimated Legal - to Erickson & Sederstrom		15,665.45
Estimated Interest (through 05/15/2010), Publication, Financing and Miscellaneous Costs		<u>93,890.64</u>
TOTAL PROJECT COST		\$422,865.19

It is our recommendation that 100 percent of the cost of this project shall be paid by special assessments against the property benefited.

S.I.D. No. 282 (Wicks Southpointe)  
Water, Section III  
LRA Job No. 0199022.22-362  
March 25, 2010  
Page 2

It is our recommendation that the assessments be levied based on percentage of lot acreage.  
The amount to be assessed to each lot is as follows:

LOT 2:	\$ 18,606.07	LOT 9:	\$ 84,573.03
LOT 3:	\$ 16,914.61		
LOT 4:	\$ 27,063.37		
LOT 5:	\$ 23,257.59		
LOT 6:	\$ 10,994.49		
LOT 7:	\$ 18,606.07		
LOT 8:	\$222,849.96		

Sincerely,

LAMP, RYNEARSON & ASSOCIATES, INC.



Joseph D. Foley, P.E.  
Senior Project Manager

c: Gale Wickersham



14710 West Dodge Road, Suite 100  
Omaha, Nebraska 68154-2027

(Ph) 402.496.2498  
(Fax) 402.496.2730

March 25, 2010

Chairman and Board of Trustees  
Sanitary and Improvement District No. 282  
of Sarpy County, Nebraska  
c/o Mr. Thomas Guilfoyle, Attorney  
Erickson & Sederstrom  
10330 Regency Parkway, Suite 300  
Omaha, NE 68114

REFERENCE: S.I.D. No. 282 (Wicks Southpointe)  
Underground Power, Section II  
LRA Job No. 0199022.22-371

Dear Members of the Board:

Submitted herewith for your review is the following Statement of Costs incurred by S.I.D. No. 282 for the referenced project.

STATEMENT OF COSTS

Construction Cost - to O.P.P.D.	\$123,796.00
Engineering - to Lamp, Rynearson & Associates, Inc.	19,770.12
Estimated Legal - to Erickson & Sederstrom	7,178.30
Estimated Interest (through 05/15/2010), Publication, Financing, and Miscellaneous Costs	<u>44,641.89</u>
<b>TOTAL PROJECT COST</b>	<b>\$195,386.31</b>

It is our recommendation that 100 percent of the costs of this project shall be paid by special assessments against the property benefited.

S.I.D. No. 282 (Wicks Southpointe)  
Underground Power, Section II  
LRA Job No. 0199022.22-371  
March 25, 2010  
Page 2

It is our recommendation that special assessments for this project be levied against benefited lots based on percentage of lot acreage. The amount to be assessed to each lot is as follows:

Lot 2:	\$ 8,597.00
Lot 3:	\$ 7,815.45
Lot 4:	\$ 12,504.72
Lot 5:	\$ 10,746.25
Lot 6:	\$ 5,080.04
Lot 7:	\$ 8,597.00
Lot 8:	\$102,968.59
Lot 9:	\$ 39,077.26

Sincerely,

LAMP, RYNEARSON & ASSOCIATES, INC.



Joseph D. Foley, P.E.  
Senior Project Manager

c: Gale Wickersham

14710 West Dodge Road, Suite 100  
Omaha, Nebraska 68154-2027

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March 25, 2010

Chairman and Board of Trustees  
Sanitary and Improvement District No. 282  
of Sarpy County, Nebraska  
c/o Mr. Thomas Guilfoyle, Attorney  
Erickson & Sederstrom  
10330 Regency Parkway, Suite 300  
Omaha, NE 68114

REFERENCE: S.I.D. No. 282 (Wicks Southpointe)  
Arterial Street Improvements  
LRA Job No. 0199022.22-356

Dear Members of the Board:

Submitted herewith for your review is the following Statement of Costs incurred by S.I.D. No. 282 for the referenced project.

STATEMENT OF COSTS

Construction Cost - to Luxa Construction	\$297,042.29
Engineering – to Lamp, Rynearson & Associates, Inc.	153,148.10
Testing – to Thiele Geotech, Inc.	2,650.00
Legal – to Erickson & Sederstrom	22,642.06
Estimated Interest (through 05/15/2010), Publication, Financing, and Miscellaneous Costs	<u>124,882.73</u>
TOTAL PROJECT COST	\$600,365.18

It is our recommendation that 100 percent of the costs of this project may be a general obligation of the District

Sincerely,

LAMP, RYNEARSON & ASSOCIATES, INC.

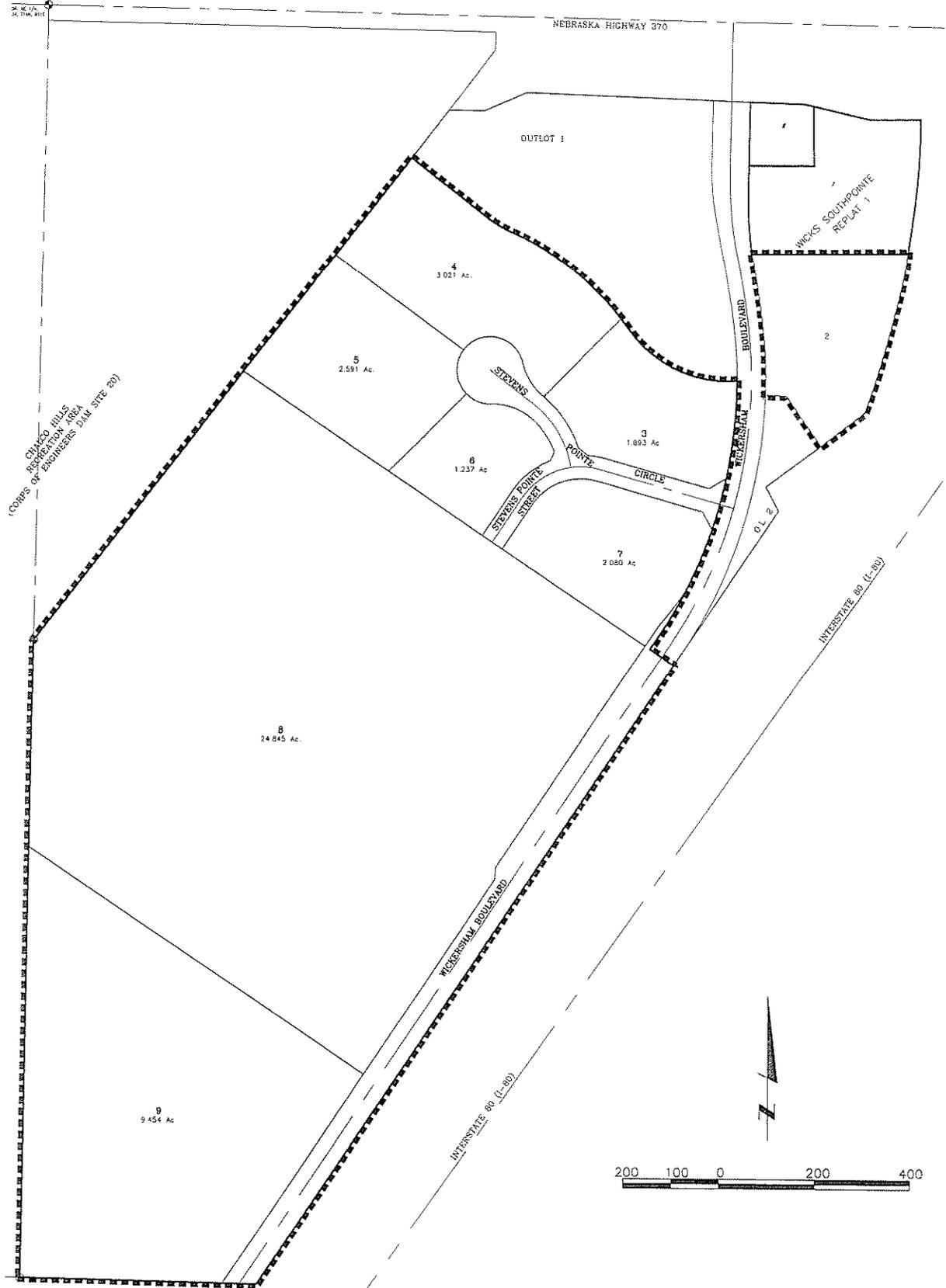
  
Joseph D. Foley, P.E.  
Senior Project Manager

c: Gale Wickersham

**FINAL PROJECT COSTS**  
**WICKS SOUTHPOINTE**  
**S.I.D. NO. 282**  
**PHASE II PROJECTS**

PROJECT	SPECIAL ASSESSMENTS	REIMBURSABLE	GENERAL OBLIGATION	TOTAL COST	
Sanitary Sewer & Storm Sewer, Section II	\$267,337.97	\$0.00	\$141,035.70	\$408,373.67	check
Sewer Platting Fees, Section II	\$0.00	\$249,177.50	\$98,398.08	\$347,575.58	
Paving, Section II	\$393,329.50	\$0.00	\$119,195.21	\$512,524.71	
Water, Section II	\$202,717.29	\$0.00	\$0.00	\$202,717.29	
Water, Section III	\$422,865.19	\$0.00	\$0.00	\$422,865.19	
Power, Section II	\$195,386.31	\$0.00	\$0.00	\$195,386.31	
Arterial Street Improvements, Hwy 370	\$0.00	\$0.00	\$600,365.18	\$600,365.18	
	\$1,481,636.26	\$249,177.50	\$958,994.17	\$2,689,807.93	

**WICKS SOUTHPOINTE**  
 SANITARY & IMPROVEMENT DISTRICT NO. 282  
 OF SARPY COUNTY, NEBRASKA  
 PHASE II IMPROVEMENTS



UNPLATTED  
 2, Section 34, T14N, R11E

----- OUTER BOUNDARY OF AREA TO BE SPECIALLY ASSESSED

**Lamp, Rynearson & Associates, Inc.**  
 14710 West Dodge Road, Suite 100  
 Omaha, Nebraska 68154-2027

WWW.LRA-INC.COM  
 (Ph) 402.496.2498  
 (Fax) 402.496.2730

drawn by:  
 designer:  
 job number-tasks:  
 date:  
 book: WicksPhase2  
 file name: Map.dwg

## AGENDA

Sanitary and Improvement District No. 282 of  
Sarpy County, Nebraska  
May 20, 2010

1. Meeting called to Order – Announcement to be made by Chairman as follows:  
  
“A current copy of the Nebraska Open Meetings Act is available for review by anyone in attendance. [indicate where the copy is located].”
2. Review of the Minutes of April 26, 2010
3. Items to Discuss
  - a. Resolution to Levy Special Assessments
  - b. Amendment No. 1 to Sanitary Sewer Easement - Lot 8
4. Ratification of General Fund Warrants:

<u>Warrant</u> <u>No.</u>	<u>Payee</u>	<u>Amount</u>
645	Omaha Public Power District (issued 5-10-10)	617.61
5. Payment of General Fund Bills:

<u>Warrant</u> <u>No.</u>	<u>Payee</u>	<u>Amount</u>
646	Lamp Rynearson & Associates, Inc.	1,169.65
6. New business, if any.
7. Adjournment.

# ERICKSON | SEDERSTROM

ATTORNEYS AT LAW

10330 REGENCY PARKWAY DRIVE, SUITE 100  
OMAHA, NEBRASKA 68114-3761  
TELEPHONE (402) 397-2200  
FACSIMILE (402) 390-7137

THOMAS J. GUILFOYLE

(402) 390-7124  
guilfoyle@eslaw.com

April 30, 2010

Ms. Debra J. Houghtaling  
Sarpy County Clerk  
1210 Golden Gate Drive  
Papillion, NE 68046

RE: Sanitary and Improvement District No. 282  
of Sarpy County, Nebraska  
Our File No.: 24942.50109

Dear Ms. Houghtaling:

Enclosed please find the following in connection with the levying of special assessments in the above-captioned sanitary and improvement district:

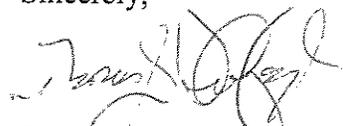
1. Notice of Proposed Assessments;
2. Special Assessment Schedule;
3. Statement of Costs for each project prepared by Lamp Rynearson & Associates;
4. Plat of the District

By copy of this letter, I am providing this same information to Richard Harman of Ameritas Investment Corp., the fiscal agent of the District.

We have also provided notice of the meeting (set forth Notice of Proposed Assessment) via e-mail as is our normal procedure with notifying the County Clerk of upcoming meetings.

If you have any questions or concerns, please advise.

Sincerely,



Thomas J. Guilfoyle

TJG:dla

Enclosures

Cc: Ameritas Investment Corp.  
Lamp Rynearson & Associates (w/ Notice only)

ERICKSON | SEDERSTROM, P.C., LLO  
OFFICES IN OMAHA AND LINCOLN



14710 West Dodge Road, Suite 100  
Omaha, Nebraska 68154-2027

(Ph) 402.496.2498  
(Fax) 402.496.2730

May 17, 2010

Invoice No: 0199022.90 - 0000026

S.I.D. NO. 282 OF SARPY COUNTY, NE  
C/O ERICKSON & SEDERSTROM  
ATTN: THOMAS J. GUILFOYLE  
10330 REGENCY PKWY, SUITE 100  
OMAHA, NE 68114

Project 0199022.90 WICKS SOUTHPOINTE-SID 282SC, G.F.  
Professional Services through April 24, 2010

TASK 317 EROSION CONTROL MAINTENANCE

PROFESSIONAL PERSONNEL

	Hours	Rate	Amount
SENIOR PROJECT MANAGER II FOLEY, JOSEPH	4.70	137.00	643.90
SENIOR ENGINEERING TECHNICIAN I WELLS, THOMAS	.90	78.00	70.20
ENGINEERING TECHNICIAN II VINCENT, RICHARD	2.90	68.00	197.20
<b>Total Labor</b>			<b>911.30</b>
<b>Total Reimbursables</b>			<b>26.47</b>
<b>Total this Task</b>			<b>\$937.77</b>

TASK 375 CONSULTATION, MEETINGS, CORRESPONDANCE

PROFESSIONAL PERSONNEL

	Hours	Rate	Amount
SENIOR PROJECT MANAGER II FOLEY, JOSEPH	1.10	137.00	150.70
<b>Total Labor</b>			<b>150.70</b>
<b>Total Reimbursables</b>			<b>32.26</b>
<b>Total this Task</b>			<b>\$182.96</b>

TASK 387 PAVING MAINTENANCE

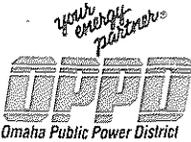
PROFESSIONAL PERSONNEL

	Hours	Rate	Amount
SENIOR ENGINEERING TECHNICIAN I SCHMIDT, DANA	.60	78.00	46.80
<b>Total Labor</b>			<b>46.80</b>
<b>Unit Billing</b>			<b>2.12</b>
<b>Total this Task</b>			<b>\$48.92</b>

**TOTAL INVOICE AMOUNT \$1,169.65**

Terms: Due Upon Receipt

*AT  
pd with 646  
5-20-10*



ACCOUNT NUMBER: **6651862875**  
0014866 4 0429

STATEMENT DATE April 29, 2010

My service phone number is \_\_\_\_\_

Amount Paid \_\_\_\_\_  
Amount Due Upon Receipt **\$611.15**



Total Amount Due After May 19, 2010 **\$616.78**

SID 282 SARPY CO  
%THOMAS J. GUILFOYLE  
10330 REGENCY PARKWAY DR  
OMAHA NE 68114-3774

Energy Assistance \$1  \$2  \$5  Other \$ \_\_\_\_\_

PO BOX 3995  
OMAHA NE 68103-0995

01665186287540000006111500000061678201005194

Please return this portion with payment - Bring entire bill when making payment in the office

Customer Name: SID 282 SARPY CO  
Service Location: 11204 WICKERSHAM BLVD, SIGN OMAHA NE  
Account Number: 6651862875  
Meter Number: 2765305

For Bill Inquiries Call  
Omaha metro area (402) 536-4131  
Outside metro toll free (877) 536-4131

Statement Date: April 29, 2010

Rate	Billing Period		Meter Number	Meter Reading				Kilowatt-hours Used	Billing Demand
	From	To		Previous	Present	Difference	Multiplier		
General Service Non-Demand	3-25-10	4-26-10	2765305	9633	11045 Actual	1412	1	KWH 1412	

Basic Service 11.89  
kWh Usage 121.43  
Fuel And Purchased Power Adjustment .00  
Sales Tax 7.33

\$617.61 Check received 04/16/10

Total Current Bill for this Location 140.65

\$613.79 Check received 04/01/10

Amount Due Upon Receipt (reflects the details from each page) **\$611.15**

Total Amount Due After 05/19/10 \$616.78

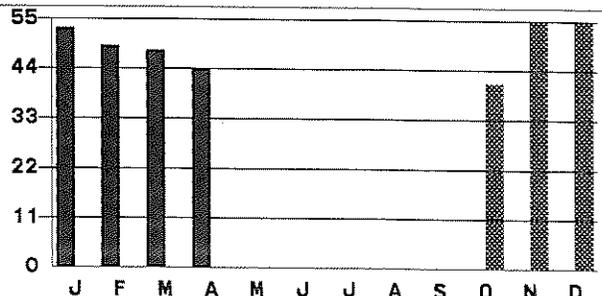
*Handwritten:*  
A few #645  
5-10-10  
Revised 5-20-10

Planting the right trees in the right spot can help with energy bills.  
See oppd.com or Outlets for details.

Your Electric Use Profile

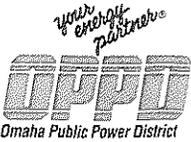
BILLING PERIOD	BILLING DAYS	KWH USE	AVG. KWH PER DAY	AVG. HIGH	TEMP LOW
2010	32	1412	44	68	43

AVG KWH PER DAY



YOUR AVERAGE DAILY ELECTRIC COST WAS \$4.39

SEE REVERSE SIDE



ACCOUNT NUMBER: 6651862875  
0014867 4 0429

STATEMENT DATE April 29, 2010

My service phone number is \_\_\_\_\_

Amount Paid \_\_\_\_\_  
Amount Due Upon Receipt **\$611.15**

Total Amount Due After May 19, 2010 **\$616.78**

Energy Assistance \$1  \$2  \$5  Other\$ \_\_\_\_\_

SID 282 SARPY CO  
%THOMAS J. GUILFOYLE  
10330 REGENCY PARKWAY DR  
OMAHA NE 68114-3774

PO BOX 3995  
OMAHA NE 68103-0995

01665186287540000006111500000061678201005194

Please return this portion with payment - Bring entire bill when making payment in the office

Customer Name: SID 282 SARPY CO  
Service Location: 15800 ST HWY 370, STLT  
GRETNA NE  
Account Number: 6651862875

For Bill Inquiries Call  
Omaha metro area (402) 536-4131  
Outside metro toll free (877) 536-4131

Statement Date: April 29, 2010

Method 66211 23 Lamps @ \$19.39 per	445.97
Fuel And Purchased Power Adjustment	.00
Sales Tax	24.53
<b>Total Current Bill for this Location</b>	<b>470.50</b>

Prepared By And Upon  
Recording Return To:  
Margot J. Wickman, Esq.  
Kutak Rock LLP  
1650 Farnam Street  
Omaha, Ne 68102-2186

---

Gretna, NE  
Store No. 4600-00

### AMENDMENT NO. 1 TO SANITARY SEWER EASEMENT

**THIS AMENDMENT NO. 1 TO SANITARY SEWER EASEMENT** (this "Amendment") is made as of this \_\_\_\_ day of \_\_\_\_\_, 2010 by and between **WAL-MART REAL ESTATE BUSINESS TRUST**, a Delaware statutory trust ("Grantor") and **SANITARY IMPROVEMENT DISTRICT NO. 282, SARPY COUNTY** ("Grantee").

#### PRELIMINARY STATEMENTS

Grantor is the fee simple owner of the real property legally described as follows:

**Lot 8, WICKS SOUTHPOINTE, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska**

(the above-described real property being referred to herein as "Grantor Property").

A 20-foot sanitary sewer easement (the "Easement") was established by Grantor's predecessor-in-interest by that certain Final Plat, Wick's Southpointe, in Sarpy County, Nebraska, filed February 5, 2007 as instrument number 2007-03681 (the "Plat"). The Easement burdens the Grantor Property.

Upon construction of the sanitary sewer contemplated by the Easement, it was determined that the sanitary sewer was inadvertently constructed outside the boundary of the Easement.

Grantor and Grantee therefore desire to amend the Easement to relocate the Easement to the actual location of the sanitary sewer.

#### AGREEMENT

For and in consideration of \$10 and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree as follows:

1. **Easement Area.** On and after the date of this Amendment, the Easement shall be deemed amended such that the location of the Easement burdening the Grantor Property is as depicted

and legally described on Exhibit A (the "Easement Area") and the Easement shall be deemed released as to the Grantor Property other than as to that portion legally described on Exhibit A.

2. **Terms of Easement.** Because the terms of the Easement, as established on the Plat, were not specified, the Easement is further amended by adding the following as the terms of the Easement:

a. Improvements. The Easement was established on the Plat to permit the construction and maintenance of certain sanitary sewer pipes and other related improvements within the Easement (the "Improvements"). The Improvements have been constructed and installed by Grantee and Grantee shall be the owner of the Improvements. As set forth in the "Grants of Easements" portion of the Plat, no permanent structures, trees, retaining walls, loose rock walls nor any grading, fill or fill material or embankment work shall be placed in, on, over, or across the Easement Area, but the same may be used by Grantor for gardens, shrubs, landscaping and other purposes that do not then or later interfere with the aforesaid uses of the Easement.

b. Right Of Access. Grantee shall have the right of access to the Easement Area and have all rights of ingress and egress reasonably necessary for the use and enjoyment of the Easement Area from property adjacent thereto as herein described; provided, however, Grantee shall limit its access, ingress and egress to the minimum necessary to enjoy the use of the Easement and exercise its rights hereunder. Grantee shall not interfere with Grantor's business operations while exercising its rights under the Easement.

c. Maintenance and Restoration of Easement Area. All Improvements placed within the Easement Area pursuant to the Easement shall be the property of Grantee. Grantee agrees to use due care in any use of the Easement and in the construction and maintenance of both the Easement Area and the Improvements so as not to unreasonably disturb Grantor's use of its property. Grantee agrees to return the Easement Area to its condition which existed prior to the installation of any of its improvements in the Easement Area, including but not limited to the replacement of any sod, landscaping, paving or other improvements that existed within the Easement Area prior to such installation

d. Binding Upon Property. The easements, rights and obligations created pursuant to the Easement shall be appurtenant to and run with and be binding upon the real properties herein identified, including future subdivisions and/or reconfigurations of such properties, and shall be binding on all entities having or acquiring any right, title or interest in such properties and shall inure to the benefit of each owner, tenant, subtenant, employee or invitee thereof. In the event any portion of the Grantor Property is transferred to a third-party, such portion of the Grantor Property shall have the benefit of the Easement.

e. No Further Dedication. No portion of the Grantor Property shall be deemed a gift or dedication to the general public, or for any public use, or purpose whatsoever and no rights, privileges or immunities of any party hereto shall inure to the benefit of any third-party, nor shall any third-party be deemed to be a beneficiary of any of the provisions contained in the Easement.

f. Non-Merger. The easements, rights and obligations established by the Easement shall not merge or terminate if all of the Grantor Property and the Grantee property become owned by the same entity, but shall continue until released and terminated by all parties benefited hereby.

f. Indemnification. Grantee hereby indemnifies and saves harmless Grantor from any and all liability, damage, expense, causes of action, suits, claims, or judgments arising from personal injury, death, or property damage and occurring as the result of the Grantee's negligence, intentional act or willful misconduct in connection with Grantee's use of the Easement, except if caused by the act or neglect of Grantor.

g. Insurance. Grantee shall procure and maintain in full force and effect throughout the term of the Easement general public liability insurance and property damage insurance against claims for personal injury, death or property damage occurring upon, in or about its property, each party's insurance to afford protection for injury or death of a single person, and to the limit of not less than \$5,000,000.00 for any one occurrence, and to the limit of not less than \$5,000,000.00 for property damage. Such insurance may be written by additional premises endorsement on any master policy of insurance (or combined with an umbrella policy) carried by the party which may cover other property in addition to the property covered by the Easement. Such insurance shall not be canceled without ten (10) days' prior written notice to the other party.

[Signature Page to Follow]

IN WITNESS WHEREOF, the parties have caused the authorized execution of this Easement, the day and year first above written.

**WAL-MART:**

**WAL-MART REAL ESTATE BUSINESS TRUST**, a Delaware statutory trust

By \_\_\_\_\_  
John Clarke  
Vice President—Real Estate

STATE OF ARKANSAS        )  
  ) ss.  
COUNTY OF BENTON        )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2010 by John Clarke, Vice President, Real Estate of Wal-Mart Real Estate Business Trust, a Delaware statutory trust, on behalf of the trust.

\_\_\_\_\_  
Notary Public

My Commission Expires:  
\_\_\_\_\_

SID 282:

**SANITARY IMPROVEMENT DISTRICT  
282, Sarpy County**

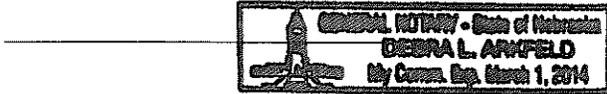
By: *Gale L. Wickersham*  
Name Gale L. Wickersham  
Title Chairman

STATE OF NEBRASKA     )  
  ) ss.  
COUNTY OF Sarpy     )

The foregoing instrument was acknowledged before me this 20<sup>th</sup> day of May, 2010 by Gale L. Wickersham the Chairman of Sanitary Improvement District 282, Sarpy County, on behalf of the sanitary improvement district.

*Debra L. Arpfeld*  
Notary Public

My Commission Expires:



# EASEMENT EXHIBIT

## LEGAL DESCRIPTION

A twenty (20) foot wide permanent easement for the construction and maintenance of sanitary sewers over that part of Lot 8, WICKS SOUTHPOINTE, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska, the center line described as follows:

Commencing at the northwest corner of said Lot 8;

Thence South 56°13'25" East (bearings referenced to the Final Plat of WICKS SOUTHPOINTE) for 66.79 feet along the north line of said Lot 8, to the TRUE POINT OF BEGINNING;

Thence South 38°24'55" West for 127.65 feet;

Thence South 33°18'49" West for 264.04 feet;

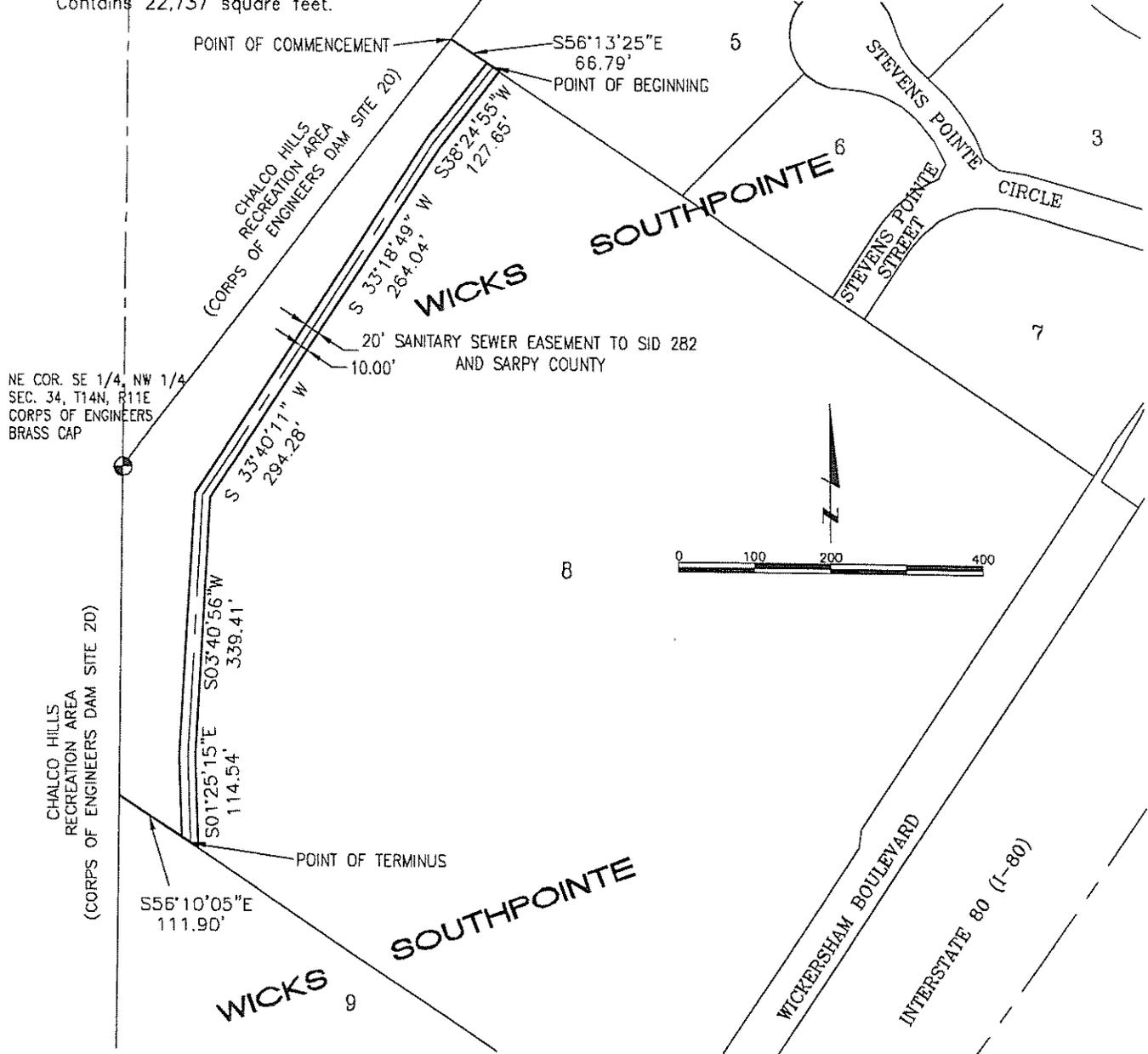
Thence South 33°40'11" West for 294.28 feet;

Thence South 03°40'56" West for 339.41 feet;

Thence South 01°25'15" East for 114.54 feet to the south line of said Lot 8 and the point of terminus;

Said point lying South 56°10'05" East for 111.90 feet from the southwest corner of said Lot 8.

Contains 22,737 square feet.



Lamp, Rynearson & Associates, Inc.

WWW.LRA-INC.COM

14710 West Dodge Road, Suite 100  
Omaha, Nebraska 68154-2027

(Ph) 402.496.2498  
(Fax) 402.496.2730

drawn by: EAM  
designer: WEK  
job number-task: 99022.90-375  
date: 8-12-09  
book: page:  
file name: 99022E110.dwg

EXHIBIT A

ERICKSON | SEDERSTROM, P.C.

Attorneys

10330 Regency Parkway Drive

Omaha, Nebraska

**NOTICE OF PROPOSED ASSESSMENTS**  
SANITARY AND IMPROVEMENT DISTRICT NO. 282 OF  
SARPY COUNTY, NEBRASKA

NOTICE IS HEREBY GIVEN to whom it may concern, that the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska will conduct a hearing and meet at 4:00 p.m. on the 20<sup>th</sup> day of May, 2010, at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, to consider objections, if any, to sitting as a Board of Adjustment and Equalization to adjust and equalize proposed assessments, and thereafter, to levy special assessments upon all of the lots or parcels of ground within the District which are thereby specially benefited to the extent of such special benefits, and otherwise to arrange for the payment of costs thereof, not so specially assessed as general obligations of the entire District, with respect to the completed and accepted improvements as follows: Sanitary Sewer & Storm Sewer, Section II; Sewer Platting Fees, Section II; Paving, Section II; Water, Section II; Water Section III; Power, Section II; and Arterial Street Improvements, Hwy 370.

That Lamp Rynearson & Associates, the engineers engaged by the District, has heretofore made and there are on file with the Clerk of the District, available for public inspection, at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, a complete statement of all costs of said improvements, a plat of the property in the District and a schedule of the amounts proposed to be assessed against each separate piece of property in the District, that all objections to said statement, plat or schedule and to any prior proceedings of the District on account of errors, irregularities, or inequalities or to any such payment as general obligations of the entire District, not made in writing and filed with the Clerk of the District at

the address noted above, within twenty (20) days after the first publication of this notice, shall be deemed to have been waived; but that any such objection, made and filed, shall otherwise be considered by the Board of Trustees at said time and place. The agenda for such meeting, kept continuously current, is available for public inspection at such address and includes the payment of bills and general business of the District.

SANITARY AND IMPROVEMENT DISTRICT  
NO. 282 SARPY COUNTY, NEBRASKA

BY: Dawn M. Buck, Clerk

# AFFIDAVIT OF PUBLICATION

STATE OF NEBRASKA }  
 } SS.  
County of Sarpy }

Being duly sworn, upon oath, Shon Barenklau deposes and says that he is the Publisher or Kirk Hoffman deposes and says that he is the Business Manager of the **Bellevue Leader, Papillion Times, Gretna Breeze and Springfield Monitor**, legal newspapers of general circulation in Sarpy County, Nebraska, and published therein; that said newspaper has been established for more than one year last past; that it has a bona-fide paid subscription list of more than three hundred; that to this personal knowledge, the advertisement, a copy of which is hereto attached, was printed in the said newspaper once each week, the first insertion having been on:

Thursday, April 29, 2010  
Thereafter, Thursday, May 6, 2010

Papillion Times  
Papillion Times

And that said newspaper is a legal newspaper under the statutes of the State of Nebraska. The above facts are within my personal knowledge.

  
\_\_\_\_\_  
Shon Barenklau OR Kirk Hoffman  
Publisher Business Manager

ERICKSON | SEDERSTROM, P.C.  
Attorneys  
10330 Regency Parkway Drive  
Omaha, Nebraska  
**NOTICE OF PROPOSED ASSESSMENTS**  
SANITARY AND IMPROVEMENT DISTRICT NO. 282 OF SARPY COUNTY, NEBRASKA

and filed, shall otherwise be considered by the Board of Trustees at said time and place. The agenda for such meeting, kept continuously current, is available for public inspection at such address and includes the payment of bills and general business of the District.  
SANITARY AND IMPROVEMENT DISTRICT NO. 282 SARPY COUNTY, NEBRASKA

BY: Dawn M. Buck, Clerk  
1224222; 4/29; 5/6

NOTICE IS HEREBY GIVEN to whom it may concern, that the Board of Trustees of Sanitary and Improvement District No. 282 of Sarpy County, Nebraska will conduct a hearing and meet at 4:00 p.m. on the 20th day of May, 2010, at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, to consider objections, if any, to sitting as a Board of Adjustment and Equalization to adjust and equalize proposed assessments, and thereafter, to levy special assessments upon all of the lots or parcels of ground within the District which are thereby specially benefited to the extent of such special benefits, and otherwise to arrange for the payment of costs thereof, not so specially assessed as general obligations of the entire District, with respect to the completed and accepted improvements as follows: Sanitary Sewer & Storm Sewer, Section II; Sewer Platting Fees, Section II; Paving, Section II; Water, Section II; Water Section III; Power, Section II; and Arterial Street Improvements, Hwy 370.

Today's Date 05-05-2010

Signed in my presence and sworn to before me:

  
\_\_\_\_\_  
Notary Public



Printer's Fee \$ 53.91  
Customer Number: 1150  
Order Number: 0001224222

That Lamp Rynearson & Associates, the engineers engaged by the District, has heretofore made and there are on file with the Clerk of the District, available for public inspection, at the offices of Wick's Truck Trailer, 10580 South 147th Street, Omaha, Nebraska, a complete statement of all costs of said improvements, a plat of the property in the District and a schedule of the amounts proposed to be assessed against each separate piece of property in the District, that all objections to said statement, plat or schedule and to any prior proceedings of the District on account of errors, irregularities, or inequalities or to any such payment as general obligations of the entire District, not made in writing and filed with the Clerk of the District at the address noted above, within twenty (20) days after the first publication of this notice, shall be deemed to have been waived; but that any such objection, made