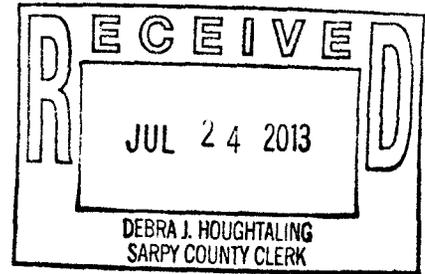


TO: The County Clerk of Sarpy County, Nebraska  
The City Clerk of Papillion, Sarpy County, Nebraska



NOTICE

Please take notice that on June 7, 2013, a Petition was filed with the Sarpy County District Court indexed as in the matter of Sanitary and Improvement District No. 293 of Sarpy County, Nebraska, Doc. CI13, Page 884, the purpose of which was the formation of a Sanitary and Improvement District in accordance with Sections 31-727 to 31-793, Reissue Rev. Stat. of Nebraska, 1943, and that a Decree in response to such Petition was entered in the Sarpy County District Court under the date of June 11, 2013. Copies of the Petition, Articles of Association and Decree are attached hereto and incorporated herein by this reference.

SANITARY AND IMPROVEMENT DISTRICT  
NO. 293 OF SARPY COUNTY, NEBRASKA

By *Doris J. Nicholson*  
DORIS J. NICHOLSON, Clerk

**COPY**

IN THE DISTRICT COURT OF SARPY COUNTY, NEBRASKA

IN THE MATTER OF )  
 )  
SANITARY AND IMPROVEMENT )  
DISTRICT NO. 293 OF SARPY )  
COUNTY, NEBRASKA )

DOC. CI13

NO. 884

PETITION

FILED  
SARPY COUNTY  
DISTRICT COURT  
2013 JUN -7 PM 3:19  
Carol Hansen  
CLERK DISTRICT COURT

Come now Petitioner and states:

1. The undersigned is the owner of all the real estate more particularly described as set out in Exhibit "A" hereto attached; and no part of such real property is located within the limits of any municipal corporation or used for industrial purposes.

2. The undersigned has this date filed in the office of the Clerk of the District Court of Sarpy County, Nebraska, Articles of Association heretofore duly made and signed by them for the formation and organization of the proposed district more particularly described as set out in Exhibit "B" hereto attached.

3. All of the provisions of Sections 31-727 to 31-793, Reissued Revised Statutes of Nebraska, 1943, as amended, and all other applicable provisions of law have been completely and fully complied with; and the proposed district should be declared to be a sanitary and improvement district under such Sections.

WHEREFORE, Petitioners pray:

1. That the Court find that the owner of the real property described in Exhibit "A" and embraced within the limits of proposed Sanitary and Improvement District No. 293 of Sarpy County, Nebraska, has executed proper Articles of Association for its formation and organization described in Exhibit "B" and has caused this Petition to be filed on its behalf; and

2. That the Court further find, declare, and decree that Sanitary and Improvement District No. 293 of Sarpy County, Nebraska, has been duly and lawfully formed and organized as a public corporation of Nebraska and constitutes a sanitary and improvement district under Sections 31-727 to 31-793, Reissue Revised Statutes of Nebraska, 1943, as amended, entitled to exercise all powers, privileges, and rights thereto granted by law and that the persons designated as Trustees by its Articles of Association constitute its initial Board of Trustees to serve until their successors are elected and qualified.

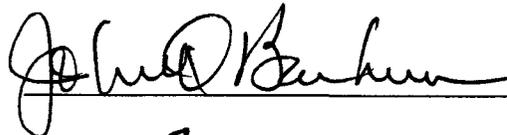
DATED: June 7<sup>th</sup>, 2013.

B.H.I. DEVELOPMENT, INC., a Nebraska corporation, Petitioner

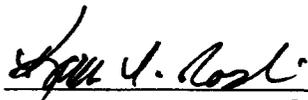
By   
John Q. Bachman (#15622)  
PANSING HOGAN ERNST & BACHMAN LLP  
10250 Regency Circle, Suite 300  
Omaha, NE 68114 (402) 397-5500

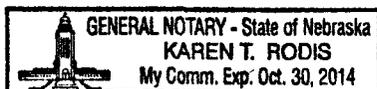
STATE OF NEBRASKA )  
 ) ss.  
COUNTY OF DOUGLAS )

JOHN Q. BACHMAN, being first duly sworn, on his oath deposes and says that he is one of the attorneys for Petitioner, B.H.I. DEVELOPMENT, INC., a Nebraska corporation; that he is duly authorized to file the foregoing Petition on behalf of the Petitioner; that he has read and knows its contents; and that the statements therein made are true as he verily believes.



SUBSCRIBED AND SWORN to before me this 7<sup>th</sup> day of June, 2013.

  
Notary Public

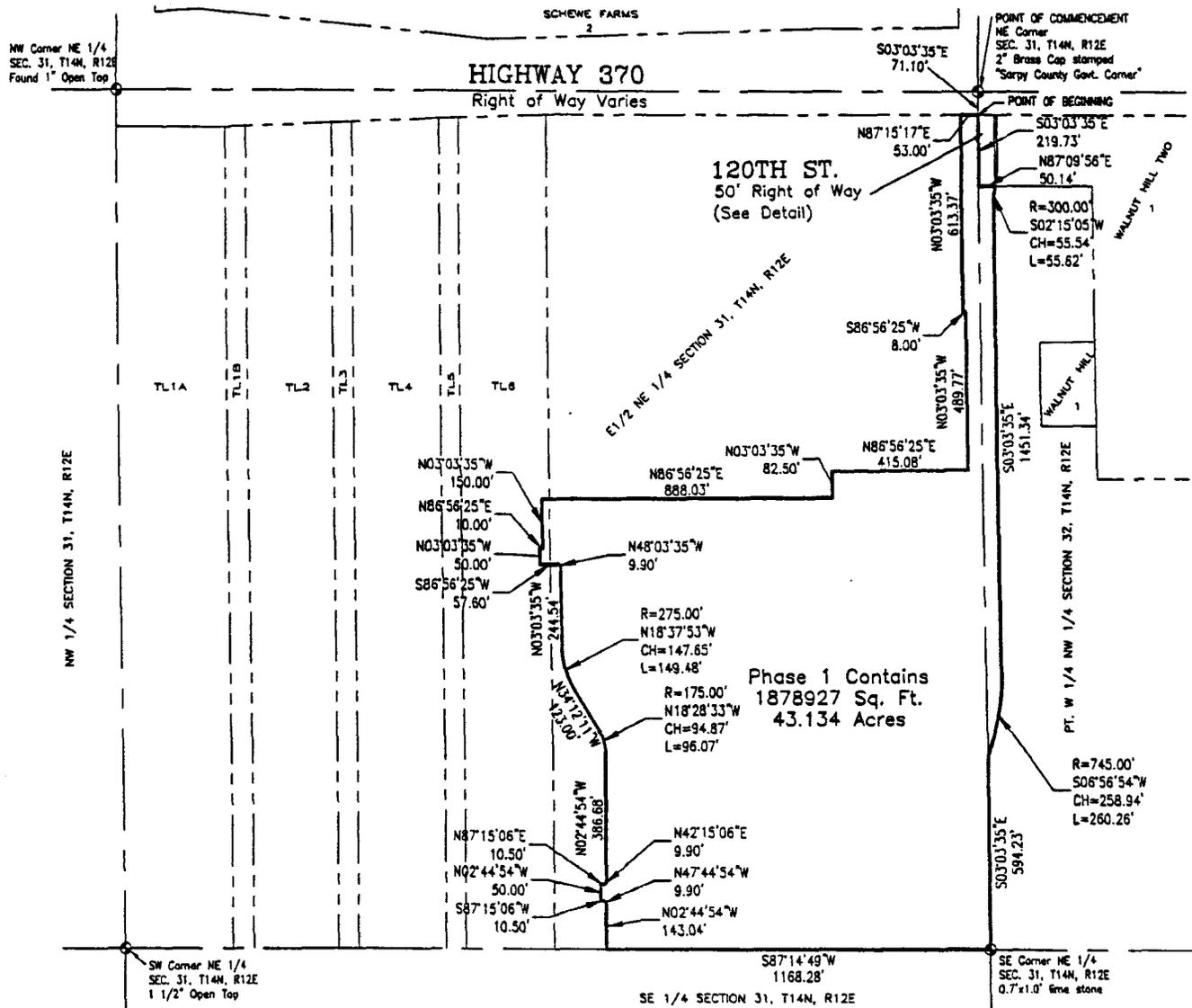
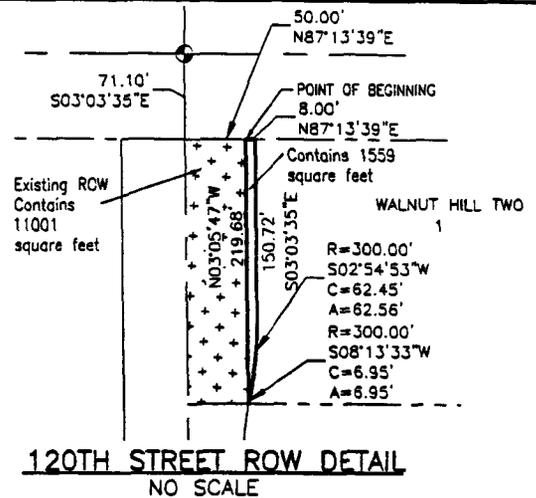


# LEGAL DESCRIPTION

Part of Tax Lot 6, TOGETHER WITH, part of the East Half all in the Northeast Quarter of Section 31, AND ALSO TOGETHER WITH, that part of the West Quarter of the Northwest Quarter of Section 32, all in Township 14 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska the entire parcel is described as follows: (SEE ATTACHED SHEET FOR COMPLETE LEGAL DESCRIPTION.)

## LEGEND

- SECTION LINE
- SECTION CORNER
- BOUNDARY LINE
- EXISTING RIGHT OF WAY



**LAMP RYNEARSON & ASSOCIATES**

14710 West Dodge Road, Suite 100 402.496.2498 | P  
Omaha, Nebraska 68154-2027 402.496.2730 | F  
www.LRA-Inc.com

drawn by EAM	designed by MRT	reviewed by MRT	project - task number 0112043.01-003	date 5-22-2013	book and page	revisions
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### Phase I Legal

Part of Tax Lot 6, TOGETHER WITH, part of the East Half all in the Northeast Quarter of Section 31, ALSO TOGETHER WITH, that part of the West Quarter of the Northwest Quarter of Section 32, all in Township 14 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska the entire parcel is described as follows:

Commencing at a 2" Brass Cap stamped "Sarpy County Govt. Corner" at the northeast corner of the Northeast Quarter of said Section 31;

Thence South  $03^{\circ}03'35''$  East (bearings referenced to Nebraska State Plane NAD83-2008) for 71.10 feet along the east line of the Northeast Quarter of said Section 31 to the south right of way of the State of Nebraska Highway 370 and the TRUE POINT OF BEGINNING;

Thence South  $03^{\circ}03'35''$  East for 219.73 feet continuing along said east line to the present day south right of way line of 120<sup>th</sup> Street;

Thence North  $87^{\circ}09'58''$  East for 50.14 feet along said south right of way line;

Thence along a curve to the left (having a radius of 300.00 feet and a long chord bearing South  $02^{\circ}15'05''$  West for 55.54 feet) for an arc length of 55.62 feet;

Thence South  $03^{\circ}03'35''$  East for 1451.35 feet;

Thence along a curve to the right (having a radius of 745.00 feet and a long chord bearing South  $06^{\circ}56'54''$  West for 258.94 feet) for an arc length of 260.26 feet to the east line of the Northeast Quarter of said Section 31;

Thence South  $03^{\circ}03'35''$  East for 594.23 feet to the southeast corner of the Northeast Quarter of said Section 31;

Thence South  $87^{\circ}14'49''$  West for 1168.28 feet along the south line of the Northeast Quarter of said Section 31;

Thence North  $02^{\circ}44'54''$  West for 143.04 feet;

Thence North  $47^{\circ}44'54''$  West for 9.90 feet;

Thence South  $87^{\circ}15'06''$  West for 10.50 feet;

Thence North  $02^{\circ}44'54''$  West for 50.00 feet;

Thence North  $87^{\circ}15'06''$  East for 10.50 feet;

Thence North  $42^{\circ}15'06''$  East for 9.90 feet;

Thence North  $02^{\circ}44'54''$  West for 386.68 feet;

Thence along a curve to the left (having a radius of 175.00 feet and a long chord bearing North  $18^{\circ}28'33''$  West for 94.87 feet) for an arc length of 96.07 feet;

Thence North  $34^{\circ}12'11''$  West for 123.00 feet;

Thence along a curve to the right (having a radius of 275.00 feet and a long chord bearing North  $18^{\circ}37'53''$  West for 147.65 feet) for an arc length of 149.48 feet;

Thence North  $03^{\circ}03'35''$  West for 244.54 feet;

Thence North  $48^{\circ}03'35''$  West for 9.90 feet;

Thence South  $86^{\circ}56'25''$  West for 57.60 feet;

Thence North  $03^{\circ}03'35''$  West for 50.00 feet;

Thence North  $86^{\circ}56'25''$  East for 10.00 feet;

Thence North  $03^{\circ}03'35''$  West for 150.00 feet;

Thence North  $86^{\circ}56'25''$  East for 888.03 feet;

Thence North  $03^{\circ}03'35''$  West for 82.50 feet;

Thence North  $86^{\circ}56'25''$  East for 415.08 feet;

Thence North 03°03'35" West for 489.77 feet;  
Thence South 86°56'25" West for 8.00 feet;  
Thence North 03°03'35" West for 613.37 feet to the south right of way line of the State of  
Nebraska Highway 370;  
Thence North 87°15'17" East for 53.00 feet to the Point of Beginning.

AND ALSO TOGETHER WITH

That part of Lot 1, WALNUT HILL TWO, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska, described as follows:

Beginning at the northwest corner of said Lot 1;  
Thence North 87°13'39" East for 8.00 feet along the north line of said Lot 1;  
Thence South 03°03'35" East for 150.72 feet;  
Thence along a curve to the right (having a radius of 300.00 feet and a long chord bearing South 02°54'53" West for 62.45 feet) for an arc length of 62.56 feet;  
Thence along a curve to the left (having a radius of 300.00 feet and a long chord bearing South 08°13'33" West for 6.95 feet) for an arc length of 6.95 feet to the southwestern most corner of said Lot 1;  
Thence North 03°05'47" West for 219.68 feet along the west line of said Lot 1 to the Point of Beginning.  
Both parcels together contain 43.170 acres.

ARTICLES OF ASSOCIATION  
OF  
SANITARY AND IMPROVEMENT DISTRICT NO. 293  
OF SARPY COUNTY, NEBRASKA

KNOW ALL MEN BY THESE PRESENTS: THAT, the undersigned, being the owner having an interest in real property within the limits thereof, hereby associates itself for the formation of a sanitary and improvement district under the provisions of Sections 31-727 to 31-793, Reissue Revised Statutes of Nebraska, 1943, as amended, and all other applicable provisions of law and do hereby adopt these Articles of Association, to-wit:

ARTICLE I.  
Name

The name of the District is "Sanitary and Improvement District No. 293 of Sarpy County, Nebraska."

ARTICLE II.  
Existence

The existence of the District is perpetual.

ARTICLE III.  
Limits

The limits of the District are described as follows:

See Exhibit "A" attached hereto.

ARTICLE IV.  
Owner

The undersigned developer is the owner of property in said proposed District and its name and business address is set forth herein, as follows:

<u>NAME</u>	<u>ADDRESS</u>
B.H.I. Development, Inc.	11205 S. 150 <sup>th</sup> Street, Suite 100 Omaha, NE 68138

ARTICLE V.  
Purposes and Powers

The purposes for which the District is organized are, in general, to acquire, build, improve, install, maintain, remove, renew, repair, replace, or otherwise conduct or operate electric service lines and conduits, a system of sanitary and storm sewers, a water system, a civil defense warning system, a system of sidewalks, public highways, roads, and streets, public waterways, docks or wharfs, and related appurtenances, dikes and levees for flood protection, and public parks, playgrounds and other recreational facilities, to contract with any one or more corporations, municipalities, or persons for electricity for illumination of public highways, roads, and streets, for gas, for police protection and security services, for water for fire protection and resale to or use by residents within the district, and for disposal of or use of facilities for disposal or refuse, sewage, or other wastes, to contract with other governmental authorities and subdivisions in accordance with the provisions of the Interlocal Cooperation Act (Sections 23-2001 to 23-2007, Reissue Revised Statutes of Nebraska, 1943) as now in effect or as may be hereafter amended, and to perform any one or more other functions now or hereafter permitted under the provisions of Section 31-727 to 31-793, Reissue Revised Statutes of Nebraska, 1943, as amended, or any other applicable provisions of law; and, for the effectuation of its purposes, the powers of the district include without limitation all powers now or hereafter granted to under said provisions and all other powers now or hereafter granted to public corporations under the law of Nebraska appropriate, convenient, or necessary to said purposes.

ARTICLE VI.  
Liabilities of Owners

The undersigned, being the owner of real estate within the District, is willing to obligate itself to pay the tax or taxes hereafter levied against such property and the special assessment or assessments against real property benefitted hereafter assessed against them and also to pay the expenses necessary for installing a sewer, or water system, or both a sewer and water system, the cost of water for fire protection, the cost of grading, changing grade, paving, repairing, graveling, regravelling, widening, or narrowing sidewalks and roads, resurfacing or relaying existing pavement, or otherwise improving any public roads, streets, or highways within the District, the cost of constructing public waterways, docks or wharfs, and related appurtenances, the cost of constructing or contracting for the construction of dikes and levees for flood protection for the District, the cost of contracting for water for fire protection and for resale to residents of the District, the cost of contracting for police protection and security services, and the cost of electricity for street lighting for the public streets and highways within the district, the cost of civil defense warning system, the cost of installing gas and electric service lines and conduits, the cost of acquiring, improving and operating public parks, playgrounds, and recreation facilities, and, where permitted by this section, the cost of contracting for building, acquiring, improving, and operating public parks, playgrounds, and recreational facilities, as provided by the law of Nebraska.

ARTICLE VII.  
Board of Trustees

The following named persons are proposed as designated representative Trustees to serve on behalf of B.H.I. Development, Inc., owner of the property within the District and as described on Exhibit "A" attached hereto, as a Board of Trustees of the District until their successors are elected and qualified:

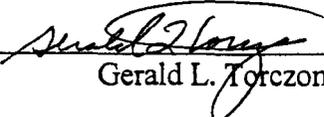
Gerald L. Torczon  
Doris J. Nicholson  
John R. Torczon  
Joadele Ressler  
Jerome Pieper

ARTICLE VIII.  
Adoption and Amendment

These Articles of Association take effect from and after their execution by the undersigned and the determination by the District Court of Sarpy County, Nebraska, of the District to be a public corporation of Nebraska; and thereafter the Board of Trustees has authority from time to time, with or without approval of the District Court of Sarpy County, Nebraska, as provided by the law of Nebraska, to alter, amend, or revoke all or any part of these Articles of Association.

IN WITNESS WHEREOF, the undersigned has executed these Articles of Association on  
June 7, 2013.

B.H.I. DEVELOPMENT, INC., a Nebraska  
corporation,

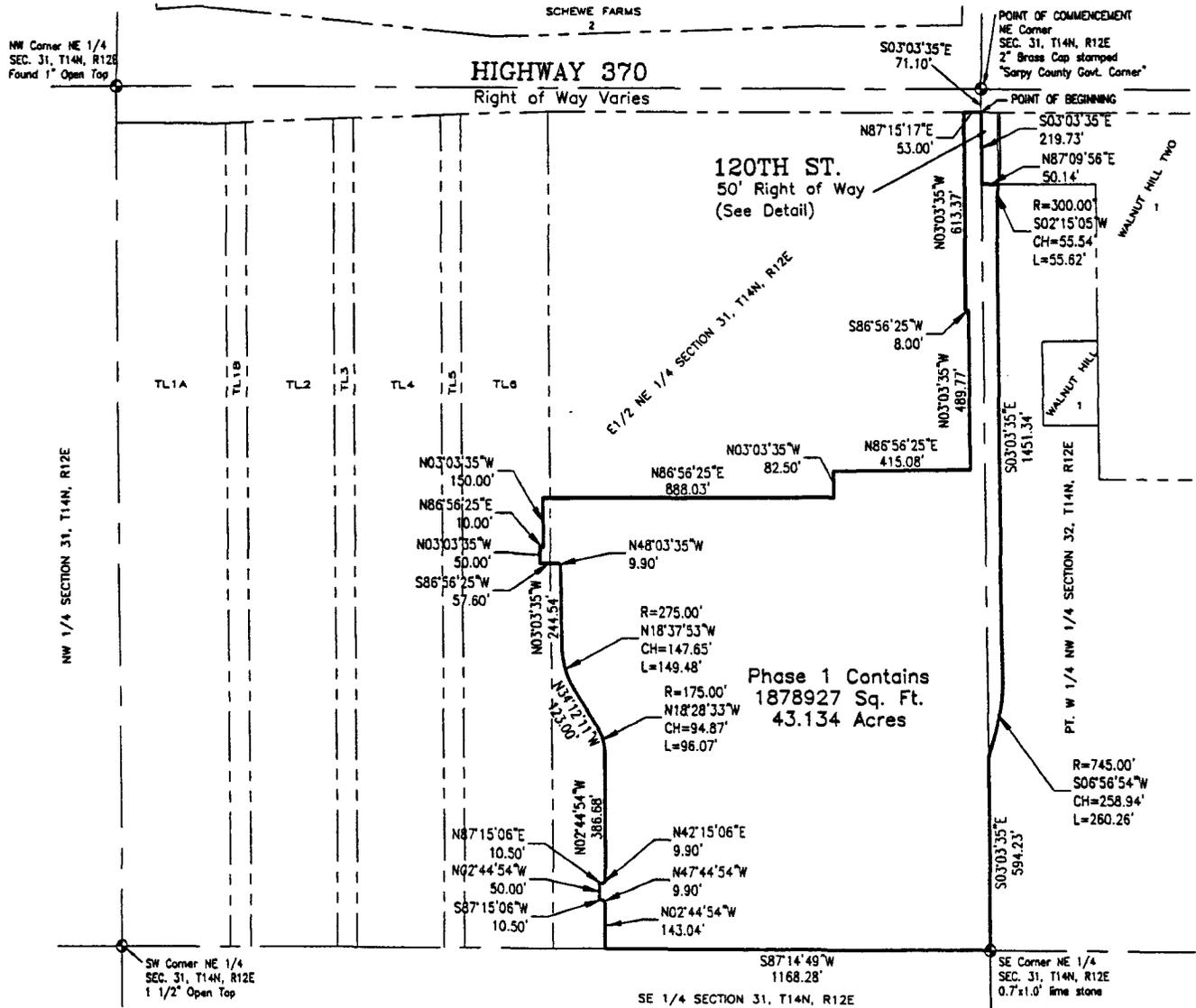
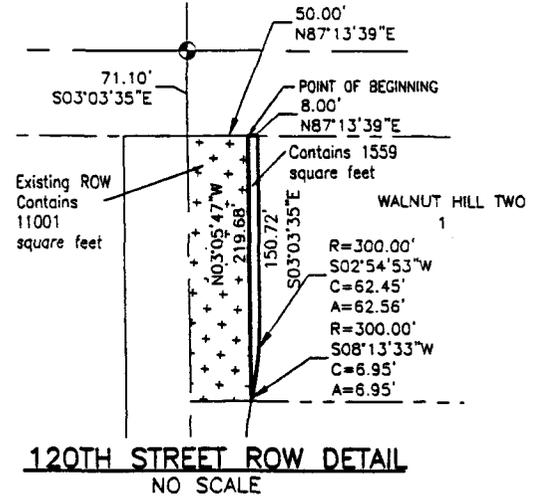
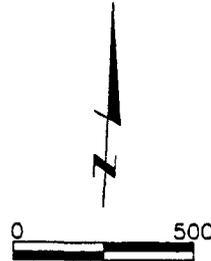
By   
Gerald L. Torczon, President

# LEGAL DESCRIPTION

Part of Tax Lot 6, TOGETHER WITH, part of the East Half all in the Northeast Quarter of Section 31, AND ALSO TOGETHER WITH, that part of the West Quarter of the Northwest Quarter of Section 32, all in Township 14 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska the entire parcel is described as follows: (SEE ATTACHED SHEET FOR COMPLETE LEGAL DESCRIPTION.)

## LEGEND

- SECTION LINE
- SECTION CORNER
- BOUNDARY LINE
- EXISTING RIGHT OF WAY



**LAMP RYNEARSON & ASSOCIATES**

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 Omaha, Nebraska 68154-2027 402.496.2730 | F  
 www.LRA-Inc.com

drawn by EAM	designed by MRT	reviewed by MRT	project - task number 0112043.01-003	date 5-22-2013	book and page	revisions
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### Phase I Legal

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Thence along a curve to the left (having a radius of 300.00 feet and a long chord bearing South 02°15'05" West for 55.54 feet) for an arc length of 55.62 feet;

Thence South 03°03'35" East for 1451.35 feet;

Thence along a curve to the right (having a radius of 745.00 feet and a long chord bearing South 06°56'54" West for 258.94 feet) for an arc length of 260.26 feet to the east line of the Northeast Quarter of said Section 31;

Thence South 03°03'35" East for 594.23 feet to the southeast corner of the Northeast Quarter of said Section 31;

Thence South 87°14'49" West for 1168.28 feet along the south line of the Northeast Quarter of said Section 31;

Thence North 02°44'54" West for 143.04 feet;

Thence North 47°44'54" West for 9.90 feet;

Thence South 87°15'06" West for 10.50 feet;

Thence North 02°44'54" West for 50.00 feet;

Thence North 87°15'06" East for 10.50 feet;

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Thence North 34°12'11" West for 123.00 feet;

Thence along a curve to the right (having a radius of 275.00 feet and a long chord bearing North 18°37'53" West for 147.65 feet) for an arc length of 149.48 feet;

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Both parcels together contain 43.170 acres.

**COPY**

ARTICLES OF ASSOCIATION

OF

SANITARY AND IMPROVEMENT DISTRICT NO. 293  
OF SARPY COUNTY, NEBRASKA

FILED  
SARPY COUNTY  
DISTRICT COURT  
2013 JUN -7 PM 3:19  
*Carol Hansen*  
CLERK DISTRICT COURT

KNOW ALL MEN BY THESE PRESENTS: THAT, the undersigned, being the owner having an interest in real property within the limits thereof, hereby associates itself for the formation of a sanitary and improvement district under the provisions of Sections 31-727 to 31-793, Reissue Revised Statutes of Nebraska, 1943, as amended, and all other applicable provisions of law and do hereby adopt these Articles of Association, to-wit:

ARTICLE I.

Name

The name of the District is "Sanitary and Improvement District No. 293 of Sarpy County, Nebraska."

ARTICLE II.

Existence

The existence of the District is perpetual.

ARTICLE III.

Limits

The limits of the District are described as follows:

See Exhibit "A" attached hereto.

ARTICLE IV.

Owner

The undersigned developer is the owner of property in said proposed District and its name and business address is set forth herein, as follows:

NAME

ADDRESS

B.H.I. Development, Inc.

11205 S. 150<sup>th</sup> Street, Suite 100  
Omaha, NE 68138

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Purposes and Powers

The purposes for which the District is organized are, in general, to acquire, build, improve, install, maintain, remove, renew, repair, replace, or otherwise conduct or operate electric service lines and conduits, a system of sanitary and storm sewers, a water system, a civil defense warning system, a system of sidewalks, public highways, roads, and streets, public waterways, docks or wharfs, and related appurtenances, dikes and levees for flood protection, and public parks, playgrounds and other recreational facilities, to contract with any one or more corporations, municipalities, or persons for electricity for illumination of public highways, roads, and streets, for gas, for police protection and security services, for water for fire protection and resale to or use by residents within the district, and for disposal of or use of facilities for disposal or refuse, sewage, or other wastes, to contract with other governmental authorities and subdivisions in accordance with the provisions of the Interlocal Cooperation Act (Sections 23-2001 to 23-2007, Reissue Revised Statutes of Nebraska, 1943) as now in effect or as may be hereafter amended, and to perform any one or more other functions now or hereafter permitted under the provisions of Section 31-727 to 31-793, Reissue Revised Statutes of Nebraska, 1943, as amended, or any other applicable provisions of law; and, for the effectuation of its purposes, the powers of the district include without limitation all powers now or hereafter granted to under said provisions and all other powers now or hereafter granted to public corporations under the law of Nebraska appropriate, convenient, or necessary to said purposes.

ARTICLE VI.  
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ARTICLE VII.  
Board of Trustees

The following named persons are proposed as designated representative Trustees to serve on behalf of B.H.I. Development, Inc., owner of the property within the District and as described on Exhibit "A" attached hereto, as a Board of Trustees of the District until their successors are elected and qualified:

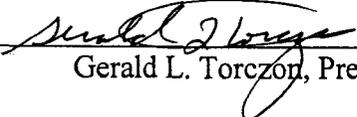
Gerald L. Torczon  
Doris J. Nicholson  
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ARTICLE VIII.  
Adoption and Amendment

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IN WITNESS WHEREOF, the undersigned has executed these Articles of Association on  
June 7, 2013.

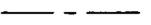
B.H.I. DEVELOPMENT, INC., a Nebraska  
corporation,

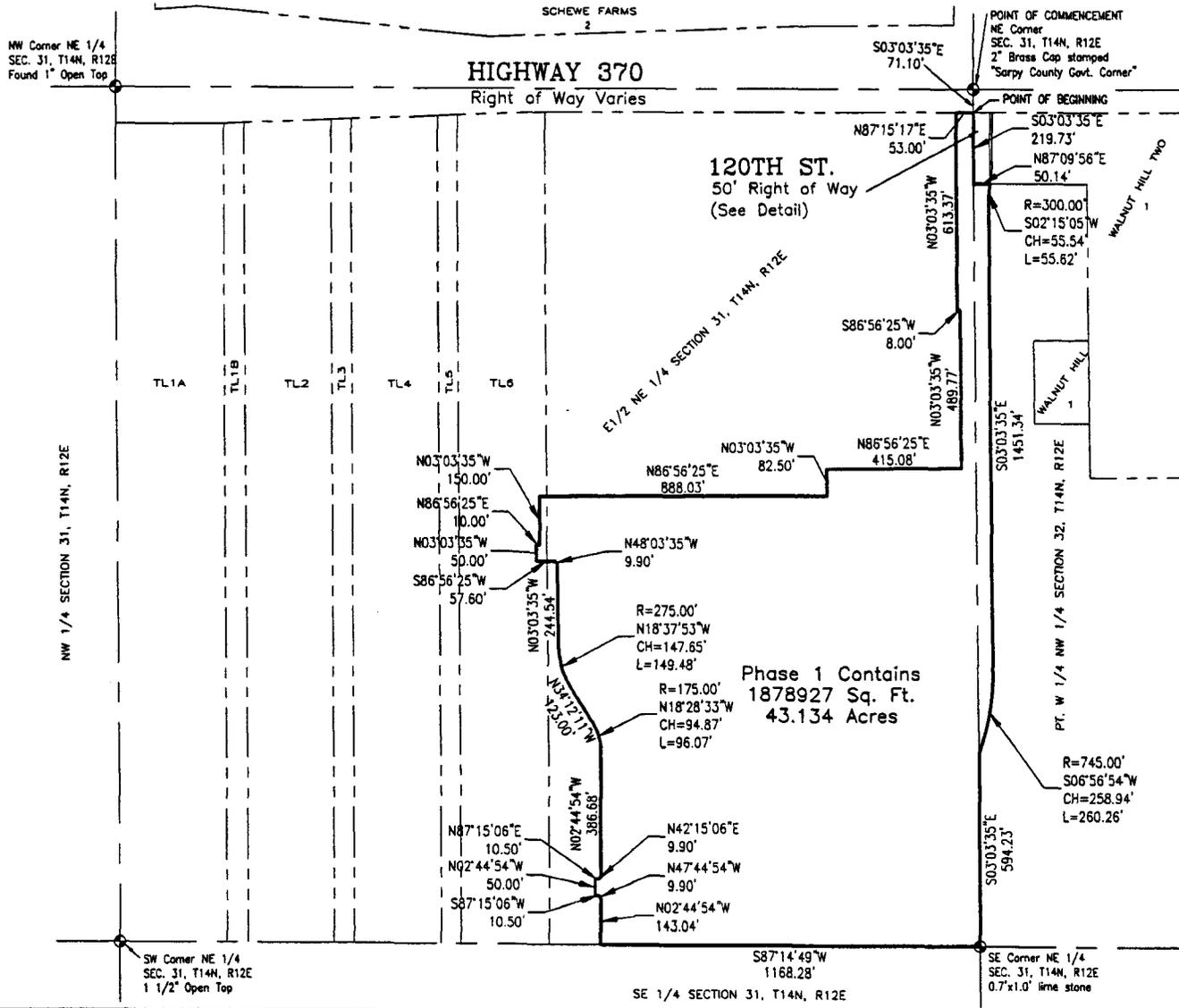
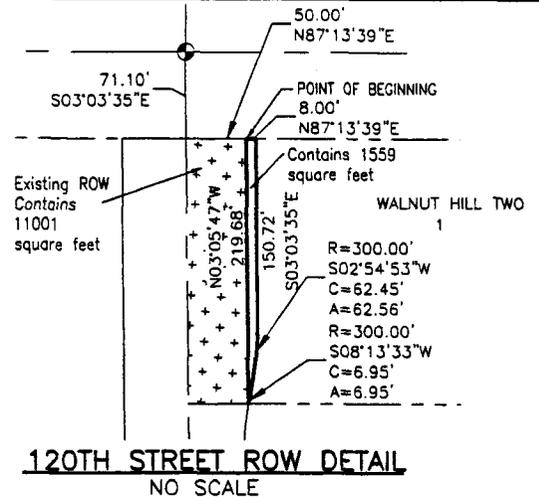
By   
Gerald L. Torczon, President

# LEGAL DESCRIPTION

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-  BOUNDARY LINE
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**LAMP RYNEARSON & ASSOCIATES**

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 Omaha, Nebraska 68154-2027 402.496.2730 | F  
 www.LRA-Inc.com

drawn by	designed by	reviewed by	project - task number	date	book and page	revisions
EAM		MRT	0112043.01-003	5-22-2013		

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### Phase I Legal

Part of Tax Lot 6, TOGETHER WITH, part of the East Half all in the Northeast Quarter of Section 31, ALSO TOGETHER WITH, that part of the West Quarter of the Northwest Quarter of Section 32, all in Township 14 North, Range 12 East of the 6th P.M., Sarpy County, Nebraska the entire parcel is described as follows:

Commencing at a 2" Brass Cap stamped "Sarpy County Govt. Corner" at the northeast corner of the Northeast Quarter of said Section 31;

Thence South 03°03'35" East (bearings referenced to Nebraska State Plane NAD83-2008) for 71.10 feet along the east line of the Northeast Quarter of said Section 31 to the south right of way of the State of Nebraska Highway 370 and the TRUE POINT OF BEGINNING;

Thence South 03°03'35" East for 219.73 feet continuing along said east line to the present day south right of way line of 120<sup>th</sup> Street;

Thence North 87°09'58" East for 50.14 feet along said south right of way line;

Thence along a curve to the left (having a radius of 300.00 feet and a long chord bearing South 02°15'05" West for 55.54 feet) for an arc length of 55.62 feet;

Thence South 03°03'35" East for 1451.35 feet;

Thence along a curve to the right (having a radius of 745.00 feet and a long chord bearing South 06°56'54" West for 258.94 feet) for an arc length of 260.26 feet to the east line of the Northeast Quarter of said Section 31;

Thence South 03°03'35" East for 594.23 feet to the southeast corner of the Northeast Quarter of said Section 31;

Thence South 87°14'49" West for 1168.28 feet along the south line of the Northeast Quarter of said Section 31;

Thence North 02°44'54" West for 143.04 feet;

Thence North 47°44'54" West for 9.90 feet;

Thence South 87°15'06" West for 10.50 feet;

Thence North 02°44'54" West for 50.00 feet;

Thence North 87°15'06" East for 10.50 feet;

Thence North 42°15'06" East for 9.90 feet;

Thence North 02°44'54" West for 386.68 feet;

Thence along a curve to the left (having a radius of 175.00 feet and a long chord bearing North 18°28'33" West for 94.87 feet) for an arc length of 96.07 feet;

Thence North 34°12'11" West for 123.00 feet;

Thence along a curve to the right (having a radius of 275.00 feet and a long chord bearing North 18°37'53" West for 147.65 feet) for an arc length of 149.48 feet;

Thence North 03°03'35" West for 244.54 feet;

Thence North 48°03'35" West for 9.90 feet;

Thence South 86°56'25" West for 57.60 feet;

Thence North 03°03'35" West for 50.00 feet;

Thence North 86°56'25" East for 10.00 feet;

Thence North 03°03'35" West for 150.00 feet;

Thence North 86°56'25" East for 888.03 feet;

Thence North 03°03'35" West for 82.50 feet;

Thence North 86°56'25" East for 415.08 feet;

Thence North 03°03'35" West for 489.77 feet;  
Thence South 86°56'25" West for 8.00 feet;  
Thence North 03°03'35" West for 613.37 feet to the south right of way line of the State of  
Nebraska Highway 370;  
Thence North 87°15'17" East for 53.00 feet to the Point of Beginning.

AND ALSO TOGETHER WITH

That part of Lot 1, WALNUT HILL TWO, a subdivision, as surveyed, platted and  
recorded in Sarpy County, Nebraska, described as follows:

Beginning at the northwest corner of said Lot 1;

Thence North 87°13'39" East for 8.00 feet along the north line of said Lot 1;

Thence South 03°03'35" East for 150.72 feet;

Thence along a curve to the right (having a radius of 300.00 feet and a long chord  
bearing South 02°54'53" West for 62.45 feet) for an arc length of 62.56 feet;

Thence along a curve to the left (having a radius of 300.00 feet and a long chord bearing  
South 08°13'33" West for 6.95 feet) for an arc length of 6.95 feet to the southwestern most  
corner of said Lot 1;

Thence North 03°05'47" West for 219.68 feet along the west line of said Lot 1 to the  
Point of Beginning.

Both parcels together contain 43.170 acres.

FILED  
SARPY COUNTY  
DISTRICT COURT  
IN THE DISTRICT COURT OF SARPY COUNTY, NEBRASKA  
2013 JUN 11 PM 1:41

IN THE MATTER OF

SANITARY AND IMPROVEMENT  
DISTRICT NO. 293 OF SARPY  
COUNTY, NEBRASKA

*Carol Stamer* DOC *CI13*  
CLERK DISTRICT COURT

NO. 884

**COPY**

DECREE

This matter having come on for hearing upon the Petition filed on behalf of the owner having an interest in real property within the limits of proposed Sanitary and Improvement District No. 293 of Sarpy County, Nebraska, the boundaries to which are more particularly described in Exhibit "A" thereto attached and by this reference herein incorporated, together with Articles of Association executed by the owner, as more particularly described in Exhibit "B" attached to the Petition and by this reference herein incorporated, the Court, being fully advised in the premises and having considered the evidence, finds generally that the allegations of the Petition are true and that the prayer thereof should be granted and finds specifically:

1. That the owner of all of the real estate included within the limits of such district has duly authorized the execution of the Petition on its behalf and has duly executed and filed in the office of the Clerk of the Court Articles of Association as required by Section 31-727 to 31-793, Reissue Revised Statutes of Nebraska, 1943, as amended, and all other applicable provisions of law; and that, there being no known or unknown owners of real property nor residents nor nonresidents of Nebraska who will be benefitted by the formation of such district and who have not joined in its organization and the execution of such Articles of Association, issuance and service of summons, notice, or other process may and should be dispensed with as unnecessary;

2. That the Court has personal jurisdiction of the Petitioner in this matter and also jurisdiction of its subject matter pursuant to the provisions of Sections 31-727 to 31-793, Reissue Revised Statutes of Nebraska, 1943, as amended, and all other applicable provisions of law;

3. That the formation and organization of such district is and will be conducive to the public convenience, health, and welfare of all of the present and future owners having an interest in real property within its limits and all residents or other occupants within its limits;

4. That no part of the real property within the limits of such district is located within the limits of any municipal corporation or used for industrial purposes; and

5. That the five persons designated in the Articles of Association as initial Trustees are suitable persons, are the designated representative Trustees of the owner of real property within the limits of such district, and may and should be declared to constitute the Board of Trustees of such district to serve until their successors are elected and qualified.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED:

1. That the Sanitary and Improvement District No. 293 of Sarpy County, Nebraska, having been duly formed and organized as provided by law, be, and it hereby is, declared to be a public corporation of Nebraska under the provisions of Sections 31-727 to 31-793, Reissue Revised Statutes of Nebraska, 1943, as amended, and all other applicable provisions of law and under the Articles of Association and with the real property within its limits as in this Decree above-described and to be entitled to exercise all of the powers, privileges, and rights thereto granted by law;

2. That the five (5) Trustees nominated be, and they hereby are, approved, confirmed and declared to be and constitute the Board of Trustees of such district to serve until their successors are elected and qualified; and

3. That the Clerk of the Court be, and he hereby is, directed within twenty (20) days hereafter to transmit to the Secretary of State of Nebraska, for filing in the office thereof as provided by law, a certified copy of the record hereto relating and to provide, for filing in the office of the County Clerk of Sarpy County, Nebraska, together with a plat of the real property within the limits of said district, an additional certified copy of said record.

DATED: June 11, 2013.

BY THE COURT:



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District Judge

PREPARED AND SUBMITTED BY:

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**SIGNED COPY**