

CERTIFICATE

The undersigned hereby certify that they are the Chairperson and Clerk of Sanitary and Improvement District Number 313 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.

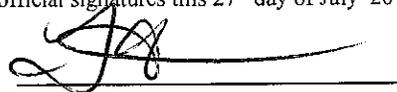
3. All of the subjects addressed at the Meeting were contained in the agenda for the Meeting, which agenda was kept continually current and readily available for public inspection at the address listed in the meeting notice for the Meeting and a copy of which is attached to this Certificate; such subjects 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, for 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 27th day of July 2016



Chairperson



Clerk

**TRUSTEES OF SANITARY AND IMPROVEMENT DISTRICT NO. 313
OF SARPY COUNTY, NEBRASKA**

The meeting of the Board of Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska was convened in open and public session at 9:00 A.M. on July 27, 2016 at 10333 So. 152nd Street, Omaha, Nebraska.

Present at the meeting were Trustees Tom Falcone, Jeff Elliott, Bob Miller and Dan Miller.

Notice of the meeting was given in advance thereof by publication in The Bellevue Leader on July 13 and July 20, 2016, a 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 a copy of their Acknowledgment of Receipt of Notice is attached to these minutes. Availability of the agenda was communicated in the published notice and in the notice to the Trustees of this meeting. All proceedings of the Board were taken while the convened meeting was open to the attendance of the public.

The Clerk then certified that notice of this meeting had been given to the Sarpy County Clerk of Papillion, Nebraska at least seven days prior to the time set by the Board of Trustees for this meeting and filed his Certificate to that effect, said Certificate being attached to these minutes and made a part hereof by this reference.

The Chairman then stated that a copy of the Nebraska Open Meeting Laws was available for review and inspection and stated the location of said copy in the room in which such meeting was being held.

The Clerk then announced that the last publication of the notice of this meeting was more than five days prior to the time set by the Board of Trustees for public hearing, as set forth in the Proof of Publication. The Clerk further announced that notice had been posted in three conspicuous places within the District and filed his Certificate to that effect, said Certificate being attached to these minutes and made a part hereof by this reference.

The Clerk then stated that no petition opposing the Resolution of Necessity had been filed by any of the property owners within the District nor by any other person and no person appeared at the meeting or made any objections to the proposed Resolution of Necessity.

The Trustees then voted "aye" and passed and adopted the proposed Resolution of Advisability and Necessity, the same being the Resolution adopted in form at the meeting of the

Board of Trustees held on July 7, 2016, which Resolution is set forth in full in the Proof of Publication attached hereto; the Trustees then passed the following resolution:

BE IT RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska that the Resolution of Necessity for the District for the construction of Sanitary Sewer System - Section I be and hereby is approved as proposed at the meeting of the Board of Trustees held on July 7, 2016.

The Clerk then announced that the last publication of the notice of this meeting was more than five days prior to the time set by the Board of Trustees for public hearing, as set forth in the Proof of Publication. The Clerk further announced that notice had been posted in three conspicuous places within the District and filed his Certificate to that effect, said Certificate being attached to these minutes and made a part hereof by this reference.

The Clerk then stated that no petition opposing the Resolution of Necessity had been filed by any of the property owners within the District nor by any other person and no person appeared at the meeting or made any objections to the proposed Resolution of Necessity.

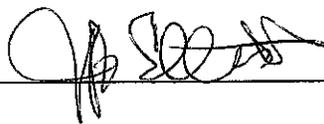
The Trustees then voted "aye" and passed and adopted the proposed Resolution of Advisability and Necessity, the same being the Resolution adopted in form at the meeting of the Board of Trustees held on July 7, 2016, which Resolution is set forth in full in the Proof of Publication attached hereto; the Trustees then passed the following resolution:

BE IT RESOLVED by the Board of Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska that the Resolution of Necessity for the District for the payment to MWSD LLC for the purchase of useable park property within the District in connection with Park Acquisition, Outlot A, Garden Oaks be and hereby is approved as proposed at the meeting of the Board of Trustees held on July 7, 2016.

There being no further business to come before the meeting, the meeting was adjourned.



Chairman



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 Ron Petak deposes and says that he is the Executive Editor of the Bellevue Leader, Papillion Times, Gretna Breeze and Springfield Monitor, equal newspapers of general circulation in Sarpy County, Nebraska, and published herein; 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:

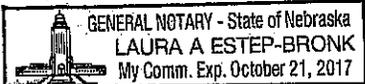
Wednesday, July 13, 2016 Bellevue Leader
Thereafter, Wednesday, July 20, 2016 Bellevue Leader

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

Signature of Ron Petak
Shon Barenklau OR Ron Petak
Publisher Executive Editor

Today's Date 7-20-16
Signed in my presence and sworn to before me

Signature of Notary Public



Printer's Fee \$ 320.32
Customer Number: 40972
Order Number: 0001962663

FULLENKAMP, DOYLE & JOBEUN
11440 WEST CENTER ROAD
OMAHA, NEBRASKA 68144
SANITARY AND IMPROVEMENT
DISTRICT NO. 313
OF SARPY COUNTY, NEBRASKA

NOTICE
NOTICE IS HEREBY GIVEN that a meeting of the Board of Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska will be held at 9:00 A.M. on July 27, 2016 at 10333 So. 152nd Street #2, Omaha, Nebraska, which meeting will be open to the public. The agenda for such meeting, kept continuously current, is available for public inspection at 11440 West Center Road, Omaha, Nebraska and includes the payment of bills of the District and the consideration and passing or amending and passing the following Resolution; to-wit:
BE IT RESOLVED that the Board of Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska find and determine that it is advisable and necessary for the District to construct an improvement within the boundaries of the District, said improvements to be designated as Sanitary Sewer, Storm Sewer & Paving and shall be constructed as follows:
SANITARY SEWER SYSTEM
SECTION I
The work to be performed in this improvement shall consist of the installation of an 8" and 6" internal diameter PVC sanitary sewer pipe including other approved materials together with manholes, structures, necessary appurtenances and other items of work incidental and necessary for a completed project.

located in dedicated public right-of-way or dedicated public sanitary sewer easements.
A. Construct 8-inch internal diameter sanitary sewer pipe in the following locations:
1. Robin Drive from proposed manhole #12 located 25 feet more or less south of the southeast corner of Lot 98, Garden Oaks; thence easterly and southerly a distance of 160 feet more or less to proposed manhole #10 located 40 feet more or less east of the northeast corner of Lot 100, Garden Oaks.
2. Robin Circle from proposed manhole #7 located in the center of col-de-sac; thence westerly a distance of 125 feet more or less to proposed manhole #6 located 30 feet more or less east of the northeast corner of Lot 146, Garden Oaks; thence northerly a distance of 120 feet more or less to proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.
3. S. 185th Street from proposed manhole #10 located 40 feet more or less east of the northeast corner of Lot 100, Garden Oaks; thence easterly and northerly a distance of 300 feet more or less to proposed manhole #9 in the intersection of S. 185th St. and Greenleaf St.
4. S. 185th Circle through S. 185th Street from proposed manhole #35 located in the center of col-de-sac; thence southerly and easterly a distance of 1,000 feet more or less to proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.
5. Greenleaf Street from proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.; thence northerly and easterly a distance of 1,700 feet more or less to existing manhole #1 located a distance of 415 feet more or less east of the Northeast corner of Lot 47, Garden Oaks.
6. S. 184th Terrace from proposed manhole #30 located a distance of 25 feet more or less east of the southeast corner of Lot 77, Garden Oaks; thence southerly and easterly a distance of 575 feet more or less to proposed manhole #7 located in the intersection of S. 184th Terrace and Greenleaf St. Also, from proposed manhole #64 located a distance of 25 feet more or less east of the southeast corner of Lot 75, Garden Oaks; thence northerly a distance of 345 feet more or less to proposed manhole #63 located a distance of 25 feet more or less east of the midpoint of the east lot line of Lot 86, River Oaks.
7. Birch Avenue from proposed manhole #24 located 25 feet more or less north of the northeast corner of Lot 110, Garden Oaks; thence easterly and northerly a distance of 850 feet more or less to proposed manhole #15 located in the in-

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 Ron Petak deposes and says that he is the Executive Editor of the Bellevue Leader, Papillion Times, Gretna Breeze and Springfield Monitor, equal newspapers of general circulation in Sarpy County, Nebraska, and published herein; 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:

Wednesday, July 13, 2016 Bellevue Leader
Hereafter, Wednesday, July 20, 2016 Bellevue Leader

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 signature of Ron Petak

Shon Barenklau OR Ron Petak
Publisher Executive Editor

Today's Date 7-20-16
Signed in my presence and sworn to before me:

Handwritten signature of Notary Public

Notary Public
GENERAL NOTARY - State of Nebraska
LAURA A ESTEP-BRONK
My Comm. Exp. October 21, 2017

Printer's Fee \$ 135.52
Customer Number: 40972
Order Number: 0001962608

FULLENKAMP, DOYLE & JOBEUN
11440 WEST CENTER ROAD
OMAHA, NEBRASKA 68144
SANITARY AND IMPROVEMENT
DISTRICT NO. 313
OF SARPY COUNTY, NEBRASKA

NOTICE
NOTICE IS HEREBY GIVEN that a meeting of the Board of Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska will be held at 9:00 A.M. on July 27, 2016 at 10333 So. 152nd Street #2, Omaha, Nebraska, which meeting will be open to the public. The agenda for such meeting, kept continuously current, is available for public inspection at 11440 West Center Road, Omaha, Nebraska and includes the payment of bills of the District and the consideration and passing or amending and passing the following Resolution, to-wit:
BE IT RESOLVED that the Board of Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska find and determine that it is advisable and necessary for the District to enter into a Purchase Agreement with MWSD, LLC for the District to purchase Outlot A, Garden Oaks for park and recreational area (\$600,600), for Park Acquisition, Outlot A, Garden Oaks, pursuant to the terms of the Subdivision Agreement that the District purchase the usable park property within the District.
BE IT FURTHER RESOLVED that the principal terms of said agreement are as follows:
PURCHASE AGREEMENT
This Purchase Agreement executed this day of July 2016 by and between MWSD, LLC, hereinafter referred to as "Seller" and SANITARY AND IMPROVEMENT DISTRICT NO. 313 OF SARPY COUNTY, NEBRASKA, hereinafter referred to as "Buyer".

IMPROVEMENT DISTRICT NO. 313 OF SARPY COUNTY, NEBRASKA, hereinafter referred to as "Buyer".
WITNESSETH:
WHEREAS, Buyer is a Sanitary and Improvement District located in Sarpy County, Nebraska whose boundaries include the subdivision known as Garden Oaks, as surveyed, platted and recorded in Sarpy County, Nebraska; and
WHEREAS, Seller is the owner of the property, Outlot "A", Garden Oaks, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska; and
WHEREAS, Buyer is desirous of purchasing said real estate for upon such terms and conditions as are set forth below for use as a park and recreational area.
NOW, THEREFORE, in consideration of the mutual covenants above expressed and other valuable consideration, the parties hereto agree as follows:
1. Seller agrees to sell and Buyer agrees to purchase the aforesaid real estate located in Garden Oaks, free and clear of any liens and encumbrances, except ad valorem real estate taxes, special assessments and easements of record, provided, however, that approval pursuant to the laws of the State of Nebraska governing the purchase of parks and recreational land by Sanitary and Improvement Districts is obtained from the governing body having jurisdiction.
2. The purchase price for said real estate shall be Six Hundred Thousand Six Hundred and 00/100 (\$600,600) Dollars.
3. Buyer agrees to seek the approval required as set forth in Paragraph 1 within thirty (30) days of the date hereof.
4. This Purchase Agreement shall be null and void if the governing body of approval jurisdiction fails to approve the application for sale made by the Buyer within sixty (60) days of application for approval by Buyer or if the Buyer fails to make application as set forth in Paragraph 3 above.
5. Buyer agrees to close on the aforesaid real estate within thirty (30) days after approval as set forth in Paragraph 1.
6. At closing, title shall be conveyed by general warranty deed, duly executed and acknowledged and in form suitable for recording, conveying to the Buyer fee simple marketable title to the property free and clear of all liens, encumbrances, easements, restrictions, reservations and conditions of record.
7. This Agreement shall be binding upon and benefit the said parties hereto and their respective representatives, heirs, successors or assigns. This Agreement shall be construed and applied under the laws of the State of Nebraska.
IN WITNESS WHEREOF, the parties here, hereunto set their hands and seals

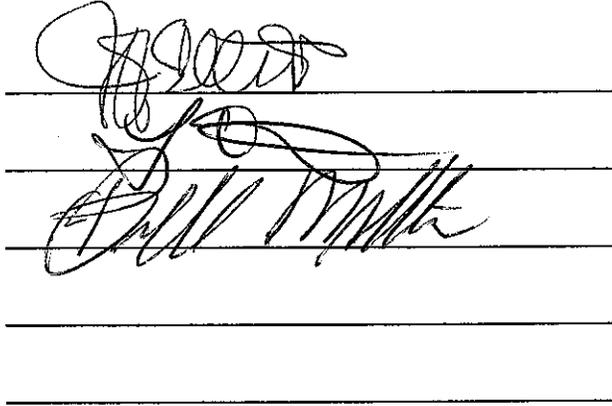
The outer boundaries of the areas which may be subject to special assessment are the same as the outer boundaries of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska.
Said plans and specifications have been reviewed by E. & A Consulting Group, engineers for the District and said engineers have filed with the Clerk of the District, prior to the first publication of this Resolution, an estimate of the total costs of said improvement, including engineering fees, legal fees, fiscal fees, interest and other miscellaneous costs, which estimate is in the sum of \$720,720.
To pay the cost of said improvement the Board of Trustees shall have the power to issue negotiable bonds of the District after such improvements have been completed and accepted; said bonds to be called "Sanitary and Improvement District Bonds" and shall be payable and bear interest as provided by the Statutes of the State of Nebraska.
The Board of Trustees shall assess to the extent of special benefits, the cost of such improvements upon properties specially benefited thereby. All special assessments which may be levied upon the properties specially benefited by such improvements shall when collected, be set aside and constitute a sinking fund for the payment of interest and principal of said bonds. The District shall also cause to be levied annually a tax upon the assessed value of all of the taxable property in the District except intangible property, which together with said sinking fund derived from special assessments shall be sufficient to meet payment of the interest and principal of said bonds as the same become due; said tax shall be known as the Sanitary and Improvement District Tax and shall be payable annually in money.
If a petition opposing this Resolution, signed by property owners representing a majority of the front footage which may become subject to assessment for the cost of the improvements as set forth herein, is filed with the Clerk of the District within three (3) days before the date of the hearing on this Resolution, this Resolution shall not be passed.
SANITARY AND IMPROVEMENT
DISTRICT NO. 313
OF SARPY COUNTY, NEBRASKA
By: Tom Falcone, Chairman
Jeff Elliott, Clerk

1962608; 7/13, 7/20

ACKNOWLEDGMENT OF RECEIPT OF
NOTICE OF MEETING

The undersigned Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska do hereby acknowledge receipt of advance notice of a meeting of the Board of Trustees of said District and the agenda for such meeting held at 9:00 a.m. on July 27, 2016 at 10333 So. 152nd Street #2, Omaha, Nebraska

DATED this 27th day of July 2016



Handwritten signatures on lined paper. The first signature is written on the top line and the second signature is written on the second line. There are three more empty lines below.

CERTIFICATE

The undersigned being Clerk of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska hereby certifies that Notice of a Meeting of the Board of Trustees of said District held on July 27, 2016 was mailed to the Sarpy County Clerk of Papillion, Nebraska at least seven days prior to the date of said meeting.

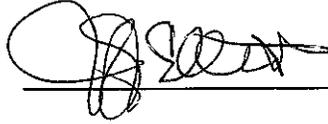
The undersigned further certifies that the agenda for the meeting of the Board of Trustees of said District was prepared and available for public inspection at the address designed in the notice of meeting published in The Bellevue Leader on July 13 and July 20, 2016 and that no items were added to the agenda after the commencement of the meeting; and further, that the minutes for the meeting were available for public inspection within ten (10) days of the date of said meeting and that a copy of the minutes of this meeting were sent to the Sarpy County Clerk, Papillion, Nebraska within thirty days from the date of this meeting.



Clerk

CERTIFICATE

The undersigned, Clerk of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska does hereby certify that notice for the construction of Sanitary Sewer System - Section I, and payment to MWSD, LLC for the purchase of usable park property within the District in connection with Park Acquisition, Outlot A, Garden Oaks was posted in three (3) conspicuous places within the District.

A handwritten signature in black ink, appearing to be 'C. J. [unclear]', written over a horizontal line.

Clerk

FULLENKAMP, DOYLE & JOBEUN
11440 WEST CENTER ROAD
OMAHA, NEBRASKA 68144

SANITARY AND IMPROVEMENT
DISTRICT NO. 313
OF SARPY COUNTY, NEBRASKA

NOTICE

NOTICE IS HEREBY GIVEN that a meeting of the Board of Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska will be held at 9:00 A.M. on July 27, 2016 at 10333 So. 152nd Street #2, Omaha, Nebraska, which meeting will be open to the public. The agenda for such meeting, kept continuously current, is available for public inspection at 11440 West Center Road, Omaha, Nebraska and includes the payment of bills of the District and the consideration and passing or amending and passing the following Resolution, to-wit:

BE IT RESOLVED that the Board of Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska find and determine that it is advisable and necessary for the District to construct an improvement within the boundaries of the District, said improvements to be designated as Sanitary Sewer, Storm Sewer & Paving and shall be constructed as follows:

SANITARY SEWER SYSTEM SECTION I

The work to be performed in this improvement shall consist of the installation of an 8" and 6" internal diameter PVC sanitary sewer pipe including other approved materials, together with manholes, structures, necessary appurtenances and other items of work incidental and necessary for a completed project.

All of the improvements are to be located in dedicated public right-of-way or dedicated public sanitary sewer easements.

A. Construct 8-inch internal diameter sanitary sewer pipe in the following locations:

1. **Robin Drive** from proposed manhole #12 located 25 feet, more or less, south of the southeast corner of Lot 98, Garden Oaks; thence easterly and southerly a distance of 160 feet, more or less, to proposed manhole #10 located 40 feet, more or less, east of the northeast corner of Lot 100, Garden Oaks.
2. **Robin Circle** from proposed manhole #37 located in the center of col-de-sac; thence westerly a distance of 125 feet, more or less, to proposed manhole #36 located 30 feet, more or less, east of the northeast corner of Lot 146, Garden Oaks; thence northerly a distance of 120 feet, more or less, to proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.
3. **S. 185th Street** from proposed manhole #10 located 40 feet, more or less, east of the northeast corner of Lot 100, Garden Oaks; thence easterly and northerly distance of 300 feet, more or less, to proposed manhole #9 in the intersection of S. 185th St. and Greenleaf St.

4. **S 185th Circle through S 185th Street** from proposed manhole #35 located in the center of col-de-sac; thence southerly and easterly a distance of 1,000 feet, more or less, to proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.

5. **Greenleaf Street** from proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.; thence northerly and easterly a distance of 1,700 feet, more or less, to existing manhole #1 located a distance of 415 feet, more or less, east of the northeast corner of Lot 47, Garden Oaks.

6. **S 184th Terrace** from proposed manhole #30 located a distance of 25 feet, more or less, east of the southeast corner of Lot 77, Garden Oaks; thence southerly and easterly a distance of 575 feet, more or less, to proposed manhole #7 located in the intersection of S 184th Terrace and Greenleaf St. Also, from proposed manhole #64 located a distance of 25 feet, more or less, east of the southeast corner of Lot 75, Garden Oaks; thence northerly a distance of 345 feet, more or less, to proposed manhole #63 located a distance of 25 feet, more or less, east of the midpoint of the east lot line of Lot 86, River Oaks.

7. **Birch Avenue** from proposed manhole #24 located 25 feet, more or less, north of the northeast corner of Lot 110, Garden Oaks; thence easterly and northerly a distance of 850 feet, more or less, to proposed manhole #15 located in the intersection of Birch Avenue and 183rd Street.

8. **S 184th Avenue** from proposed manhole #26 located 25 feet, more or less, east of the southeast corner of Lot 67, Garden Oaks; thence southerly a distance of 120 feet, more or less, to proposed manhole #22 located in the intersection of S 184th Avenue and Birch Avenue. Also from proposed manhole #65 located 25 feet, more or less, east of the southeast corner of Lot 65, Garden Oaks; thence northerly a distance of 315 feet, more or less, to proposed manhole #62 located in the intersection of S 184th Avenue and Briar Street.

9. **S 184th Street** from proposed manhole #25 located 25 feet, more or less, east of the southeast corner of Lot 57, Garden Oaks; thence southerly a distance of 225 feet, more or less, to proposed manhole #21 located in the center of the intersection of S 184th Street and Birch Avenue. Also from proposed manhole #61 located in the center of the intersection of S 184th Street and Briar Street; thence northerly a distance of 295 feet, more or less, to proposed manhole #60 located in the center of the intersection of S 184th Street and Black Walnut Street.

10. **Briar Street** from proposed manhole #63 located in the center of the intersection of Briar Street and S 184th Terrace; thence easterly a distance of 600 feet, more or less, to proposed manhole #61 located in the center of the intersection of Briar Street and S 184th Street.

11. **S 183rd Street** from proposed manhole #16 located 25 feet, more or less,

east of the southeast corner of Lot 51, Garden Oaks; thence southerly a distance of 585, more or less, to proposed manhole #14 located in the center of the intersection of S 183rd and Greenleaf Street. Also, from proposed manhole #69 located 25 feet, more or less, west of the northwest corner of Lot 40, Garden Oaks; thence northerly and westerly a distance of 220 feet, more or less, to proposed manhole #67 located 25 feet, more or less, west of the northwest corner of Lot 37.

12. Black Walnut Street from proposed manhole #67 located 25 feet, more or less, west of the northwest corner of Lot 37, Garden Oaks; thence northerly and westerly a distance of 200 feet, more or less, to proposed manhole #59 located 25 feet, more or less, south of the southeast corner of Lot 254, River Oaks. Also, from proposed manhole #60 in the center of the intersection of Black Walnut Street and S 184th Street; thence westerly a distance of 150 feet, more or less, to proposed manhole #59 located 25 feet, more or less, south of the southeast corner of Lot 254, River Oaks; thence northerly a distance of 500 feet, more or less, to proposed manhole #57 located 140 feet, more or less, west of the western corner of Lot 272, River Oaks; thence northerly and easterly a distance of 135 feet, more or less, to existing manhole #56.

13. Redwood Street from proposed manhole #51 located 25 feet, more or less, south of the southeast corner of Lot 3, Garden Oaks; thence westerly a distance of 240 feet, more or less, to existing manhole #46 located in the center of the intersection of S 181st Street and Redwood Street.

14. S 180th Avenue through Black Walnut Avenue from proposed manhole #55 located 25 feet, more or less, west of the northwest corner of Lot 7, Garden Oaks; thence southerly a distance of 475 feet, more or less, to proposed manhole #52 located in the center of the intersection of S 180th Avenue and Black Walnut Avenue; thence southerly and westerly a distance of 260 feet, more or less, to existing manhole #44 located in the center of the intersection of Black Walnut Avenue and S 181st Street.

B. Construct 6-inch internal diameter sanitary sewer taps to proposed 8-inch sanitary sewer pipe in the following locations:

1. **Robin Drive** from proposed manhole #12 located 25 feet, more or less, south of the southeast corner of Lot 98, Garden Oaks; thence easterly and southerly a distance of 160 feet, more or less, to proposed manhole #10 located 40 feet, more or less, east of the northeast corner of Lot 100, Garden Oaks, for service to abutting inclusive Lots 97-100, Garden Oaks.

2. **Robin Circle** from proposed manhole #37 located in the center of col-de-sac; thence northwesterly, more or less, to proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St, for service to abutting inclusive Lots 144-147, Garden Oaks.

3. **S 185th Circle through S 185th Street** from proposed manhole #35 locat-

ed in the center of col-de-sac; thence southerly and easterly a distance of 1,000 feet, more or less, to proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St., for service to abutting inclusive Lots 79-96 and 101-105, Garden Oaks.

4. **Greenleaf Street** from proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.; thence northerly and easterly a distance of 1,700 feet, more or less, to existing manhole #1 located a distance of 415 feet, more or less, east of the northeast corner of Lot 47, Garden Oaks, for service to abutting inclusive Lots 120-129 and 130-143, Garden Oaks.

5. **S 184th Terrace** from proposed manhole #30 located a distance of 25 feet, more or less, east of the southeast corner of Lot 77, Garden Oaks; thence southerly and easterly a distance of 575 feet, more or less, to proposed manhole #7 located in the intersection of S 184th Terrace and Greenleaf St., for service to abutting inclusive Lots 69-70 and 77-78 and 106-109, Garden Oaks. Also, from proposed manhole #64 located a distance of 25 feet, more or less, east of the southeast corner of Lot 75, Garden Oaks; thence northerly a distance of 345 feet, more or less, to proposed manhole #63 located a distance of 25 feet, more or less, east of the midpoint of the east lot line of Lot 86, River Oaks, for service to abutting inclusive Lots 71-76, Garden Oaks and Lots 11,78,87, and 169 River Oaks.

6. **Birch Avenue** from proposed manhole #24 located 25 feet, more or less, north of the northeast corner of Lot 110, Garden Oaks; thence easterly and northerly a distance of 850 feet, more or less, to proposed manhole #15 located in the intersection of Birch Avenue and 183rd Street, for service to abutting inclusive Lots 110-119, Garden Oaks.

7. **S 184th Avenue** from proposed manhole #26 located 25 feet, more or less, east of the southeast corner of Lot 67, Garden Oaks; thence southerly a distance of 120 feet, more or less, to proposed manhole #22 located in the intersection of S 184th Avenue and Birch Avenue, for service to abutting inclusive Lots 60-61 and 67-68, Garden Oaks. Also from proposed manhole #65 located 25 feet, more or less, east of the southeast corner of Lot 65, Garden Oaks; thence northerly a distance of 315 feet, more or less, to proposed manhole #62 located in the intersection of S 184th Avenue and Briar Street, for service to abutting inclusive Lots 62-66, Garden Oaks and Lots 9-10 and 170-171 River Oaks.

8. **S 184th Street** from proposed manhole #25 located 25 feet, more or less, east of the southeast corner of Lot 57, Garden Oaks; thence southerly a distance of 225 feet, more or less, to proposed manhole #21 located in the center of the intersection of S 184th Street and Birch Avenue, for service to abutting inclusive Lots 55-59, Garden Oaks. Also from proposed manhole #61 located in the center of the intersection of S 184th Street and Briar Street; thence northerly a distance of

295 feet, more or less, to proposed manhole #60 located in the center of the intersection of S 184th Street and Black Walnut Street, for service to abutting inclusive Lots 7, 50, 65-67, 165-168 River Oaks.

9. S 183rd Street from proposed manhole #16 located 25 feet, more or less, east of the southeast corner of Lot 51, Garden Oaks; thence southerly a distance of 585, more or less, to proposed manhole #14 located in the center of the intersection of S 183rd and Greenleaf Street, for service to abutting inclusive Lots 41-47 and 51-54, Garden Oaks. Also, from proposed manhole #69 located 25 feet, more or less, west of the northwest corner of Lot 40, Garden Oaks; thence northerly and westerly a distance of 220 feet, more or less, to proposed manhole #67 located 25 feet, more or less, west of the northwest corner of Lot 37, for service to abutting inclusive Lots 37-40 and 49-50, Garden Oaks.

10. Black Walnut Street from proposed manhole #67 located 25 feet, more or less, west of the northwest corner of Lot 37, Garden Oaks; thence northerly and westerly a distance of 200 feet, more or less, to proposed manhole #59 located 25 feet, more or less, south of the southeast corner of Lot 254, River Oaks, for service to abutting inclusive Lots 34-36 and 48, Garden Oaks.

11. Redwood Street from proposed manhole #51 located 25 feet, more or less, south of the southeast corner of Lot 3, Garden Oaks; thence westerly a distance of 240 feet, more or less, to existing manhole #46 located in the center of the intersection of S 181st Street and Redwood Street, for service to abutting inclusive Lots 2-4 and 18-19, Garden Oaks.

12. S 180th Avenue through Black Walnut Avenue from proposed manhole #55 located 25 feet, more or less, west of the northwest corner of Lot 7, Garden Oaks; thence southerly and westerly to existing manhole #44 located in the center of the intersection of Black Walnut Avenue and S 181st Street, for service to abutting inclusive Lots 5-10 and 13-17, Garden Oaks.

The outer boundaries of the areas which may be subject to special assessments for said improvement are proposed to be the same as the outer boundaries of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska.

Said plans and specifications have been reviewed by E & A Consulting Group, engineers for the District and said engineers have filed with the Clerk of the District, prior to the first publication of this Resolution, an estimate of the total costs of said improvement, including engineering fees, legal fees, fiscal fees, interest and other miscellaneous costs, which estimate is in the sum of \$1,049,500.

To pay the cost of said improvement the Board of Trustees shall have the power to issue negotiable bonds of the District after such improvements have been completed and accepted; said bonds to be called "Sanitary and Improvement District Bonds" and shall be payable and bear interest as provided by the Statutes of the State of Nebraska.

The Board of Trustees shall assess to the extent of special benefits, the cost of such improvements upon properties specially benefitted thereby. All special assessments which may be levied upon the properties specially benefitted by such improvements shall, when collected, be set aside and constitute a sinking fund for the payment of interest and principal of said bonds. The District shall also cause to be levied annually a tax upon the assessed value of all of the taxable property in the District except intangible property, which together with said sinking fund derived from special assessments shall be sufficient to meet payment of the interest and principal of said bonds as the same become due; said tax shall be known as the Sanitary and Improvement District Tax and shall be payable annually in money.

If a petition opposing this Resolution, signed by property owners representing a majority of the front footage which may become subject to assessment for the cost of the improvements as set forth herein, is filed with the Clerk of the District within three (3) days before the date of the hearing on this Resolution, this Resolution shall not be passed.

SANITARY AND IMPROVEMENT
DISTRICT NO. 313
OF SARPY COUNTY, NEBRASKA
By: Tom Falcone, Chairman
Jeff Elliott, Clerk

1962663; 7/13, 7/20



July 1st, 2016

Chairman and Board of Trustees
SID No. 313, Sarpy County, NE
Mr. Brian Doyle, Attorney
10250 Regency Circle, Suite 300
Omaha, NE 68114

RE: INFORMATION FOR RESOLUTION OF NECESSITY
GARDEN OAKS, SID 313, SARPY COUNTY
SANITARY SEWER SYSTEM - SECTION I
E & A #2015.497.001 (Sanitary Sewer Section I)

Dear Mr. Doyle and Boardmembers:

Below is the description and location of an improvement designated as SANITARY SEWER SYSTEM - SECTION I to be built and constructed within SID 313, Sarpy County, or within dedicated easements acquired by SID 313, Sarpy County.

The outer boundaries of the area, which may become subject to Special Assessments for said improvement, are proposed to be the same as the outer boundaries of SID 313.

SANITARY SEWER SYSTEM - SECTION I

The work to be performed in this improvement shall consist of the installation of an 8" and 6" internal diameter PVC sanitary sewer pipe including other approved materials, together with manholes, structures, necessary appurtenances and other items of work incidental and necessary for a completed project.

All of the improvements are to be located in dedicated public right-of-way or dedicated public sanitary sewer easements.

A. Construct 8-inch internal diameter sanitary sewer pipe in the following locations:

1. **Robin Drive** from proposed manhole #12 located 25 feet, more or less, south of the southeast corner of Lot 98, Garden Oaks; thence easterly and southerly a distance of 160 feet, more or less, to proposed manhole #10 located 40 feet, more or less, east of the northeast corner of Lot 100, Garden Oaks.

*present 7/17/16
pub 7/13 & 7/20
approve 7/27/16*

2. **Robin Circle** from proposed manhole #37 located in the center of col-de-sac; thence westerly a distance of 125 feet, more or less, to proposed manhole #36 located 30 feet, more or less, east of the northeast corner of Lot 146, Garden Oaks; thence northerly a distance of 120 feet, more or less, to proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.
3. **S. 185th Street** from proposed manhole #10 located 40 feet, more or less, east of the northeast corner of Lot 100, Garden Oaks; thence easterly and northerly distance of 300 feet, more or less, to proposed manhole #9 in the intersection of S. 185th St. and Greenleaf St.
4. **S 185th Circle through S 185th Street** from proposed manhole #35 located in the center of col-de-sac; thence southerly and easterly a distance of 1,000 feet, more or less, to proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.
5. **Greenleaf Street** from proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.; thence northerly and easterly a distance of 1,700 feet, more or less, to existing manhole #1 located a distance of 415 feet, more or less, east of the northeast corner of Lot 47, Garden Oaks.
6. **S 184th Terrace** from proposed manhole #30 located a distance of 25 feet, more or less, east of the southeast corner of Lot 77, Garden Oaks; thence southerly and easterly a distance of 575 feet, more or less, to proposed manhole #7 located in the intersection of S 184th Terrace and Greenleaf St. Also, from proposed manhole #64 located a distance of 25 feet, more or less, east of the southeast corner of Lot 75, Garden Oaks; thence northerly a distance of 345 feet, more or less, to proposed manhole #63 located a distance of 25 feet, more or less, east of the midpoint of the east lot line of Lot 86, River Oaks.
7. **Birch Avenue** from proposed manhole #24 located 25 feet, more or less, north of the northeast corner of Lot 110, Garden Oaks; thence easterly and northerly a distance of 850 feet, more or less, to proposed manhole #15 located in the intersection of Birch Avenue and 183rd Street.
8. **S 184th Avenue** from proposed manhole #26 located 25 feet, more or less, east of the southeast corner of Lot 67, Garden Oaks; thence southerly a distance of 120 feet, more or less, to proposed manhole #22 located in the intersection of S 184th Avenue and Birch Avenue. Also from proposed manhole #65 located 25 feet, more or less, east of the southeast corner of Lot 65, Garden Oaks; thence northerly a distance of 315 feet, more or less, to proposed manhole #62 located in the intersection of S 184th Avenue and Briar Street.

9. **S 184th Street** from proposed manhole #25 located 25 feet, more or less, east of the southeast corner of Lot 57, Garden Oaks; thence southerly a distance of 225 feet, more or less, to proposed manhole #21 located in the center of the intersection of S 184th Street and Birch Avenue. Also from proposed manhole #61 located in the center of the intersection of S 184th Street and Briar Street; thence northerly a distance of 295 feet, more or less, to proposed manhole #60 located in the center of the intersection of S 184th Street and Black Walnut Street.
10. **Briar Street** from proposed manhole #63 located in the center of the intersection of Briar Street and S 184th Terrace; thence easterly a distance of 600 feet, more or less, to proposed manhole #61 located in the center of the intersection of Briar Street and S 184th Street.
11. **S 183rd Street** from proposed manhole #16 located 25 feet, more or less, east of the southeast corner of Lot 51, Garden Oaks; thence southerly a distance of 585, more or less, to proposed manhole #14 located in the center of the intersection of S 183rd and Greenleaf Street. Also, from proposed manhole #69 located 25 feet, more or less, west of the northwest corner of Lot 40, Garden Oaks; thence northerly and westerly a distance of 220 feet, more or less, to proposed manhole #67 located 25 feet, more or less, west of the northwest corner of Lot 37.
12. **Black Walnut Street** from proposed manhole #67 located 25 feet, more or less, west of the northwest corner of Lot 37, Garden Oaks; thence northerly and westerly a distance of 200 feet, more or less, to proposed manhole #59 located 25 feet, more or less, south of the southeast corner of Lot 254, River Oaks. Also, from proposed manhole #60 in the center of the intersection of Black Walnut Street and S 184th Street; thence westerly a distance of 150 feet, more or less, to proposed manhole #59 located 25 feet, more or less, south of the southeast corner of Lot 254, River Oaks; thence northerly a distance of 500 feet, more or less, to proposed manhole #57 located 140 feet, more or less, west of the western corner of Lot 272, River Oaks; thence northerly and easterly a distance of 135 feet, more or less, to existing manhole #56.
13. **Redwood Street** from proposed manhole #51 located 25 feet, more or less, south of the southeast corner of Lot 3, Garden Oaks; thence westerly a distance of 240 feet, more or less, to existing manhole #46 located in the center of the intersection of S 181st Street and Redwood Street.
14. **S 180th Avenue through Black Walnut Avenue** from proposed manhole #55 located 25 feet, more or less, west of the northwest corner of Lot 7, Garden Oaks; thence southerly a distance of 475 feet, more or less, to proposed manhole #52 located in the center of the intersection of S 180th Avenue and Black Walnut Avenue; thence southerly and westerly a distance of 260 feet, more or less, to existing manhole #44 located in the center of the intersection of Black Walnut Avenue and S 181st Street.

B. Construct 6-inch internal diameter sanitary sewer taps to proposed 8-inch sanitary sewer pipe in the following locations:

1. **Robin Drive** from proposed manhole #12 located 25 feet, more or less, south of the southeast corner of Lot 98, Garden Oaks; thence easterly and southerly a distance of 160 feet, more or less, to proposed manhole #10 located 40 feet, more or less, east of the northeast corner of Lot 100, Garden Oaks, for service to abutting inclusive Lots 97-100, Garden Oaks.
2. **Robin Circle** from proposed manhole #37 located in the center of col-de-sac; thence northwesterly, more or less, to proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St, for service to abutting inclusive Lots 144-147, Garden Oaks.
3. **S 185th Circle through S 185th Street** from proposed manhole #35 located in the center of col-de-sac; thence southerly and easterly a distance of 1,000 feet, more or less, to proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St, for service to abutting inclusive Lots 79-96 and 101-105, Garden Oaks.
4. **Greenleaf Street** from proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.; thence northerly and easterly a distance of 1,700 feet, more or less, to existing manhole #1 located a distance of 415 feet, more or less, east of the northeast corner of Lot 47, Garden Oaks, for service to abutting inclusive Lots 120-129 and 130-143, Garden Oaks.
5. **S 184th Terrace** from proposed manhole #30 located a distance of 25 feet, more or less, east of the southeast corner of Lot 77, Garden Oaks; thence southerly and easterly a distance of 575 feet, more or less, to proposed manhole #7 located in the intersection of S 184th Terrace and Greenleaf St, for service to abutting inclusive Lots 69-70 and 77-78 and 106-109, Garden Oaks. Also, from proposed manhole #64 located a distance of 25 feet, more or less, east of the southeast corner of Lot 75, Garden Oaks; thence northerly a distance of 345 feet, more or less, to proposed manhole #63 located a distance of 25 feet, more or less, east of the midpoint of the east lot line of Lot 86, River Oaks, for service to abutting inclusive Lots 71-76, Garden Oaks and Lots 11,78,87, and 169 River Oaks.
6. **Birch Avenue** from proposed manhole #24 located 25 feet, more or less, north of the northeast corner of Lot 110, Garden Oaks; thence easterly and northerly a distance of 850 feet, more or less, to proposed manhole #15 located in the intersection of Birch Avenue and 183rd Street, for service to abutting inclusive Lots 110-119, Garden Oaks.

7. **S 184th Avenue** from proposed manhole #26 located 25 feet, more or less, east of the southeast corner of Lot 67, Garden Oaks; thence southerly a distance of 120 feet, more or less, to proposed manhole #22 located in the intersection of S 184th Avenue and Birch Avenue, for service to abutting inclusive Lots 60-61 and 67-68, Garden Oaks. Also from proposed manhole #65 located 25 feet, more or less, east of the southeast corner of Lot 65, Garden Oaks; thence northerly a distance of 315 feet, more or less, to proposed manhole #62 located in the intersection of S 184th Avenue and Briar Street, for service to abutting inclusive Lots 62-66, Garden Oaks and Lots 9-10 and 170-171 River Oaks.
8. **S 184th Street** from proposed manhole #25 located 25 feet, more or less, east of the southeast corner of Lot 57, Garden Oaks; thence southerly a distance of 225 feet, more or less, to proposed manhole #21 located in the center of the intersection of S 184th Street and Birch Avenue, for service to abutting inclusive Lots 55-59, Garden Oaks. Also from proposed manhole #61 located in the center of the intersection of S 184th Street and Briar Street; thence northerly a distance of 295 feet, more or less, to proposed manhole #60 located in the center of the intersection of S 184th Street and Black Walnut Street, for service to abutting inclusive Lots 7, 50, 65-67, 165-168 River Oaks.
9. **S 183rd Street** from proposed manhole #16 located 25 feet, more or less, east of the southeast corner of Lot 51, Garden Oaks; thence southerly a distance of 585, more or less, to proposed manhole #14 located in the center of the intersection of S 183rd and Greenleaf Street, for service to abutting inclusive Lots 41-47 and 51-54, Garden Oaks. Also, from proposed manhole #69 located 25 feet, more or less, west of the northwest corner of Lot 40, Garden Oaks; thence northerly and westerly a distance of 220 feet, more or less, to proposed manhole #67 located 25 feet, more or less, west of the northwest corner of Lot 37, for service to abutting inclusive Lots 37-40 and 49-50, Garden Oaks.
10. **Black Walnut Street** from proposed manhole #67 located 25 feet, more or less, west of the northwest corner of Lot 37, Garden Oaks; thence northerly and westerly a distance of 200 feet, more or less, to proposed manhole #59 located 25 feet, more or less, south of the southeast corner of Lot 254, River Oaks, for service to abutting inclusive Lots 34-36 and 48, Garden Oaks.
11. **Redwood Street** from proposed manhole #51 located 25 feet, more or less, south of the southeast corner of Lot 3, Garden Oaks; thence westerly a distance of 240 feet, more or less, to existing manhole #46 located in the center of the intersection of S 181st Street and Redwood Street, for service to abutting inclusive Lots 2-4 and 18-19, Garden Oaks.

Mr. Brian Doyle

7/1/2016

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12. **S 180th Avenue through Black Walnut Avenue** from proposed manhole #55 located 25 feet, more or less, west of the northwest corner of Lot 7, Garden Oaks; thence southerly and westerly to existing manhole #44 located in the center of the intersection of Black Walnut Avenue and S 181st Street, for service to abutting inclusive Lots 5-10 and 13-17, Garden Oaks.

The engineer's estimate for the total cost of this improvement described as SANITARY SEWER SYSTEM - SECTION I, including all engineering, fiscal, legal fees, administrative costs and other miscellaneous costs is \$1,049,500.

A proposed Notice to Contractors for the referenced improvement is enclosed.

If you have any questions relative to the above information, please contact the undersigned.

Sincerely,

E & A CONSULTING GROUP, INC.



Kyle Vohl, P.E.
Project Manager

FULLENKAMP, DOYLE & JOBEUN
11440 WEST CENTER ROAD
OMAHA, NEBRASKA 68144

SANITARY AND IMPROVEMENT DISTRICT NO. 313
OF SARPY COUNTY, NEBRASKA

NOTICE

NOTICE IS HEREBY GIVEN that a meeting of the Board of Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska will be held at **9:00 A.M. on July 27, 2016 at 10333 So. 152nd Street #2, Omaha, Nebraska**, which meeting will be open to the public. The agenda for such meeting, kept continuously current, is available for public inspection at 11440 West Center Road, Omaha, Nebraska and includes the payment of bills of the District and the consideration and passing or amending and passing the following Resolution, to-wit:

BE IT RESOLVED that the Board of Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska find and determine that it is advisable and necessary for the District to construct an improvement within the boundaries of the District, said improvements to be designated as Sanitary Sewer, Storm Sewer & Paving and shall be constructed as follows:

SANITARY SEWER SYSTEM - SECTION I

The work to be performed in this improvement shall consist of the installation of an 8" and 6" internal diameter PVC sanitary sewer pipe including other approved materials, together with manholes, structures, necessary appurtenances and other items of work incidental and necessary for a completed project.

All of the improvements are to be located in dedicated public right-of-way or dedicated public sanitary sewer easements.

A. Construct 8-inch internal diameter sanitary sewer pipe in the following locations:

1. **Robin Drive** from proposed manhole #12 located 25 feet, more or less, south of the southeast corner of Lot 98, Garden Oaks; thence easterly and southerly a distance of 160 feet, more or less, to proposed manhole #10 located 40 feet, more or less, east of the northeast corner of Lot 100, Garden Oaks.
2. **Robin Circle** from proposed manhole #37 located in the center of col-de-sac; thence westerly a distance of 125 feet, more or less, to proposed manhole #36 located 30 feet, more or less, east of the northeast corner of Lot 146, Garden Oaks; thence northerly a distance of 120 feet, more or less, to proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.

Exhibit "A"

3. **S. 185th Street** from proposed manhole #10 located 40 feet, more or less, east of the northeast corner of Lot 100, Garden Oaks; thence easterly and northerly distance of 300 feet, more or less, to proposed manhole #9 in the intersection of S. 185th St. and Greenleaf St.
4. **S 185th Circle through S 185th Street** from proposed manhole #35 located in the center of col-de-sac; thence southerly and easterly a distance of 1,000 feet, more or less, to proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.
5. **Greenleaf Street** from proposed manhole #9 located in the intersection of S. 185th St. and Greenleaf St.; thence northerly and easterly a distance of 1,700 feet, more or less, to existing manhole #1 located a distance of 415 feet, more or less, east of the northeast corner of Lot 47, Garden Oaks.
6. **S 184th Terrace** from proposed manhole #30 located a distance of 25 feet, more or less, east of the southeast corner of Lot 77, Garden Oaks; thence southerly and easterly a distance of 575 feet, more or less, to proposed manhole #7 located in the intersection of S 184th Terrace and Greenleaf St. Also, from proposed manhole #64 located a distance of 25 feet, more or less, east of the southeast corner of Lot 75, Garden Oaks; thence northerly a distance of 345 feet, more or less, to proposed manhole #63 located a distance of 25 feet, more or less, east of the midpoint of the east lot line of Lot 86, River Oaks.
7. **Birch Avenue** from proposed manhole #24 located 25 feet, more or less, north of the northeast corner of Lot 110, Garden Oaks; thence easterly and northerly a distance of 850 feet, more or less, to proposed manhole #15 located in the intersection of Birch Avenue and 183rd Street.
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6. **Birch Avenue** from proposed manhole #24 located 25 feet, more or less, north of the northeast corner of Lot 110, Garden Oaks; thence easterly and northerly a distance of 850 feet, more or less, to proposed manhole #15 located in the intersection of Birch Avenue and 183rd Street, for service to abutting inclusive Lots 110-119, Garden Oaks.
7. **S 184th Avenue** from proposed manhole #26 located 25 feet, more or less, east of the southeast corner of Lot 67, Garden Oaks; thence southerly a distance of 120 feet, more or less, to proposed manhole #22 located in the intersection of S 184th Avenue and Birch Avenue, for service to abutting inclusive Lots 60-61 and 67-68, Garden Oaks. Also from proposed manhole #65 located 25 feet, more or less, east of the southeast corner of Lot 65, Garden Oaks; thence northerly a distance of 315 feet, more or less, to proposed manhole #62 located in the intersection of S 184th Avenue and Briar Street, for service to abutting inclusive Lots 62-66, Garden Oaks and Lots 9-10 and 170-171 River Oaks.
8. **S 184th Street** from proposed manhole #25 located 25 feet, more or less, east of the southeast corner of Lot 57, Garden Oaks; thence southerly a distance of 225 feet, more or less, to proposed manhole #21 located in the center of the intersection of S 184th Street and Birch Avenue, for service to abutting inclusive Lots 55-59, Garden Oaks. Also from proposed manhole #61 located in the center of the intersection of S 184th Street and Briar Street; thence northerly a distance of 295 feet, more or less, to proposed manhole #60 located in the center of the intersection of S 184th Street and Black Walnut Street, for service to abutting inclusive Lots 7, 50, 65-67, 165-168 River Oaks.

9. **S 183rd Street** from proposed manhole #16 located 25 feet, more or less, east of the southeast corner of Lot 51, Garden Oaks; thence southerly a distance of 585, more or less, to proposed manhole #14 located in the center of the intersection of S 183rd and Greenleaf Street, for service to abutting inclusive Lots 41-47 and 51-54, Garden Oaks. Also, from proposed manhole #69 located 25 feet, more or less, west of the northwest corner of Lot 40, Garden Oaks; thence northerly and westerly a distance of 220 feet, more or less, to proposed manhole #67 located 25 feet, more or less, west of the northwest corner of Lot 37, for service to abutting inclusive Lots 37-40 and 49-50, Garden Oaks.
10. **Black Walnut Street** from proposed manhole #67 located 25 feet, more or less, west of the northwest corner of Lot 37, Garden Oaks; thence northerly and westerly a distance of 200 feet, more or less, to proposed manhole #59 located 25 feet, more or less, south of the southeast corner of Lot 254, River Oaks, for service to abutting inclusive Lots 34-36 and 48, Garden Oaks.
11. **Redwood Street** from proposed manhole #51 located 25 feet, more or less, south of the southeast corner of Lot 3, Garden Oaks; thence westerly a distance of 240 feet, more or less, to existing manhole #46 located in the center of the intersection of S 181st Street and Redwood Street, for service to abutting inclusive Lots 2-4 and 18-19, Garden Oaks.
12. **S 180th Avenue through Black Walnut Avenue** from proposed manhole #55 located 25 feet, more or less, west of the northwest corner of Lot 7, Garden Oaks; thence southerly and westerly to existing manhole #44 located in the center of the intersection of Black Walnut Avenue and S 181st Street, for service to abutting inclusive Lots 5-10 and 13-17, Garden Oaks.

The outer boundaries of the areas which may be subject to special assessments for said improvement are proposed to be the same as the outer boundaries of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska.

Said plans and specifications have been reviewed by E & A Consulting Group, engineers for the District and said engineers have filed with the Clerk of the District, prior to the first publication of this Resolution, an estimate of the total costs of said improvement, including engineering fees,

legal fees, fiscal fees, interest and other miscellaneous costs, which estimate is in the sum of \$1,049,500.

To pay the cost of said improvement the Board of Trustees shall have the power to issue negotiable bonds of the District after such improvements have been completed and accepted; said bonds to be called "Sanitary and Improvement District Bonds" and shall be payable and bear interest as provided by the Statutes of the State of Nebraska.

The Board of Trustees shall assess to the extent of special benefits, the cost of such improvements upon properties specially benefitted thereby. All special assessments which may be levied upon the properties specially benefitted by such improvements shall, when collected, be set aside and constitute a sinking fund for the payment of interest and principal of said bonds. The District shall also cause to be levied annually a tax upon the assessed value of all of the taxable property in the District except intangible property, which together with said sinking fund derived from special assessments shall be sufficient to meet payment of the interest and principal of said bonds as the same become due; said tax shall be known as the Sanitary and Improvement District Tax and shall be payable annually in money.

If a petition opposing this Resolution, signed by property owners representing a majority of the front footage which may become subject to assessment for the cost of the improvements as set forth herein, is filed with the Clerk of the District within three (3) days before the date of the hearing on this Resolution, this Resolution shall not be passed.

SANITARY AND IMPROVEMENT DISTRICT
NO. 313 OF SARPY COUNTY, NEBRASKA

By: Tom Falcone, Chairman

Jeff Elliott, Clerk

Publication Dates: July 13,
July 20, 2016



E & A CONSULTING GROUP, INC.

Engineering Answers

10909 Mill Valley Road, Suite 100 • Omaha, NE 68154-3950
P 402.895.4700 • F 402.895.3599
www.eacg.com

April 27th, 2016

Chairman and Board of Trustees
Sanitary and Improvement District No. 313, Sarpy County
c/o Mr. Brian Doyle
11440 West Center Road
Omaha, NE 68144

RE: PARK ACQUISITION, GARDEN OAKS
SID 313, SARPY COUNTY
E & A FILE NO. 2015 497.001

Dear Mr. Doyle and Boardmembers,

The Subdivision Agreement between SID 313, Sarpy County and Sarpy County stipulates that the SID is to purchase the usable park property within the District. The purchase is from the Subdivider, MWSD, LLC. The terms of the Subdivision Agreement are as follows:

Outlot 'A' Park Acquisition (usable acres):

14.3 acres (usable) X \$42,000/acre	\$600,600
Legal, Engineering, and Fiscal Costs @ 20%	<u>\$120,120</u>
TOTAL ACQUISITION COST	\$720,720

E&A is submitting a letter approving a PARTIAL payment in the amount of \$150,000 in accordance with the Fiscal Commitment. We hereby recommend payment in the amount of **\$150,000** to MWSD, LLC., for acquisition of park in accordance with the subdivision agreement.

Sincerely,
E & A CONSULTING GROUP

Kyle G. Vohl, P.E.

cc: Tom Falcone

FULLENKAMP, DOYLE & JOBEUN
11440 WEST CENTER ROAD
OMAHA, NEBRASKA 68144

SANITARY AND IMPROVEMENT DISTRICT NO. 313
OF SARPY COUNTY, NEBRASKA

NOTICE

NOTICE IS HEREBY GIVEN that a meeting of the Board of Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska will be held at **9:00 A.M. on July 27, 2016 at 10333 So. 152nd Street #2, Omaha, Nebraska**, which meeting will be open to the public. The agenda for such meeting, kept continuously current, is available for public inspection at 11440 West Center Road, Omaha, Nebraska and includes the payment of bills of the District and the consideration and passing or amending and passing the following Resolution, to-wit:

BE IT RESOLVED that the Board of Trustees of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska find and determine that it is advisable and necessary for the District to enter into a Purchase Agreement with MWSD LLC for the District to purchase Outlot A, Garden Oaks for park and recreational area (\$600,600), for Park Acquisition, Outlot A, Garden Oaks, pursuant to the terms of the Subdivision Agreement that the District purchase the usable park property within the District.

BE IT FURTHER RESOLVED that the principal terms of said agreement are as follows:

PURCHASE AGREEMENT

This Purchase Agreement executed this ____ day of _____, 2016 by and between **MWSD, LLC**, hereinafter referred to as "Seller" and **SANITARY AND IMPROVEMENT DISTRICT NO. 313 OF SARPY COUNTY, NEBRASKA**, hereinafter referred to as "Buyer".

W I T N E S S E T H:

WHEREAS, Buyer is a Sanitary and Improvement District located in Sarpy County, Nebraska whose boundaries include the subdivision known as Garden Oaks, as surveyed, platted and recorded in Sarpy County, Nebraska; and

WHEREAS, Seller is the owner of the property, Outlot "A", Garden Oaks, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska; and

WHEREAS, Buyer is desirous of purchasing said real estate for upon such terms and conditions as are set forth below for use as a park and recreational area.

Exhibit "A"

NOW, THEREFORE, in consideration of the mutual covenants above expressed and other valuable consideration, the parties hereto agree as follows:

1. Seller agrees to sell and Buyer agrees to purchase the aforesaid real estate located in Garden Oaks, free and clear of any liens and encumbrances, except ad valorem real estate taxes, special assessments and easements of record, provided, however, that approval pursuant to the laws of the State of Nebraska governing the purchase of parks and recreational land by Sanitary and Improvement Districts is obtained from the governing body having jurisdiction.

2. The purchase price for said real estate shall be Six Hundred Thousand Six Hundred and 00/100 (\$600,600) Dollars.

3. Buyer agrees to seek the approval required as set forth in Paragraph 1 within thirty (30) days of the date hereof.

4. This Purchase Agreement shall be null and void if the governing body of approval jurisdiction fails to approve the application for sale made by the Buyer within sixty (60) days of application for approval by Buyer or if the Buyer fails to make application as set forth in Paragraph 3 above.

5. Buyer agrees to close on the aforesaid real estate within thirty (30) days after approval as set forth in Paragraph 1.

6. At closing, title shall be conveyed by general warranty deed, duly executed and acknowledged and in form suitable for recording, conveying to the Buyer fee simple marketable title to the property free and clear of all liens, encumbrances, easements, restrictions, reservations and conditions of record.

7. This Agreement shall be binding upon and benefit the said parties hereto and their respective representatives, heirs, successors or assigns. This Agreement shall be construed and applied under the laws of the State of Nebraska.

IN WITNESS WHEREOF, the parties here hereunto set their hands and seals the day and year first above written.

The outer boundaries of the areas which may be subject to special assessment are the same as the outer boundaries of Sanitary and Improvement District No. 313 of Sarpy County, Nebraska, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska.

Said plans and specifications have been reviewed by E & A Consulting Group, engineers for the District and said engineers have filed with the Clerk of the District, prior to the first publication of this Resolution, an estimate of the total costs of said improvement, including engineering fees, legal fees, fiscal fees, interest and other miscellaneous costs, which estimate is in the sum of \$720,720.

To pay the cost of said improvement the Board of Trustees shall have the power to issue negotiable bonds of the District after such improvements have been completed and accepted; said bonds to be called "Sanitary and Improvement District Bonds" and shall be payable and bear interest as provided by the Statutes of the State of Nebraska.

The Board of Trustees shall assess to the extent of special benefits, the cost of such improvements upon properties specially benefitted thereby. All special assessments which may be levied upon the properties specially benefitted by such improvements shall, when collected, be set aside and constitute a sinking fund for the payment of interest and principal of said bonds. The District shall also cause to be levied annually a tax upon the assessed value of all of the taxable property in the District except intangible property, which together with said sinking fund derived from special assessments shall be sufficient to meet payment of the interest and principal of said bonds as the same become due; said tax shall be known as the Sanitary and Improvement District Tax and shall be payable annually in money.

If a petition opposing this Resolution, signed by property owners representing a majority of the front footage which may become subject to assessment for the cost of the improvements as set forth herein, is filed with the Clerk of the District within three (3) days before the date of the hearing on this Resolution, this Resolution shall not be passed.

SANITARY AND IMPROVEMENT DISTRICT
NO. 313 OF SARPY COUNTY, NEBRASKA

By: Tom Falcone, Chairman
Jeff Elliott, Clerk

Publication Dates: July 13 and July 20, 2016

AGENDA

SANITARY AND IMPROVEMENT DISTRICT NO. 313 OF SARPY COUNTY, NEBRASKA HELD AT 9:00 A.M. ON JULY 27, 2016

1. Present Opening Meeting Laws.
2. Vote on and approve Resolution of Necessity for the construction of Sanitary Sewer System - Section I; being the same Resolution adopted in form at the meeting of the Board of Trustees held on July 7, 2016.
3. Vote on and approve Resolution of Necessity for the payment to MWSD, LLC for the purchase of usable park property within the District in connection with Park Acquisition, Outlot A, Garden Oaks; being the same Resolution adopted in form at the meeting of the Board of Trustees held on July 7, 2016.
4. Various other items pertaining to the District.