

Fee \$ 50.00 Fifty (one dollar per parcel) - City
Application (one dollar per parcel) - County

COUNTY NO. 259

NE 1/4, SEC. 5 T. 8 N. R. 7 E.

APPLICATION FOR SUBDIVISION PERMIT

TO THE LINCOLN CITY - LANCASTER COUNTY PLANNING DEPARTMENT

The undersigned hereby applies for a permit to subdivide the following described parcel of land:

LEGAL DESCRIPTION OF PROPERTY SEE ATTACHED EXHIBIT "A"

in Lancaster County, Nebraska

DESCRIPTION OF PARCELS CREATED:

DESCRIPTION KEY: Parcel numbers are not to be used for legal descriptions.

PARCEL 1 SEE ATTACHED EXHIBIT "A"

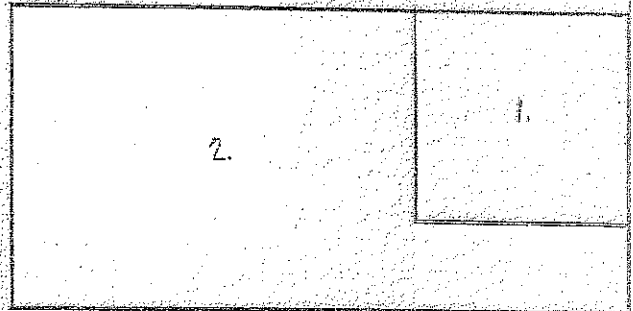
PARCEL 2 SEE ATTACHED EXHIBIT "A"

PARCEL 3

PARCEL 4

NOTE: The approval of this subdivision permit is granted with the conditions of approval as specified on Exhibit "B" attached to and made a part of this subdivision approval.

NORTH
NO SCALE



APPROVED THIS 2nd DAY OF Nov 1982

1. CITY OF LINCOLN, AND ITS CITY COUNCIL

PLANNING DIRECTOR

—OR—

2. LANCASTER COUNTY, AND ITS COUNTY BOARD

CHAIRMAN, COUNTY BOARD

Jan Larson
Larry Kellum

COUNTY SURVEYOR

GARNER STALL by *J. B. Christy*
PLANNING DIRECTOR

I HEREBY CERTIFY THAT THE ABOVE STATEMENTS ARE CORRECT

SEE ATTACHED EXHIBIT "C" FOR SIGNATURES

OWNER

ADDRESS

17476
EXHIBIT "A"

LEGAL DESCRIPTION OF PROPERTY:

A portion of the Northeast Quarter of Section 6, Township 8 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska, more particularly described as follows:

Beginning at a point 33.0 feet west of and 1,211.16 feet north of the east 1/4 corner of said Section 6; thence westerly at a right angle to the east line of said Section 6, a distance of 1,584.0 feet; thence northerly with a line parallel to and 1,617.0 feet west of the east line of said Section 6, a distance of 550.0 feet; thence easterly with a line perpendicular to the east line of said Section 6, a distance of 1,584.0 feet to a point 33.0 feet west of the east line of said Section 6; thence southerly with a line 33.0 feet west of and parallel with the east line of said Section 6, a distance of 550.0 feet to the point of beginning.

DESCRIPTION OF PARCELS CREATED:

PARCEL 1: A portion of the Northeast Quarter of Section 6, Township 8 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska, more particularly described as follows:

Beginning at a point 33.0 feet west of and 1,361.16 feet north of the east 1/4 corner of said Section 6; thence westerly at a right angle to the east line of said Section 6, a distance of 326.70 feet; thence northerly with a line 359.7 feet west of and parallel with the east line of said Section 6, a distance of 400.00 feet; thence easterly with a line perpendicular to the east line of said Section 6, a distance of 326.70 feet to a point 33.0 feet west of the east line of said Section 6; thence southerly with a line 33.0 feet west of and parallel with the east line of said Section 6, a distance of 400.00 feet to the point of beginning.

PARCEL 2: A portion of the Northeast Quarter of Section 6, Township 8 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska, more particularly described as follows:

Beginning at a point 33.0 feet west of and 1,211.16 feet north of the east 1/4 corner of said Section 6; thence westerly at a right angle to the east line of said Section 6, a distance of 1,584.0 feet; thence northerly with a line parallel to and 1,617.0 feet west of the east line of said Section 6, a distance of 550.0 feet; thence easterly with a line perpendicular to the east line of said Section 6, a distance of 1,257.30 feet to a point 359.7 feet west of the east line of said Section 6; thence southerly with a line 359.7 feet west of and parallel with the east line of said Section 6, a distance of 400.00 feet; thence easterly with a line perpendicular to the east line of said Section 6, a distance of 326.70 feet to a point 33.0 feet west of the east line of said Section 6; thence southerly with a line 33.0 feet west of and parallel with the east line of said Section 6, a distance of 150.0 feet to the point of beginning.

EXHIBIT "C"

SIGNATURES:

" I HEREBY CERTIFY THAT THE FOREGOING STATEMENTS ARE CORRECT "

Nicholas V. Lococo
Nicholas V. Lococo

Sadie Lococo
Sadie Lococo

Simon A. Lococo
Simon A. Lococo

Delores M. Lococo
Delores M. Lococo

Joseph A. Lococo
Joseph A. Lococo

Roxann D. Lococo
Roxann D. Lococo

17476

LETTER OF ACCEPTANCE

IN CONSIDERATION of Lancaster County, Nebraska, granting subdivision approval as specified on the attached Subdivision Permit and on attached Exhibit "A", it is agreed by and between the subdivider, whether one or more, and the County as follows:

1. That Parcel No. 1 as described on attached Exhibit "A" is created solely and exclusively for mortgage or surety purposes in conjunction with the proposed construction of building improvements on said Parcel No. 1; provided, however, that said Parcel No. 1 may be conveyed free and clear so long as the restrictions contained in paragraph 2 hereof shall remain in full force and effect.

2. That Parcel No. 2 as described on attached Exhibit "A" shall be a non-buildable lot, by itself, except for the construction of accessory buildings permitted in the zoning district in which it is situated.

The agreements contained herein shall run with the land described above and shall be binding and obligatory upon the heirs, successors and assigns of the subdivider to all or any part of the real estate as described above.

DATED this 26 day of October, 1982.

Nicholas V. Lococo
Nicholas V. Lococo

Sadie Lococo
Sadie Lococo

Simon A. Lococo
Simon A. Lococo

Delores M. Lococo
Delores M. Lococo

Joseph A. Lococo
Joseph A. Lococo

Roxann D. Lococo
Roxann D. Lococo

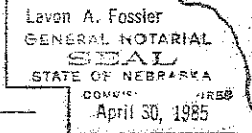
STATE OF NEBRASKA)
COUNTY OF LANCASTER) ss.

Before me, a Notary Public qualified for said County, personally came Nicholas V. Lococo, Personal Representative of the Estate of Katherine Lococo, deceased, and Nicholas V. Lococo and Sadie Lococo, husband and wife, to me known to be the identical persons who signed the foregoing instrument, and acknowledged the execution thereof to be their voluntary act and deed.

WITNESS my hand and notarial seal on this 26 day of October, 1982.

Laven A. Fossler
Notary Public

My commission expires: 4-30-85



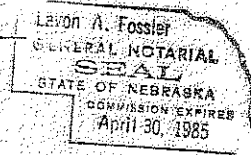
STATE OF NEBRASKA }
COUNTY OF LANCASTER } ss.

Before me, a Notary Public qualified for said County, personally came Simon A. Lococo and Dolores M. Lococo, husband and wife, to me known to be the identical persons who signed the foregoing instrument, and acknowledged the execution thereof to be their voluntary act and deed.

WITNESS my hand and notarial seal on this 26 day of October 1982.

Simon A. Fossler
Notary Public

My commission expires: 4-30-85



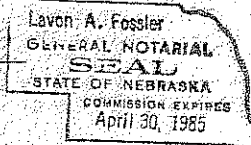
STATE OF NEBRASKA }
COUNTY OF LANCASTER } ss.

Before me, a Notary Public qualified for said County, personally came Joseph A. Lococo and Roxann D. Lococo, husband and wife, to me known to be the identical persons who signed the foregoing instrument, and acknowledged the execution thereof to be their voluntary act and deed.

WITNESS my hand and notarial seal on this 26 day of October 1982.

Simon A. Fossler
Notary Public

My commission expires: 4-30-85



INDEXED
MICRO-FILED
GENERAL

7-211

I.T.
Wase

LANCASTER COUNTY NEBR.
REGISTER OF DEEDS

1982 NOV -5 AM 11:47

\$12.25

ENTERED ON
NUMERICAL INDEX
FILED FOR RECORD AS:
INST. NO. 82- 17476

October 21, 2005

Ernest R. Peo, III
Chief Assistant City Attorney
575 S. 10th Street
Lincoln, NE 68508

Dear Mr. Peo:

The undersigned are the owners of the following parcels of real estate:

Lococo Venture Group, LLC: Lot 38 of Irregular Tracts located in the NE 1/4 of Section 6, Township 8 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska

Joseph A. Lococo and Roxann D. Lococo: Lot 37 of Irregular Tracts located in the NE 1/4 of Section 6, Township 8 North, Range 7 East of the 6th P.M., Lancaster County, Nebraska

On November 2, 1982 Subdivision Permit No. 259 was approved and filed with the Register of Deeds of Lancaster County, Nebraska on November 5, 1982 as Inst. No. 82-17476 (the "Permit"). Permit is enclosed with this letter. Also enclosed is a plat of the NE 1/4 of Section 6 that shows the location of Lots 37 and 38. Lot 37 is Parcel 1 in the Permit.

After the subdivision of the property described in the Permit was approved, Parcel 1 (now Lot 37) was created by a Deed recorded February 22, 1983 as Inst. No. 83-2693. Parcel 2 as described in the Permit was never split off as a separate lot and remains a part of Lot 38.

The owners of Lot 37 and Lot 38 have determined that Parcel 2 as described in the Permit, will never be deeded off as a separate lot and is being abandoned as a separate lot that they desire to create.

Because the restriction in the "Letter of Acceptance" (Exhibit "B" attached to the Permit) which states that Parcel 2 is a non-buildable lot, objections have been raised to the title of Lots 37 and 38. Because of this difficulty we request that the City of Lincoln adopt a resolution that would have the following effect:

Determining that Parcel 2 is no longer a separate lot, and that the approval designating Parcel 2 as a separate lot in the Permit be rescinded, and further determining that the restriction designating Parcel 2 as a non-buildable lot is no longer in effect.

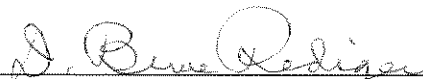
Determining that the language in the Permit that Parcel 1 was approved as long as Parcel 2 was a non-buildable lot is no longer of any force or effect.

Once the appropriate resolution is adopted we will record it with the Register of Deeds at our expense.

Thank you for your consideration on this matter.

Owner of Lot 38 of Irregular Tracts located in the
NE 1/4 of Section 6, Township 8 North, Range 7
East of the 6th P.M., Lancaster County, Nebraska


Lococo Venture Group, LLC

By: 
D. Bruce Rediger, Managing Member

By: 
David J. Lococo, Managing Member

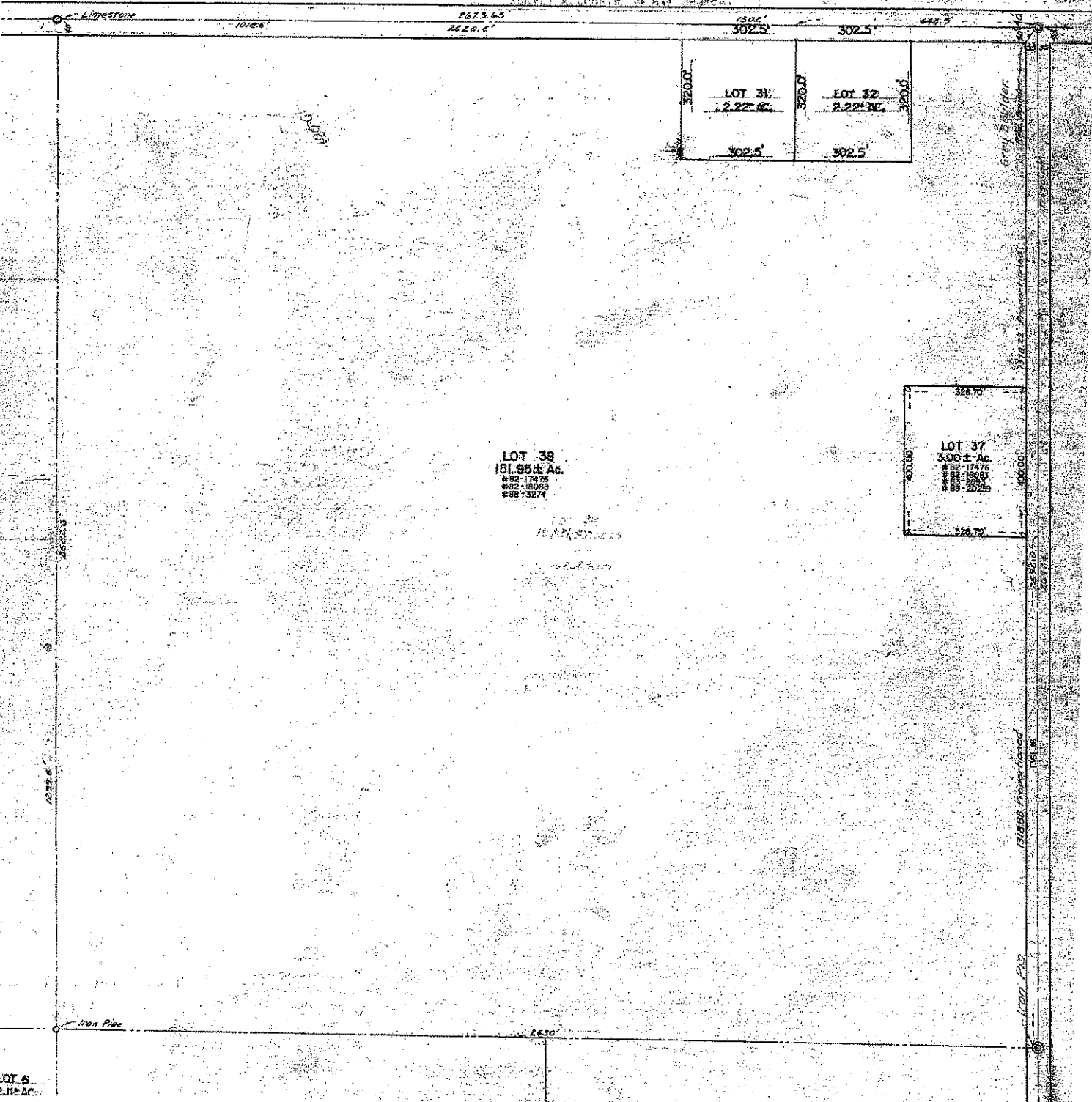
Owners of Lot 37 of Irregular Tracts located in the
NE 1/4 of Section 6, Township 8 North, Range 7
East of the 6th P.M., Lancaster County, Nebraska


Joseph A. Lococo


Roxann D. Lococo

SEC. 6-T. 8N-R. 7E
SALTILLO

THIS PLAN IS INTENDED TO SHOW THE
APPROXIMATE AS-PLANNED LAYOUT
OF PARCELS BUT IS NOT
INTENDED TO BE CONSTRUED AS
A DEED OR GRANT IN ANY MANNER.



LOT 31
2.22 ± Ac.
302.5'
320.0'

LOT 32
2.22 ± Ac.
302.5'
320.0'

LOT 38
181.95 ± Ac.
#82-17476
#82-18053
#88-3274

LOT 37
3.00 ± Ac.
#82-17476
#82-18053
#88-3274

LOT 6
2.11 ± Ac.