



EXHIBIT "A"

Harry Kroos  
Senior Engineering Specialist  
City of Lincoln  
531 Westgate Blvd,  
STE 100  
Lincoln, NE 68528

Dear Mr. Kroos:

Prince Brothers, LLC d.b.a. Wahoos Fish Taco, is seeking Sidewalk Café Permit for the building commonly known as the McKelvie Building. The Building is located at 210 North 14<sup>th</sup> Street in Lincoln.

LEGAL DESCRIPTION:

S W LITTLES SUB (OF W1/2 SW 24-10-6), Lot 62

PROPERTY ID:

10-24-316-015-000

OBJECTIVE:

Prince Brothers LLC intends to provide an outdoor dining dock in front of the building. The dock structure will be constructed by Prince Brother's contractor and will be considered as part of their leasable space. The new structure will overlook P Street providing a unique dining experience for Lincoln patrons. This new dock will be similar to the Noodles dock on opposite corner of the McKelvie Building.

WRK, LLC appreciates the opportunity and consideration for the use of the City of Lincoln's public space. WRK, LLC consents to Prince Brothers LLC d.b.a. Wahoos Fish Tacos applying for the Sidewalk Café Permit on the McKelvie Building. We look forward to the start of this project and the unique amenity that will be created. Please do not hesitate to call us with any questions or comments. Thank you for your time and consideration.

Sincerely,

William D. Scott  
Manager

STATE OF \_\_\_\_\_ )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me on \_\_\_\_\_, 2010, by

\_\_\_\_\_.

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



Y | X | W | V | U | T | S | R | P | N | M | L | K | J | I | H | G | F | E | D | C | B | A

CONCEPT DEK  
 1111 S. 17TH AVENUE, SUITE 100  
 DENVER, CO 80202  
 TEL: 303.733.1111  
 WWW.CONCEPTDEK.COM

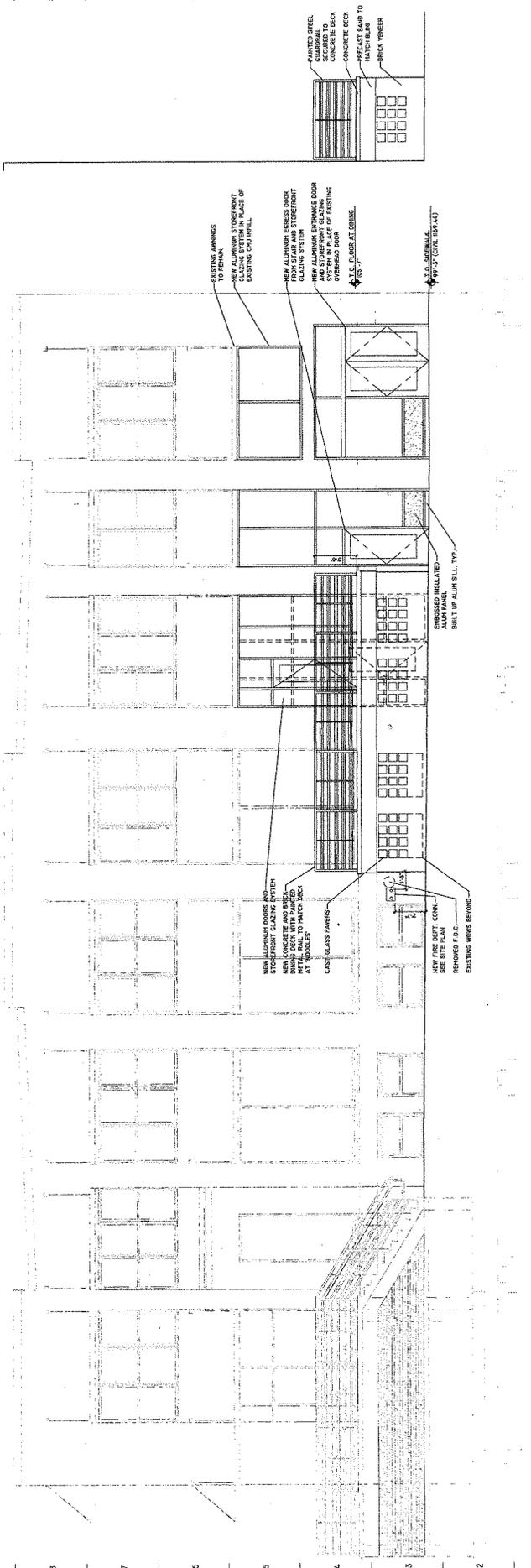
Preliminary  
 not for  
 construction

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Y | X | SOUTH ELEVATION  
 1/4" = 1'-0"

C | I | WEST ELEVATION  
 1/4" = 1'-0" PARTIAL AT DOCK SIDE

1	2	3	4	5	6	7	8	9	10	11	12
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1	2	3	4	5	6	7	8	9	10	11	12
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WAHOO'S FISH TACOS  
 NEW TENANT FOR EXISTING SPACE  
 LINCOLN, NEBRASKA



1414 W. MARKET STREET, SUITE 100  
LINCOLN, NEBRASKA 68502  
TEL: 402.476.1111 FAX: 402.476.1112  
WWW.951STUDIO.COM

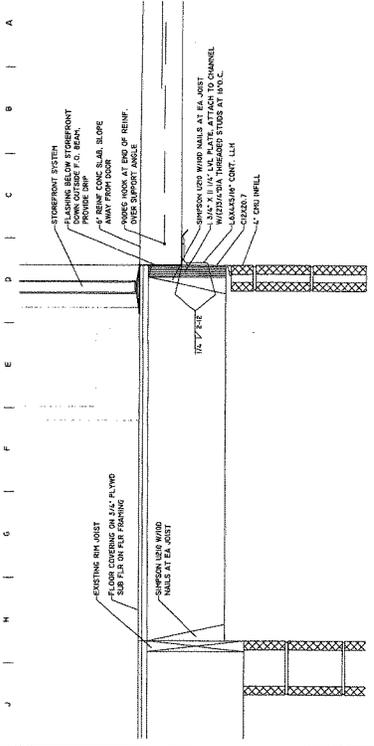
Preliminary  
not for  
construction

MAHOON'S FISH TACOS  
NEW TENANT FOR EXISTING SPACE  
LINCOLN, NEBRASKA

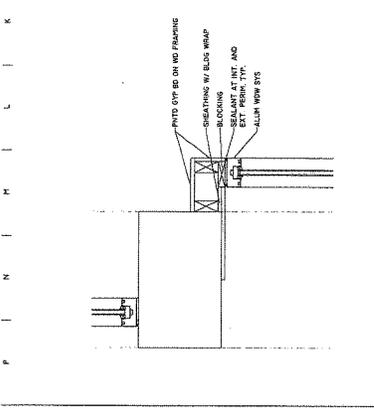
CROSS-SECTIONS

NO.	SECTION	DATE
1	1-1	11/11/11
2	2-2	11/11/11
3	3-3	11/11/11
4	4-4	11/11/11
5	5-5	11/11/11
6	6-6	11/11/11
7	7-7	11/11/11
8	8-8	11/11/11
9	9-9	11/11/11
10	10-10	11/11/11
11	11-11	11/11/11
12	12-12	11/11/11
13	13-13	11/11/11
14	14-14	11/11/11
15	15-15	11/11/11

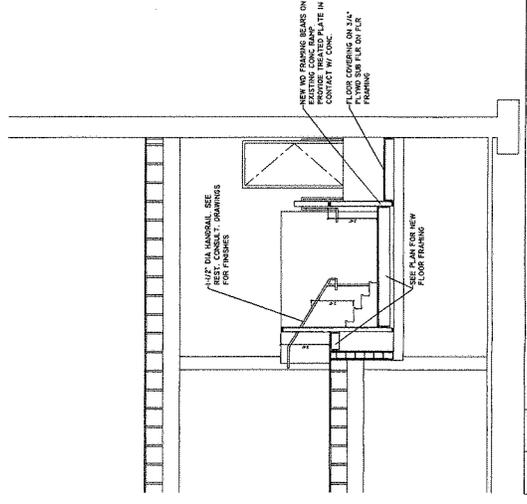
SECTION  
A3.10



J II DETAIL  
1 1/2" = 1'-0" AT EDGE OF NEW FRAMING AND CONC DECK



P II DETAIL  
1 1/2" = 1'-0" AT TOP OF NEW ENTRANCE



F I SECTION  
1/2" = 1'-0" AT RAMP - LOOKING NORTH



# CERTIFICATE OF LIABILITY INSURANCE

OP ID RL

DATE (MM/DD/YYYY)

09/26/11

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER  Gary Thompson Agency, Inc. 501 N. Webster PO Box 445 Red Cloud NE 68970 Phone: 402-746-2242 Fax: 402-746-2243	CONTACT NAME:		
	PHONE (A/C, No, Ext):	FAX (A/C, No):	
	E-MAIL ADDRESS:		
	PRODUCER CUSTOMER ID #: <b>WRKLL-1</b>		
INSURED  WRK, LLC John Thompson 440 N 8th St Ste 140 Lincoln NE 68508-3647	INSURER(S) AFFORDING COVERAGE		NAIC #
	INSURER A :	<b>Allied Insurance Group</b>	<b>00035</b>
	INSURER B :		
	INSURER C :		
	INSURER D :		
	INSURER E :		

## COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL/SUBR		POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
		INSR	WVD					
X	GENERAL LIABILITY			ACP7204664377	09/01/11	09/01/12	EACH OCCURRENCE	\$ 2000000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 300000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person)	\$ 1000
							PERSONAL & ADV INJURY	\$ 2000000
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE	\$ 4000000
	<input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						PRODUCTS - COMP/OP AGG	\$ 4000000
								\$
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident)	\$
	<input type="checkbox"/> ANY AUTO						BODILY INJURY (Per person)	\$
	<input type="checkbox"/> ALL OWNED AUTOS						BODILY INJURY (Per accident)	\$
	<input type="checkbox"/> SCHEDULED AUTOS						PROPERTY DAMAGE (Per accident)	\$
	<input type="checkbox"/> HIRED AUTOS							\$
	<input type="checkbox"/> NON-OWNED AUTOS							\$
								\$
	UMBRELLA LIAB						EACH OCCURRENCE	\$
	<input type="checkbox"/> EXCESS LIAB						AGGREGATE	\$
	<input type="checkbox"/> OCCUR							\$
	<input type="checkbox"/> CLAIMS-MADE							\$
	DEDUCTIBLE							\$
	RETENTION \$							\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY						WC STATUTORY LIMITS	OTHER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)						E.L. EACH ACCIDENT	\$
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE	\$
							E.L. DISEASE - POLICY LIMIT	\$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)  
 City of Lincoln, NE is named as an add'l insured for Gen Liab, as required by written contract, in accordance with policy terms, conditions & exclusions for use of public space for the building at 210 N 14th St, Lincoln NE 68508.

## CERTIFICATE HOLDER

## CANCELLATION

City of Lincoln 555 S 10th St Lincoln NE 68508	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE  John Thompson



Bond Number 7900376901

Power of Attorney

KNOW ALL MEN BY THESE PRESENTS THAT:

Nationwide Mutual Insurance Company, an Ohio corporation
Farmland Mutual Insurance Company, an Iowa corporation
Nationwide Agribusiness Insurance Company, an Iowa corporation

AMCO Insurance Company, an Iowa corporation
Allied Property and Casualty Insurance Company, an Iowa corporation
Depositors Insurance Company, an Iowa corporation

hereinafter referred to severally as the "Company" and collectively as the "Companies," each does hereby make, constitute and appoint:

GARY THOMPSON

each in their individual capacity, its true and lawful attorney-in-fact, with full power and authority to sign, seal, and execute on its behalf any and all bonds and undertakings, and other obligatory instruments of similar nature, in penalties not exceeding the sum of

Five Thousand Dollars (\$5,000.00)

and to bind the Company thereby, as fully and to the same extent as if such instruments were signed by the duly authorized officers of the Company; and all acts of said Attorney pursuant to the authority given are hereby ratified and confirmed.

This power of attorney is made and executed pursuant to and by authority of the following resolution duly adopted by the board of directors of the Company:

"RESOLVED, that the president, or any vice president be, and each hereby is, authorized and empowered to appoint attorneys-in-fact of the Company, and to authorize them to execute and deliver on behalf of the Company any and all bonds, forms, applications, memorandums, undertakings, recognizances, transfers, contracts of indemnity, policies, contracts guaranteeing the fidelity of persons holding positions of public or private trust, and other writings obligatory in nature that the business of the Company may require; and to modify or revoke, with or without cause, any such appointment or authority; provided, however, that the authority granted hereby shall in no way limit the authority of other duly authorized agents to sign and countersign any of said documents on behalf of the Company."

"RESOLVED FURTHER, that such attorneys-in-fact shall have full power and authority to execute and deliver any and all such documents and to bind the Company subject to the terms and limitations of the power of attorney issued to them, and to affix the seal of the Company thereto; provided, however, that said seal shall not be necessary for the validity of any such documents."

This power of attorney is signed and sealed under and by the following bylaws duly adopted by the board of directors of the Company.

Execution of Instruments. Any vice president, any assistant secretary or any assistant treasurer shall have the power and authority to sign or attest all approved documents, instruments, contracts, or other papers in connection with the operation of the business of the company in addition to the chairman of the board, the chief executive officer, president, treasurer or secretary; provided, however, the signature of any of them may be printed, engraved, or stamped on any approved document, contract, instrument, or other papers of the Company.

IN WITNESS WHEREOF, the Company has caused this instrument to be sealed and duly attested by the signature of its officer the 11th day of August, 2009.



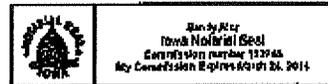
[Handwritten signature of Gary A. Douglas]

Gary A. Douglas, President and Chief Operating Officer of Nationwide Agribusiness Insurance Company and Farmland Mutual Insurance Company; and Vice President of Nationwide Mutual Insurance Company, AMCO Insurance Company, Allied Property and Casualty Insurance Company, and Depositors Insurance Company

ACKNOWLEDGMENT

STATE OF IOWA, COUNTY OF POLK: ss

On this 11th day of August, 2009, before me came the above-named officer for the Companies aforesaid, to me personally known to be the officer described in and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn, deposes and says, that he is the officer of the Companies aforesaid, that the seals affixed hereto are the corporate seals of said Companies, and the said corporate seals and his signature were duly affixed and subscribed to said instrument by the authority and direction of said Companies.



Sandy Alty
Notary Public
My Commission Expires March 24, 2014

CERTIFICATE

I, Kathy R. Richards, Assistant Secretary of the Companies, do hereby certify that the foregoing is a full, true and correct copy of the original power of attorney issued by the Company; that the resolution included therein is a true and correct transcript from the minutes of the meetings of the boards of directors and the same has not been revoked or amended in any manner; that said Gary A. Douglas was on the date of the execution of the foregoing power of attorney the duly elected officer of the Companies, and the corporate seals and his signature as officer were duly affixed and subscribed to the said instrument by the authority of said board of directors; and the foregoing power of attorney is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto subscribed my name as Assistant Secretary, and affixed the corporate seals of said Companies the 23rd day of September, 2011.

Kathy R. Richards
Assistant Secretary

# M e m o r a n d u m

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**To:** Lincoln City Council

**From:** Harry Kroos, Public Works & Utilities *H. Kroos*

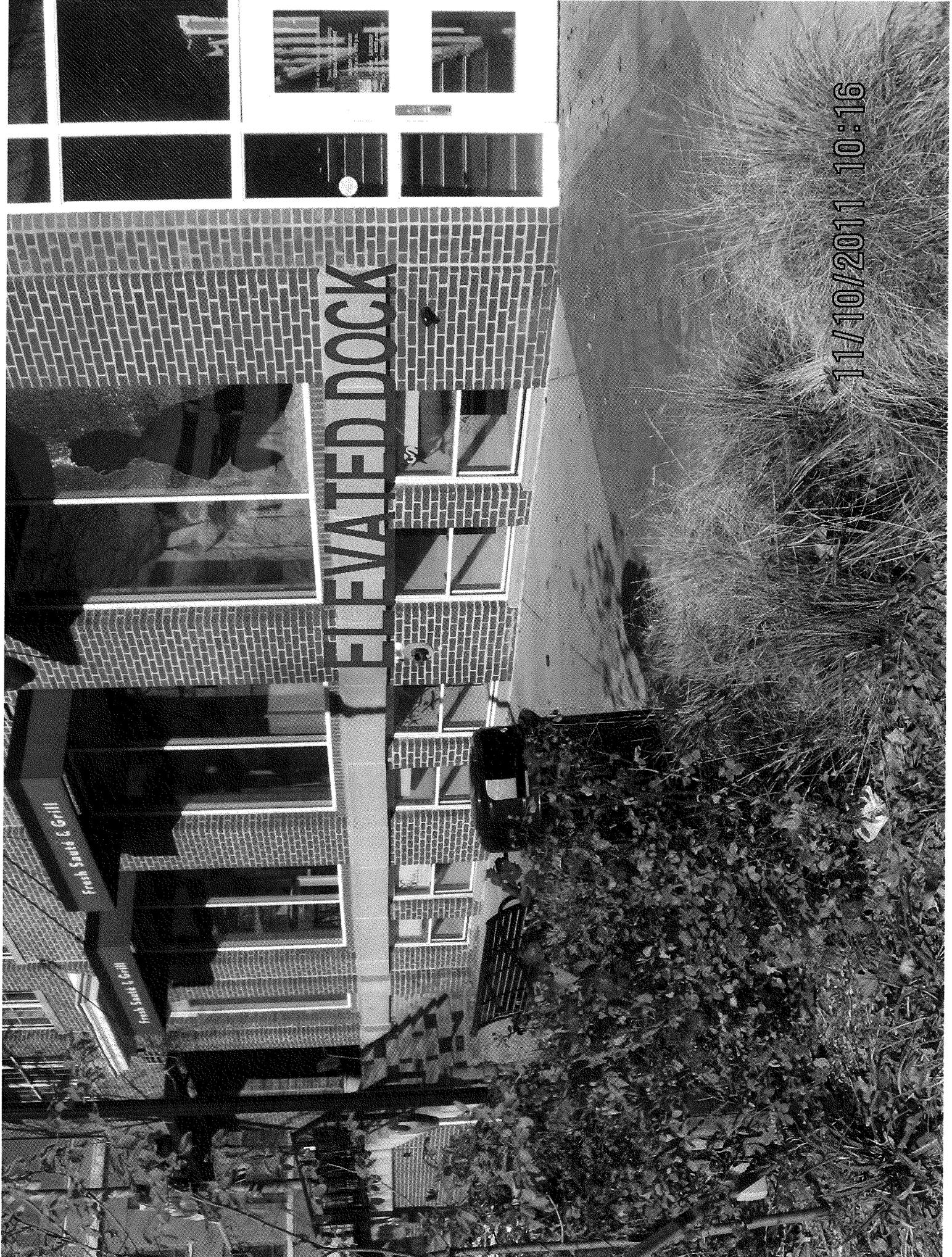
**Subject:** Use of Right-of-Way Permit 210 North 14th Street

**Date:** November 17, 2011

**cc:** Mayor's Office, Miki Esposito, Roger Figard, Randy Hoskins, Thomas Shafer

The Public Works and Utilities Department has initiated a resolution to authorize WRK Real Estate LLC authority to occupy the public right-of-way along 'P' Street adjacent to the property addressed as 210 North 14th Street . WRK Real Estate has signed an agreement to lease a portion of the building to Wahoos Fish Taco Restaurant. This tenant has indicated they wish to have an outdoor dining area similar to the dock dining area which is utilized by Noodles Restaurant. Wahoos Fish Taco has submitted an application for a sidewalk cafe permit to the Outdoor Dining Committee to occupy this space upon completion of the dock.

The Public Works and Utilities Department has no objection to the approval of this permit. The proposed dock area will allow six feet for a pedestrian corridor between the dock and planting area. The edge of the dock will match the alignment of the dock area utilized by Noodles. I have included two photos of the location of the dock.

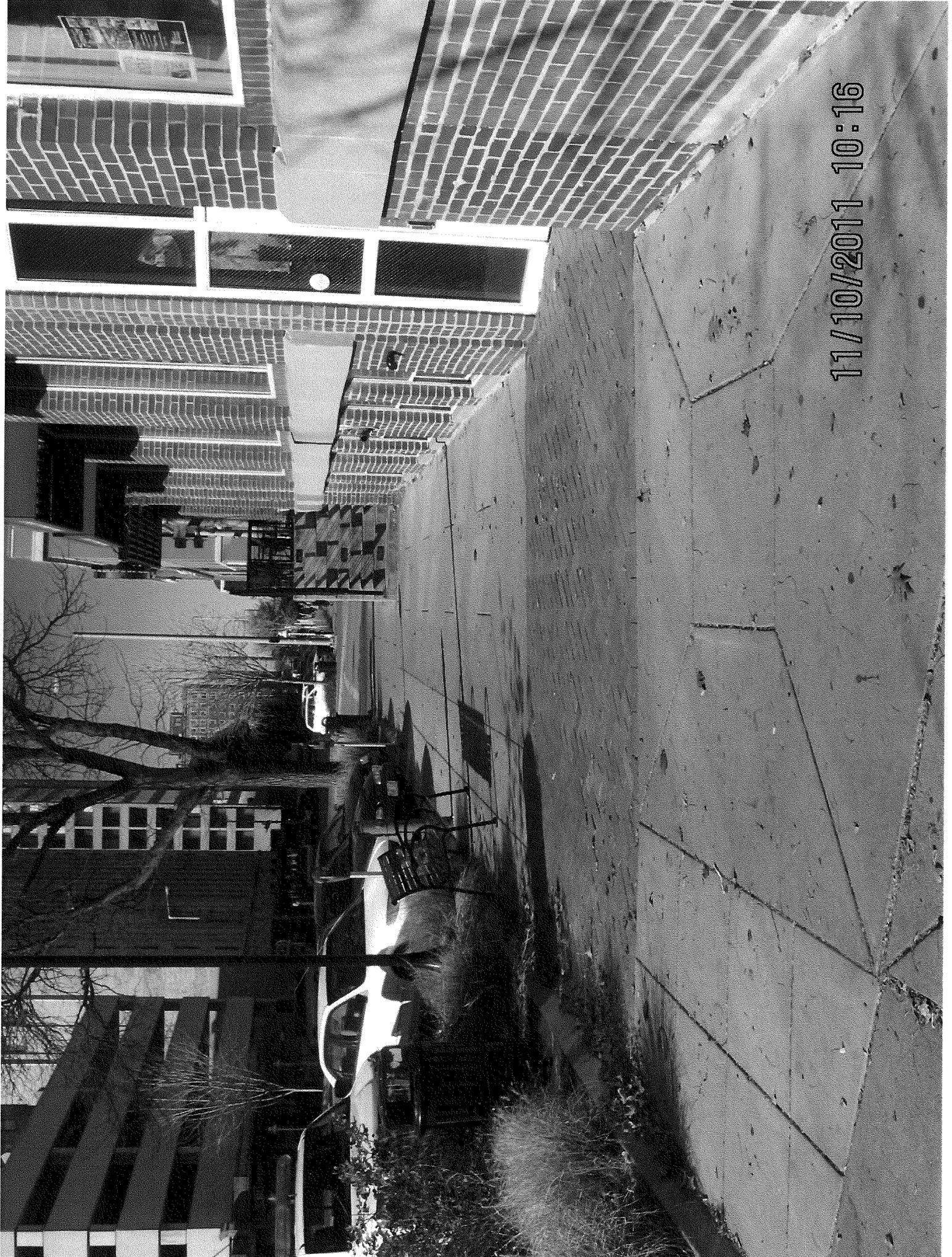


# ELEVATED DOCK

Fresh Sausis & Grill

Fresh Sausis & Grill

11/10/2011 10:16



11/10/2011 10:16