

COUNTER LM
VERIFY LM
FEES \$ 27.50
CHG SFILE
SUBMITTED CHICAGO TITLE INSURANCE - K

FILED SARPY CO. NE.
INSTRUMENT NUMBER
2012-16527
2012 Jun 05 12:20:32 PM
Sheryl J. Rowland
REGISTER OF DEEDS



When recorded return to:

Troutman Sanders LLP
600 Peachtree Street, Suite 5200
Atlanta, Georgia 30308
Attn: Michael H. Wall, Esq.

**NOTICE STATEMENT
PURSUANT TO THE TERMS OF THE
EASEMENTS WITH COVENANTS AND
RESTRICTIONS AFFECTING LAND**

Pursuant to the terms of Section 21(a) of the EASEMENTS WITH COVENANTS AND RESTRICTIONS AFFECTING LAND executed by and among Market Pointe, LLC, a Missouri limited liability company, Wal-Mart Real Estate Business Trust, a Delaware statutory trust, and Lowes Home Centers, Inc., a North Carolina corporation, dated January 23, 2006 and filed with Sarpy County, Nebraska Register of Deeds on January 24, 2006 as Instrument No. 2006-02430, as amended by that certain First Amendment to Easements With Covenants and Restrictions Affecting Land, dated September 1, 2006 and filed with Sarpy County, Nebraska Register of Deeds on September 5, 2006 as Instrument No. 2006-30539, and as further amended by that certain Second Amendment to Easements with Covenants and Restrictions Affecting Land, dated December 22, 2008 and filed with Sarpy County, Nebraska Register of Deeds on February 9, 2009 as Instrument No. 2009-03341, hereinafter to be referred to collectively as the “**ECR**”, covering the Market Pointe Shopping Center located in Papillion, Nebraska (the “**Shopping Center**”) and as described in Exhibit A attached hereto, Chick-fil-A, Inc., a Georgia Corporation (“**CFA**”), hereby provides notice that, on May 22, 2012, it acquired a fee interest from Market Pointe, LLC, a Missouri limited liability company, in that portion of the Shopping Center that is legally described in Exhibit B attached hereto (the “**CFA Property**”).

All notices and other communications under the ECR shall be sent to CFA at the following address:

Chick-fil-A, Inc.
5200 Buffington Road
Atlanta, Georgia 30349
Attn: Real Property Asset Management

[SIGNATURE PAGE FOLLOWS]

CFA 2011-1802 LC

EXHIBIT A

LEGAL DESCRIPTION OF THE SHOPPING CENTER

Lots Two (2) and Three (3), Market Pointe Addition; Lots Nine (9) through Thirteen (13), Market Pointe Addition Replat 1, an Administrative Subdivision; Lots One (1) and Two (2), Market Pointe Addition Replat 2, an Administrative Subdivision; Lots One (1), Two (2) ~~and Three (3)~~, Market Pointe Addition Replat 4, an Administrative Subdivision; and Outlots "E" and "F", Stockmans Hollow.

* Lot three (3) Market Pointe Addition Replat 5,

EXHIBIT B

LEGAL DESCRIPTION OF THE CFA PROPERTY

Lot 1, Market Pointe Addition Replat 4, a subdivision in Sarpy County, Nebraska.