



MISC 2016038011



MAY 19 2016 15:14 P 2

Fee amount: 16.00
 FB: 69-38914
 COMP: MJ

Received - DIANE L. BATTIATO
 Register of Deeds, Douglas County, NE
 05/19/2016 15:14:32.00



2016038011

**AGREEMENT NOT TO SELL
 OR ENCUMBER REAL PROPERTY**

In consideration and as security for a loan made or purchased by Security National Bank of Omaha (hereinafter called Lender) which loan was made for the benefit of Dingman Investments, LLC. The owner, Dingman Investments, LLC of real property described below and as evidenced by a promissory note in favor of Dingman Investments, LLC dated April 27, 2016 in the amount of \$773,405.14, Dingman Investments, LLC Owner and Lessor of the real property described below, hereby covenants and agrees with Lender as follows:

1. The real property referred to herein is located at 3402 N. 120 St., Omaha, Nebraska and is described as follows: SEE ATTACHED EXHIBIT A

Tranquility Place Replat Lot 10, Block 0, IRR S 262.94 E 11 Ft, Lot 9 & all Lot 10 IRREG

2. Dingman Investments, LLC will not create or permit any lien or any encumbrance (other than those presently existing) to exist on said real property and will not transfer, sell, assign or in any manner dispose of said real property or any interest therein without the prior written consent of Lender.

3. Lender is hereby authorized and permitted to cause this instrument to be recorded at such time and in such places as Lender at its option may elect.

4. This agreement is expressly intended for the benefit and protection of Lender and all subsequent holders of the note described above.

5. This agreement shall remain in full force and effect until the loan described above shall have been paid in full.

Dated: April 27, 2016

Dingman Investments, LLC

BY: *Diana Dingman*
 Diana Dingman, Managing Member

State of Nebraska

County of Douglas

On this 27th day of April, 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Diana Dingman, Managing Member of Dingman Investments, LLC, personally known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he has executed the same, as his own free act and deed on behalf of the Estate.

Witness my hand and official seal.

Michael S. O'Neal
 Notary Public



EXHIBIT "A"

All of Lot 10 and Part of Lot 9, Tranquility Place Replat, an addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska, more particularly described as follows:

Beginning at the Northeast corner of said Lot 10, Tranquility Place Replat, thence S00°10'47"E (assumed bearing) along the Westerly right-of-way line of 120th Street, a distance of 51.73 feet; thence S09°10'00"W along said Westerly right-of-way line of 120th Street, a distance of 30.91 feet, thence S01°43'39"W along said Westerly right-of-way line of 120th Street, a distance of 101.01 feet; thence Southwesterly along said Westerly right-of-way line of 120th Street and the Northerly right-of-way line of Emmet Street, on a curve to the right with a radius of 27.00 feet, a distance of 41.03 feet, said curve having a long chord which bears S45°15'49"W, a distance of 37.20 feet; thence Southwesterly along said Northerly right-of-way line of Emmet Street, on a curve to the left with a radius of 300.00 feet, a distance of 170.09 feet, said curve having a long chord which bears S72°33'48"W, a distance of 167.82 feet; thence S56°19'15"W along said Northerly right-of-way line of Emmet Street, a distance of 7.01 feet, thence N00°10'47"W, a distance of 262.94 feet, thence N89°49'13"E along the North line of said lot 10, Tranquility Place Replat and the Westerly extension thereof, a distance of 201.00 feet to the Point of Beginning.