

10610

NO

LAVIGNE

Inst # 2014003575 Wed Jan 29 11 09:48 CST 2014
Filing Fee \$40.00
Lancaster County NE Assessor/Register of Deeds Office S1AGRT
Pages 3



AGREEMENT

THIS AGREEMENT is made and entered into by and between **LAVIGNE ENTERPRISES and 3340 NORTH 33RD STREET, LLC, a Nebraska limited liability company**, hereinafter called "Subdivider", whether one or more, and the **CITY OF LINCOLN, NEBRASKA, a municipal corporation**, hereinafter called "City "

WHEREAS, Subdivider has made application to City for permission to subdivide and for approval of the subdivision plat of **LAVIGNE ADDITION**; and

WHEREAS, the Planning Director's letter regarding corrections needed for the City to complete the review and approval of said plat contains certain provisions requiring an agreement between Subdivider and City relating to said plat and the development thereof.

NOW, THEREFORE, IN CONSIDERATION of City granting permission to plat and approval of the plat of **LAVIGNE ADDITION**, it is agreed by and between Subdivider and City as follows:

1. The Subdivider agrees to complete the installation of sidewalks along N. 33rd Street as shown on the final plat within four years following the approval of this final plat.
2. The Subdivider agrees to timely complete any other public or private improvement or facility required by the Land Subdivision Ordinance which has not been waived, but which inadvertently may have been omitted from the above list of required improvements.

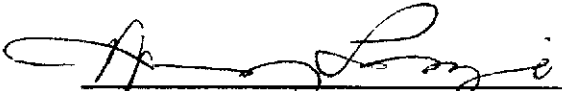
lot 1 + 2

City esp 8/22/00


3 The Subdivider agrees, in consideration of the City granting permission to plat this Addition prior to the required improvements having been installed and approved, to waive and not assert any and all defenses based upon time constraints that may exist because of any future expiration of any applicable statute of limitations in the event the required improvements are not timely installed as required by the Subdivision Agreement and/or the Land Subdivision Ordinance (Title 26 of the Lincoln Municipal Code)

Dated this 29 day of January, 2014

LAVIGNE ENTERPRISES,


By: Herbert J. Lavigne
Title: President

3340 NORTH 33RD STREET, LLC
a Nebraska limited liability company,


By: Herbert J. Lavigne
Title: Managing Member

CITY OF LINCOLN, NEBRASKA,
a municipal corporation


Marvin Krout, Planning Director

STATE OF NEBRASKA)
) ss
COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me this 21st day of January, 2014, by Herbert J. Lavigne, President of Lavigne Enterprises.

Charlotte A. Madden
Notary Public



STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me this 21st day of January, 2014, by Herbert J. Lavigne, Managing of 3340 North 33rd Street LLC, a Nebraska limited liability company Member

Charlotte A. Madden
Notary Public



STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me this 28 day of JANUARY, 2014, by Marvin Krout, Planning Director of the City of Lincoln, Nebraska, a municipal corporation.

Jean L. Preister
Notary Public

