

COVENANT AND RESTRICTION

THIS INDENTURE made this 25 day of MAY, 1960, by JULE M. NEWMAN and CAROLYN NEWMAN, husband and wife, CALVIN M. NEWMAN and RAQUEL H. NEWMAN, his wife, and E. ROBERT NEWMAN and BARBARA F. NEWMAN, his wife, having title to the following-described property, to-wit:

The Southwest Quarter (SW $\frac{1}{4}$) of Section Thirty (30), Township Fifteen (15), Range Twelve (12), East of the 6th P.M., excepting public roads and highways,

WHEREAS, the undersigned are the owners of the above-described property and desire to effect development of it, and

WHEREAS, the undersigned are desirous of subjecting part of the entire tract to certain covenants, agreements, easements, restrictions, conditions, and charges,

NOW, THEREFORE, this indenture witnesseth that the undersigned, JULE M. NEWMAN and CAROLYN NEWMAN, husband and wife, CALVIN M. NEWMAN and RAQUEL H. NEWMAN, husband and wife, and E. ROBERT NEWMAN and BARBARA F. NEWMAN, husband and wife, do hereby impose and charge the following-described parcel or tract with covenants and agreements, easements, restrictions, conditions, and charges as set forth hereinafter, said property being described as follows:

A tract of land in the SW $\frac{1}{4}$ of Section 30, Township 15 North, Range 12 East of the 6th P.M., bounded and described as follows:

Beginning at the center of said Section 30; thence south along the east line of said Southwest Quarter (SW $\frac{1}{4}$) a distance of two thousand six hundred forty-seven and two-tenths feet (2,647.2'), more or less, to the south Quarter corner of said Section 30; thence west along the south line of said Southwest Quarter (SW $\frac{1}{4}$) a distance of one thousand one hundred fifteen and sixty-eight one-hundredths feet (1,115.68'); thence north twenty-three minutes west (N.0 $^{\circ}$ 23' W) a distance of nine hundred twenty-three and fifty-three one-hundredths feet (923.53'); thence north twelve degrees two and twenty-five one-hundredths minutes west (N.12 $^{\circ}$ 02.25' W) a distance of four hundred eighty-seven and forty-three one-hundredths feet (487.43'); thence south eighty-nine degrees forty-eight and twenty-five one-hundredths minutes west (S.89 $^{\circ}$ 48.25' W) a distance of thirteen hundred thirteen feet (1,313.0'), more or less, to the west line of said Section 30; thence north along said west line a distance of twelve hundred thirty-eight and five one-hundredths feet (1,238.05'), more or less, to the west quarter corner of said Section 30; thence east along the north line of said Southwest Quarter (SW $\frac{1}{4}$) a distance of twenty-five hundred forty-seven and nine-tenths feet (2,547.9'), more or less, to the point of beginning, excepting from the said tract public roads and highways,

and said covenants, agreements, easements, restrictions, conditions, and charges being as follows:

The land included in said last above-described tract shall be used for non-commercial purposes only.

GAINES, SPITTLER, NEELY, OTIS & MOORE

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The said covenants are for the express benefit of all of the Southwest Quarter (SW $\frac{1}{4}$) of Section Thirty (30), Township Fifteen (15) Range Twelve (12), East of the 6th P.M., excepting public roads and highways, and except the tract hereinabove described, and may be enforced by the owners of said tract benefited, and these covenants shall run with the land and be binding on all successors in title, and if the said tract be divided, sold in parcels, or platted into blocks, lots, streets, and ways, said covenants to remain in full force and effect as to all property contained within the boundaries described above.

The failure by any land owner to enforce any restrictions, conditions, covenant, or agreement herein contained, shall in no event be deemed a waiver of the right to do so thereafter as to the same breach or as to one occurring prior or subsequent thereto.

IN WITNESS WHEREOF the parties hereto have caused this instrument to be executed on the date first above written.

Jule M. Newman
Carolyn Newman
Calvin M. Newman
Raquel H. Newman
E. Robert Newman
Barbara F. Newman

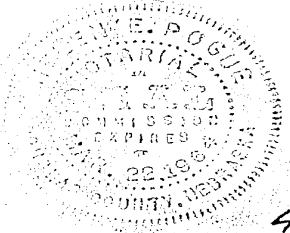
STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

On this 25 day of MAY, 1960, before me, the undersigned, a Notary Public in and for said County, personally came JULE M. NEWMAN and CAROLYN NEWMAN, husband and wife, CALVIN M. NEWMAN and RAQUEL^{H.} NEWMAN, husband and wife, and E. ROBERT NEWMAN and BARBARA ^{F.} NEWMAN, husband and wife, to me known to be the identical persons whose names are affixed to the foregoing instrument, and acknowledged the execution thereof to be their voluntary act and deed for the purposes therein set forth.

WITNESS MY HAND and Notarial Seal at Omaha in said county the day and year last above written.

Helan E. Pogue
Notary Public

My Commission expires the 7 day of March, 1964.



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4.
ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA
26 DAY Jan 1961 AT 10:04 A. M. THOMAS J. O'CONNOR, REGISTER OF DEEDS 2.50