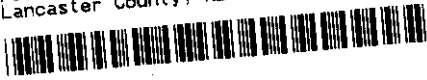


C-06-0538
FILED

SEP 27 2006

LANCASTER COUNTY CLERK

SUBDIVISION AGREEMENT



THIS AGREEMENT is entered into this 3rd day of October, 2006, by and

WATRES
~

between the County of Lancaster, Nebraska (County), and Gary D. Kvasnicka, Darcie L. Kvasnicka, Richard A. Roush, and Connie L. Roush.

WHEREAS, Lyle Loth of ESP, on behalf of owners Gary D. Kvasnicka, Darcie L. Kvasnicka, Richard A. Roush, and Connie L. Roush, has submitted Final Plat No. 06075, Wagon Train Estates, on property generally located at South 96th Street and Wagon Train Road, legally described as follows:

"Wagon Train Estates," a final plat of Lot 41, Irregular Tract, located in the Northwest Quarter of Section 36, Township 8 North, Range 7 East, of the 6th P.M., Lancaster County, Nebraska, more particularly described as follows:

Beginning at the NW corner of said Lot 41 I.T., and extending Thence S. 89°35'47" E., 290.81 feet;

Thence S. 00°03'43" W., 659.30 feet;

Thence S. 89°31'38" E., 797.59 feet;

Thence S. 00°09'34" W., 626.26 feet;

Thence N. 89°31'45" W., 1021.43 feet;

Thence N. 44°46'24" W., 91.61 feet;

Thence N. 00°00'00" E., 1220.77 feet to the point of beginning, containing an area of 19.97 acres, more or less;

to the Lincoln-Lancaster County Planning Department for its approval; and

WHEREAS, the Lincoln-Lancaster County Planning Department has authorized Gary D. Kvasnicka, Darcie L. Kvasnicka, Richard A. Roush, and Connie L. Roush to plat said Wagon

Chg ESP

ESP

Train Estates, subject to entering into a Subdivision Agreement containing certain conditions.

NOW, THEREFORE, IN CONSIDERATION of the mutual covenants hereinafter contained, it is agreed between the parties as follows:

Gary D. Kvasnicka, Darcie L. Kvasnicka, Richard A. Roush, and Connie L. Roush, their successors and assigns agree:

1. To submit to the County Engineer a plan showing proposed measures to control sedimentation and erosion and the proposed method to temporarily stabilize all graded land for approval.
2. To complete the private improvements shown on the Wagon Train Estates Preliminary Plat #05013 and Special Permit #05038 and #05039.
3. To maintain and supervise the private facilities which have common use or benefit on a permanent and continuous basis, and to recognize that there may be additional maintenance issues or costs associated with providing for the proper functioning of storm water/detention facilities as they were designed and constructed within the development.
4. To submit to the lot buyers and builders a copy of the soil analysis.
5. To pay all design, engineering, labor, material, inspection, and other improvement costs.
6. To protect the remaining trees that are indicated to remain during construction and development.
7. To relinquish the right of direct vehicular access to Wagon Train Road except for one common access to Lots 4 and 5.
8. To submit to all potential purchasers of lots a copy of the ground water report.

EXECUTED this _____ day of _____, 2006, by Owners Gary D. Kvasnicka,

Darcie L. Kvasnicka, Richard A. Roush, and Connie L. Roush.

By: Gary D. Kvasnicka
Gary D. Kvasnicka, Owner

By: Darcie L. Kvasnicka
Darcie L. Kvasnicka, Owner

By: Richard A. Roush
Richard A. Roush, Owner

By: Connie L. Roush
Connie L. Roush, Owner

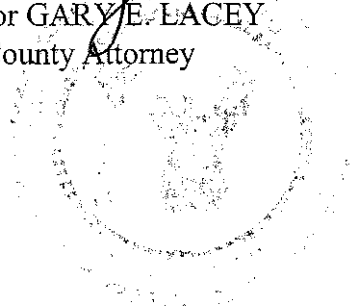
EXECUTED this 3rd day of October, 2006, at the County-City Building, Lincoln,

Lancaster County, Nebraska.

BY THE BOARD OF COUNTY
COMMISSIONERS OF LANCASTER
COUNTY, NEBRASKA

APPROVED AS TO FORM
this 25 day of
September, 2006.

Kristy Mundt
for GARY E. LACEY
County Attorney



James Hudkins
Paula Hernandez
Bob Schorr
Bob Wolman
Deanne Acker

REC'D
CLERK OF COUNTY COMMISSIONERS
LANCASTER COUNTY, NEBRASKA
OCT 25 2006

BY

I, Ann C Taylor, on this date, 10/19/06,
as an employee of the Lancaster County Clerk's
office in Lincoln, Nebraska do hereby certify
that this is a true and accurate copy of an
original record on file in this office.

Record # C-06-0538
By [Signature]



WAGON TRAIN ESTATES
FINAL PLAT

LOT 1
LOT 2
LOT 3
LOT 4
LOT 5