

## AGREEMENT

THIS AGREEMENT, executed this 10th day of November, 1983, between THE CATHOLIC ARCHBISHOP OF OMAHA, a corporation organized and existing under and by virtue of the laws of the State of Nebraska ("Grantor"), and BRANDON PARK PARTNERSHIP, a general partnership organized under the laws of the State of Nebraska ("Partnership").

## WITNESSETH:

WHEREAS, under date of November 24, 1972, Grantor conveyed certain real property in the City of Omaha, Douglas County, Nebraska, to Wedgewood Townhomes, Inc., a Nebraska corporation, by a Corporation Warranty Deed, recorded November 28, 1972, in Deed Record Book 1469 at Page 127 in the office of the Register of Deeds of Douglas County, Nebraska; and

WHEREAS, Partnership intends to acquire a portion of the property conveyed by the Corporation Warranty Deed, more particularly described in Exhibit "A" attached hereto and by this reference incorporated herein, to be developed into a cluster subdivision to be known as Brandon Park Addition; and

WHEREAS, the Partnership has requested that the Grantor execute this document for the purpose of acknowledging the matters hereinafter set forth.

NOW, THEREFORE, Grantor does hereby acknowledge as follows:

1. Grantor has reviewed and does hereby approve the construction plans for Brandon Park Addition.
2. Grantor hereby consents to the development of Brandon Park as an owner-occupied cluster subdivision, rather than a development under the Nebraska Condominium Law.

IN WITNESS WHEREOF, the parties have executed this Agreement on the date first set forth above.

THE CATHOLIC ARCHBISHOP  
OF OMAHA, a Nebraska  
corporation -- Grantor

By David E. Shueh  
President

BRANDON PARK PARTNERSHIP,  
a Nebraska general partnership --  
Partnership

By Michael Anthony  
General Partner



(LOTS ONE (1) to THIRTY-ONE (31), BRANDON PARK)

That part of the SW $\frac{1}{4}$  of Section 20, T15N, R12E of the 6th P.M., Douglas County, Nebraska, described as follows: Commencing at the S.W. corner of said SW $\frac{1}{4}$ ; thence N 00° 16' 50" E (assumed bearing) on the West line of said SW $\frac{1}{4}$ , 744.65 feet; thence S 89° 43' 10" E on the South line of Outlot 8, Wedgewood Town Homes Addition as surveyed, platted and recorded in said Douglas County, 367.00 feet to a point of curve; thence Northeasterly on the Southerly line of Outlot 8, said Wedgewood Town Homes Addition on a 218.00 foot radius curve to the left (chord bearing N 80° 04' 44" E, chord distance 77.22 feet), an arc distance of 77.53 feet to the N.E. corner of Lot 49 said Wedgewood Town Homes Addition said corner also being the point of beginning; thence S 00° 16' 50" W on the East line of Lot 49 and Outlot 9, 130.48 feet; thence N 89° 31' 44" E on a line 622.00 feet North of and parallel to the South line of said SW $\frac{1}{4}$ , 609.64 feet to a point on the West line of Block 4, Meadow Lane Addition, as surveyed, platted and recorded in said Douglas County; thence N 00° 00' 04" E on the Northerly extension of the West line of Block 4, said Meadow Lane Addition, 692.15 feet to the S.E. corner of Outlot 11, Wedgewood Phase III as surveyed, platted and recorded in said Douglas County; thence S 89° 34' 20" W on the South line of Outlots 10, 11 and 12 and Lot 57, said Wedgewood Phase III, 376.03 feet; thence S 29° 46' 50" W on the Southerly line of Outlot 10, said Wedgewood Phase III, 259.26 feet to a point on the Easterly line of Outlot 8, said Wedgewood Town Homes Addition; thence Southwesterly on the Easterly line of Outlot 8 said Wedgewood Town Homes Addition on a 218.00 foot radius curve to the right (chord bearing S 17° 34' 47" W, chord distance 344.96 feet), an arc distance of 357.97 feet to the point of beginning. (Containing 7.81 acres more or less)

RECEIVED  
 10-11-11  
 03-21-11  
 DEPT. OF REVENUE  
 LAND RECORDS DIVISION  
 LINCOLN, NEBRASKA

EXHIBIT "A"

Book 702  
 Page 638  
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Fee 31.00

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Stamp: 87-5342  
 20-15-12  
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