

A G R E E M E N T

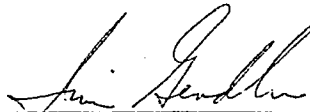
THIS AGREEMENT made and entered into this 28 day of September, 1970, by and between IRVIN GENDLER, NATALIE GENDLER, H. LEE GENDLER, and CAROL GENDLER, hereinafter referred to as "Gendler", and FRANK B. CERNIK, hereinafter referred to as "Cernik",

WITNESSETH:

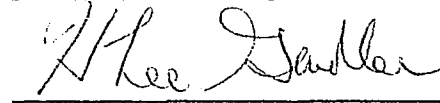
WHEREAS, Gendler and Cernik own separate parcels of real estate located within the Northeast quarter of the Northeast quarter, Section 33, Township 16 North, Range 12, East of the 6th P.M., Douglas County, Nebraska, which parcels of real estate are shown on the plat attached hereto, marked "Exhibit A" and incorporated herein by reference, which plat refers to Tract A and Tract E, said Tract A being owned by Cernik and said Tract E being owned by Gendler.

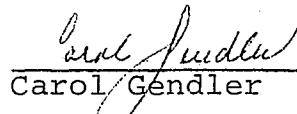
NOW, THEREFORE, it is agreed by and between the parties hereto as follows:

1. No building shall be constructed West of the East 150 feet of Tract A, without the prior written consent of the owner of Tract E, which consent shall not be unreasonably withheld.
2. No building shall be constructed on Tract E. The owner of Tract E may erect a sign on said Tract, the bottom of which shall be higher than the top of the highest building constructed on the East 150 feet of Tract A.
3. The covenants herein contained are superior and paramount to any of the rights of the parties hereto in the respective tracts. This Agreement shall be construed as a covenant running with the land.
4. This Agreement shall be binding upon the heirs, successors and assigns of the parties hereto.


Irvin Gendler


Natalie Gendler


H. Lee Gendler


Carol Gendler


Frank B. Cernik

STATE OF NEBRASKA)
) ss.
 COUNTY OF DOUGLAS)

Before me, a notary public qualified for said county, personally came Irvin Gendler, Natalie Gendler, H. Lee Gendler, and Carol Gendler, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to be their voluntary act and deed.

Witness my hand and notarial seal on SEPT. 28, 1970.

My Comm. Exp. 2-17-74.

Charles R. Sherman
 Notary Public

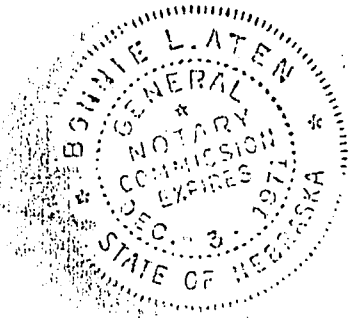
STATE OF NEBRASKA)
) ss.
 COUNTY OF DOUGLAS)

Before me, a notary public qualified for said county, personally came Frank B. Cernik, known to me to be the identical person who signed the foregoing instrument and acknowledged the execution thereof to be his voluntary act and deed.

Witness my hand and notarial seal on Sept. 28, 1970.

My Comm. Exp. 12/3/71.

Bonnie L. Aten
 Notary Public



C. HAROLD OSTLER
 REGISTER OF DEEDS
 DOUGLAS COUNTY, NEBR.

1970 OCT 8 PM 3 50

RECEIVED

THE STATE OF NEBRASKA

Douglas County

Entered in Numerical Index and filed
 for Record in the office of the Register of
 Deeds of said County and recorded in

Book 493 of Index
 Page 433

C. Harold Ostler

REGISTER OF DEEDS

By Deputy

MAIL Burtas, Robert et al

1700 Woodward Tower

N 33-16-12 G.P.H.P.E.

Compared Yes Fee 6.25