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b/k. 50 71545

INST. NO 2004

2004 OCT 25 A 11: 35

069632

LANCASTER COUNTY, NE

BLOCK  
 No  
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**AGREEMENT**

THIS AGREEMENT is made and entered into by and between **B.E.G.I., L.L.C., 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 final plat of **FAIRFIELD CENTRE 4TH ADDITION**, a subdivision of Outlot A, Fairfield Centre 3rd Addition, located in the Southeast Quarter of Section 12, Township 10 North, Range 6 East of the 6th P.M., Lincoln, Lancaster County, Nebraska; and

WHEREAS, the City Planning Director has approved said plat upon condition that Subdivider enters into an agreement between Subdivider and City relating to said final plat and the development thereof.

NOW, THEREFORE, IN CONSIDERATION of City granting permission to plat and approval of the final plat of **FAIRFIELD CENTRE 4TH ADDITION**, it is agreed by and between Subdivider and City as follows:

1. The Subdivider agrees to complete the installation of sidewalks along the west side of N. 25th Street and along the north side of Judson

*Lots 1-3, Fairfield Centre 4th Addition*

*Planning*

Street as shown on the final plat within four years following the approval of this final plat.

2. The Subdivider agrees to complete the planting of the street trees along N. 25th Street and Judson Street within this plat within four years following the approval of this final plat.

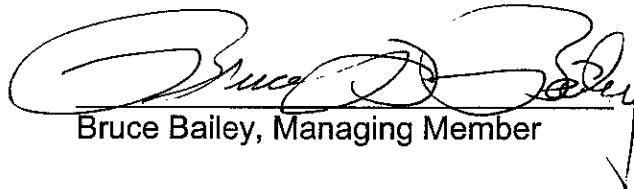
3. The Subdivider agrees to timely complete any other public or private improvement or facility required by Chapter 26.23 (Development Standards) of the Land Subdivision Ordinance which inadvertently may have been omitted from the above list of required improvements.

4. The Subdivider agrees to inform all purchasers and users that the land is located within the 100 year floodplain and that the grading of the lots and outlots shall be in conformance with the grading plan approved with the Fairfield Addition Preliminary Plat #93016 ore as amended by the Director of Planning.

The volume of fill material brought into each lot and outlot from outside the floodplain shall not exceed that shown on the approved grading plan accompanying the preliminary plat.

Dated this 12<sup>TH</sup> day of OCTOBER, 2004.


B.E.G.I., L.L.C.,  
a Nebraska limited liability company,

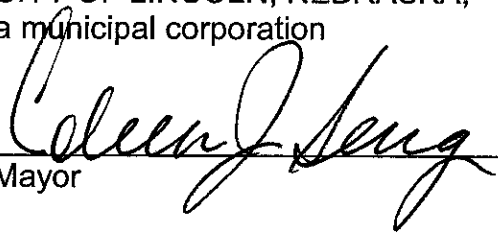
  
Bruce Bailey, Managing Member

ATTEST:

CITY OF LINCOLN, NEBRASKA,  
a municipal corporation

  
 \_\_\_\_\_  
 City Clerk

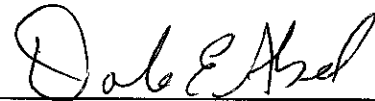


  
 \_\_\_\_\_  
 Mayor

STATE OF NEBRASKA            )  
   ) ss.  
 COUNTY OF LANCASTER        )

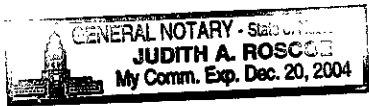
The foregoing instrument was acknowledged before me this 12<sup>th</sup> day of October, 2004, by Bruce Bailey, Managing Member, B.E.G.I, L.L.C., a Nebraska limited liability company.



  
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 Notary Public

STATE OF NEBRASKA            )  
   ) ss.  
 COUNTY OF LANCASTER        )

The foregoing instrument was acknowledged before me this 20<sup>th</sup> day of October, 2004, by Coleen J. Seng, Mayor of the City of Lincoln, Nebraska, a municipal corporation.



  
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 Notary Public