

NOTICE OF POTENTIAL TELEPHONE FACILITIES CHARGE
FOR
LINDEN PARK, A SUBDIVISION
IN DOUGLAS COUNTY, NEBRASKA

THIS Declaration, made on the date hereinafter set forth, is made by PINETREE DEVELOPMENT COMPANY, a Nebraska Corporation, hereinafter referred to as the "Declarant".

The Declarant is the owner of certain real property located within Douglas County, Nebraska and described as follows:

Lot 1, Lots 3 through 5, inclusive, Lots 10, 19, Lots 22 through 24, inclusive, Lot 26, Lots 32 through 34, inclusive, Lots 50, 51, 54, 61, 63, 67, Lots 70 through 84, inclusive, Lots 86, 87, 92, 94, 95, 101, 102, 107, 117, 119 and 122, in Linden Park, a Subdivision, as surveyed, platted and recorded in Douglas County, Nebraska (the "Subdivision").

Such lots are herein referred to collectively as the "Subdivision" and individually as each "Lot".

In the event that ninety percent (90%) of all Lots within the Subdivision are not improved by January 27, 1990, then Northwestern Bell Telephone Company may impose a connection charge on each unimproved Lot in the amount of of Four Hundred Fifty Dollars (\$450.00). A Lot shall be considered as unimproved if construction of a permanent structure has not commenced on a Lot. Construction shall be considered as having commenced if a footing inspection has been requested on the Lot in question by officials of the City or other appropriate governmental authority.

Should such charge be implemented by Northwestern Bell Telephone Company and remain unpaid, then such charge may draw interest at the rate of twelve percent (12%) per annum commencing after the expiration of sixty (60) days from the time all of the following events shall have occurred: (1) January 27, 1990, (2) more than ten percent of the Lots in the Subdivision remain unimproved, and (3) Northwestern Bell Telephone Company sends each owner of record a written statement or billing for Four Hundred Fifty Dollars (\$450.00) per unimproved Lot owned.

IN WITNESS WHEREOF, the Declarant has caused these presents to be executed this 14 day of April, 1986.

RECEIVED
1986 APR 16 PM 3:56
GEORGE J. DUBENCOZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

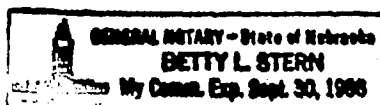
PINETREE DEVELOPMENT COMPANY, a
Nebraska Corporation, "Declarant"

By:

Robert P. Morgan
V.P. President

STATE OF NEBRASKA)
) SS.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 14th day of April, 1986, by Robert P. Morgan, Vice President of PINETREE DEVELOPMENT COMPANY, a Nebraska Corporation, on behalf of the Corporation.



Betty L. Stern
Notary Public

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