



MISC 2005122108



SEP 29 2005 11:19 P 4

Received - DIANE L. BATTIATO
Register of Deeds, Douglas County, NC
9/29/2005 11:19:09.39



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<i>Misc</i> <u>4</u> 10	FEE	<u>25.00</u>	FB	<u>MC-00601-A-IP</u>
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RESTRICTIVE COVENANT

This Restrictive Covenant, made on the date hereinafter set forth, is made by LC Enterprises, Inc., a Nebraska corporation, and MPE Investments, Inc., a Nebraska corporation, as tenants in common, hereinafter together referred to as the "Declarant".

PRELIMINARY STATEMENT

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

Lot 1, Maple Creek, a Subdivision, as surveyed, platted and recorded in Douglas County, Nebraska

Such lot is hereinafter referred to as "Lot 1".

The Declarant, by this Restrictive Covenant, desires to provide a use restriction on Lot 1 which runs to the benefit of the property described in Exhibit "A" and the owners, grantees, successors, representatives and assigns, of the property described in Exhibit "A" attached hereto.

NOW, THEREFORE, the Declarant hereby declares that on behalf of the Declarant, and its successors, representatives and assigns, and the owners and future owners of Lot 1, and their grantees, successors, representatives and assigns, to the present and future owners of the property described in Exhibit "A" attached hereto, and their successors, grantees, representatives and assigns, that no portion of Lot 1 shall be used by a banking institution for banking purposes, however, other financial uses are permissible within Lot 1, including, but not limited to, a credit union, loan/mortgage broker and a loan processing center. This Restrictive Covenant shall only run from Lot 1 and in favor of the owners of the title to the property described in Exhibit "A" attached hereto. This covenant may be released by the execution and recording of a written release executed by a majority of the owners of the property described in exhibit "A" attached hereto.

IN WITNESS WHEREOF, the Declarant has caused the presents to be executed this 23rd day of September, 2005.

LC Enterprises, Inc., a Nebraska corporation

By: 

Gregory Mahloch, President

MPE Investments, Inc., a Nebraska corporation

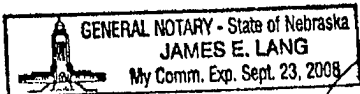
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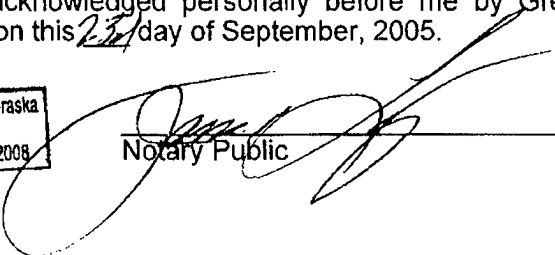
Michael P. Earl, President

Record and return to: James E. Lang, 11718 Nicholas Street, Suite 101, Omaha, NE 68154

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

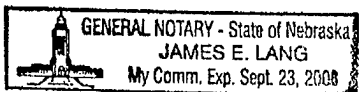
The foregoing instrument was acknowledged personally before me by Gregory Mahloch, President of LC Enterprises, Inc. on this 23rd day of September, 2005.




Notary Public

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged personally before me by Michael P. Earl, President of MPE Investments, Inc. on this 21st day of September, 2005.




Notary Public

F:\AGREES\LC Enterprises (Restrictive Cov.)

EXHIBIT "A"

Legal Description

Lots 1 through 9, inclusive, American Interstate Plaza, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska.

