

TO BE RE-RECORDED TO INCLUDE THE  
LEGAL DESCRIPTION.

FILED

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RIDGEVIEW ESTATES COVENANTS

CHARLOTTE L. PETERSEN  
WASHINGTON COUNTY, CLERK  
BLAIR, NEBR.

These covenants are to run with the land and shall be binding on all present and future owners of all or any part of the following described real estate: See Exhibit "A" in Washington County, Nebraska.

All lots contained in said addition, excluding Lot 11 are and shall henceforth be owned, held, used, and conveyed, subject to the following conditions, restrictions, and covenants.

A. Said lots shall be used only for single family residential purposes except such lots or portions thereof as may thereafter be conveyed or dedicated by the undersigned for public, church, educational or non-profit recreational uses.

B. No structures shall be erected, altered, placed or permitted to remain on any lot, other than one single family dwelling, not to exceed two stories in height, with attached garage for not less than two cars, nor more than three cars. No dwelling shall be of flat roof design.

C. No residential structure shall be erected or placed on any lot which has an area less than the prescribed minimum square footage requirement for RM Zoning, in effect April 20, 1994. All front yard, side yard and rear yard set back requirements shall conform to the Zoning Ordinances of the City of Blair, Nebraska.

Recorded   
General   
Numerical   
Photostat

STATE OF NEBRASKA, COUNTY OF WASHINGTON) SS 3330  
ENTERED IN NUMERICAL INDEX AND FILED FOR RECORD  
THIS 25th DAY OF August, A.D. 19 94  
AT 2:56 O'CLOCK P. M. AND RECORDED IN BOOK  
233-36 AT PAGE 339-346  
COUNTY CLERK (Charlotte L. Petersen)  
DEPUTY (Karin Madson)

Recorder's Note: The book number regarding the filing on August 25, 1994 is Book 233. Please find Re-Recorded filing information on follow page (page 694)

D. No noxious or offensive trade or activity shall be carried on upon any lot nor shall anything be done thereon which may be or become an annoyance or nuisance to the neighborhood. No posters or advertising signs of any kind (except residential "For Sale" signs) shall be erected on any building lot. The above restriction as to signs does not apply to signs erected by the undersigned and its agents in the development and sale of the subdivision. No outside above-ground trash or garbage piles, burners, receptacles, or incinerators shall be erected, placed or permitted on any building lot. All weeds and grass shall be kept cut down to a maximum height of eight inches above ground level. No down spouts, storm or surface drains shall be connected to sanitary sewers. No animals, livestock or poultry of any kind shall be raised, bought, or kept on said lots, except that dogs, cats, or other household pets are permitted if they are not kept, bred or maintained for any commercial purpose. All excavations, including utility trenches, shall be kept filled, compacted and maintained by the then owner of each lot and in no event will the undersigned or its agents and associated entities be or become liable for such work or maintenance or for any claims arising from such excavations. No material other than earth, sand, rock, or gravel shall be used as fill or backfill on any lot.

Re-Recorded Filing Information:

STATE OF NEBRASKA COUNTY OF WASHINGTON ss *663*  
 ENTERED IN NUMERICAL INDEX AND FILED FOR RECORD  
 THIS *15th* DAY OF *March* A.D. 19 *95*  
 AT *2:26* O'CLOCK *P.* M. AND RECORDED IN BOOK  
*338* AT PAGE *693-101*  
 COUNTY CLERK *Charlotta A. Peterson*  
 DEPUTY *Adam Madson*

✓  
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CHARLOTTE L. PETERSEN  
 WASHINGTON COUNTY CLERK  
 BLAIR, NEBR.

95 MAR 15 PM 2:26

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E. No trailer, shack, barn, detached building, or temporary structure shall be placed or erected on said real estate, except that one detached building no larger than 12' x 14' matching the roof design, color, and building material of the main residence may be constructed on any Lots. Only the main residential structure may be occupied as a dwelling and such occupancy shall not be permitted until all exterior construction is fully completed. No building materials shall be placed on any lot until construction has started on the main residential structure.

F. No fences shall be erected in front of the main residential structure, except decorative fences no more than forty-two inches (42") in height, constructed of brick, wrought iron, stone, or wood and being fifty percent (50%) open. Side and rear yard fences shall not exceed six feet (6') in height and may be constructed of chain link, brick, stone, wrought iron, or wood on all lots, except on Lots fifty through fifty-nine, where the rear yard fences shall not exceed forty-two inches (42") in height and being fifty percent (50%) open.

G. The exposed front foundation walls and any exposed foundation walls facing any street must be constructed of or faced with brick or other material approved by Ridgeview Estates Partners. All driveways must be constructed of concrete, brick, paving stone, or laid stone. All foundations shall be constructed of concrete, concrete blocks, brick or stone. Fireplace chimneys shall be covered with brick, or other material approved in writing by Ridgeview Estates Partners.

H. A public sidewalk shall be constructed of concrete four (4) feet wide by four (4) inches thick in front of each lot and upon each street side of each corner lot. The sidewalk shall be placed five (5) feet back of the street curb line and shall be constructed by the owner of the Lot prior to the time of completion of the main structure and before occupancy thereof; provided, however, this provision shall vary to comply with any requirements of the City of Blair.

I. All telephone, electrical, and other utility lines must be located underground. No outside radio or television antennae, TV Dish, or other electronic antennae shall be erected on any building lot.

J. The ground floor enclosed living area of main residential structures, exclusive of open porches, open breezeways, basements, and garages, shall be not less than the following minimum sizes on the following lots:

- 1) Lots one through nineteen and lots thirty through thirty four shall have 1400 square feet finished living area for one story and split-level dwellings and 1800 square feet of finished living area for one and one-half story dwellings and 2200 square feet of finished living area for two story dwellings.

- 2) Lots twenty through twenty-nine and lots thirty-five through fifty-nine shall have 1500 square feet of finished living area for one story and split level dwellings and 2000 square feet of finished living area for one and one-half story dwellings and 2400 square feet of finished living area for two story dwellings.
- 3) "Finished living area" shall be defined as finished footage above-grade at the front yard and "finished living area" shall not be defined as walk-out type basement area.

J. No repair of boats, campers, automobiles, trucks, motorcycles, or similar vehicles or similar activities will be permitted outside of the garage on any lot for any longer than forty-eight hours, unless an emergency. No garden, lawn or maintenance equipment of any kind shall be stored or permitted to remain outside of any dwelling except when in actual use unless completely screened from view from all other lots in the addition. Garage doors shall have automatic openers.

K. No boat, camper, trailer, auto-drawn or mounted trailer of any kind, mobile home, truck, aircraft, camper truck, or similar items shall be maintained or stored on any part of a lot (other than in an enclosed structure) for more than forty-eight (48) continuous hours or more than twenty (20) days within any calendar year.

No motor vehicle may be parked or stored outside on any lot, except motor vehicles driven on a regular basis by the occupants of the dwelling located on such lot.

L. A perpetual easement is hereby reserved in favor of and granted to The BLAIR TELEPHONE COMPANY, CITY OF BLAIR, O.P.P.D., CABLE T.V. and PEOPLES NATURAL GAS, their successors and assigns, to erect and operate, maintain, repair and renew underground utilities and their accessories and other instrumentalities for the supply of electric power, gas, sanitary sewer, storm sewer, water, telephone and cable TV under and upon a five foot (5') strip of land adjoining the front, rear, and side boundary lines of each of said lots in said addition. Said license being granted for the use and benefit of all present and future owners of lots in said addition.

M. These covenants, restrictions and conditions shall run with the land and continue until January 1, 2014, after which time they shall be automatically extended for successive periods of ten years, unless an instrument signed by a majority of the owners of said land shall have been recorded in the office of the County Clerk of Washington County, Nebraska, agreeing to amend, change, or terminate same in whole or in part.

345

699

If any person, firm or corporation shall violate or attempt to violate any provisions hereof, any owner of real estate in such addition shall be empowered and entitled to bring any action or proceeding to prevent or restrain the continuance of such attempt or violation or to recover damages occasioned thereby. If any provisions hereof shall be adjudged unlawful or unenforceable, the same shall in no manner affect or change the other provisions hereof, which shall remain in full force and effect.

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IN WITNESS WHEREOF, the Declarants have caused this Declaration to be duly executed the date and year first aforesaid.

RIDGEVIEW ESTATES, A Nebraska Partnership

by Edward C. Young

, Partner

by Harold R. Young, Jr.

, Partner

by \_\_\_\_\_

by Peter D. Knott

, Partner

STATE OF NEBRASKA )

) :ss:

WASHINGTON COUNTY )

On this 11 day of July, 1997, came

Edward C. Young

HAROLD R. Young, JR

Peter D. Knott

personally known to me to be the partners and spouses of the partners of Ridgeview Estates, a Nebraska partnership and having been first duly sworn, stated that they subscribed their signatures to the above, and that their signatures are their voluntary act and deed.

Steven C. Engberg  
NOTARY PUBLIC





## LEGAL DESCRIPTION

701

Tax Lots 47 and 59 and also part of Tax Lot 60, tax lots located in the SE 1/4 of the SW 1/4 of Section 1, Township 18 North, Range 11 East of the 6th p.m., Washington County, Nebraska, more particularly described as follows:

Commencing at the South 1/4 of corner of said Section 1; thence North 00 Degrees 11 Minutes 14 Seconds West (assumed bearing) along the East line of said SW 1/4 of Section 1, a distance of 33.00 feet to the point of intersection of said East line of the SW 1/4 of Section 1 and the Easterly extension of the North right-of-way line of Adams Street, said point also being the Southeast corner of said Tax Lot 60 and said point also being the point of beginning; thence North 89 Degrees 59 Minutes 33 Seconds West along said North right-of-way line of Adams Street and the Easterly extension thereof, said line also being the South line of said Tax Lot 59 and the Easterly extension thereof, a distance of 609.97 feet to the Southeast corner of Tax Lot 17, a tax lot located in said SW 1/4 of Section 1, said point also being the Southwest corner of said Tax Lot 59; thence North 00 Degrees 00 Minutes 27 Seconds East along the East line of said Tax Lot 17 and also the East line of Tax Lots 44 and 45, tax lots located in said SE 1/4 of the SW 1/4 of Section 1, a distance of 300.00 feet to the Northeast corner of said Tax Lot 45; thence North 89 Degrees 59 Minutes 33 Seconds West along the North line of said Tax Lot 45, a distance of 147.16 feet to the Northwest corner of said Tax Lot 45, said point also being the Northeast corner of said Tax Lot 47; thence South 00 Degrees 00 Minutes 27 Seconds West along the East line of said Tax Lot 47, said line also being the West line of said Tax Lot 45 and 44, a distance of 193.00 feet to the Southeast corner of said Tax Lot 47, said point also being the Southwest corner of said Tax Lot 44; thence North 89 Degrees 59 Minutes 33 Seconds West along the South line of said Tax Lot 47, said line also being the North line of Tax Lots 66, 65, 18 and 19, tax lots located in said SE 1/4 of the SW 1/4 of Section 1, a distance of 561.20 feet to the Southwest corner of said Tax Lot 47, said point also being a point on the West line of said SE 1/4 of the SW 1/4 of Section 1; thence North 00 Degrees 18 Minutes 15 Seconds West along said West line of the SE 1/4 of the SW 1/4 of Section 1, a distance of 807.31 feet; thence North 38 Degrees 20 Minutes 53 Seconds East, a distance of 219.84 feet; thence Southeasterly on a curve to the left with a radius of 620.00 feet, a distance of 6.49 feet, said curve having a long chord which bears South 51 Degrees 57 Minutes 07 Seconds East, a distance of 6.49 feet; thence North 37 Degrees 44 Minutes 54 Seconds East, a distance of 135.00 feet; thence South 56 Degrees 27 Minutes 38 Seconds East, a distance of 71.19 feet; thence South 64 Degrees 52 Minutes 43 Seconds East, a distance of 71.19 feet; thence South 73 Degrees 17 Minutes 48 Seconds East, a distance of 71.19 feet; thence South 78 Degrees 13 Minutes 08 Seconds East, a distance of 79.22 feet; thence South 78 Degrees 14 Minutes 54 Seconds East, a distance of 478.40 feet; thence South 10 Degrees 13 Minutes 07 Seconds West, a distance of 134.87 feet; thence Easterly on a curve to the left with a radius of 500.00 feet, a distance of 162.44 feet, said curve having a long chord which bears South 89 Degrees 05 Minutes 20 Seconds East, a distance of 161.73 feet; thence Easterly on a curve to the right with a radius of 350.00 feet, a distance of 50.14 feet, said curve having a long chord which bears North 85 Degrees 42 Minutes 30 Seconds East, a distance of 50.10 feet; thence North 89 Degrees 48 Minutes 46 Seconds East, a distance of 170.00 feet to a point on the East line of said Tax Lot 60, said point also being a point on said East line of the SW 1/4 of Section 1; thence South 00 Degrees 11 Minutes 14 Seconds East along said East line of Tax Lot 60, said line also being said East line of the SW 1/4 of Section 1, a distance of 855.00 feet to the point of beginning, less 10th Street right of way.

Also known as:

Lots 1-10 and 12-59 inclusive, Ridgeview Estates, a Subdivision as surveyed, platted and recorded in Washington County, Nebraska.

Exhibit "A"

701