



Comptroller of the Currency
Administrator of National Banks

Washington, DC 20219

Corporate Decision #99-09 April 1999

Decision Document

DECISION OF THE COMPTROLLER OF THE CURRENCY ON THE APPLICATION FROM FIRST NATIONAL BANK OF YUMA, YUMA, COLORADO, TO PURCHASE THE ASSETS AND ASSUME THE LIABILITIES OF THE AKRON, COLORADO BRANCH OF ENTERPRISE BANK, NATIONAL ASSOCIATION, OMAHA, NEBRASKA

Introduction

On January 21, 1999, application was made to the Comptroller of the Currency for prior authorization for First National Bank of Yuma, Yuma, Colorado (FNB) to purchase the assets and assume the liabilities of the Akron, Colorado branch of Enterprise Bank, National Association, Omaha, Nebraska (Enterprise Bank).

Participating Financial Institutions

As of December 31, 1998, the branch office of Enterprise Bank subject to the purchase and assumption agreement had total deposits of \$10 million. On the same date, FNB had total deposits of \$56 million and operated five offices in the State of Colorado.

Competitive Analysis

The OCC has reviewed the competitive effects of this proposal by using its standard procedures for determining whether a business combination clearly has minimal or no adverse competitive effects. The OCC finds that the proposal satisfies its criteria for a purchase and assumption that clearly has no or minimal adverse competitive effects.

Banking Factors

The Bank Merger Act requires the OCC to consider "...the financial and managerial resources and future prospects of the existing and proposed institutions, and the convenience and needs of the community to be served." We find that the financial and managerial resources of FNB and Enterprise Bank do not raise concerns that would cause the application to be disapproved. The future prospects of the proponents, individually and combined, are considered favorable and the

resulting bank is expected to meet the convenience and needs of the community to be served. This transaction will not eliminate any banking products or services to the communities these two banks serve. Enterprise Bank will retain and operate its three banking offices in Nebraska and plans to establish and operate three new branches in Colorado. FNB will retain and operate its five existing office in addition to the new office in Akron. FNB plans to operate the office in Akron as a full service branch offering the same line of products and services that Enterprise Bank had provided to the community.

Community Reinvestment Act

A review of the record of this application and other information available to the OCC as a result of its regulatory responsibilities has revealed no evidence that the applicants' records of helping to meet the credit needs of their communities, including low- and moderate-income neighborhoods, is less than satisfactory.

Conclusion

The legal, policy and procedural requirements for the proposal are satisfied. The banks are in satisfactory condition and their performance under the Community Reinvestment Act is rated at least satisfactory. This purchase and assumption of a branch office from another depository institution is consistent with the Bank Merger Act and legally authorized under 12 U.S.C. §§, 24(seventh) and 1828(c). The First National Bank of Yuma, is authorized to retain and operate the acquired branch office from Enterprise Bank pursuant to 12 U.S.C. § 36(c).

Accordingly, this purchase and assumption application is hereby approved.

_____/s/_____

____03-02-99_____

Alan Herlands
Acting Deputy Comptroller
Bank Organization and Structure
ACN #99 MW 02 0003

Date