



MISC 2004107304



AUG 12 2004 13:11 P 2

Received - RICHARD TAKECHI
Register of Deeds, Douglas County, NE
8/12/2004 13:11:23.73



2004107304

THIS PAGE INCLUDED FOR INDEXING
PAGE DOWN FOR BALANCE OF INSTRUMENT

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FEE 15.50

63-26830 - Lrs 4-6, Mulhall's Cwres.
69-25057 - Lot 1, Meadowlands Repl.
FB 69-25055 - Lrs 2-8, Meadowlands.

2 BKP _____ C/O _____ COMP 8/16

11 DEL _____ SCAN _____ FV _____

Temp. 12.4.01

v120425

Ta 48823
#16

AFFIDAVIT

STATE OF NEBRASKA)
) ss:
 COUNTY OF DOUGLAS)

Carol J. Gendler, being first duly sworn, deposes and states as follows:

1. That Carol J. Gendler, Trustee of the Carol J. Gendler Revocable Trust is part owner of Lot 2, in The Meadowlands, an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska.

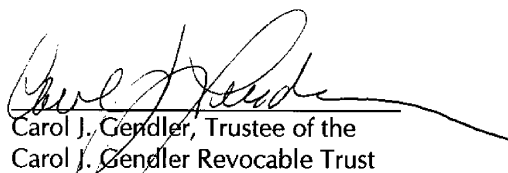
2. That Declaration of Restrictions dated January 29, 1993, were recorded in the Office of the Register of Deeds of Douglas County, Nebraska, which provided that ^{*}Lots 1 through 8 of The Meadowlands, excepting Lot 8 and parts of Lots 6 and 7 described on Exhibit "B" to said Declaration of Restrictions, would not be used or operated as a sporting goods store as long as said Exhibit "B" property was operated as a sporting goods store. That said Exhibit "B" property has not been used as a sporting goods store since January 1, 2000, and was conveyed to 3031 North 120th Street, LLC, on June 19, 2000.

3. That as a result of the conveyance of said Exhibit "B" property, the restriction on Lots 1 through 8 above referred to have been terminated within the terms of said Declaration of Restrictions.

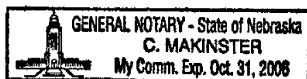
* Said Lot 1 has been replatted and is now known as Lot 1 The Meadowlands Replat 1, and Lots 4, 5 and 6 Mulhall's Center.


FURTHER AFFIANT SAYETH NOT.

Dated: 30 July 2004


 Carol J. Gendler, Trustee of the
 Carol J. Gendler Revocable Trust

Subscribed and sworn to before me on this 30 day of July, 2004.




 Notary Public