AFFIDAVIT

STATE OF NEBRASKA)
) SS.
COUNTY OF DOUGLAS)

The undersigned being first duly sworn on oath depose and say that neither they nor any of them were owners of the real estate hereinafter described on September 15, 1964, when they executed a set of purported "Protective Covenants, Conditions, Restrictions and Easements" for Colonial Acres addition; that said Protective Covenants were a preliminary draft of proposed covenants, not in final form, and not cast in proper form for execution by the owner, Colonial Development Co., a Nebraska corporation; that said purported Protective Covenants were filed for record in the office of the Register of Deeds at Book 419 of the Miscellaneous Records, Page 227, through inadvertance and error and the same should be considered null, void and of no force and effect not having been executed by the corporate owner, Colonial Development Co. The property affected by said purported covenants is as follows, to-wit:

Lots One (1) through Three (3), inclusive, Block One (1);

Lots One (1) through Thirteen (13), inclusive, Block Two (2);

Lots One (1) through Twenty-two (22), inclusive, Block Three (3),

being a platting of part of the NW 1/4 of the NW 1/4 of Section 29, T 16 N, R 13 E of the 6th P. M., Douglas County, Nebraska.

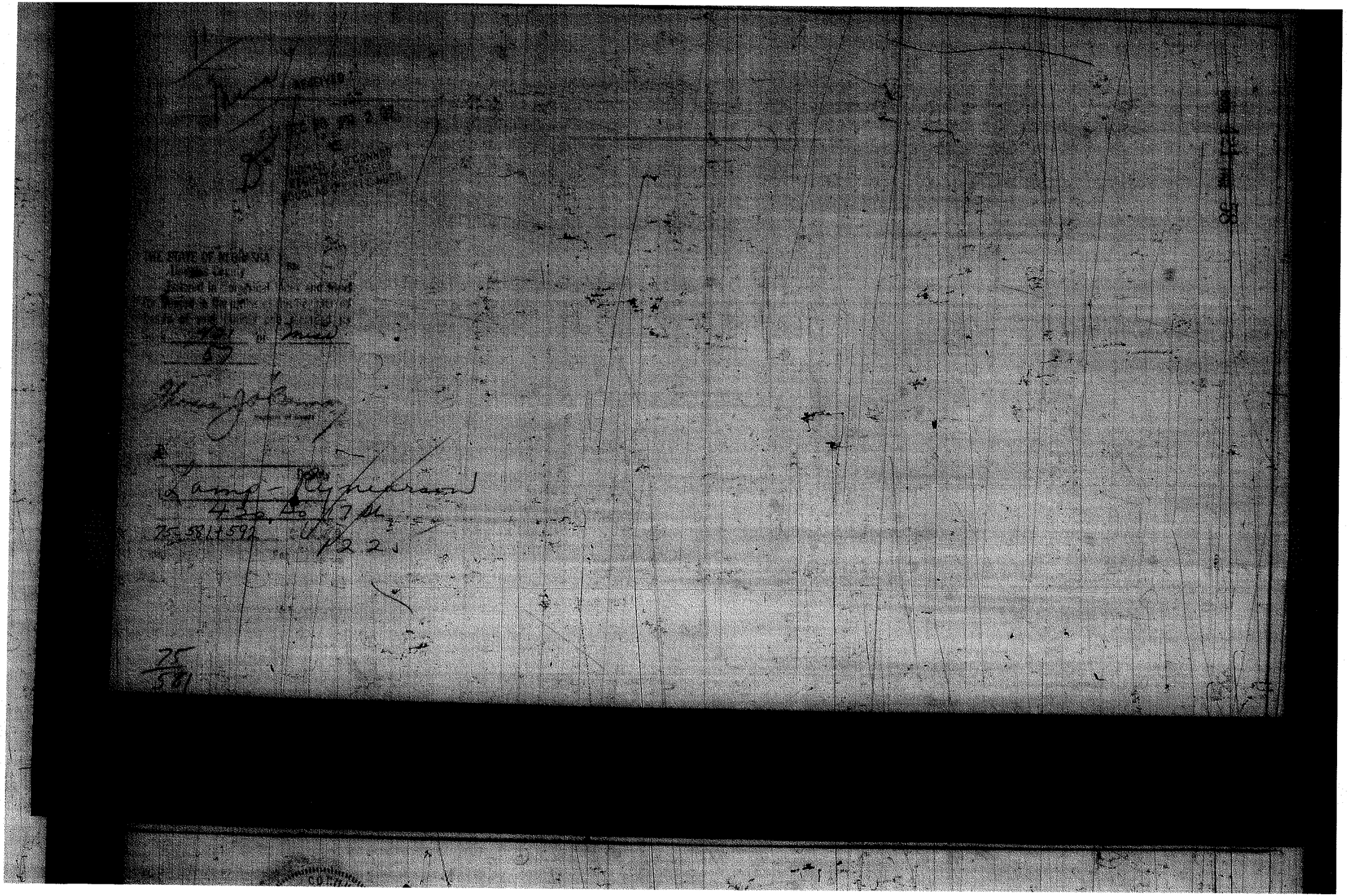
Milton C. Simon
Milton C. Simon

Florence M. Simon
Florence M. Simon

Daniel J. Donahue
Daniel J. Donahue

Lela B. Donahue
Lela B. Donahue

SUBSCRIBED and sworn to before me this 24th day of December, 1964.

Notary Public

SCHMID, FORD, SNOW, GREEN & MOONEY
ATTORNEYS AT LAW
OMAHA, NEBRASKA 68131