

DECLARATION OF PROTECTIVE COVENANT

The undersigned, HERMAN COHEN and ROSALIE COHEN, husband and wife, and PENNIE Z. DAVIS and FLORENCE C. DAVIS, husband and wife, being the owners of the following described real estate situated in Douglas County, Nebraska, to-wit:

The Northeast Quarter (NE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section Twenty-six (26), Township Fifteen (15) North, Range Twelve (12), East of the 6th P.M., except the Northwest Quarter (NW $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of said Section Twenty-six (26), and ~~excepting~~ that portion taken for streets and highways;

do hereby state, declare and publish that said real estate shall be owned, conveyed and held under and subject to the following conditions and restrictions, to-wit:

1. No building shall be constructed upon that portion of the above described real estate as shall be zoned "Ninth Residence District" which shall exceed six (6) stories in height.
2. No "Class C Liquor License" establishment shall be permitted upon that portion of the above described real estate as shall be zoned "First Commercial District", except that such license privilege may be accorded to an establishment which shall operate and conduct a bona fide steak house or restaurant business in connection therewith.

The foregoing restrictions shall run with the land and shall be binding upon and inure to the benefit of the present and future owners of said real estate, The Archbishop Bergan Mercy Hospital and Sisters of Mercy Provincial House.

Dated at Omaha, Nebraska, this 1st day of April, 1964.

Herman Cohen
Herman Cohen
Rosalie Cohen
Rosalie Cohen
Pennie Z. Davis
Pennie Z. Davis
Florence C. Davis
Florence C. Davis

STATE OF NEBRASKA)
) SS.
 COUNTY OF DOUGLAS)

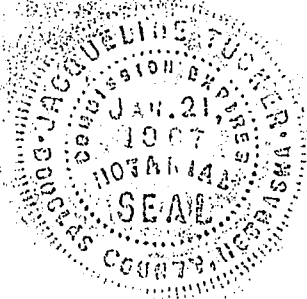
On this 1st day of April, 1964, before me, the undersigned a Notary Public, duly commissioned and qualified for in said county, personally came HERMAN COHEN AND ROSALIE COHEN, husband and wife, and PENNIE Z. DAVIS and FLORENCE C. DAVIS, husband and wife, to me known to be the identical persons whose names are affixed to the foregoing instrument and acknowledged the execution thereof to be their voluntary acts and deeds.

Witness my hand and Notarial Seal the day and year last above written.

Jacqueline Tucker
 Notary Public

My commission expires:

Jan 21, 1967



[Handwritten scribbles]

THOMAS J. O'CONNOR
 REGISTER OF DEEDS
 DOUGLAS COUNTY, NEBR.

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RECEIVED

THE STATE OF NEBRASKA

Notary Public

My Commission Expires

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at

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1965

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