

PROTECTIVE COVENANTS

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KNOW ALL MEN BY THESE PRESENTS:

THIS INDENTURE made and entered into, by and between the undersigned property owners, in consideration of the mutuality of benefits and liability to keep and perform these obligations, and the sum of Two Dollars (\$2.00), each in hand paid for their mutual benefit and the best interests of said community and neighborhood comprising of these properties, they do hereby mutually covenant, obligate, promise and agree, each to the other, and for their respective heirs, assigns and successors, that no part of the lands now owned by the parties hereto, a more detailed description of said property being given under the respective signatures hereto, shall ever be used or occupied, sold, conveyed, leased rented or given to any person or persons, of race or blood, other than those of the Caucasian or White race.

1. These covenants are to run with the lands hereinafter described and shall be binding upon all parties hereto, their heirs, successors, agents, executors and assigns, and all persons claiming any interest in, to or under them, for the period of Twenty-five (25) years from and after February 1, 1947, at which time said covenants shall be automatically extended for successive periods of ten years unless a majority of the then owners of lots in Horbachs D Sub DIV Sec. 15, Twp. 15, Range 13, an addition to the City of Omaha, Douglas County, Nebraska, as surveyed, platted and recorded, shall agree by an election in which the vote shall be by lots and the number of different interests in any lot shall not give any said lot more than one vote, to change said covenants in whole or in part.

2. It is further covenanted and agreed by and between the parties hereto, or any of them, their heirs, successors, executors and assigns that should they violate or attempt to violate any of the covenants herein contained, it shall then be lawful for any other person or persons owning any real property situated in Horbachs D Sub Div, Tax Lots, Sec. 15, Twp. 15, Range 13, an addition to the City of Omaha, Douglas County, Nebraska, to prosecute any proceedings at law or in equity against the person or persons violating, or attempting to violate any such covenant or covenants; and to enjoin them from so doing and recover damages for such violations.

3. It is further covenanted and agreed and shall be binding upon all the parties hereto, their successors, assigns and agents, that Seventy Percent (70%) of the owners of Lots in any Block in Sec. 15, Twp. 15, Range 13, an addition to the City of Omaha, Douglas County, Nebraska, shall upon filing notice of this indenture against the Lots belonging to owners thereof who have not signed, shall bind said lots under these covenants, and they shall be entitled to benefits, and shall be liable for the obligations contained herein.

The undersigned duly qualified property owners each for himself says:  
I have personally signed this indenture, as my voluntary act and deed.

APPROVED and SIGNED, sealed and ordered recorded as to Lot 24 Block 23-24  
Sec. 15, Twp. 15, Range 13 an Addition to the City of Omaha,  
Douglas County, Nebraska as surveyed, platted and recorded.

August 8-1947  
Roy M Harrop  
Witness

Gordon E Kreider  
Jane Kreider

APPROVED and SIGNED, sealed and ordered recorded as to Lot 25 Block 23-24  
Sec. 15, Twp. 15, Range 13 an Addition to the City of Omaha,  
Douglas County, Nebraska as surveyed, platted and recorded.

August 8-1947  
Roy M Harrop  
Witness

Joseph Spittella  
Mario Spittella  
1539-1541-1543 No 184

APPROVED and SIGNED, sealed and ordered recorded as to Lot 24-25 Block 23-24  
Sec. 15, Twp. 15, Range 13 an Addition to the City of Omaha,  
Douglas County, Nebraska, as surveyed, platted and recorded.

August 8-1947  
Roy M Harrop  
Witness

Callan A Allenbeck  
Mary E Allenbeck

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## P R O T E C T I V E C O V E N A N T S

KNOW ALL MEN BY THESE PRESENTS:

THIS INDENTURE made and entered into, by and between the undersigned property owners, in consideration of the mutuality of benefits and liability to keep and perform these obligations, and the sum of Two Dollars (\$2.00), each in hand paid for their mutual benefit and the best interests of said community and neighborhood comprising of these properties, they do hereby mutually covenant, obligate, promise and agree, each to the other, and for their respective heirs, assigns and successors, that no part of the lands now owned by the parties hereto, a more detailed description of said property being given under the respective signatures hereto, shall ever be used or occupied, sold, conveyed, leased rented or given to any person or persons, of race or blood, other than those of the Caucasian or White race.

1. These covenants are to run with the lands hereinafter described and shall be binding upon all parties hereto, their heirs, successors, agents, executors and assigns, and all persons claiming any interest in, to or under them, for the period of Twenty-five (25) years from and after February 1, 1947, at which time said covenants shall be automatically extended for successive periods of ten years unless a majority of the then owners of lots in

NW 1/4 Sec. 15 Twp 15 Range 13, an addition to the City of Omaha, Douglas County, Nebraska, as surveyed, platted and recorded, shall agree by an election in which the vote shall be by lots and the number of different interests in any lot shall not give any said lot more than one vote, to change said covenants in whole or in part.

2. It is further covenanted and agreed by and between the parties hereto, or any of them, their heirs, successors, executors and assigns that should they violate or attempt to violate any of the covenants herein contained, it shall then be lawful for any other person or persons owning any real property situated in NW 1/4 Sec. 15 Twp 15 Range 13, an addition to the City of Omaha, Douglas County, Nebraska, to prosecute any proceedings at law or in equity against the person or persons violating, or attempting to violate any such covenant or covenants; and to enjoin them from so doing and recover damages for such violations.

3. It is further covenanted and agreed and shall be binding upon all the parties hereto, their successors, assigns and agents, that Seventy Percent (70%) of the owners of Lots in any Block in NW 1/4 Sec. 15 Twp 15 Range 13, an addition to the City of Omaha, Douglas County, Nebraska, shall upon filing notice of this indenture against the Lots belonging to owners thereof who have not signed, shall bind said lots under these covenants, and they shall be entitled to benefits, and shall be liable for the obligations contained herein.

The undersigned duly qualified property owners each for himself says: I have personally signed this indenture, as my voluntary act and deed.

APPROVED and ORDERED, sealed and ordered recorded as to Lot 27 Block NW 1/4 Sec. 15 Twp 15 Range 13 an Addition to the City of Omaha, Douglas County, Nebraska as surveyed, platted and recorded August 7<sup>th</sup> 1947  
 Witness: Tom M. Harbo Ed. J. Conner  
Wm. J. Davis

APPROVED and SIGNED, sealed and ordered recorded as to Lot 25 Block NW 1/4 Sec. 15 Twp 15 Range 13 an Addition to the City of Omaha, Douglas County, Nebraska as surveyed, platted and recorded. August 8<sup>th</sup> 1947  
 Witness: Tom M. Harbo Wm. J. Davis  
J. L. Davis

APPROVED and SIGNED, sealed and ordered recorded as to Lot 24 Block NW 1/4 Sec. 15 Twp 15 Range 13 an Addition to the City of Omaha, Douglas County, Nebraska, as surveyed, platted and recorded. August 8<sup>th</sup> 1947  
 Witness: Tom M. Harbo Wm. J. Davis  
J. L. Davis

APPROVED and SIGNED and ordered recorded as to Lot <sup>pt 2 1/2 Block 227</sup> ~~2 1/2 Block 227~~ <sup>PAGE 637</sup>  
 NW 1/4 Sec. 15 Twp. 15 Range 13 an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Roy M. Harrop  
 Witness

Albert Winner  
 Morris Winner

APPROVED and SIGNED and ordered recorded as to Lot 3. <sup>Horbachs 1st addition</sup> ~~Block 5~~  
 E.V. SMITH'S ADDITION an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Roy M. Harrop  
 Witness

Albert Winner  
 Morris Winner

APPROVED and SIGNED and ordered recorded as to Lot 1 + 2 Block <sup>Horbachs Sub D</sup> ~~Block 5~~  
 E.V. SMITH'S ADDITION an Addition to the City of Omaha, <sup>1st addition</sup>  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Roy M. Harrop  
 Witness

Thomas Dumartine  
 Tina Dumartine

APPROVED and SIGNED and ordered recorded as to Lot 4 Block <sup>Horbachs Sub D</sup> ~~Block 5~~  
 E.V. SMITH'S ADDITION an Addition to the City of Omaha, <sup>1st addition</sup>  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Roy M. Harrop  
 Witness

Joie Dumartine

APPROVED and SIGNED and ordered recorded as to Lot 5 Block <sup>Sub D Horbachs 1st</sup> ~~Block 5~~  
 E.V. SMITH'S ADDITION an Addition to the City of Omaha, <sup>Addition</sup>  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Roy M. Harrop  
 Witness

Eva Schiro  
 Joe Schiro

APPROVED and SIGNED and ordered recorded as to Lot <sup>Sub D Horbachs 1st</sup> ~~Block 5~~  
 E.V. SMITH'S ADDITION an Addition to the City of Omaha, <sup>Addition</sup>  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Roy M. Harrop  
 Witness

Charles Vacanti  
 Camella Vacanti

APPROVED and SIGNED and ordered recorded as to Lot <sup>2 1/2 Block 24</sup> ~~Block 5~~  
 NW 1/4 Sec. 15 Twp. 15 Range 13 an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Roy M. Harrop  
 Witness

Mrs. Sebastiana N. Mazzara  
 1538 No 17<sup>th</sup>

APPROVED and SIGNED and ordered recorded as to Lot <sup>2 1/2 Block 24</sup> ~~Block 5~~  
 NW 1/4 Sec. 15 Twp. 15 Range 13 an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Roy M. Harrop  
 Witness

Roger L. Bartlett  
 Emily D. Bartlett

APPROVED and SIGNED and ordered recorded as to Lot <sup>2 1/2 Block 25</sup> ~~Block 5~~  
 NW 1/4 Sec. 15 Twp. 15 Range 13 an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Roy M. Harrop  
 Witness

Ignazio Carmelo Mungia  
 1546 No 17<sup>th</sup>

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APPROVED and SIGNED and ordered recorded as to Lot 10 Block Sub D  
~~No. 10~~ 10 Addition an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Witness

Roy M. Harrop

Geo Gallagher  
Mrs Pauline Gallagher

APPROVED and SIGNED and ordered recorded as to Lot 11-12 Block Sub D  
~~No. 10~~ 10 Addition an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Witness

Roy M. Harrop

Ceter Vincentini  
Lucina Vincentini

APPROVED and SIGNED and ordered recorded as to Lot 21 Block 21  
 SEC 15 Twp 15 Range 13 an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Witness

Roy M. Harrop

Le Roy E. Olson  
Gladys J. Olson

APPROVED and SIGNED and ordered recorded as to Lot 26 Block 26  
 Sec 15 Twp 15 Range 13 an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Witness

Roy M. Harrop

Camille Francis  
1550 N 17 St

APPROVED and SIGNED and ordered recorded as to Lot 29 Block 29  
 Sec. 15 Twp 15 Range 13 an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Witness

Roy M. Harrop

Rod J. Field  
Therese Field

APPROVED and SIGNED and ordered recorded as to Lot 20 Block 20  
 Sec. 15 Twp 15 Range 13 an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Witness

Roy M. Harrop

Joseph J. Field  
Myrtle Field

APPROVED and SIGNED and ordered recorded as to Lot 26 Block 26  
 Sec. 15 Twp 15 Range 13 an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Witness

Roy M. Harrop

Frank Epah  
Mrs Jennie Epah

APPROVED and SIGNED and ordered recorded as to Lot 21 Block 21  
 Sec 15 Twp 15 Range 13 an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Witness

Roy M. Harrop

Floyd C. Lamb  
Lucille Lamb

APPROVED and SIGNED and ordered recorded as to Lot 26-29 Block 26-29  
 Sec. 15 Twp 15 Range 13 an Addition to the City of Omaha,  
 Douglas County, Nebraska, as surveyed, platted and recorded.

August 8<sup>th</sup> 1947

Witness

Roy M. Harrop

H. L. Eager  
1550 N 17 St

