

WHEN RECORDED MAIL TO:

Target Corporation  
Real Estate Existing Stores  
1000 Nicollet Mall, TPN-12H  
Minneapolis, MN 55122

FILED SARPY CO. NE.  
INSTRUMENT NUMBER  
2006-18963  
2006 JUN -8 A 8:42 AM  
*Glenn J. Lawling*  
REGISTER OF DEEDS

COUNTER ah C.E. ah  
VERIFY ah D.E. ah  
PROOF ah  
FEES \$ 21.00  
CHECK# 58321  
CHG \_\_\_\_\_ CASH \_\_\_\_\_  
REFUND \_\_\_\_\_ CREDIT \_\_\_\_\_  
SHORT \_\_\_\_\_ NGR \_\_\_\_\_

**CONSENT TO IMPROVEMENTS IN VIEW CORRIDOR EASEMENT**

This consent to Improvements in View Corridor Easement (the "Consent") is made as of January \_\_\_\_\_, 2006 by TARGET CORPORATION, a Minnesota corporation ("Target").

TWIN CREEK, L.P., a Nebraska limited partnership ("Twin Creek") executed a certain Declaration of Restrictions dated May 1, 1997 recorded in the office of the Register of Deeds of Sarpy County, Nebraska as Instrument Number 97-08316 on or about May 2, 1997, as amended by First Modification and Partial Termination of Declaration of Restrictions - Adjacent Property dated June 25, 2002 and recorded June 25, 2002, as Instrument No. 2002-23689 in the records of the Register of Deeds for Sarpy County, Nebraska (collectively, the "Declaration").

Pursuant to the Declaration, certain building area restrictions were imposed against Lots 7 and 8, Twincreek Plaza including but not limited to a prohibition against any building or other structure being constructed on Lot 7, and a restriction requiring that any buildings constructed on Lots 6 and 8, Twincreek Plaza, shall be placed at least three hundred (300) feet apart (collectively, the "View Corridor Easement").

The westerly portion of Lot 7 and the easterly portion of Lot 8 have been replatted as Lot 2, Twin Creek Plaza Replat VII, accordingly to the official plat thereof filed in the official records of Sarpy County, Nebraska, such that the West 80.89 feet of Lot 2, Twincreek Plaza Replat VII, together with other land, is subject to the View Corridor Easement.

Twin Creek desires to develop Lot 2, Twin Creek Plaza Replat VII, by constructing a building and related improvements and a portion of the proposed project is located within the View Corridor Easement (the "Proposed Development").

Target has received and reviewed the Preliminary Site Plan related to the Proposed Development (the "Site Plan"), a copy of which is attached hereto as Exhibit B-1.

*R-L*

Rembolt Ludtke LLP  
1201 Lincoln Mall, Suite 102  
Lincoln, Nebraska 68508

Target as the owner of Lot 2, TwinCreek Plaza Replat V, according to the official plat thereof filed in the official records of Sarpy County, Nebraska, hereby consents to the location, use, construction and in the event of casualty, reconstruction of the Proposed Development as depicted on the Site Plan and the View Corridor Easement is hereby modified to the extent necessary to accommodate and allow the Proposed Development in the location shown in the Site Plan.

Nothing contained herein shall relieve Twin Creek of any of its other obligations contained in the Declaration. Such consent shall not be construed as the consent of Target to any other or further use that is prohibited or restricted by the View Corridor Easement.

This Consent shall run with the land and shall inure to the benefit of Twin Creek, its successors and assigns and Twin Creek's lessees and their successors and assigns.

TARGET CORPORATION,  
a Minnesota corporation

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Its: \_\_\_\_\_

**Scott Nelson**  
Vice President  
Target Corporation

STATE OF MINNESOTA)  
  ) s.s.  
COUNTY OF HENNEPIN)

The foregoing instrument was acknowledged before me this 2 day of ~~December~~ <sup>February</sup>, 2006 by Scott Nelson, the Vice President of Target Corporation, a Minnesota corporation, on behalf of the corporation.

Georgette Walczyk-Connell  
Notary Public

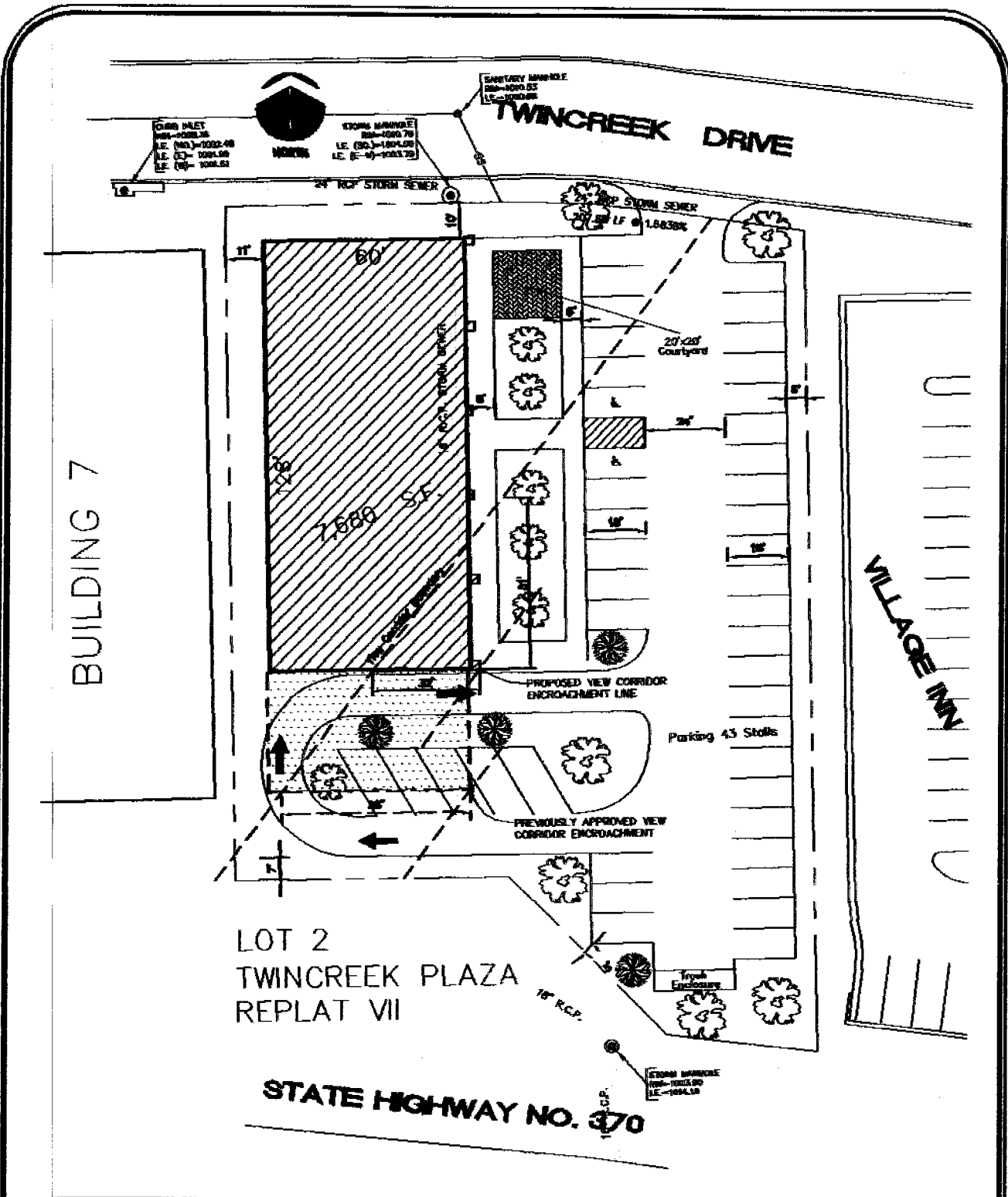


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**EXHIBIT B-1**  
**Site Plan of Proposed Development**

2006-18963C

Apr 06, 2008 - 1:35pm S:\DWG\2006ARCH\10804 Jeff Keller - Twin Creek\Starbucks Prelim Site.dwg (Relph0)



DESIGNED	DRAWN	CHECKED	DATE	PROJECT NO.	SHEET NO.
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**HILL-FARRELL ASSOCIATES, INC.**  
 Architects • Engineers • Surveyors  
 9805 Giles Road La Vista, NE 68128 (402) 291-6100  
 1820 Hillcrest Drive Bellevue, NE 68005 (402) 291-5812