

DECLARATION OF GRANT OF RESERVE POWERS
CONTAINED IN RESTRICTIVE COVENANTS

The undersigned, CHARLEY D. ROSENBERY and ALMYRA ROSENBERY, husband and wife, and ETNA M. MILLER and BURD F. MILLER, wife and husband, did, under date of May 12, 1941, make and pronounce a Declaration of Restrictive Covenants concerning and effective as to Lots 1 to 10, inclusive, Lots 21 to 40, inclusive, Lots 45 to 47, inclusive, Lots 11 to 20, inclusive, and Lots 41 to 44, inclusive, of Wilshire Heights, an Addition in Douglas County, Nebraska, as surveyed, platted and recorded, the said undersigned parties being the owners thereof on May 12, 1941. That said Declaration of Restrictive Covenants was recorded on May 28, 1941 in Book 155 of the Miscellaneous Records of Douglas County, Nebraska, at Page 583.

That paragraph and specification No. 8 of said Restrictive Covenants provided in part as follows: "No building shall be erected, constructed, altered, placed, or permitted to remain on any Lot in said Wilshire Heights until the plans and specifications have been approved in writing by the undersigned owner of said Lot * * *." That paragraph and specification No. 14 of said Restrictive Covenants provides: "The term 'undersigned owner' shall include the heirs and/or devisees of such owner and those to whom such owner shall grant the powers herein reserved to 'undersigned owner'".

That since the date of said Restrictive Covenants and the reservation pronounced therein the undersigned have sold and conveyed all Lots owned by them in said Wilshire Heights and desire by this indenture to grant the powers reserved to said "undersigned owner" to Western Securities Company, a Corporation organized and existing under and by virtue of the laws of the State of Nebraska.

NOW THEREFORE, in furtherance of the purpose of this instrument, we, the undersigned, do hereby designate, grant and accord to Western Securities Company, a Corporation, any and all of the powers reserved to the "undersigned owner" in the Restrictive Covenants dated May 12, 1941, filed May 28, 1941, in Book 155 of Miscellaneous Records of Douglas County, Nebraska, at Page 583; and we do by these presents invest said Western

Securities Company with all such reserved powers and particularly, but not by way of limitation, the power to approve all plans and specifications for any and all buildings to be erected, constructed, altered, placed or permitted to remain on any Lot in said Wilshire Heights, as such restriction is particularly stated in paragraph 8 of said Restrictive Covenants as hereinabove quoted and referred to; and we and each of us do hereby declare and grant to said Western Securities Company, a Corporation, without limitation, all such reserved powers as in said Restrictive Covenants contained.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands this 8th day of July, 1948.

Charley D. Rosenberg
Charley D. Rosenberg
Almyra Rosenberg
Almyra Rosenberg
Etta M. Miller
Etta M. Miller
Burd F. Miller
Burd F. Miller

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

On this 8th day of July, 1948, before me, a Notary Public in and for said County and State, appeared Charley D. Rosenberg and Almyra Rosenberg, husband and wife, who are personally known to me and who executed the foregoing instrument in my presence and acknowledged the execution thereof to be their voluntary act and deed.

Witness my hand and seal this 8th day of July, 1948.

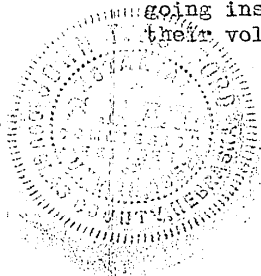
John T. Aspford
Notary Public

STATE OF Minnesota)
) ss
COUNTY OF Hennepin)

On this 15 day of July, 1948, before me, a Notary Public in and for said County and State, appeared Etta M. Miller and Burd F. Miller, wife and husband, who are personally known to me and who executed the foregoing instrument in my presence and acknowledged the execution thereof to be their voluntary act and deed.

Witness my hand and seal this 15 day of July, 1948.

Clinton A. Rehnke
Notary Public



CLINTON A. REHNKE
Notary Public, Hennepin County, Minn.
- 2 - My Commission Expires Apr. 5, 1951.