



MISC 2006083816



JUL 25 2006 13:21 P 2

**FIRST AMENDMENT TO THE  
DECLARATION OF COVENANTS, CONDITIONS,  
RESTRICTIONS AND EASEMENTS  
OF ARBOR GATE**

Received - DIANE L. BATTIATO  
Register of Deeds, Douglas County, NE  
7/25/2006 13:21:09.17



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THIS FIRST AMENDMENT is made by HEARTHSTONE HOMES , INC., assignee of Declarant's rights, hereinafter referred to as the "Declarant," and made to the Declaration of Covenants, Conditions, Restrictions and Easements of Arbor Gate, a subdivision in Douglas County, Nebraska, dated January 9, 2006 and recorded as Document No. 2006002759 in the Miscellaneous Records of the Register of Deeds of Douglas County, Nebraska on January 9, 2006 (hereinafter referred to as the "Declaration").

**PRELIMINARY STATEMENT**

Article IV, Paragraph 2 of the Declaration provides that the covenants and restrictions of the Declaration may be amended by the Declarant for a period of 10 years following January 9, 2006.

NOW, THEREFORE, Declarant hereby declares that the Declaration of Covenants, Conditions, Restrictions and Easements of Arbor Gate, a subdivision in Douglas County, Nebraska, dated January 6, 2006 and recorded as Document No. 2006002759 in the Miscellaneous Records of the Register of Deeds of Douglas County, Nebraska on January 9, 2006, should be and hereby are amended in the following manner:

1. By deleting therefrom the legal description in the Preliminary Statement and adding in its place and stead the following:

Lot 1 thru 23, inclusive; Lots 26 thru 69, inclusive; Lots 72 thru 399, inclusive; Lots 401 thru 468, inclusive; and Outlots "A", "B", "C" and "D", all in Arbor Gate, and Lots 1 thru 5, inclusive; and, Outlot "A", all in Arbor Gate Replat One, all as surveyed, platted and recorded in Douglas County, Nebraska.

All other terms of said Declaration shall remain in full force and effect.

IN WITNESS WHEREOF, the Declarant has caused these presents to be executed this 24 day of July 2006.

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