

FILED SARPY COUNTY NEBRASKA
INSTRUMENT NUMBER

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Floyd J. Dowling

REGISTER OF DEEDS

COUNTER ah C.E. ah
VERIFY ah D.E. ah
PROOF _____
FEES \$ 16.00
CHECK# 10443
CHG _____ CASH _____
REFUND _____ CREDIT _____
SHORT _____ NCR _____



**SECOND AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS,
RESTRICTIONS AND EASEMENTS OF ASHBURY FARM,
A SUBDIVISION IN SARPY COUNTY, NEBRASKA**

(Lots 1 through 110, inclusive, in Ashbury Farm)

This SECOND AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS ("Second Amendment") is made the 15 day of September, 2017, by B.H.I. DEVELOPMENT, INC., a Nebraska corporation, hereinafter referred to as the "Declarant."

PRELIMINARY STATEMENT

By Declaration of Covenants, Conditions, Restrictions and Easements of Ashbury Farm, a subdivision in Sarpy County, Nebraska, dated October 8, 2013, and recorded on October 11, 2013 as Instrument No. 2013-32082, in the records of the Register of Deeds of Sarpy County, Nebraska (herein the "2013 Declaration"), the Declarant imposed covenants, conditions and restrictions on Lots 1 through 110, inclusive, in Ashbury Farm, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska. The 2013 Declaration was amended by a First Amendment to Declaration of Covenants, Conditions, Restrictions and Easements of Ashbury Farm, a subdivision in Sarpy County, Nebraska, dated July 28, 2014, and recorded on July 29, 2014 as Instrument No. 2014-16453, in the records of the Register of Deeds of Sarpy County, Nebraska (herein the "First Amendment"). The 2013 Declaration and First Amendment are hereinafter collectively referred to as the "Declaration".

Declarant has considered amendment of the Declaration for purposes of deletion of certain sections of Article II. Article IV, Section 2 of the Declaration allows the Declarant to amend the Declaration in any manner which it may determine in its full and absolute discretion for a period of five (5) years from the date of the Declaration.

NOW, THEREFORE, pursuant to the authority granted to the Declarant in Article IV, Section 2 of the Declaration, Declarant hereby amends the Declaration as follows:

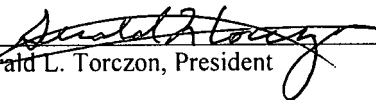
1. Article II, Section 9 of the Declaration is hereby deleted in its entirety.
2. Article II, Section 11 of the Declaration is hereby deleted in its entirety.
3. Except as amended herein, the Declaration shall remain in full force and effect as previously recorded.

After recording, please return to:
John Q. Bachman
PANSING HOGAN ERNST & BACHMAN LLP
10250 Regency Circle, Suite 300
Omaha, NE 68114

IN WITNESS WHEREOF, the Declarant has caused this Second Amendment to be executed on the date and year first written above.

DECLARANT:

B.H.I. DEVELOPMENT, INC., a Nebraska corporation

By: 
Gerald L. Torczon, President

STATE OF NEBRASKA)
) ss.
COUNTY OF SARPY)

The foregoing instrument was acknowledged before me this 15 day of September, 2017, by GERALD L. TORCZON, President of B.H.I. DEVELOPMENT, INC., a Nebraska corporation, on behalf of the corporation.


Notary Public

