

FILED SARPY CO. NE.

INSTRUMENT NUMBER

2000-001354

2000 JA 20 AM 10:40

Steve J. ...

REGISTER OF DEEDS

RESOLUTION

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 Verify *MJK*
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 Fee \$ *27.00*
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At its regular meeting held on December 28, 1999, the Board of Directors of Drella II, Inc., a Nebraska Corporation, adopted the following Resolution in its capacity as General Partner of Ballena Limited Partnership, a Nebraska Limited Partnership:

“BE IT RESOLVED, that inasmuch as Drella II, Inc. is the General Partner of Ballena Limited Partnership, that Ballena Limited Partnership is the owner and developer of the Ballena Development (sometimes known as Tiburon South) located in Sanitary and Improvement District Number 192, lots 1 through 122 in Ballena, a subdivision as surveyed, platted, and recorded in Sarpy County, Nebraska, and that Ballena Limited Partnership is charged with the responsibility of creating and amending certain Covenants governing the improvements constructed within the boundaries of S.I.D. 192, the Board of Directors of Drella II, Inc. finds that it is necessary to amend said Covenants as set forth below;

BE IT FURTHER RESOLVED, that inasmuch as the owners of more than ninety (90) per cent of the improved lots located within the boundaries of S.I.D. have cast their ballots in favor of the amendment to the Covenants set forth below, and that said ballots are available for inspection at the business offices of Ballena Limited Partnership, 11850 Nicholas Street, Omaha, Nebraska 68154, the Board of Directors of Drella II, Inc. finds that the Covenants should be amended effective December 28, 1999, as set forth below;

THEREFORE, BE IT FURTHER RESOLVED, that Article 5 of the Covenants is hereby amended by adding the following sentence to Article 5: “Heritage 40 Laminated Shingles, Model Weathered Wood, or its market equivalent as determined by the General Partner of Ballena Limited Partnership, may be substituted for wood shingles in the construction of improvements governed by these Covenants”.

Adopted this 28th day of December, 1999.

Terry M. Arden

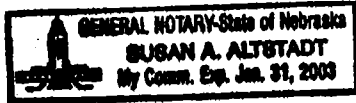
 Drella II, Inc.
 General Partner, Ballena Limited Partnership,
 By its Authorized Representative

2000-001354A

STATE OF NEBRASKA
COUNTY OF DOUGLAS

On this 18th day of January, 2000, came before me Terry M. Anderson, the authorized representative of Drella II, Inc., a Nebraska Corporation, and acknowledged the foregoing instrument in my presence.

Witness my hand and notarial seal at Omaha, Nebraska.



Susan A. Altstadt