

No. : Avery Realty Company Inc. : AMENDMENT TO PROTECTIVE  
Misc. 24 : Corporate Seal : COVENANTS  
Page 356 : By Alfred Cascio, President : Dated February 4, 1959  
: Attest Katherine Cascio, Secretary : Filed February 6, 1959  
: to :  
: Whom it May Concern :

Know-All Men By Thses-Presents:

That Avery Realty Company, Inc. is the owner of Lots Two (2) to Fifty-five (55), inclusive, Cascio Subdivision Number One (1), a Subdivision in Sarpy County, Nebraska, and that the said Avery Realty Company, Inc. heretofore filed Protective Covenants, dated July 2, 1958 and recorded September 3, 1958 in Book 24, Page 4 in the office of the Register of Deeds, Sarpy County, Nebraska.

That the said Avery Realty Company, Inc. hereby declares that Paragraph 4 of said Covenants shall not have any further force and effect and that the following shall be substituted therefor and marked Paragraph 4:

4. (a) No dwelling shall be permitted on Lots No. 10 and 11, and 31 to 53, both inclusive, having a ground floor square foot area of less than 1400 square feet in the case of a 1 story dwelling and not less than 1200 square feet in the case of a 1½ or 2 story dwelling, exclusive of carports and porches, but including 40% of the attached garage floor area.
- (b) In any case, no dwelling shall be permitted on other lots in this addition having a ground floor square foot area of less than 1200 square feet in the case of a 1 story dwelling, nor less than 1000 square feet in the case of a 1½ or 2 story dwelling, exclusive of ~~carports and porches~~ but including 40% of the attached garage floor area.

It is further agreed that all of said lots in said subdivision shall be owned, held and conveyed under and subject to the aforementioned ~~amendment~~ <sup>hereafter</sup> filed shall remain in full force and effect.

No Witness, Acknowledged February 4, 1959 by Alfred Cascio, President and Katherine Cascio, Secretary of the Avery Realty Company, Inc., who aknowledged said instrument, to be their Voluntary Act ~~& Deed~~, before Loren A. Semanapa Notary Public, with seal, Douglas County Nebraska, Commission expires May 27, 1959.

*herebefore*

*X and X, Deed,*

24. 356

AMENDMENT TO PROTECTIVE COVENANTS

KNOW ALL MEN BY THESE PRESENTS:

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- (b) In any case, no dwelling shall be permitted on other lots in this addition having a ground floor square foot area of less than 1200 square feet in the case of a 1 story dwelling, nor less than 1000 square feet in the case of a 1½ or 2 story dwelling, exclusive of porches and porches but including 40% of the attached garage floor area.

It is further agreed that all of said lots in said subdivision shall be owned, held and conveyed under and subject to the aforementioned ~~provisions~~ and that all other paragraphs of the Protective Covenants ~~heretofore~~ filed shall remain in full force and effect.

day of February, 1959.

EVERY REALTY COMPANY, INC.



*Marvin Cassio*  
Secretary

*Arthur Cassio*  
President

Entered in Municipal Index and Recorded in the Register of Deeds in office in Sarpy County, Nebraska  
Book 24, Page 4

27357

STATE OF NEBRASKA }  
COUNTY OF DOUGLAS } ss

On this 4th day of February, 1959, before me, a Notary Public  
dully commissioned and qualified in and for said County, personally  
came the above Alfred Cascio, President and Katherine Cascio,

Secretary of the Avery Realty Company, Inc.

who are personally known to me to be the identical persons whose names  
are affixed to the foregoing instrument, and who have acknowledged the  
execution of said instrument to be their voluntary act and deed.

WITNESS my hand and official seal at Omaha, Nebraska, in said  
County, the date last aforesaid.



*[Handwritten Signature]*

My commission expires this 27 day of May, A.D. 1959

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