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SUBMITTED CROKER, HUCK, KASHER, DEW

FILED SARPY CO. NE.
INSTRUMENT NUMBER

2017-04300

2017 Feb 23 02:56:49 PM

Sheryl J. Dowling

REGISTER OF DEEDS



AMENDMENT

This Amendment amends the following documents recorded with the Sarpy County Register of Deeds Office (the "Documents"):

1. Grant of Easements and Declaration of Covenants, Conditions, and Restrictions recorded as Instrument No. 2017-01113 on January 12, 2017 ("Declaration");
2. Facilities Easement- Perpetual recorded as Instrument No. 2017-01110 on January 12, 2017 ("Facilities Easement"); and
3. Declaration of Covenants, Conditions and Restrictions recorded as Instrument No. 2017-01109 on January 12, 2017 ("CCRs"),

affecting the following described real estate:


LOTS 1-3 AND 5-8, INCLUSIVE, OF PINK INDUSTRIAL PARK 2 AND LOT 1 AND OUTLOT "A" OF PINK INDUSTRIAL PARK 2 REPLAT 1, ALL IN SARPY COUNTY, NEBRASKA

- A. All capitalized terms not defined herein shall have the meaning set forth in the Declaration.
- B. The Declaration is amended as follows:
 1. Subsection 1(cc) is hereby added, reading: Outlot "A" shall mean Outlot "A" of Pink Industrial Park 2 Replat 1 in Sarpy County, Nebraska.
 2. Section 1(k) is amended to read: "Facilities" shall mean the stormwater management facilities on Outlot "A" and referred to in the Post Construction Stormwater Management Plan Maintenance Agreement for PAP-20160615-2019-P and the Facilities Easement.
 3. Section 1(l) is amended to read: "Facilities Easement" means the Facilities Easement -- Perpetual recorded as Instrument No. 2017-01110 on January 12, 2017 in the Records and attached hereto as Exhibit 5, as amended from time to time.
 4. The second paragraph of Section 12(b) beginning "With respect to the Facilities . . ." is hereby deleted in its entirety.
 5. The Association is now the owner of Outlot A and shall be responsible for maintenance and other incidents and obligations of ownership with respect

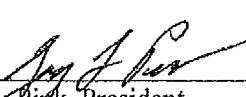
thereto. Any expenses necessary or convenient to the Association with respect to its ownership of Outlot A shall be a Common Expense.

6. The purpose of this Amendment is to clarify that the Facilities and corresponding Facilities Easement are now located on Outlot "A" which is owned by the Association and the provisions of the Declaration and any exhibits attached thereto are hereby amended accordingly to effectuate that purpose.
- C. The Facilities Easement is hereby amended to provide that the easements described therein are over, under, on and across Outlot "A" of Pink Industrial Park 2 Replat 1 in Sarpy County, Nebraska, and no part of such easements is on Lot 1 of Pink Industrial Park 2 Replat 1 in Sarpy County, Nebraska. The doctrine of merger is hereby negated and the Facilities Easement shall be valid and remain notwithstanding the fact that the owner of the Facilities Easement and the owner of Outlot A are the same and have common beneficiaries.
- D. The CCRs is hereby amended to exclude Outlot "A" from the requirements of the covenants, conditions and restrictions therein and to specifically include Lot 1, of Pink Industrial Park 2 Replat 1, as the successor to Lot 4, as subject to the covenants, conditions, and restrictions.
- E. The purpose of this Amendment is to clarify that the Facilities and corresponding Facilities Easement are now located on Outlot "A" which is owned by the Association and the provisions of the Documents, including any exhibits thereto, are hereby amended accordingly, to the extent necessary, to effectuate such purpose. Any reference to Lot 4, Pink Industrial Park 2, shall now refer to Lot 1, Pink Industrial Park 2, Replat 1, or Outlot "A" as appropriate.
- F. Except as modified herein, the Documents shall continue in full force and effect as written.
- G. Exhibit 8 to the Declaration shall be deleted and the attached Exhibit 8 – February 2017 shall be substituted in its stead.

PINK FAMILY INVESTMENTS, LLC, a
Nebraska limited liability company,

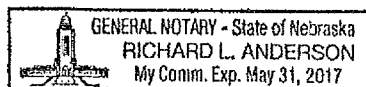
By: 
Gary L. Pink, Manager

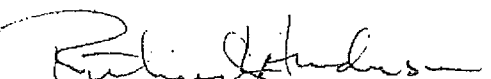
PINK INDUSTRIAL PARK 2 OWNERS
ASSOCIATION, a Nebraska non-profit corporation

By: 
Gary L. Pink, President

STATE OF NEBRASKA)
) ss.
COUNTY OF Douglas)

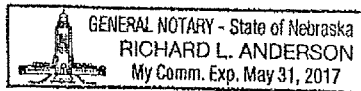
The foregoing instrument was acknowledged before me on this 16th day of February, 2017, by Gary L. Pink, Manager of Pink Family Investments, LLC, on behalf of said limited liability company.




Notary Public

STATE OF NEBRASKA)
) ss.
COUNTY OF Douglas)

The foregoing instrument was acknowledged before me on this 26th day of February, 2017, by Gary L. Pink, President of Pink Industrial Park 2 Owners Association, on behalf of said association.



Richard L. Anderson
Notary Public

00677790.DOC

PINK INDUSTRIAL PARK 2
Lot Areas

Lot #	Square Feet	Acres	Pro Rata Portion
1	71935	1.65	14.84%
2	48878	1.12	10.08%
3	52041	1.19	10.73%
5	85809	1.97	17.70%
6	75186	1.73	15.51%
7	49809	1.14	10.27%
8	54067	1.24	11.15%
Replat 1			
Lot 1	47084	1.08	9.71%
Outlot A	N/A	N/A	0.00%
	484809	11.12	100.00%