



BK 0978 PG 350-353



MISC 1991 18631

THIS PAGE INCLUDED FOR  
INDEXING  
PAGE DOWN FOR BALANCE OF INSTRUMENT

RECORDED BY  
SECURITY LAND TITLE COMPANY  
11-5807

BOOK 978 PAGE 350

AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS,  
CONDITIONS, RESTRICTIONS, RESERVATIONS AND EASEMENTS  
FOR LAKE AERO AND LAKE AERO REPLAT AND RULES AND  
REGULATIONS GOVERNING USE OF LAKE AERO

THE UNDERSIGNED, being all of the owners of the land and platted lots presently comprising Lots One (1) through Thirty-four (34), LAKE AERO REPLAT, Lots Ninety-eight (98) and Ninety-nine (99), LAKE AERO, and all of the remaining platted and vacated portions of LAKE AERO, as more particularly described in a certain Plat Vacation Exhibit for LAKE AERO REPLAT dated January 28, 1985 and filed in Book 847 of the Miscellaneous Records, Page 135, Douglas County, Nebraska, all located in part of Section 18, Township 15 N, Range 10 E in Douglas County, Nebraska, hereby amend the Declaration of Protective Covenants, Conditions, Restrictions, Reservations and Easements for Lake Aero and Lake Aero Replat and Rules and Regulations Governing Use of Lake Aero executed the 15th day of June, 1983, by Don Rogert, Lois A. Rogert and Mary H. Wilson, and recorded in the Miscellaneous Records of the Douglas County Register of Deeds on June 26, 1987 at Book 819, Page 20 (the "Covenants"). For purposes of this Amendment, any platted or unplatted land included within the original Lake Aero plat and the Lake Aero Replat is collectively referred to herein as the "Lake Aero Development". The Covenants are hereby amended as follows:

OW 21430  
894 1  
82-447  
OW 81425

1. Land use within the Lake Aero Development is hereby limited to single family residential use and to construction of a total of thirty-six (36) single family residential units, and no other use or construction shall be permitted except as specifically provided in the Covenants as hereby amended.

2. All land within the Lake Aero Development, as above described, is included within and bound by the Covenants and this Amendment, regardless of whether any or all of such land has been platted into lots or whether all or any portion of the original Lake Aero plat and the Lake Aero Replat has been vacated.

3. The nonconforming uses reserved to Don Rogert and Lois A. Rogert in the Covenants are not affected by this Amendment.

4. Except as hereby amended, all other terms and covenants, conditions, easements and restrictions contained in the Covenants shall remain in full force and effect and shall be binding upon all land and platted lots within the Lake Aero Development. In case of any conflict in the language of the Covenants and the language of this Amendment, the language of this amendment shall control. Any lender possessing a mortgage, deed of trust or other security interest in any land covered by the Covenants and this Amendment who executes this Amendment is doing so only to consent to this Amendment and to agree that the land covered by its lien or security interest is bound by the Covenants as hereby amended, and such lender is not hereby personally undertaking to perform until said lender should happen

to become the legal owner of fee simple title to the affected property.

IN WITNESS WHEREOF, the undersigned, as owners of the real estate set opposite their respective names, have executed and acknowledged this Amendment on the date and at the place indicated by their respective signatures.

DATED this 27th day of August, 1991.

Don Roger  
Don Roger

Lois A. Rogert  
Lois A. Rogert

William Green  
William Green

Delores Green  
Delores Green

Howard J. Friedman  
Howard J. Friedman

Sandra B. Friedman  
Sandra B. Friedman

FLINN PAVING CO., INC., A Nebraska Corporation

By M. L. Flynn  
President

David Olin Janke  
David Olin Janke

Christine Janke  
Christine Janke

DOUGLAS COUNTY BANK & TRUST CO.

By [Signature] *evp*  
Vice President

Bernice E. Grewcock  
Bernice E. Grewcock

William Grewcock  
William Grewcock

Owners of all of the land and platted lots in the LAKE AERO Development except the platted lots set opposite the names following

Lots 98 and 99, LAKE AERO

Lot 13, LAKE AERO REPLAT

Lot 14, LAKE AERO REPLAT

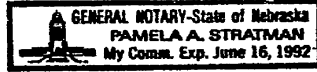
Lot 18, LAKE AERO REPLAT

Holder of a Security interest in Lot 18, LAKE AERO REPLAT

Lots 19 and 20, LAKE AERO REPLAT

STATE OF NEBRASKA)  
COUNTY OF DOUGLAS) ==

The foregoing instrument was acknowledged before me on August 8<sup>th</sup>, 1991, by DON ROBERT and LOIS A. ROBERT, husband and wife.



Pamela A. Stratman  
Notary Public

STATE OF NEBRASKA)  
COUNTY OF DOUGLAS) ==

The foregoing instrument was acknowledged before me on August 22<sup>nd</sup>, 1991, by WILLIAM GREEN and DELORES GREEN, husband and wife.



Pamela A. Stratman  
Notary Public

STATE OF NEBRASKA)  
COUNTY OF DOUGLAS) ==

The foregoing instrument was acknowledged before me on August 28<sup>th</sup>, 1991, by HOWARD J. FRIEDMAN and SANDRA B. FRIEDMAN, husband and wife.



Pamela A. Stratman  
Notary Public

STATE OF NEBRASKA)  
COUNTY OF DOUGLAS) ==

The foregoing instrument was acknowledged before me on August 28<sup>th</sup>, 1991 by M. FLINN, President of FLINN PAVING CO., INC., a Nebraska Corporation.



Pamela A. Stratman  
Notary Public

STATE OF NEBRASKA)  
COUNTY OF DOUGLAS) ==

The foregoing instrument was acknowledged before me on August 22<sup>nd</sup>, 1991, by DAVID OLIN JANKE and Christine Janke, husband and wife.



Pamela A. Stratman  
Notary Public

BOOK 978 PAGE 353

STATE OF NEBRASKA)  
COUNTY OF DOUGLAS)

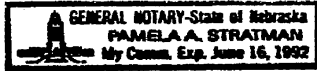
The foregoing instrument was acknowledged before me on August 28<sup>th</sup>, 1991, by Bob Gross Ex. Vice, President of DOUGLAS COUNTY BANK & TRUST CO., a Nebraska Banking Corporation.



Pamela A. Stratman  
Notary Public

STATE OF NEBRASKA)  
COUNTY OF DOUGLAS) <sup>SS</sup>

The foregoing instrument was acknowledge before me on August 28<sup>th</sup>, 1991, by BERNICE E. GREWCOCK and WILLIAM GREWCOCK, wife and husband.



Pamela A. Stratman  
Notary Public

18631  
misc #

BK 978 N \_\_\_\_\_ C/O \_\_\_\_\_ FEE 3800  
PG 350-353 N \_\_\_\_\_ DEL 11 MC 15  
OF 11111 COMP VP F/B \_\_\_\_\_

RECEIVED  
Sep 13 4 18 PM '91  
GEORGE A. ROLEWICZ  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE