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SUBMITTED NEBRASKA TITLE COMPANY - O

FILED SARPY CO. NE.
INSTRUMENT NUMBER

2013-30389

2013 Sep 25 03:45:43 PM

Sheryl J. Douchiney

REGISTER OF DEEDS



**AMENDMENT TO DECLARATION
OF COVENANTS, CONDITIONS, RESTRICTIONS AND
EASEMENTS OF HIGHWAY CROSSING,
A SUBDIVISION IN SARPY COUNTY, NEBRASKA**

This Amendment to Declaration of Covenants, Conditions and Restrictions of Highway Crossing, a subdivision in Sarpy County, Nebraska ("Amendment") is made effective this 22nd day of August, 2013, by B.H.I. Investment Company, a Nebraska corporation, as the Declarant, and as the Owner of Lots 1, 2, 9, 10, 11, 12, 14, 15, 21, 25, 26, 27, 28, 31 and 32, all in Highway Crossing, and the Owners of Lots 3, 4, 8, 13, 16, 17, 18, 19, 20, 22, 23, 24, 29 and 30, Highway Crossing and Lots 1 and 2, Highway Crossing Replat 1 (formerly described as Lots 5 through 7, Highway Crossing), subdivisions as surveyed, platted and recorded in Sarpy County, Nebraska, which represent more than seventy-five percent (75%) of the Lots set forth in the Declaration described below.

PRELIMINARY STATEMENT

WHEREAS, by that certain Declaration of Covenants, Conditions, Restrictions and Easements of Highway Crossing, Sarpy County, Nebraska dated January 15, 2002, and recorded January 17, 2002, as Instrument No. 2002-02319 in the office of the Register of Deeds of Sarpy County, Nebraska (the "Declaration"), the Declarant imposed covenants, conditions, restrictions and easements on Lots 1 through 32, Highway Crossing, a subdivision, as surveyed, platted and recorded in Sarpy County, Nebraska; and

WHEREAS, the provisions of Article XVI of the Declaration provide that the Declaration "may be amended by an instrument signed by the Owners of not less than seventy-five percent (75%) of the Lots covered by the Declaration"; and

WHEREAS, the undersigned Owners now desire to amend Article VII of the Declaration.

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

NOW, THEREFORE, pursuant to the provisions for amendment contained in Article XVI of the Declaration, the undersigned hereby agree as follows:

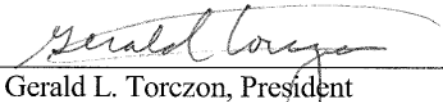
1. Article VII of the Declaration entitled *Outside Storage*, shall be amended by the addition of the following sentence at the end of said Article:

Notwithstanding any of the provisions of this Article VII, with the Declarant's express written consent, Declarant may waive any or all provisions of Article VII, in Declarant's sole discretion.

2. Except as specifically amended herein, the Declaration shall remain in full force and effect as originally executed, acknowledged and recorded. Capitalized terms not specifically defined herein shall have the meanings set forth in the Declaration.

IN WITNESS WHEREOF, the undersigned, as Declarant and the Owners of more than seventy-five percent (75%) of the Lots, have executed this Amendment to be effective as of the date first set forth above.

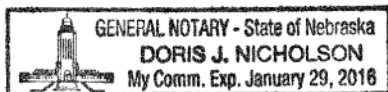
B.H.I. INVESTMENT COMPANY, a Nebraska corporation

By 
Gerald L. Torczon, President

Declarant and Owner of Lots 1, 2, 9, 10, 11, 12, 14, 15, 21, 25, 26, 27, 28, 31 and 32, Highway Crossing

STATE OF NEBRASKA)
) ss.
COUNTY OF SARPY)

The foregoing instrument was acknowledged before me this 19 day of August, 2013, by GERALD L. TORCZON, President of B.H.I. INVESTMENT COMPANY, a Nebraska corporation, on behalf of the corporation.




Notary Public

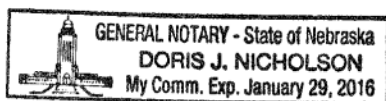
J&B NORTH ENTERPRISES, LLC

By [Signature]
Name: Jacob North
Title: Owner

Owner of Lot 3, Highway Crossing

STATE OF Nebraska)
COUNTY OF Sarpy) ss.

The foregoing instrument was acknowledged before me this 16 day of August, 2013, by Jacob North, Manager of J&B NORTH ENTERPRISES, LLC, on behalf of the limited liability company.



[Signature]
Notary Public

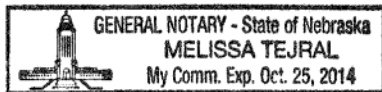
SHEPARD INVESTMENTS, LLC

By [Signature]
Name: Mark Duren
Title: Managing Member

Owner of Lot 4, Highway Crossing

STATE OF Nebraska)
) ss.
COUNTY OF Douglas)

The foregoing instrument was acknowledged before me this 25 day of July, 2013, by Mark Duren, Managing Member of SHEPARD INVESTMENTS, LLC, on behalf of the limited liability company.



[Signature]
Notary Public
My Commission Expires October 25, 2014

GGBL FAMILY LLC

By _____
Name: _____
Title: _____

Owner of Lot 8, Highway Crossing

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by _____, _____ of GGBL FAMILY LLC, on behalf of the limited liability company.

Notary Public

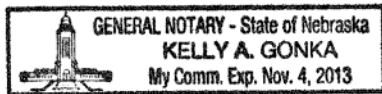
LFT LLC

By *Lee Pankowski*
Name: Lee Pankowski
Title: owner / president

Owner of Lot 13, Highway Crossing

STATE OF Nebraska)
COUNTY OF Douglas) ss.

The foregoing instrument was acknowledged before me this 26 day of July 2013, 2013, by Lee Pankowski, _____ of LFT LLC, on behalf of the limited liability company.



Kelly A. Gonka
Notary Public

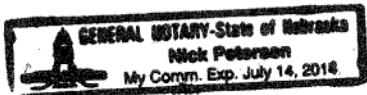
R & S HOLLENDIECK INVESTMENTS, L.L.C.

By R & S Hollendieck
Name: Rick Hollendieck
Title: PRESIDENT

Owner of Lot 16, Highway Crossing

STATE OF Nebraska)
) ss.
COUNTY OF Sarpy)

The foregoing instrument was acknowledged before me this 5 day of August, 2013, by Rick Hollendieck, President of R & S HOLLENDIECK INVESTMENTS, L.L.C., on behalf of the limited liability company.



Nick Petersen
Notary Public

WALMAR LEASING, LLC

By _____
Name: _____
Title: _____

Owner of Lot 17, Highway Crossing

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by _____, _____ of WALMAR LEASING, LLC, on behalf of the limited liability company.

Notary Public

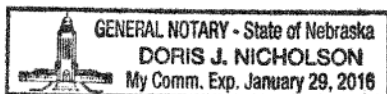
Jeffrey K. Scharp
JEFFREY K. SCHARP

Alesandra J. Scharp
ALESANDRA J. SCHARP

Owners of Lot 18, Highway Crossing

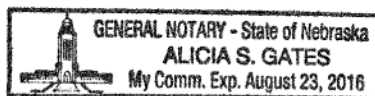
STATE OF Nebraska)
) ss.
COUNTY OF Sarpy)

The foregoing instrument was acknowledged before me this 2nd day of August, 2013, by JEFFREY K. SCHARP.



Doris J. Nicholson
Notary Public

STATE OF Nebraska)
) ss.
COUNTY OF Sarpy)



The foregoing instrument was acknowledged before me this 29 day of July, 2013, by ALESANDRA J. SCHARP.

Alicia S. Gates
Notary Public

JNJ, L.L.C.

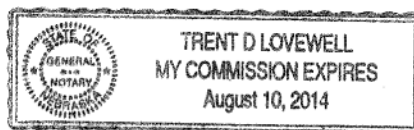
By *John Higgins*
Name: John Higgins
Title: owner

Owner of Lot 19, Highway Crossing

STATE OF NE)
) ss.
COUNTY OF Sarpy)

The foregoing instrument was acknowledged before me this 1 day of August, 2013, by *John Higgins*, John Higgins of JNJ, L.L.C., on behalf of the limited liability company.

Trent D Lovewell
Notary Public



CDSONS PROPERTIES, L.L.C.

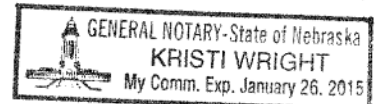
By *Christine D. Wasson*
Name: Christine D. Wasson
Title: owner

Owner of Lot 20, Highway Crossing

STATE OF Nebraska)
COUNTY OF Douglas) ss.

The foregoing instrument was acknowledged before me this 16 day of August, 2013, by Christine Wasson, Secretary of CDSONS PROPERTIES, L.L.C., on behalf of the limited liability company.

Kristi Wright
Notary Public



RONALD J. PAULSEN

TERESA A. PAULSEN

Owners of Lot 22, Highway Crossing

STATE OF _____)
)
COUNTY OF _____) ss.

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by RONALD J. PAULSEN.

Notary Public

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by TERESA A. PAULSEN.

Notary Public

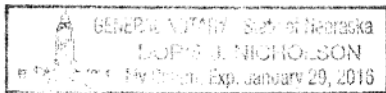
NOVAK PROPERTIES, LLC

By T Thomas Novak
Name: Thomas C Novak
Title: President

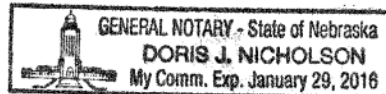
Owner of Lot 23, Highway Crossing

STATE OF Nebraska)
) ss.
COUNTY OF Sarpy)

The foregoing instrument was acknowledged before me this 30 day of July, 2013, by Thomas Novak, President of NOVAK PROPERTIES, LLC, on behalf of the limited liability company.



Doris J Nicholson
Notary Public



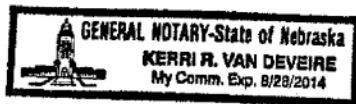
DFB INVESTMENTS, LLC

By [Signature]
Name: David Nienaber
Title: Owner

Owner of Lot 24, Highway Crossing

STATE OF Nebraska)
) ss.
COUNTY OF Sarpy)

The foregoing instrument was acknowledged before me this 30th day of July, 2013, by DFB INVESTMENTS, LLC, on behalf of the limited liability company.



Kerri R. VanDeWeire
Notary Public

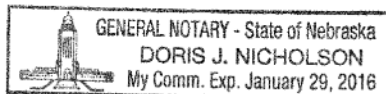
Charles R. Biffar
CHARLES R. BIFFAR

Mary E. Biffar
MARY E. BIFFAR

Owners of Lot 29, Highway Crossing

STATE OF Nebraska)
) ss.
COUNTY OF Sarpy)

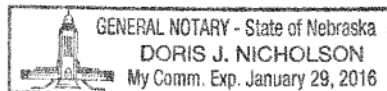
The foregoing instrument was acknowledged before me this 6th day of August, 2013, by CHARLES R. BIFFAR.



Doris J. Nicholson
Notary Public

STATE OF Nebraska)
) ss.
COUNTY OF Sarpy)

The foregoing instrument was acknowledged before me this 6th day of August, 2013, by MARY E. BIFFAR.



Doris J. Nicholson
Notary Public

HIRSCHFELD PROPERTIES, L.L.C.

By _____
Name: _____
Title: _____

Owner of Lot 30, Highway Crossing

STATE OF _____)
)
COUNTY OF _____) SS.

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by _____, _____ of HIRSCHFELD PROPERTIES, L.L.C., on behalf of the limited liability company.

Notary Public

BUEHLER INVESTMENTS LLC

By _____
Name: _____
Title: _____

Owner of Lot 1, Highway Crossing Replat 1

STATE OF _____)
)
COUNTY OF _____) ss.

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by _____, _____ of BUEHLER INVESTMENTS LLC, on behalf of the limited liability company.

Notary Public

JACK L. IRWIN

MARY LOU IRWIN

Owners of Lot 2, Highway Crossing Replat 1

STATE OF _____)
)
COUNTY OF _____) ss.

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by JACK L. IRWIN.

Notary Public

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by MARY LOU IRWIN.

Notary Public