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### FIRST AMENDMENT TO DECLARATION FOR CINNAMON CREEK, A SUBDIVISION IN DOUGLAS COUNTY, NEBRASKA

THIS FIRST AMENDMENT to declaration is made on the date hereinafter set forth by CINNAMON CREEK LAND CORP., A Nebraska corporation, hereinafter referred to as the "Declarant".

#### PRELIMINARY STATEMENT

By declaration for Cinnamon Creek, a Subdivision in Douglas County, Nebraska, dated September 8, 1994, and recorded at Book 1136, Page 449 of the miscellaneous records of the Register of Deeds of Douglas County, Nebraska, (herein referred to as the "Declaration"), and Declarant subjected the following described Lots to restrictions, covenants and conditions and easements:

Lots 2 through 209, inclusive, in Cinnamon Creek, a Subdivision, as surveyed, platted and recorded in Douglas County, Nebraska.

Article V., Paragraph 2 of the Declaration provides as follows:

2. The covenants and restrictions of this Declaration shall run with and bind the land in perpetuity. This Declaration may be amended by Cinnamon Creek Land Corp., a Nebraska corporation, or any person, firm, corporation, partnership, or entity designated in writing by Cinnamon Creek Land Corp., a Nebraska corporation, in any manner which it may determine in its full and absolute discretion for a period of five (5) years from the date hereof. Thereafter this Declaration may be amended by an instrument signed by the owners of not less than seventy-five percent (75%) of the Lots covered by this Declaration.

Declarant does hereby substitute, amend and restate the Declaration in the following particulars only:

1. The Declarant does hereby add the following sentence to Article I., Paragraph 7, as follows:

Notwithstanding the foregoing, a satellite receiving dish not exceeding 24 inches in diameter and attached directly to the residence may be permitted provided that the location and size of the proposed satellite

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receiving dish be first approved by the Declarant, or its assigns.

2. The Declarant does hereby delete in its entirety the following sentence in Article I., paragraph 11, "No fence shall be of chain link or wire types." and replaces this sentence with the following:

Except for the Boundary Lots, no fence shall be of the chain link or wire types.

3. The Declarant does hereby delete in its entirety, Article II., Paragraph 1, and replaces Article II., Paragraph 1 with the following:

Declarant must approve in writing any plans to construct boundary fences along "Q" Street (the "Boundary Fence"). The Boundary Fence, if constructed, will: (i) be situated on the northerly most boundary line of Lots 2 through 10, inclusive, Cinnamon Creek; (ii) be uniform in construction; and (iii) be of black chain link material as shall be approved and determined by Declarant. Each of such Lots are collectively referred to as the "Boundary Lots". Remaining portions of the fence not along "Q" Street affecting the Boundary Lots may be black chain link material or of different material consistent with the provisions of this Declaration and approved by the Declarant.

4. This Declaration is in all other matters ratified and affirmed.

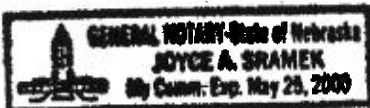
The Declarant has executed this First Amendment to Declaration as of the 9th day of September, 1996.

CINNAMON CREEK LAND CORP., a Nebraska corporation, "Declarant"

By: [Signature]  
John C. Allen, President

STATE OF NEBRASKA            )  
  ) SS.:  
COUNTY OF DOUGLAS        )

The foregoing instrument was acknowledged before me this 9th day of September, 1996, by John C. Allen, President of CINNAMON CREEK LAND CORP., a Nebraska corporation, on behalf of the corporation.



[Signature]

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