

DON CLARK  
REGISTER OF DEEDS  
SAUNDERS CO., NEBR.

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BOOK 392 PAGE 184  
OF GEN INST# 6

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**FIRST AMENDMENT TO DECLARATION  
OF COVENANTS, CONDITIONS, RESTRICTIONS  
AND EASEMENTS OF ESTATES PROVENCE, A SUBDIVISION  
IN SAUNDERS COUNTY, NEBRASKA**

THIS FIRST AMENDMENT to the Declaration of Covenants, Conditions, Restrictions and Easements of Estates Provence, a Subdivision in Saunders County, Nebraska, dated December 21, 2005, and recorded on December 22, 2005 in Book 336 at Page 823 of the Miscellaneous Records of the Register of Deeds of Saunders County, Nebraska (the "Declaration"), is made on the date shown on the close of this instrument, by Lloyd H. Boone and Judy L. Boone, who are the owners of lots within the Estates Provence Subdivision and who are the Declarants under the Declaration.

WITNESSETH:

WHEREAS, Declarants are the owners of lots within the Estates Provence Subdivision and are the Declarants under the Declaration, and has the right to amend the Declaration under Article IV of the Declaration; and

WHEREAS, Declarant desires to amend the Declaration and make the Property subject to the following amendment to the covenants, conditions, restrictions and easements set forth in the Declaration; and

Return to James E. Lang of Laughlin, Peterson & Lang, 11718 Nicholas Street, Suite 101 Omaha, Nebraska 68154

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WHEREAS, this First Amendment to the Declaration shall apply to all of the lots within the Estates Provence Subdivision which are subject to the Declaration, which are described as follows:

Lots 27 through 45 in Estates Provence, a Subdivision in Saunders County, Nebraska (the "Property").

NOW, THEREFORE, Declarants hereby declare that all of the Property hereinabove described shall be held, sold and conveyed subject to the following amendment to the easements, restrictions, covenants and conditions set forth in the Declaration and as amended herein, for the purpose of protecting the value and desirability of, and which shall run with all of said Property, and shall be binding on all parties having any right, title or interest in said Property or any part thereof, and their heirs, successors and assigns, and shall inure to the benefit of each owner thereof.

The Declaration is amended as follows:

1. Article I, paragraph 4 shall be amended in its entirety to read as follows:

4. All foundations shall be constructed of concrete, concrete blocks, brick or stone. The exposed foundation walls of the front of the residential structure must be constructed of or faced with brick, stone or other material approved by Declarants. The remainder of the front of the area of the residential structure shall contain not less than 50% brick, stone or other material approved by the Declarants. All driveways must be constructed of at least a five-inch layer of asphalt, concrete brick, paving stone or laid stone. Fireplace chimneys shall be covered with brick or other material approved, in writing, by Declarants. The roof of all Improvements shall be covered with wood cedar shingles or shakes, slate, tile, or simulated shakes, of at least a 40 year rated composition asphalt shingle of not less than 360 pounds per square, or other material approved in writing by the Declarants.

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2. Except as otherwise amended herein, all of the terms and conditions of the Declaration, as previously amended, shall remain in full force and effect as stated.

