

MODIFICATION OF
RESTRICTIVE COVENANT AGREEMENT

WHEREAS, on February 16, 1960, Marius Hansen, Carrie F. Hansen, Donald E. Schettler, Jacqueline M. Schettler, Raymond H. Caddock and Mary A. Caddock, being then all of the owners of the real estate embraced within Fairview Heights Addition to the City of Blair, Washington County, Nebraska, entered into a restrictive covenant agreement concerning the real estate in said Addition, which said agreement was subsequently recorded in Deed Book 79, at Pages 386 to 389, inclusive, of the records of Washington County, Nebraska, and

WHEREAS, there are 67 lots in said Addition, the ownership of which, as of this date, is as follows:

Lot 37	Francis A. Matson and Margaret E. Matson
Lot 2	Gilbert C. Ragan and Joyce M. Ragan
Lot 64	Erling Schultz and Dorothy A. Schultz
Lot 67	Marius Hansen and Carrie F. Hansen
Lot 65	Marius Hansen and Carrie F. Hansen
Lot 66	Marius Hansen and Carrie F. Hansen
Lot 1	Marius Hansen and Carrie F. Hansen
Lot 63	D. Jerome Tweton and Phyllis J. Tweton
Lot 62	Larry R. Moore and Vivian R. Moore
Lot 60	John H. Little and Joanne M. Little
Lot 58	Dale W. Stricklett and Kittie I. Stricklett
Lot 6	Robert R. Wulf and Donna M. Wulf
Lot 59	John A. Forsberg and Ruby M. Forsberg
Lot 61	Archie R. Syverson and Fern Syverson
Lot 55	Raymond H. Caddock and Mary A. Caddock
Lots 3, 4 and 5; Lots 7 to 36, inclusive; Lots 38 to 54, inclusive, and Lots 56 and 57	Marius Hansen, Carrie F. Hansen, Donald E. Schettler and Jacqueline M. Schettler

and,

WHEREAS, the undersigned, John H. Little and Joanne M. Little, Gilbert C. Ragan and Joyce M. Ragan, Erling Schultz and Dorothy A. Schultz, Donald E. Schettler and Jacqueline M.

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Schettler, Marius Hansen and Carrie F. Hansen, Raymond H. Caddock and Mary A. Caddock, D. Jerome Tweton and Phyllis J. Tweton, Robert R. Wulf and Donna M. Wulf, John A. Forsberg and Ruby M. Forsberg, Dale W. Stricklett and Kittie I. Stricklett, Archie Syverson and Fern A. Syverson, Larry Moore and Vivian Moore, Francis A. Matson and Margaret E. Matson, representing a majority of the present owners of the land embraced within the limits of the said Fairview Heights Addition to the City of Blair, Washington County, Nebraska, desire to change paragraph "1" of said agreement,

NOW THEREFORE, it is agreed by and between said parties in ownership that paragraph "1" of said agreement, which provided:

"1. No lot shall be used except for residential purposes. No building shall be erected, altered, placed or permitted to remain on any lot other than one detached single-family dwelling not to exceed two stories in height and a private garage for not more than two cars."

be deleted and that the following paragraph be substituted therefor:

"1. No building shall be erected, altered, placed or permitted to remain on any lot other than buildings conforming to the requirements for construction and use in Residence "A" Districts as delineated in the zoning ordinance of the City of Blair, Nebraska."

IN WITNESS WHEREOF, the parties have signed these presents at Blair, Nebraska, this 16th day of October, 1961.

<u>John H. Little</u> -----	<u>George M. Ragan</u> -----
<u>Joanna M. Little</u> -----	<u>Erling Schultz</u> -----
<u>Albert C Ragan</u> -----	<u>Lowth A. Schultz</u> -----

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<u>Donald E. Schettler</u>	<u>Joanna M. Wiley</u>
<u>Jacqueline M. Schettler</u>	<u>Dale W. Stricklett</u>
<u>Marius Hansen</u>	<u>Kittie L. Stricklett</u>
<u>Carrie F. Hansen</u>	<u>Archie Syverson</u>
<u>Raymond H. Caddock</u>	<u>Leona A. Syverson</u>
<u>Mary A. Caddock</u>	<u>Larry Moore</u>
<u>Jerome Tweton</u>	<u>Vivian Moore</u>
<u>Phyllis J. Tweton</u>	<u>Margaret E. Matson</u>
<u>Robert A. Matson</u>	<u>Francis A. Matson</u>
<u>John A. Forsberg</u>	<u>Ruby M. Forsberg</u>

STATE OF NEBRASKA)
 WASHINGTON COUNTY) :ss:

On this 16th day of October, 1961,
 before me, the undersigned, a notary public, duly commissioned and
 qualified for and residing in said county, personally appeared
 John H. Little and Joanne M. Little, Gilbert C. Ragan and Joyce
 M. Ragan, Erling Schultz and Dorothy A. Schultz, Donald E. Schett-
 ler and Jacqueline M. Schettler, Marius Hansen and Carrie F. Hansen,
 Raymond H. Caddock and Mary A. Caddock, D. Jerome Tweton and Phyllis
 J. Tweton,

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 LAWYERS
 BLAIR, NEBRASKA

to me known to be the identical persons whose names are affixed to the foregoing instrument, and acknowledged the same to be their voluntary act and deed.

WITNESS my hand and notarial seal the day and year last aforesaid.

Clair O. Hanlon
Notary Public

My commission expires July 8, 1965.

STATE OF NEBRASKA)
WASHINGTON COUNTY) :ss:

Or this 29th day of October, 1961, before me, the undersigned, a notary public, duly commissioned and qualified for and residing in said county, personally appeared Francis A. Matson and Margaret E. Matson, Larry R. Moore and Vivian R. Moore, Dale W. Stricklett and Kittie I. Stricklett, Robert R. Wulf and Donna M. Wulf, John A. Forsberg and Ruby M. Forsberg, Archie R. Syverson and Fern Syverson, to me known to be the identical persons whose names are affixed to the foregoing instrument, and acknowledged the same to be their voluntary act and deed.

Witness my hand and notarial seal the day and year last aforesaid.

Ronald E. Schott
Notary Public

My commission expires February 28, 1963.

¹⁰⁸²
State of Nebraska }
County of Washington } ss:

Entered in Numerical Index and filed for record
this 30 day of October
A. D., 19 61 at 7:10 o'clock P. M.
and recorded in book 83 at page 51-54

Recorded
General
Numerical
Compared Photo-stat

Lewis A. Chelson
County Clerk

Deputy

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LAWYERS
BLAIR, NEBRASKA