

5092

AMENDMENT TO SUPPLEMENT TO PROTECTIVE COVENANTS

The Supplement to the Protective Covenants of Fairwood Second Addition, an addition in Pottawattamie County, Iowa, dated October 7, 1961, and filed October 19, 1961, in Book 1292 of the records of Pottawattamie County, Iowa at page 538, is hereby amended to read as follows:

"An easement is further reserved to and in favor of American Gas Company, an Iowa corporation, and to its successors and assigns, forever, upon, over, and under the rear five (5) feet of each of the said lots for the purpose of erecting, installing, repairing, maintaining and removing pipe lines, meters, tanks and all fittings and appurtenances thereto for the purposes of transporting, furnishing or delivering natural, manufactured or mixed gas."

Dated this 16 day of February 1962

ATTEST: Allen Jay Garfinkle  
Allen Jay Garfinkle

American Gas Company  
By Norman C. Ramsey  
President of American Gas Company,  
National Finance Company

Owner of Lots 148 to 196, inc.  
277 to 288 inc.

Wm. C. Ramsey  
President of National Finance Company

Owner of Lot 216

ATTEST: K.H. Mallinson  
K.H. Mallinson

Owner of Lot 197

Eugene H. Schriefer Edward F. Gilmore  
Owner Lot 209

Owner of Lot 211

Alice Schriefer Kathleen M. Gilmore  
Owner Lot 208

Owner of Lots 211-215

Dale M. Bazer Frankley D. Fazzell  
Owner Lot 210

Frances M. Bazer Joseph M. Fazzell  
Owner Lot 210

ATTEST: Innes G. Smith  
Owner Lots 209 to 215, inc.

Fairlane Corporation  
President B.H. Buras

State of Nebraska  
County of Douglas

By B.H. Buras President  
Attest: Esther Lodge Secretary

On this 16 day of February A.D., 1962 before me, a Notary Public in and for the said County, personally came the above named Wm. C. Ramsey President and K.H. Mallinson Asst. Secretary of National Finance Company who are personally known to me as the identical persons whose names are affixed to the above Deed as President and Secretary of said corporation, and they acknowledged said instrument to be their voluntary act and deed and the voluntary act and deed of said corporation.

Witness my hand and official seal the date last aforesaid,  
B.H. Buras Notary Public  
B.H. Buras  
My commission expires January 13th 1966

State of Nebraska ) SS.  
County of Douglas )

On this 16 day of February A.D., 1962 before me, a Notary Public in and for said County, personally came the above named B.H. Buras President and Esther Lodge Secretary of FAIRLANE CORPORATION who are personally known to me as the identical persons whose names are affixed to the above Deed as President and Secretary of said corporation, and they acknowledged said instrument to be their voluntary act and deed and the voluntary act and deed of said corporation.

Witness my hand and official seal the date last aforesaid,  
B.H. Buras Notary Public  
My commission expires Oct 14 1965

Filed for record the \_\_\_\_\_ day of \_\_\_\_\_  
in book \_\_\_\_\_ page \_\_\_\_\_ and recorded

*Burley Lahn*  
By \_\_\_\_\_  
Deputy

State of Nebraska }  
County of Douglas } ss.

On this 16th day of February A.D. 1962 before me, a Notary Public in and for said County, personally came the above named Norman L. Hahn President and Allan Jay Garfinkle Secretary of AMERICAN GAS COMPANY

who are personally known to me to be the identical persons whose names are affixed to the above Deed be President and Secretary of said corporation, and they acknowledged said instrument to be their voluntary act and deed and the voluntary act and deed of said corporation. Witness my hand and official seal the date last aforesaid.

*B. H. Buras*  
Notary Public  
B. H. BURAS

My commission expires January 13, 1966

State of Iowa }  
County of Pottawattamie } ss.

On this 17th day of February, A.D. 1962 before me, Richard Dale Ellersick, a notary public in and for said county, personally came Eugene H. Schriefer and Alice Schriefer

personally to me known to be the identical persons whose name is affixed to the above and foregoing instrument and they acknowledged the said instrument and the execution thereof to be their voluntary act and deed for the purposes therein expressed. Witness my hand and official seal the date last aforesaid.

*Richard Dale Ellersick*  
Notary Public  
Richard Dale Ellersick  
July 4, 1963

My commission expires \_\_\_\_\_

State of Iowa }  
County of Pottawattamie } ss.

On this 17th day of February, A.D. 1962 before me, Richard Dale Ellersick, a notary public in and for said County, personally came Dale M. Bazer Frances M. Bazer

personally to me known to be the identical persons whose name is affixed to the above and foregoing instrument and they acknowledged the said instrument and the execution thereof to be their voluntary act and deed for the purposes therein expressed. Witness my hand and official seal the date last aforesaid.

*Richard Dale Ellersick*  
Notary Public  
Richard Dale Ellersick  
July 11, 1963

My commission expires \_\_\_\_\_

State of Iowa }  
County of Pottawattamie } ss.

On this 17th day of February, A.D. 1962 before me, Richard Dale Ellersick, a notary public in and for said County, personally came Benjamin C. Smith Jr. and Innes J. Smith

personally to me known to be the identical persons whose names are affixed to the above and foregoing instrument and they acknowledged the said instrument and the execution thereof to be their voluntary act and deed for the purposes therein expressed. Witness my hand and official seal the date last aforesaid.

*Richard Dale Ellersick*  
Notary Public  
Richard Dale Ellersick  
July 1, 1963

My commission expires \_\_\_\_\_

Nebraska  
State of Nebr )  
County of Douglas ) ss.

On this 24th day of February A. D., 1962 before me, a Notary Public in and for said County, personally came the above named B. H. Buras, B. H. Buras, President and Esther Lodge, Secretary of Fairlane Land Development Company who are personally known to me to be the identical persons whose names are affixed to the above deed as President and Secretary of said corporation, and the acknowledged said instrument to be their voluntary act and deed and the voluntary act and deed of said corporation.  
Witness my hand and official seal the date last aforesaid.

My commission expires May 24 1965 Wanda Lindley Notary Public

State of Iowa )  
County of Pottawattamie ) ss.

On this 24th day of February, A. D. 1962 before me, Richard Dale Ellersick, a notary public in and for said county, personally came Edward F. Gilmore and Adeline M. Gilmore personally to me known to be the identical persons whose name is/are affixed to the above and foregoing instrument and they acknowledge the said instrument and the execution thereof to be their voluntary act and deed for the purposes therein expressed.  
Witness my hand and official seal the date last aforesaid.

My commission expires July 4 1963 Richard Dale Ellersick Notary Public

State of Iowa )  
County of Pottawattamie ) ss.

On this 24th day of February, A. D. 1962 before me, Richard Dale Ellersick, a notary public in and for said County, personally came Charley D. Ezzell and Dorothy M. Ezzell personally to me known to be the identical persons whose name is/are affixed to the above and foregoing instrument and they acknowledge the said instrument and the execution thereof to be their voluntary act and deed for the purposes therein expressed.  
Witness my hand and official seal the date last aforesaid.

My commission expires July 4 1963 Richard Dale Ellersick Notary Public

State of Iowa )  
County of Pottawattamie ) ss.

On this      day of February, A. D. 1962 before me,      a notary public in and for said County, personally came      personally to me known to be the identical persons whose name is/are affixed to the above and foregoing instrument and they acknowledge the said instrument and the execution thereof to be their voluntary act and deed for the purposes therein expressed.  
Witness my hand and official seal the date last aforesaid.

My commission expires           Notary Public