

AMENDMENT TO PROTECTIVE COVENANTS
AND APPOINTMENT OF DESIGNEE

Comes now Cornhusker Homes Co., and hereby amends Paragraph 8 of the "Amended Protective Covenants" heretofore executed by said Cornhusker Homes Co., and others under date of September 3, 1965, which said "Amended Protective Covenants" were recorded in Book 444 at Page 409 of the Miscellaneous Records in the Office of the Register of Deeds of Douglas County, Nebraska, so that said Paragraph 8 shall read as follows:

8. No fences shall be erected or permitted to remain in front of the minimum set-back line for main residential structures. Fences may be erected to the rear of said set-back line, but the maximum height above ground level of any fencing shall be six feet. No hedges, row of bushes or row of trees (except foundation plantings) shall be planted or permitted to remain in front of said minimum building set-back line unless said plantings have received the prior written approval of the party designated in Paragraph 7 hereof. No outside sign boards or signs of any kind and no outside radio, television, or electronic antenna or aerial shall be erected or placed on any "buildable plot" or upon any structure erected thereon, without the prior written approval of the party designated in Paragraph 7 above. No outside above-ground or uncovered trash or garbage piles, burners, receptacles or incinerators shall be erected, placed or permitted on any of said real estate. All fuel tanks must be buried beneath ground level. Septic tank systems shall have a minimum capacity of 1,000 gallons with a minimum of 300 lineal feet of leech lines or its equivalent. No noxious or offensive activity shall be carried on upon any part of said real estate, nor shall anything be done thereon which may be or become an annoyance or nuisance to other owners or occupants of said real estate. No trailer, basement, basement house, tent, shack, barn or other outbuilding erected on said real estate shall at any time be used as a residence temporarily or permanently, nor shall any structure of a temporary character be used as a residence. No building constructed in another area or addition may be moved on to or permitted to remain on any lot in this subdivision. No animals, livestock or poultry of any kind shall be raised, brought or kept on said real estate, except that dogs, cats and

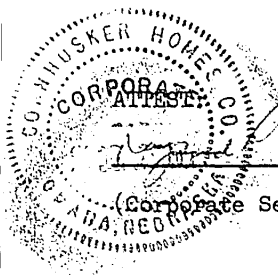
other household pets are permitted, provided they are not kept, bred, or maintained for any commercial purpose, and provided that riding horses or ponies shall be permitted only with a written authorization from Cornhusker Homes Co., or its designee."

Cornhusker Homes Co., hereby designates LLOYD PETTEGREW REALTY, INC., a Nebraska corporation, having its principal place of business in Omaha, Nebraska, as its Designee to act in its place and stead with respect to all of said "Amended Protective Covenants" recorded in Book 444, Page 409 of the Miscellaneous Records in the Office of the Register of Deeds of Douglas County, Nebraska, and amendments thereto, including the foregoing amendment.

Said "Amended Protective Covenants" and this instrument, shall run with the land and shall be binding upon all present and future owners of all or any part of the following described real estate until January 1, 1995: Lot One Hundred (100) to One Hundred Sixty (160) both inclusive in Heavenly Acres Replat, a subdivision in Douglas County, Nebraska.

Executed this 17 day of October, 1969.

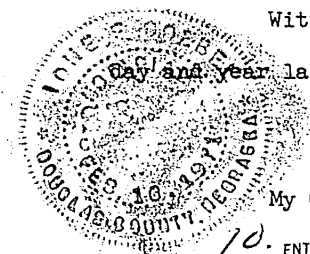
CORNHUSKER HOMES CO.



STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

On the day and year last above written before me the undersigned Notary Public personally came Paul Decker, to me personally known to be the President of Cornhusker Homes Co., and the identical person whose name is affixed to the foregoing instrument and acknowledged the execution thereof to be his voluntary act and deed as such officer and the voluntary act and deed of said corporation and that the corporate seal of said corporation was thereto affixed by its authority.

Witness my hand and notarial seal at Omaha in said county the 17 day and year last above written.



My Commission expires

Jane F. Gunkel
Notary Public

February 17, 1971

ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA,
6 DAY OF November 1969 AT 1:26 P. M. C. HAROLD OSTLER, REGISTER OF DEEDS

20.00