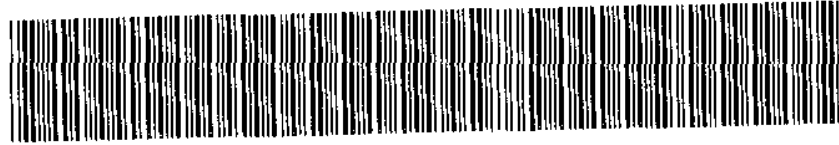




MISC 2006070243



JUN 22 2006 10:26 P 2

Received - DIANE L. BATTIATO  
Register of Deeds, Douglas County, NE  
6/22/2006 10:26:53.70



2006070243

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### AMENDMENT TO DECLARATION

THIS AMENDMENT TO DECLARATION is made the date hereinafter set forth by Gottsch Land Co., a Nebraska corporation, hereinafter referred to as "Declarant".

#### RECITALS

1. On November 13, 1997, a Declaration of Covenants Conditions, Restrictions and Easements for Indian Creek – Estates in Douglas County, Nebraska was recorded for Lots 1 through 47, inclusive, Indian Creek, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska, was recorded by Declarant in the office of the Register of Deeds of Douglas County, Nebraska at Book 1228 Page 664 hereinafter referred to as the "Declaration".

2. The Declaration was subsequently amended by documents filed April 27, 1998 and recorded at Book 1247 Page 31; January 18, 1999 and recorded at Book 1278 Page 482; May 23, 2002 and recorded at Book 1444 Page 742; and August 25, 2003 and recorded as Instrument Number 2003163432 all in the Register of Deeds, Douglas County.

3. The Declaration provides in Article VII Paragraph 2 that the Declarant may amend the Declaration for a period of ten (10) years.

NOW, THEREFORE, the Declarant hereby declares that the Declaration shall be corrected to reflect the replatting as Lots 1 through 8, inclusive, Indian Creek 2<sup>nd</sup> Addition, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska. The following paragraph shall be deleted:

Lots 1 through 47, inclusive, in Indian Creek, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska.

The following paragraph shall be inserted at the point at which the above paragraph was deleted:

Return to:

3 DS2, Inc.  
1063 N. 204th Ave  
Elkhorn, NE 68022  
(402) 763-9475.

1

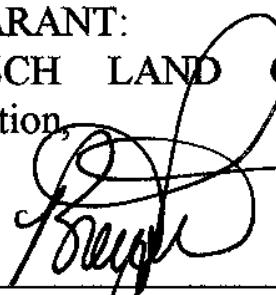
Misc  
FEE 36.00 (FB) OC - 18129 - Indian Creek  
BKP \_\_\_\_\_ C/O \_\_\_\_\_ CGMP 82 - 2nd Add  
52 DEL \_\_\_\_\_ SCAN \_\_\_\_\_ FV \_\_\_\_\_

Lots 1, 3 through 6, inclusive, and 9 through 47, inclusive, all in Indian Creek, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska; and

Lots 1 through 8, inclusive, Indian Creek 2<sup>nd</sup> Addition, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska being a replatting of Lots 2, 7 and 8, Indian Creek, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska and part of the Northeast Quarter of Section 6, Township 15 N, Range 11 East of the 6<sup>th</sup> P.M.

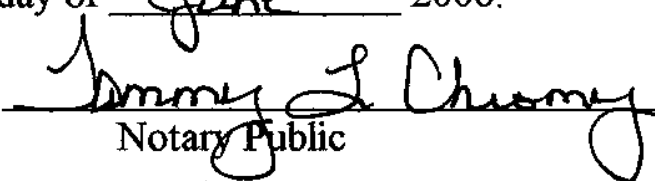
All other terms of said Declaration shall remain in full force and effect.

IN WITNESS WHEREOF, the Declarant has caused these present to be executed this 15 day of June, 2006.

DECLARANT:  
GOTTSCH LAND CO., a Nebraska corporation,  
  
\_\_\_\_\_  
Brett Gottsch, President

STATE OF NEBRASKA    )  
                                  )ss.  
COUNTY OF DOUGLAS    )

The foregoing instrument was acknowledged before me this 15 day of June 2006, by Brett Gottsch, President of Gottsch Land Co., a Nebraska corporation, known to me to be the identical person who executed the above instrument and acknowledged the same to be his voluntary act and deed and the voluntary act and deed of said corporation.

Witness my hand and Notarial Seal this 15 day of June 2006.  
  
\_\_\_\_\_  
Notary Public

