

COUNTER CM C.E. CM
VERIFY CM D.E. P
PROOF _____
FEES \$ 40.00
CHECK# 1025
CHG _____ CASH _____
REFUND _____ CREDIT _____
SHORT _____ NO. _____

FILED SARPY COUNTY NEBRASKA
INSTRUMENT NUMBER

2011-24891

10/11/2011 2:02:49 PM

Floyd J. Dowling

REGISTER OF DEEDS



(Space Above This Line for Recording Data)

Prepared by and Return to: ANDREW M. COLLINS, ERICKSON & SEDERSTROM, P.C., 10330 Regency Parkway Dr., Suite 100, Omaha, NE 68114

**CONSENT TO, APPROVAL AND ADOPTION OF DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS FOR
MILLARD PARK SOUTH II**

This Consent to, Approval and Adoption of Declaration of Covenants, Conditions and Restrictions (herein "Consent") is made on the date hereinafter set forth by the undersigned, owners of the lots hereinafter described (collectively referred to herein as "Owner").

WITNESSETH:

WHEREAS, Owner is the owner of the following described lots (the "Lots"):

Sublots 1, 2, 3, 5, 6, 7, 8, 9 and 10 of Lot 345 in Millard Park South 2, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska.

WHEREAS, Owner desires that the Lots become subject to that certain Declaration of Covenants, Conditions and Restrictions recorded on March 11, 2004 as Instrument No. 2004-08377 in the Register of Deeds Office of Sarpy County, Nebraska as amended by that certain Amendment No. 1 to Declaration of Covenants, Conditions and Restrictions for Millard Park South 2 recorded on July 8, 2011 as Instrument No. 2011-16799 in the Register of Deeds Office of Sarpy County, Nebraska (the "Declaration").

WHEREAS, Capital Investors, LLC, as Declarant under the Declaration (the "Declarant"), has consented to and approved inclusion of the Lots under the Declaration.

WHEREAS, Millard Park South II Townhomes Association, Inc. (the "Association") has consented to and approved inclusion of the Lots under the Declaration.

NOW, THEREFORE, it is hereby agreed and stipulated as follows:

1. Owner hereby consents to, approves, and adopts the Declaration, and hereby declares that the Lots shall be held, sold and conveyed subject to all the easements, restrictions,

*ATR Property Source P.C.
9411 100th St 6239 S 9012
Omaha, NE 68127*

B

(Space Above This Line for Recording Data)

Prepared by and Return to: ANDREW M. COLLINS, ERICKSON & SEDERSTROM, P.C., 10330 Regency Parkway Dr., Suite 100, Omaha, NE 68114

**CONSENT TO, APPROVAL AND ADOPTION OF DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS FOR
MILLARD PARK SOUTH II**

This Consent to, Approval and Adoption of Declaration of Covenants, Conditions and Restrictions (herein "Consent") is made on the date hereinafter set forth by the undersigned, owners of the lots hereinafter described (collectively referred to herein as "Owner").

WITNESSETH:

WHEREAS, Owner is the owner of the following described lots (the "Lots"):

Sublots 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 of Lot 345 in Millard Park South 2, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska.

WHEREAS, Owner desires that the Lots become subject to that certain Declaration of Covenants, Conditions and Restrictions recorded on March 11, 2004 as Instrument No. 2004-08377 in the Register of Deeds Office of Sarpy County, Nebraska as amended by that certain Amendment No. 1 to Declaration of Covenants, Conditions and Restrictions for Millard Park South 2 recorded on July 8, 2011 as Instrument No. 2011-16799 in the Register of Deeds Office of Sarpy County, Nebraska (the "Declaration").

WHEREAS, Capital Investors, LLC, as Declarant under the Declaration (the "Declarant"), has consented to and approved inclusion of the Lots under the Declaration.

WHEREAS, Millard Park South II Townhomes Association, Inc. (the "Association") has consented to and approved inclusion of the Lots under the Declaration.

NOW, THEREFORE, it is hereby agreed and stipulated as follows:

1. Owner hereby consents to, approves, and adopts the Declaration, and hereby declares that the Lots shall be held, sold and conveyed subject to all the easements, restrictions, covenants and conditions contained in the Declaration, all of which are for the purpose of

C

enhancing and protecting the value and desirability of the Lots and the enjoyment of the residents and owners thereof, and which Declaration and the easements, restrictions, covenants and conditions contained in the Declaration shall run perpetually with the Lots and be binding on the Owner and all parties having any right, title or interest in the Lots or any part thereof, their respective heirs, personal representatives, successors and assigns, and shall inure to the benefit of the Owner and all parties having any right, title or interest in the Lots or any part thereof, their respective heirs, personal representatives, successors and assigns.

2. The Association and the Declarant hereby consent to and approve inclusion of the Lots under the Declaration and the Lots being brought within the jurisdiction of the Association in accordance with the provisions of the Declaration.

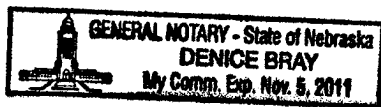
IN WITNESS WHEREOF, the undersigned have executed this Consent this 21 day of August, 2011.

MILLARD PARK SOUTH II TOWNHOMES ASSOCIATION, INC.

By: Lyle R Person
Lyle A. Person, President

STATE OF NEBRASKA)
) SS.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 21 day of August, 2011, by Lyle A. Person, President of MILLARD PARK SOUTH II TOWNHOMES ASSOCIATION, INC., a Nebraska nonprofit corporation, on behalf of the corporation.



[Signature]
Notary Public
My Commission Expires: 11/5/11

D

CAPITAL INVESTORS, LLC

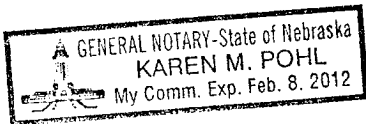
By: *Daniel Brabec*, VP
Daniel Brabec, Vice President

Lots: Sublots 5, 6, 7, 8, 9, 10 of Lot 345 in Millard Park South 2, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 4th day of October, 2011, by Daniel Brabec, Vice President of CAPITAL INVESTORS, LLC, a Nebraska limited liability company, on behalf of the company.

Karen M. Pohl
Notary Public
My Commission Expires: 02/08/2012



Sara Cogar
Sara Cogar

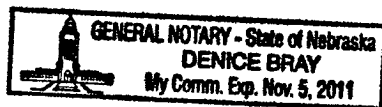
Claude H. Cogar
Claude H. Cogar

Lot: Sublot 1 of Lot 345 in Millard Park South 2, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 21 day of August, 2011, by Claude H. Cogar and Sara L. Cogar, husband and wife.

Denice Bray
Notary Public
My Commission Expires: 11/5/11



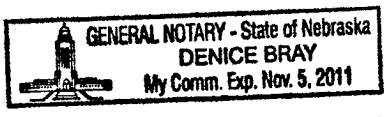
Ashlee Fedor
Ashlee Fedor

Scott E. Fedor
Scott E. Fedor

Lot: Sublot 2 of Lot 345 in Millard Park South 2, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 21 day of August, 2011, by Scott E. Fedor and Ashlee Fedor, husband and wife.



Denice Bray
Notary Public
My Commission Expires: 11/5/11

Sharon J. Wilson
Sharon J. Wilson

Terry L. Wilson
Terry L. Wilson

Lot: Sublot 3 of Lot 345 in Millard Park South 2, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 21 day of August, 2011, by Terry L. Wilson and Sharon J. Wilson, husband and wife.

Denice Bray
Notary Public
My Commission Expires: 11/5/11

2011-24891

F

Linda L. Renner
Linda L. Renner

Lot: Sublot 4 of Lot 345 in Millard Park South 2, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska

STATE OF NEBRASKA)
) SS.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 31 day of August, 2011, by Linda L. Renner and _____, individual.

Denice Bray

Notary Public
My Commission Expires: 11/5/11

