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FIRST AMENDMENT TO  
 DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS  
 AND EASEMENTS FOR MISSION PARK 2ND ADDITION  
 A SUBDIVISION IN DOUGLAS COUNTY, NEBRASKA

This Amendment to Declaration is made the 10th day of October, 2007, by TORCO DEVELOPMENT, INC., a Nebraska corporation, hereinafter referred to as the "Declarant."

PRELIMINARY STATEMENT

By Declaration of Covenants, Conditions, Restrictions and Easements for Mission Park 2<sup>nd</sup> Addition, dated November 16, 2000, and recorded at Book 1359, Page 059-069 of the records of Douglas County, Nebraska (herein the "Declaration"), the Declarant imposed covenants, conditions and restrictions on Lots 152 through 295, inclusive, in Mission Park 2<sup>nd</sup> Addition, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska.

Article VI, Paragraph B of the Declaration provides as follows:

B. The covenants and restrictions of this Declaration shall run with and bind the land for a term of twenty-five (25) years from the date this Declaration is recorded. This Declaration may be amended by the Declarant, or any person, firm, corporation, partnership, or entity designated in writing by the Declarant, in any manner it shall determine in its full and absolute discretion for a period of eight (8) years from the date hereof. Thereafter this Declaration may be amended by an instrument signed by the owners of not less than seventy-five percent (75%) of the lots in the Properties.

Declarant desires to amend the Declaration.

WHEREFORE, the Declarant hereby amends the Declaration as follows:

- Paragraph I. of Article II is deleted in its entirety and the following is hereby substituted:

No primary flat or mansard roof shall be permitted on any residential structure. All residential structures shall be roofed with wood cedar shakes, wood shingles or Heritage 30 style asphalt shingles, weathered wood in color only or similar

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asphalt shingles with the express written approval of Declarant. Hardboard, bonded wood, pressed wood, imitation wooden shakes, or the like may be permitted with the express written approval of Declarant.

Except as amended herein, the Declaration shall remain in full force and effect as previously recorded.

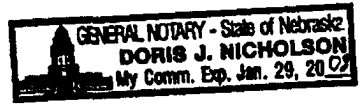
IN WITNESS WHEREOF, the Declarant has caused this Amendment to Declaration to be executed on the date and year first written above.

TORCO DEVELOPMENT, INC., a Nebraska corporation

By *Gerald L. Torczon*  
Gerald L. Torczon, President

STATE OF NEBRASKA     )  
  ) ss.  
COUNTY OF DOUGLAS    )

On this 10 day of October, 2007, before me, a Notary Public, personally came GERALD L. TORCZON, President of Torco Development, Inc., a Nebraska corporation, to me personally known to be the identical person whose name is affixed to the above and foregoing instrument, and he acknowledged the same to be his voluntary act and deed and the voluntary act and deed of said corporation.



*Doris J. Nicholson*  
Notary Public