

AMENDMENT AND MODIFICATION OF PROTECTIVE COVENANTS

DANIEL G. GARY and CORNELIA S. GARY, Husband and Wife, ET AL
TO WHOM IT MAY CONCERN:

We, the undersigned, being the sole and only owners and persons with interests in and to the lots platted as a portion of SOUTHWEST VILLAGE, a subdivision in Douglas County, Nebraska, according to the plat of said subdivision recorded on the 27th day of September, 1957, in Book 1025 at Page 512 of the Deed Records of said county, do hereby amend and modify the DECLARATION OF PROTECTIVE COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS pertaining thereto and recorded on October 18, 1957, in Book 325 at Page 343 of the Miscellaneous Records of said county, in the following particulars, to wit:

Paragraphs Nos. 3 and 4 of said protective covenants are hereby cancelled, stricken and deleted therefrom and there is hereby substituted in lieu thereof, the following Paragraphs 3 and 4, to wit:

3. In connection with lots designated as Group 1, all dwellings constructed on lots or parcels therein shall have a two-car attached garage of not less than twenty feet in width, or with the permission of Daniel Cary Company first being obtained in writing, a two-car built-in or basement garage of said width. One story houses therein shall have a first floor area of not less than 1,250 feet. Split level houses therein shall have a lower level area of

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DANIEL G. CARY and CORNELIA S. CARY, Husband and Wife, ET AL
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not less than 700 square feet and a next succeeding upper level area of not less than 675 square feet. In split level houses, a built-in garage of not less than the above width shall be permissible under an upper level area. All other houses therein shall have a first floor area of not less than 900 square feet.

The above minimum floor areas shall be computed exclusive of garage, open porches, breezeways and basement.

4. In connection with lots designated as Group 2, one story houses therein shall have a first floor area of not less than 1,050 square feet. Split level houses therein shall have a lower level area of not less than 625 square feet and a next succeeding upper level area of not less than 625 square feet. All other houses therein shall have a first floor area of not less than 800 square feet.

The above minimum floor areas shall be computed exclusive of garage, open porches, breezeways and basement.

EXCEPT as herein amended and modified, the provisions of said DECLARATION OF PROTECTIVE COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS, recorded on October 18, 1957, in Book 325 at Page 343, as aforesaid, shall remain the same.

IN WITNESS WHEREOF, we have

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DANIEL G. CARY and CORNELIA S. CARY, Husband and Wife, ET AL
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hereunto set our hands this 20th day of March, 1958,

Daniel G. Cary & Cornelia S. Cary Husband & Wife,
Daniel G. Cary Cornelia S. Cary

(as to all lots in said subdivision
not heretofore deeded to someone else)

Richard W. Tighe & Mary-Catherine Tighe Husband & Wife,
Richard W. Tighe Mary-Catherine Tighe

(as to Lot 11, Block 2 in said subdivision)

Donald M. Morrison & Barbara L. Morrison Husband & Wife,
Donald M. Morrison Barbara L. Morrison

Roderick F. Morrison & Evelyn T. Morrison Husband & Wife,
Roderick F. Morrison Evelyn T. Morrison

(as to Lots 14 and 15, Block 2 in said
subdivision)

Charles J. Tice & Margaret D. Tice Husband & Wife,
Charles J. Tice Margaret D. Tice

(Land Contract Purchasers of Lot 12,
Block 2 in said subdivision)

Russell L. Hannibal & Jack W. Marshe
Russell L. Hannibal Jack W. Marshe

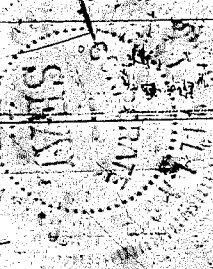
(Proposed Purchasers of Lot 13, Block 2
in said subdivision.)

Anthony P. Panebianco & Josephine Ann Panebianco Husband & Wife,
Anthony P. Panebianco Josephine Ann Panebianco

(Proposed Purchasers of Lot 2, Block 3
in said subdivision.)

Daniel G. Cary Pres. Erma Christian Secretary

(as to Lots 1, 2, 3, 4, 5, 6, 7, 8, 9,
10, and 11, Block 2 in said subdivision)



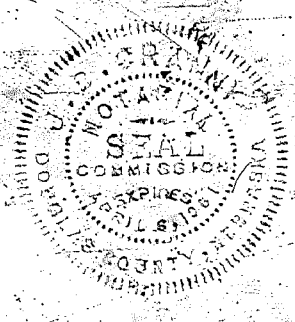
STATE OF NEBRASKA)

DOUGLAS COUNTY)

On this 20th day of March, 1958, before me,
 a Notary Public in and for said County, personally came
 Daniel G. Cary and Cornelia S. Cary, husband and wife,
 Richard W. Tighe and Mary Catherine Tighe, husband and
 wife, Donald H. Morrison and Barbara L. Morrison, husband
 and wife, Roderick P. Morrison and Evelyn T. Morrison,
 husband and wife, Charles J. Tibb and Margaret E. Tibb,
 husband and wife, Russell L. Hannibal, President, and
 Jack W. Marshall, Secretary, of Marshall-Hospital Co.,
 Anthony P. Panabianco and Josephine Ann Panabianco,
 husband and wife, and Daniel G. Cary, President, and
 Brina Christians, Secretary, of Southwest Village, Inc.,
 who are personally known to me to be the identical
 persons whose names are affixed to the above instrument
 and they acknowledged said instrument to be their
 voluntary act and deed, and the voluntary act and deed
 of said corporations and the officers of said corporations.
 WITNESS my hand and Notarial seal the date last
 aforesaid.

J. Maury
 Notary Public

My Commission expires the 6th
 of April, 1961



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 ENTERED IN NUMERICAL INDEX AND RECORDED IN THE REGISTER OF DEEDS OFFICE IN DOUGLAS COUNTY, NEBRASKA
 DATE March 58 AT 4:18 P
 THOMAS J. O'CONNOR, REGISTER OF DEEDS