FILED SARPY CO. NE.
INSTRUMENT NUMBER
99-009449

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REGISTER OF DEEDS

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AMENDMENT OF DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS OF TARA HIGHLANDS, A SUBDIVISION IN SARPY COUNTY, NEBRASKA

This Amendment is made to the Declaration of Covenants, Conditions, Restrictions and Easements (the "Declaration") of Tara Highlands, a Subdivision in Sarpy County, Nebraska, dated November 22, 1994, and recorded with the Sarpy County Register of Deeds on November 22, 1994, as Instrument No. 94-24808, by Tara Highlands, Inc., a Nebraska corporation (the "Declarant").

## **Preliminary Statement**

The Declaration was made by the Declarant in connection with the development of real property in Sarpy County, Nebraska, legally described as follows:

Lots 1 through 52, inclusive, in Tara Highlands, a Subdivision, as surveyed, platted and recorded in Papillion, Sarpy County, Nebraska.

Such lots are referred to collectively as the "Lots" and individually as each "Lot."

Declarant has considered amendment of the Declaration for the purposes of permitting wood fences on Lots 37 through 42, inclusive, in Tara Highlands. Article V, Section 2 of the Declaration allows the Declarant to amend the Declaration in any manner in which it may determine in its full and absolute discretion for a period of five (5) years from the date of the Declaration. Declarant has investigated the effect which the proposed amendment to the Declaration would have on the Lots and has concluded that the amendments would further the preservation of Tara Highlands, would further the maintenance of the character and residential integrity of Tara Highlands, and would further the benefits and protection afforded to the Lots by the Declaration.

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NOW, THEREFORE, pursuant to the authority granted to the Declaration in Article V, Section 2 of the Declaration, Declarant hereby amends and supplements the Declaration as follows:

1. Article I, Section 11 of the Declaration shall be amended by addition of language as follows:

As a limited exception to the foregoing restriction in this Article I, Section 11, wood fences at least four feet (4') in height approved by Declarant shall be permitted in the rear yards of Lots 37 through 42, inclusive.

2. In each and every respect, the Declaration shall remain in full force and effect according to its terms.

IN WITNESS WHEREOF, the Declarant has executed this Amendment as of the 30 day of March, 1999.

TARA HIGHLANDS, INC., a Nebraska Corporation

Floyd D. East, President

STATE OF NEBRASKA )
) ss.
COUNTY OF DOUGLAS )

The foregoing instrument was acknowledged before me this 30 day of March, 1999, by Floyd D. East, President of Tara Highlands, Inc., a Nebraska corporation, on behalf of the corporation.

GENERAL NOTARY-State of Nebrasta

JAMES D. BUSER

My Comm. Exp. June 24

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