



1117 519 MISC



05129 94 519-529

*Turtlecreek  
c/o Rod Halstead  
6719 S. 93rd St  
Omaha NE 68127*

AMENDMENT  
OF DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS  
FOR TURTLE CREEK  
LOTS 110 THROUGH 233, INCLUSIVE

This Amendment, effective on the date hereinafter set forth by at least ninety percent (90%) of the owners of Lots 110 through 233, inclusive, in Turtle Creek (the "Owners").

WITNESSETH:

WHEREAS, the undersigned Owners of the following described real property:

the Lots 110 through 233, inclusive, in Turtle Creek a Subdivision, as surveyed, platted and recorded in Douglas County, Nebraska,

(collectively referred to as "the Lots" and individually as "Lot") desire to amend the Declaration of Covenants, Conditions and Restrictions for Turtle Creek Lots 110 through 233, inclusive, as recorded in the office of the Douglas County Register of Deeds in the Miscellaneous Records at Book 617 Pages 266-271 ("Restrictive Covenants") in accordance with the provisions of the Restrictive Covenants.

NOW, THEREFORE, the Owners hereby amend the Restrictive Covenants as set forth below and declare that each and all of the Lots described above shall be held, sold, and conveyed subject to this Amendment which is for the purpose of enhancing and protecting the value, desirability and attractiveness of said Lots. This amendment shall run with said real property, and shall be binding upon all parties having or acquiring any right, title or interest in the above described Lots, or any part thereof, and they shall inure to the benefit of each owner thereof.

AMENDMENT

Paragraph A-16 of the current Restrictive Covenants ("Old Restrictive Covenants") is hereby deleted from the Restrictive Covenants.

The following paragraph shall hereafter be Paragraph A-16 of the new Restrictive Covenants ("Amended Restrictive Covenants"):

No building, outbuilding, fence, wall, driveway, patio, patio enclosure, rock garden, swimming pool, doghouse, tree house, flag pole, fence, antenna, satellite receiving stations or "disc", solar heating or cooling device, toolshed, windmill or other external improvement above or below the surface of the ground ("Improvement") shall be erected, placed, altered, or permitted to remain on any building plot, nor shall any grading, excavation, or tree removal be commenced, until the construction plans and specifications, a site grading plan and a plot plan showing the location of the structure or improvement and a landscaping plan have been approved in writing by The Turtle Creek Homeowner's Association Covenant's Committee (the "Committee") or its successor, as follows:

A. An owner desiring to erect an Improvement shall deliver two sets of construction plans, landscaping plans and plot plans to the committee (collectively referred to as "plans"). Such plans shall include a description type, quality, color and use of materials proposed for the exterior of such Improvement. Concurrent with submission of the plans, Owner shall notify the Committee of the Owner's mailing address.

B. The Committee shall review such plans in relation to the type and exterior of improvements constructed, or approved for construction, on neighboring Lots, and in the surrounding area and any general scheme or plan within Turtle Creek. In this regard, the Owners intend that the Lots shall constitute a residential community with homes made of high quality materials. The decision to approve or refuse approval of a proposed Improvement shall be exercised by the Committee to promote development of the Lots and to protect the values, character and residential quality of all Lots. If the Committee determines that the proposed Improvement will not protect and enhance the integrity and character of all Lots and neighboring Lots as a quality residential community, the Committee may refuse approval of the proposed Improvement.

C. Written Notice of any refusal to approve a proposed Improvement shall be mailed to the owner at the address specified by the owner upon submission of the plans. Such notice shall be mailed, if at all, within thirty (30) days after the date of submission of the plans. If notice of refusal is not mailed within such period, the proposed Improvement shall be deemed approved by the Committee.

D. No Lot owner, or combination of Lot owners, or other person or persons shall have any right to any action by the Committee, or to control, direct, or influence the acts of the Committee with respect to any proposed Improvement. No responsibility, liability or obligation shall be assumed by or imposed upon the Committee by virtue of the authority granted to the Committee in this Section, or as a result of any act or failure to act by the Committee with respect to any proposed Improvement.

In all other respects the Amended Restrictive Covenants shall remain the same as the Old Restrictive Covenants.

This Amendment shall be effective upon execution by the Owners and when filed with the Douglas County Register of Deeds. This Amendment shall be executed in one or more counterparts which need not be signed by each Owner so long as each Owner signs a counterpart, whereupon all counterparts together shall be deemed to constitute one in the same instrument and this Amendment shall become binding and enforceable.

IN WITNESS WHEREOF, the Owners have caused this Amendment to Paragraph A-16 to be executed.

Owner, Lot # 110

Alice I. Nelson  
Lester & Alice Nelson  
9156 Z Street  
Omaha, NE 68127

Owner, Lot # 111

Edward Stillmock  
Mr. & Mrs. Edward Stillmock  
9122 Z Circle  
Omaha, NE 68127

Owner, Lot # 112

Colleen Weber  
Colleen Weber  
9114 Z Circle  
Omaha, NE 68127

Owner, Lot # 113

Connie Warren  
Connie Warren  
9108 Z Circle  
Omaha, NE 68127

Owner, Lot # 114

Dennis & Mary Sullivan  
Dennis & Mary Sullivan  
9104 Z Circle  
Omaha, NE 68127

Owner, Lot # 115

Mary Sestak  
Mary Sestak  
9105 Z Circle  
Omaha, NE 68127

Owner, Lot # 116

Gregory Magrum  
Mr. & Mrs. Gregory Magrum  
9111 Z Circle  
Omaha, NE 68127

Owner, Lot # 117

Linda J. Rehberg  
Mr. & Mrs. John Rehberg  
9117 Z Circle  
Omaha, NE 68127

Owner, Lot # 118

Judy Stratbucker  
Werner & Judy Stratbucker  
9123 Z Circle  
Omaha, NE 68127

Owner, Lot # 119

David W Molek  
David & Debra Molek  
9136 Washington Street  
Omaha, NE 68127

Owner, Lot # 120

Robert & Julie Strother  
Robert & Julie Strother  
9130 Washington Street  
Omaha, NE 68127

Owner, Lot # 121

Leo & Stephanie McFarland  
Leo & Stephanie McFarland  
9120 Washington Street  
Omaha, NE 68127

Owner, Lot # 122

Marvin & Charlene Sanders  
Marvin & Charlene Sanders  
9112 Washington Street  
Omaha, NE 68127

Owner, Lot # 123

Christopher Wong  
Mr. & Mrs. Christopher Wong  
9106 Washington Street  
Omaha, NE 68127

IN WITNESS WHEREOF, the Owners have caused this Amendment to Paragraph A-16 to be executed.

Owner, Lot # 124

Trudy Abboud  
Samuel & Trudy Abboud  
9030 Washington Street  
Omaha, NE 68127

Owner, Lot # 125

Kenneth Cozart  
Mr. & Mrs. Kenneth Cozart  
9024 Washington Street  
Omaha, NE 68127

Owner, Lot # 126

Leo Young Chairman  
Sanitary Improv. Dist.  
10730 Pacific Street  
Omaha, NE 68114

Owner, Lot # 127

Mariene Konopak  
John & Mariene Konopak  
6106 S. 91st Avenue  
Omaha, NE 68127

Owner, Lot # 128

Donald Kehrli  
Donald & Nancy Kehrli  
6112 S. 91st Avenue  
Omaha, NE 68127

Owner, Lot # 129

Leslie & Marilyn Baller  
Leslie & Marilyn Baller  
6118 S. 91st Avenue  
Omaha, NE 68127

Owner, Lot # 130

James & Dorothy Riha  
James & Dorothy Riha  
6206 S. 91st Avenue  
Omaha, NE 68127

Owner, Lot # 131

Gainard & Connie Mattke  
Gainard & Connie Mattke  
6212 S. 91st Avenue  
Omaha, NE 68127

Owner, Lot # 132

William & Bonnie Dusek  
William & Bonnie Dusek  
6218 S. 91st Avenue  
Omaha, NE 68127

Owner, Lot # 133

Myron & Carol Petriw  
Myron & Carol Petriw  
6224 S. 91st Avenue  
Omaha, NE 68127

Owner, Lot # 134

Frank & Lee Pankowski  
Frank & Lee Pankowski  
6230 S. 91st Avenue  
Omaha, NE 68127

Owner, Lot # 135

Gerald & Kathy Magee  
Gerald & Kathy Magee  
6236 S. 91st Avenue  
Omaha, NE 68127

Owner, Lot # 136

Orval & Jacqui Alber  
Orval & Jacqui Alber  
6235 S. 91st Avenue  
Omaha, NE 68127

Owner, Lot # 137

John & Mary Thompson  
Mr. & Mrs. John Thompson  
6229 S. 91st Avenue  
Omaha, NE 68127

IN WITNESS WHEREOF, the Owners have caused this Amendment to Paragraph A-16 to be executed.

Owner, Lot # 138

Raymond A. Hicklin  
Raymond & Deanna Hicklin  
6223 S. 91st Avenue  
Omaha, NE 68127

Owner, Lot # 145

Landra L. Altman  
Mr. & Mrs. John Altman  
9102 Adams Street  
Omaha, NE 68127

Owner, Lot # 139

Barb Jablonski  
Richard & Barb Jablonski  
6217 S. 91st Avenue  
Omaha, NE 68127

Owner, Lot # 146

Ted & Kim Gunhus  
9106 Adams Street  
Omaha, NE 68127

Owner, Lot # 140

Mr. & Mrs. Robert Whelan  
9137 Washington Street  
Omaha, NE 68127

Owner, Lot # 147

Jeanne Larson  
James & Jeanne Larson  
9110 Adams Street  
Omaha, NE 68127

Owner, Lot # 141

Merlin Newman  
Mr. & Mrs. Merlin Newman  
9131 Washington Street  
Omaha, NE 68127

Owner, Lot # 148

Jerry Catron  
Jerry & Cathy Catron  
9114 Adams Street  
Omaha, NE 68127

Owner, Lot # 142

Deanne Amenta  
Sam & Deanne Amenta  
9125 Washington Street  
Omaha, NE 68127

Owner, Lot # 149

Debra Adams Lingen  
~~MR. & MRS. DANIEL KIRK~~  
9118 Adams Street MR. & MRS. DANIEL J. LINGEN  
Omaha, NE 68127

Owner, Lot # 143

Sharon Shearer  
~~Sharon Shearer~~ ROBERT & BETTY OLDEROG  
9121 Washington Street  
Omaha, NE 68127

Owner, Lot # 150

Dennis & Judy Madigan  
Dennis & Judy Madigan  
9122 Adams Street  
Omaha, NE 68127

Owner, Lot # 144

Susan Evans  
Donald & Sue Evans  
9115 Washington Street  
Omaha, NE 68127

Owner, Lot # 151

Wayne F. Ellison  
~~Mr. & Mrs. Kirk Jorgensen~~  
9126 Adams Street Wayne F Ellison  
Omaha, NE 68127

one  
week

4.11 N.3 K

IN WITNESS WHEREOF, the Owners have caused this Amendment to Paragraph A-16 to be executed.

Owner, Lot # 152

Michael Schilmoeller  
Michael & Diane Schilmoeller  
9130 Adams Street  
Omaha, NE 68127

Owner, Lot # 153

David J. Longo  
Birchwood Homes Inc. 592-3277  
11126 O Street  
Omaha, NE 68137

Owner, Lot # 154

Kenneth & Jean Bermel  
Kenneth & Jean Bermel  
9005 Washington Street  
Omaha, NE 68127

Owner, Lot # 155

Timothy & Janice Holmes  
Timothy & Janice Holmes  
9011 Washington Street  
Omaha, NE 68127

Owner, Lot # 156

James & Joyce Sederburg  
James & Joyce Sederburg  
9103 Adams Street  
Omaha, NE 68127

Owner, Lot # 157

Patricia Guild  
Patricia Guild  
9105 Adams Street  
Omaha, NE 68127

Owner, Lot # 158

X Mr. & Mrs. Richard Burmood  
7110 S. 86th St., Apt. 331  
Omaha, NE 68128  
9107 Adams St.

Owner, Lot # 159

Patricia Vandegrift  
Patricia Vandegrift  
9109 Adams Street  
Omaha, NE 68127

Owner, Lot # 160

Cheri Rickert  
David & Cheri Rickert  
David & Cheri Rickert  
9111 Adams Street  
Omaha, NE 68127

Owner, Lot # 161

Barbara Sestek  
Mr. & Mrs. Robert Sestek  
~~6722 S. 73rd Terrace Circle~~  
Omaha, NE 68127 9117 Adams St.

Owner, Lot # 162

Richard & Barb Essi  
Richard & Barb Essi  
9115 Adams Street  
Omaha, NE 68127

Owner, Lot # 163

Gregory & Cheryl Dively  
Gregory & Cheryl Dively  
9117 Adams Street  
Omaha, NE 68127

Owner, Lot # 164

Rex & Jennifer Haywood  
Rex & Jennifer Haywood  
9121 Adams Street  
Omaha, NE 68127

Owner, Lot # 165

William & LaWray Kinsella  
William & LaWray Kinsella  
9125 Adams Street  
Omaha, NE 68127

4.13 N. 1 A

IN WITNESS WHEREOF, the Owners have caused this Amendment to Paragraph A-16 to be executed.

Owner, Lot # 166

Joseph B. Egger Jr.  
Mr. & Mrs. Joseph Egger  
6129 Adams Street  
Omaha, NE 68127

Owner, Lot # 173 & 174

Leo F. Chamberlain  
Sanitary Impr. Dist. # 295  
10730 Pacific Street  
Omaha, NE 68114

Owner, Lot # 167

James & Debbie Podwinski  
James & Debbie Podwinski  
9133 Adams Street  
Omaha, NE 68127

Owner, Lot # 175

Diane Sloan  
Diane Sloan  
6422 S. 91st Avenue Circle  
Omaha, NE 68127

Owner, Lot # 168

Gary & Mary Running  
Gary & Mary Running  
9137 Adams Street  
Omaha, NE 68127

Owner, Lot # 176

Gary & Mrs. Gary Todd  
Mr. & Mrs. Gary Todd  
6418 S. 91st Avenue Circle  
Omaha, NE 68127

Owner, Lot # 169

Herbert & Jean Schober  
Herbert & Jean Schober  
9141 Adams Street  
Omaha, NE 68127

Owner, Lot # 177

Judy A. Ribick  
Charles & Judy Ribick  
6412 S. 91st Avenue Circle  
Omaha, NE 68127

Owner, Lot # 170

Mr. & Mrs. Ronald Hamilton  
Mr. & Mrs. Ronald Hamilton  
9145 Adams Street  
Omaha, NE 68127

Owner, Lot # 178

Henry & Jan Annis  
Henry & Jan Annis  
9155 Adams Street  
Omaha, NE 68127

Owner, Lot # 171

Shirley Sindelar  
Shirley Sindelar  
6411 S. 91st Avenue Circle  
Omaha, NE 68127

Owner, Lot # 179

Brenda Murray  
B. Andrew & Brenda Murray  
6405 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 172

Kami Kruger  
Terrence & Kami Kruger  
6417 S. 91st Avenue Circle  
Omaha, NE 68127

Owner, Lot # 180

Dana Bradfield  
Mr. & Mrs. Dana Bradfield  
6411 S. 92nd Street  
Omaha, NE 68127

NOT  
home

4.12 N. 2 A



IN WITNESS WHEREOF, the Owners have caused this Amendment to Paragraph A-16 to be executed.

Owner, Lot # 181

Max & Vickie Connealy  
Max & Vickie Connealy  
6417 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 182

Ernest & Lee Nelson  
Ernest & Lee Nelson  
6423 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 183

Timothy & Pat Connealy  
Timothy & Pat Connealy  
6429 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 184

Richard & Rosemary Lauritsen  
Richard & Rosemary Lauritsen  
6435 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 185

Michael & Carla  
~~Frank & Tom Romsu~~ Michael & Carla  
6505 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 186

Mr. & Mrs. John Ilcisin  
Mr. & Mrs. John Ilcisin  
6511 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 187

Edward & Donna Melichar  
Edward & Donna Melichar  
6517 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 188

John & Linda Wilhelm  
John & Linda Wilhelm  
6521 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 189

Larry & Janet Doll  
Larry & Janet Doll  
6527 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 190

Ken & Janet Zimmerman  
Ken & Janet Zimmerman  
6603 S. 92nd Circle  
Omaha, NE 68127

Owner, Lot # 191

Mr. & Mrs. Bradley Blome  
Mr. & Mrs. Bradley Blome  
6609 S. 92nd Circle  
Omaha, NE 68127

Owner, Lot # 192

Mr. & Mrs. Ik Shin  
Mr. & Mrs. Ik Shin  
6615 S. 92nd Circle  
Omaha, NE 68127

Owner, Lot # 193

Ronald & Betty March  
Ronald & Betty March  
6619 S. 92nd Circle  
Omaha, NE 68127

Owner, Lot # 194

Mark & Rhonda Kleine  
Mark & Rhonda Kleine  
6623 S. 92nd Circle  
Omaha, NE 68127

4.14 M. A.

IN WITNESS WHEREOF, the Owners have caused this Amendment to Paragraph A-16 to be executed.

No

Owner, Lot # 195

~~He~~  
Rueben & Nancy Rosales  
6626 S. 92nd Circle  
Omaha, NE 68127

Owner, Lot # 196

~~He~~  
Connie Brown  
Mr. & Mrs Robert Brown  
6622 S. 92nd Circle  
Omaha, NE 68127

Owner, Lot # 197

~~He~~  
John Torczon  
John & Jackie Torczon  
6618 S. 92nd Circle  
Omaha, NE 68127

Owner, Lot # 198

~~He~~  
John Miranda  
John & Vickie Miranda  
9205 Monroe Street  
Omaha, NE 68127

Owner, Lot # 199

~~He~~  
Mark Bruhn  
Mr. & Mrs. T. Mark Bruhn  
6522 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 200

Dennis Kral  
Dennis & Jean Kral  
6516 S. 92nd Street  
Omaha, NE 68127  
Denni Kral  
Owner, Lot # 201

Marian Cernik  
Marian Cernik  
6510 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 202

Elaine C. Blacketer  
John & Elaine Blacketer  
6504 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 203

Allan R. Roth  
Allan & Jacquelyn Roth  
9211 Madison Street  
Omaha, NE 68127

Owner, Lot # 204

Madonna Walsh  
Madonna Walsh  
9217 Madison Street  
Omaha, NE 68127

Owner, Lot # 205

Paul DeGroot  
Mr. & Mrs. Paul DeGroot  
9223 Madison Street  
Omaha, NE 68127

Owner, Lot # 206

Robert & Cindy Dargy  
Robert & Cindy Dargy  
9229 Madison Street  
Omaha, NE 68127

Owner, Lot # 207

Daniel & Kathy Dunne  
Daniel & Kathy Dunne  
9235 Madison Street  
Omaha, NE 68127

Owner, Lot # 208

Ruth Gahan  
Michael & Ruth Gahan  
9241 Madison Street  
Omaha, NE 68127

No  
check  
back.

No

4-11 N-3 A

IN WITNESS WHEREOF, the owners have caused this Amendment to Paragraph A-16 to be executed.

*wants to look over*  
Owner, Lot # 209

*Bobbie J. Neal*  
Mr. & Mrs. Bobbie Neal  
9247 Madison Street  
Omaha, NE 68127

Owner, Lot # 210

*Gerald & Carol Murtaugh 2/21/93*  
Gerald & Carol Murtaugh  
9253 Madison Street  
Omaha, NE 68127

Owner, Lot # 211

*John & Mary Beth Howell*  
John & Mary Beth Howell  
9259 Madison Street  
Omaha, NE 68127

Owner, Lot # 212

*Douglas W. Leypoldt*  
Mr. & Mrs. Douglas Leypoldt  
1777 State Street  
Omaha, NE 68127

Owner, Lot # 213

*David E. Wells*  
Mr. & Mrs. David Wells  
9246 Madison Street  
Omaha, NE 68127

Owner, Lot # 214

*Timothy W. Fitzpatrick*  
Timothy & Terri Fitzpatrick  
9240 Madison Street  
Omaha, NE 68127

Owner, Lot # 215

*Melena Zemuski*  
MELENA Lena Zemuski  
9234 Madison Street  
Omaha, NE 68127

Owner, Lot # 216  
~~NO~~

*James & Karen Connelly*  
James & Karen Connelly  
9228 Madison Street  
Omaha, NE 68127

Owner, Lot # 217

*Norman & Carolee Groux*  
Norman & Carolee Groux  
9220 Madison Street  
Omaha, NE 68127

Owner, Lot # 218

*Mr. & Mrs. Larry Green*  
Mr. & Mrs. Larry Green  
6432 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 219

*Cynthia S. Adams*  
Mr. & Mrs. K. Kevin Adams  
6426 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 220

*James M. Thompson*  
Mr. & Mrs. James Thompson  
6420 S. 92nd Street  
Omaha, NE 68127

Owner, Lot # 221

*Mr. & Mrs. Edward Dishong*  
Mr. & Mrs. Edward Dishong  
6414 S. 92nd Street *bring back for*  
Omaha, NE 68127 *Husband To Sign*

Owner, Lot # 222

*Betty Hawley*  
Betty Hawley  
6408 S. 92nd Street  
Omaha, NE 68127

IN WITNESS WHEREOF, the Owners have caused this Amendment to Paragraph A-16 to be executed.

Owner, Lot # 223

Miss E. Foster  
Miles & Linda Foster  
9261 Adams Street  
Omaha, NE 68127

Owner, Lot # 230

Charles A. Ruhga  
Charles & Marlene Ruhga  
9286 Adams Street  
Omaha, NE 68127

Owner, Lot # 224

Douglas & Margaret Thomas  
Douglas & Margaret Thomas  
9267 Adams Street  
Omaha, NE 68127

Owner, Lot # 231

Anthony & Kathy Turco  
Anthony & Kathy Turco  
9292 Adams Street  
Omaha, NE 68127

Owner, Lot # 225

John & Denise Underwood  
John & Denise Underwood  
9273 Adams Street  
Omaha, NE 68127

Owner, Lot # 232

Deborah Fortina  
Deborah Fortina  
9304 Adams Street  
Omaha, NE 68127

Owner, Lot # 226

Larry & Judy Houlton  
Larry & Judy Houlton  
9279 Adams Street  
Omaha, NE 68127

Owner, Lot # 233

David & Kim Zieser  
David & Kim Zieser  
9312 Adams Street  
Omaha, NE 68127

Owner, Lot # 227

Mr. & Mrs. Edwin Dropinski  
Mr. & Mrs. Edwin Dropinski  
4983 S. 84th Avenue 9266 Adams St  
Omaha, NE 68127

Owner, Lot # 228

John & Pauline Malone  
John & Pauline Malone  
9274 Adams Street  
Omaha, NE 68127

Owner, Lot # 229

Charles & Peggy Wendt  
Charles & Peggy Wendt  
9280 Adams Street  
Omaha, NE 68127

RECEIVED  
APR 28 11 28 AM '94  
GEORGE J. RUBLEWICZ  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

5129  
FEE 117 - R 15  
DEL. G/O COMP 8  
LEGAL PG. SCAN FV

4.11 N. A