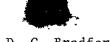




IGLAS CON



D. C. Bradford BRADFORD, COENEN & WELSH 1850 First National Center 1620 Dodge Street Omaha, Nebraska 68102-1505

and,

PARTIAL RELEASE AND AMENDMENT TO PROTECTIVE COVENANTS AND EASEMENTS

THIS PARTIAL RELEASE AND AMENDMENT TO PROTECTIVE COVENANTS AND EASEMENTS, made on the date hereinafter set forth by the undersigned, owners of a majority of the lots comprising the real property hereinafter described,

WITNESSETH:

WHEREAS, certain Protective Covenants and Easements dated November 22, 1954, running with the land on the real estate hereinafter described were recorded on the 23rd day of November, 1954, in Book 293 at Page 489 of the Miscellaneous Records in the Office of the Register of Deeds for Douglas County, Nebraska, towit:

Lots One (1) to Twelve (12), inclusive, Block One (1); Lots One (1) to Ten (10), inclusive, Block Two (2); Lots One (1) to Ten (10), inclusive, Block Three (3); Lots One (1) to Ten (10), inclusive, Block Four (4); and Lots One (1) to Nine (9), inclusive, Block Five (5), all in Westchester Second Addition, a subdivision, now an addition to the City of Omaha, Douglas County, Nebraska;

WHEREAS, the undersigned, being the owners of a majority of said above-described lots desire to partially release and amend said Protective Covenants and Easements with respect to one of said lots only, viz., Lot Seven (7), Block Five (5), in said Westchester Second Addition, as hereinafter provided.

NOW, THEREFORE, the undersigned owners hereby declare that subparagraph (a) of Paragraph 1 of said Protective Covenants and Easements is hereby amended to provide that the height restriction of one and a half stories for the detached single family dwelling on said Lot Seven (7), Block Five (5), shall be changed to two stories in height.

Said Protective Covenants and Easements dated November 22, 1954, and recorded as aforesaid, shall be and hereby are declared to be and remain in full force and effect, except as herein

3746 A S1 4210C FEE 175.50 R FB

DEL. C/O COMP \(\)

LEGAL PG SCAN \(\)

PV specifically released and amended with respect to said Lot Seven (7), Block Five (5) only.

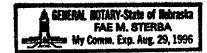
IN WITNESS WHEREOF the undersigned, being the owners of a majority of said above-described lots, have executed this Partial Release and Amendment to said Protective Covenants and Easements on the dates hereinafter indicated.

Lot No. Block No.

7 5

Steven J. Kutilek, Cottlet ox

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)



NOTARIAL SEAL AFFIXED REGISTER OF DEEDS

The foregoing instrument was acknowledged before me on the $\frac{20}{100}$ day of March, 1994, by Steven J. Kutilek and Anne Marie Kutilek.

-

Block No. Lot No.

Owner

Ortman

Owner

STATE OF NEBRASKA) ss. COUNTY OF DOUGLAS)



The foregoing instrument was acknowledged before me on the 20 day of March, 1994, by James K. Ortman and Maria V. Ortman.

Lot No. Block No. 7 2

Warm E. Brown

Owner

Marla/Chi

Chiasson Brown

Owner

STATE OF NEBRASKA)) ss.

COUNTY OF DOUGLAS)

GENERAL NOTARY-State of Nebraska
FAE M. STERBA
My Comm. Exp. Aug. 29, 1996

The foregoing instrument was acknowledged before me on the 20 day of March, 1994, by Warren E. Brown and Marla Chiasson Brown.

Notary Publi

Lot No.	Block No.		Deceased	
		•	Henry J. Lehnhoff, Jr.	Owner
			Jo ann M. Lehnh Jean M. Lehnhoff	Owner
STATE OF	NEBRASKA)		Jean Scheal HOTANY-State of Makraka	, ,
COLINIES O	(בי חחוובו אפי	ss.	FAE M. STERBA until of the My Comm. Ern. Aug. 20, 1988	

The foregoing instrument was acknowledged before me on the day of March, 1994, by Henry J. Lehnhoff, Jr. and Jean M. Lehnhoff.

Notary Public

Lot No. Block No. 6 2

Daniel R. Pesayento

Owner

Ellen S. Pe

len S. Pesavento

Owner

STATE OF NEBRASKA)

COUNTY OF DOUGLAS)



The foregoing instrument was acknowledged before me on the <u>JO</u> day of March, 1994, by Daniel R. Pesavento and Ellen S. Pesavento.

Lot No. Block No.

2 1

Lee M. Myers Owner

Barbara B. Myers Owner

STATE OF NEBRASKA)

SS.

COUNTY OF DOUGLAS)

SS.

COUNTY OF DOUGLAS

COUNTY

The foregoing instrument was acknowledged before me on the $\frac{20}{100}$ day of March, 1994, by Lee M. Myers and Barbara B. Myers.

Lot No. Block No. 1 1

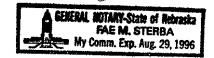
Daie E Janowski

Owner

Dolores M. Janowski

Owner

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)



The foregoing instrument was acknowledged before me on the 20 day of March, 1994, by Dale E. Janowski and Dolores M. Janowski.

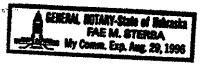
Lot No. Block No. 8 5

Setty Low Smith

Owner

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)





The foregoing instrument was acknowledged before me on the $\frac{200}{200}$ day of March, 1994, by Betty Lou Smith.

Notary Public

Lot No. Block No. 9 4

John R. Bauerle

Owner

Norma-S. Bauerle

Owner

STATE OF NEBRASKA)

COUNTY OF DOUGLAS)

GENERAL MOTARY-State of Rebraska
FAE M. STERBA
My Comm. Exp. Aug. 29, 1996

The foregoing instrument was acknowledged before me on the $\frac{20}{20}$ day of March, 1994, by John R. Bauerle and Norma S. Bauerle.

Lot No. Block No	•	Mallomit	
		Mark W. Mitchell	Owner
		Louis Mitchell	
		Lori E. Mitchell	Owner
STATE OF NEBRASKA)) ss.	A GENERAL NOTANY-State of Retrastic	
COUNTY OF DOUGLAS	, ss.)	FAE M. STERBA My Comm. Exp. Aug. 29, 1996	

The foregoing instrument was acknowledged before me on the <u>JO</u> day of March, 1994, by Mark W. Mitchell and Lori E. Mitchell.

Lot No. Block No. 7

Donald R. Betchel

Owner

Marilea Betchel

Owner

STATE OF NEBRASKA)

COUNTY OF DOUGLAS)



The foregoing instrument was acknowledged before me on the 24 day of March, 1994, by Donald R. Betchel and Marilea Betchel.

o M. Sterba

Notary Public

Lot No. Block No. 2

Joseph S, Kuncel, M

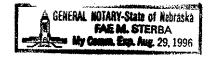
Owner

Frances D. Kuncel

Owner

STATE OF NEBRASKA)

COUNTY OF DOUGLAS)



The foregoing instrument was acknowledged before me on the $\frac{2D}{D}$ day of March, 1994, by Joseph S. Kuncel, Jr. and Frances D. Kuncel.

Lot No. Block No. 5 1

Dennis E. Richling

Owner

Susan A. R.

Owner

STATE OF NEBRASKA)

(COUNTY OF DOUGLAS)

GENERAL MOTARY-State of Nebraska
FAE M. STERBA
WWW. By Course. Exp. Aug. 29, 1996

The foregoing instrument was acknowledged before me on the $\underline{20}$ day of March, 1994, by Dennis E. Richling and Susan A. Richling.

Lot No. Block No.

STATE OF NEBRASKA)

) ss.

COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the 18th day of March, 1994, by Frank R. Tabor and Sandra L. Tabor.

Elword & Belie Notary Public



Lot No. Block No. 6 5

Davis F. Hosman Owner

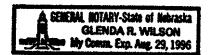
Perla 7 Hosman

O-200

STATE OF NEBRASKA)

COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the ____ day of March, 1994, by Davis F. Hosman and Verla P. Hosman.



Glendo R. Wilson Notary Public Lot No. Block No.

5

William Freiden

William Freiden

Dorothy R. Cinnamon

Dorothy R. Cinnamon

Auth Double R. J.

COUNTY OF DOUGLAS)

SS.

COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the $\frac{1}{2}$ day of March, 1994, by William Freiden and Dorothy R. Cinnamon.

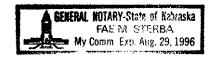
Lot No. Block No.

Owner

Claudette M. Stephenson

Owner

STATE OF NEBRASKA)) ss. COUNTY OF DOUGLAS)



The foregoing instrument was acknowledged before me on the 34 day of March, 1994, by Gary C. Stephenson and Claudette M. Stephenson.

Lot No. Block No. 5 4

Donald R. Ostrand

Owner

irginia A. Ostrand

Owner

STATE OF NEBRASKA)

COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the day of March, 1994, by Donald R. Ostrand and Virginia A. Ostrand.

GENERAL HOTARY-State of Hobracks

KATHERINE F. CRUREJ

My Couns. Esp. Nos. St., 1887

Hatherine F. Cilling Notary Public

Lot No. Block No. 4 2

Edward (N. Fitzgera)

Dandea K. V. pp

Owner

Nancy E

Owner

STATE OF NEBRASKA)
) ss
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the day of March, 1994, by Edward W. Fitzgerald and Nancy E. Fitzgerald.

GENERAL MOTARY-State of Nebraska
SANDRA K. HOPPER
My Comm. Exp. Dec. 5, 1995

Lot No. Block No. 2 4

John W. Hancock

Owner

Elizabeth B. Hancock

Owner

STATE OF NEBRASKA)

(COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the $\underline{/5}$ day of March, 1994, by John W. Hancock and Elizabeth B. Hancock.

GENERAL NOTARY-State of Nebraska KELLEY M. DOYLE My Comm. Exp. Nov. 30, 1996

Kelley M. Oayle Notary Public

Lot No. Block No. 10___

Owner

STATE OF NEBRASKA)) ss. COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the <u>/</u>5 day of March, 1994, by Thomas G. McCloskey and Tara E. McCloskey.

GENERAL NOTARY-State of Nebrasika MARYLYN M. ROWE My Comm. Exp. Nov. 16, 1996 Maryly M. Rowe Notary Public

Lot No. Block No. 4

Thomas P. Leary

Owner

Marian H Jeary

Owner

STATE OF NEBRASKA)

COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the 13 day of 1994, by Thomas P. Leary and Marian H. Leary.

Lot No. Block No. 4 3

Arthur S. Kulakofsky

Owner

Shirley B. Kulakofsky

Owner

STATE OF NEBRASKA)

) ss.

COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the 22nd day of March, 1994, by Arthur S. Kulakofsky and Shirley B. Kulakofsky.

MULLAND WAR Notary Public

A CENERAL NOTARY-State of Nebroska
MARY ANNE O'DEA
My Comm. Exp. Doc. 17, 1998

Lot No. Block No. 8

Kent J. Pavelka

Owner

Mary L. I

Owner

STATE OF NEBRASKA)

) ss.

COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the 22 day of March, 1994, by Kent J. Pavelka and Mary L. Pavelka.

GENERAL HOTARY-State of Hebrasic

ary Public

May Comm. Exp. Sept. 15, 1997

STATE OF NEBRASKA) SS. COUNTY OF DOUGLAS) The foregoing instrument was acknowledged before me on the 20 Moner Motary Public Lot No. Block No. COUNTY OF DOUGLAS) The foregoing instrument was acknowledged before me on the 20 Moner STATE OF NEBRASKA) COUNTY OF DOUGLAS) The foregoing instrument was acknowledged before me on the 40 Moner STATE OF NEBRASKA) The foregoing instrument was acknowledged before me on the 40 Motary Public Notary Public Lot No. Block No. Notary Public	Lot No. Block No.	Chis Shehow
STATE OF NEBRASKA) COUNTY OF DOUGLAS) The foregoing instrument was acknowledged before me on the 20 more for the 20 more f	/	(g-Christopher Shehan)
The foregoing instrument was acknowledged before me on the	STATE OF NERBASKA)	
Action Starts Notary Public Lot No. Block No. Owner STATE OF NEBRASKA) Ss. COUNTY OF DOUGLAS) The foregoing instrument was acknowledged before me on the day of March, 1994, by Notary Public Notary Public Notary Public Notary Public Notary Public Notary Public The foregoing instrument was acknowledged before me on the day of March, 1994, by The foregoing instrument was acknowledged before me on the day of March, 1994, by The foregoing instrument was acknowledged before me on the day of March, 1994, by) ss.	FAE M. STERBA NUI AKI AL SEAL AFFI AEL
Conner STATE OF NEBRASKA) COUNTY OF DOUGLAS) The foregoing instrument was acknowledged before me on the day of March, 1994, by Notary Public Lot No. Block No. STATE OF NEBRASKA) SS. COUNTY OF DOUGLAS) The foregoing instrument was acknowledged before me on the day of March, 1994, by	The foregoing instrumen day of March, 1994, by	t was acknowledged before me on the 20 hristopher Shehan
Owner STATE OF NEBRASKA) COUNTY OF DOUGLAS) The foregoing instrument was acknowledged before me on the		An Sterbo Notary Public
STATE OF NEBRASKA) SS. COUNTY OF DOUGLAS) SS. The foregoing instrument was acknowledged before me on the	Lot No. Block No.	
STATE OF NEBRASKA) ss. COUNTY OF DOUGLAS) The foregoing instrument was acknowledged before me on the		Owner
The foregoing instrument was acknowledged before me on the	STATE OF NEBRASKA)	Owner
Notary Public Lot No. Block No. Owner STATE OF NEBRASKA) SS. COUNTY OF DOUGLAS) The foregoing instrument was acknowledged before me on the	· · · · · · · · · · · · · · · · · · ·	
Country Of Douglas) The foregoing instrument was acknowledged before me on the		
Country Of Douglas) The foregoing instrument was acknowledged before me on the		•
Owner STATE OF NEBRASKA) SS. COUNTY OF DOUGLAS) The foregoing instrument was acknowledged before me on the		Notary Public
Owner STATE OF NEBRASKA)) ss. COUNTY OF DOUGLAS) The foregoing instrument was acknowledged before me on the day of March, 1994, by	Lot No. Block No.	
STATE OF NEBRASKA)		Owner
The foregoing instrument was acknowledged before me on the day of March, 1994, by	STATE OF NEBRASKA)	Owner
day of March, 1994, by) ss. COUNTY OF DOUGLAS)	
•	The foregoing instrument day of March, 1994, by	t was acknowledged before me on the
Notary Public		•
		Notary Public

Lot No. Block No. 6 4

J. Christopher Shehan

Owner

Kimberl

Kimberly Ann Shehan

Owner

STATE OF NEBRASKA)

) ss.

COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me on the $\frac{15}{100}$ day of March, 1994, by J. Christopher Shehan and Kimbery Ann Shehan.

SANDRA M. BOGEMA

SANDRA M. BOGEMA

My Comm. Etg. March 26, 1997

MA) Notary Public

Lot No. Block No.	Thomas R. Hickey Owner
STATE OF NEBRASKA)) ss. COUNTY OF DOUGLAS)	Owner SENERAL MOTARY-State of Nebraska FAE M. STERBA My Comm. Exp. Aug. 29, 1996
The foregoing instrument day of March, 1994, by	was acknowledged before me on the 20
	two Material Notary Public
Lot No. Block No.	
	Owner
STATE OF NEBRASKA)) ss. COUNTY OF DOUGLAS)	Owner
The foregoing instrument day of March, 1994, by	was acknowledged before me on the
	Notary Public
Lot No. Block No.	Owner
	Owner
STATE OF NEBRASKA)) ss. COUNTY OF DOUGLAS)	OWI KILL
The foregoing instrument day of March, 1994, by	was acknowledged before me on the
	•
	Notary Public

Lot No.	Block No.		Gestrude B. Crooky
			Gertrude B. Crosby Owner
			Owner
STATE OF N			SEMERAL MOTARY-State of Medicaska
COUNTY OF	•		FAE M. STERBA My Comm. Exp. Aug. 29, 1996
The f day of Marc	oregoing inst ch, 1994, by _	rument wa Gertro	as acknowledged before me on the 44
			-tom Aterbas
		_	Notary Public
Lot No.	Block No.		
		_	Owner
STATE OF N	(EDDACUA \	-	Owner
) ss	•	
COUNTY OF	DOUGLAS)		
The f	oregoing inst		as acknowledged before me on the
	Uş		•
		_	
			Notary Public
Lot No.	Block No.		
		_	Owner
STATE OF N	EBBACKA)	_	Owner
) ss.	•	
COUNTY OF	DOUGLAS)		
The fo	oregoing inst ch, 1994, by	rument wa	as acknowledged before me on the
			•
		_	Notary Public

Lot No. Block No.	Ind & Holly
,	Fred E. Kelly Owner Mary Low Kelly
STATE OF NEBRASKA)	Mag Lou Keller Owner
COUNTY OF DOUGLAS)	FAE M. STERBA My Comm. Exp. Aug. 29, 1996
The foregoing instrument day of March, 1994, by Fred	t was acknowledged before me on the 14 E. and Mary Loo Kelly
	to M. Testos
	Notary Public
Lot No. Block No.	
	Owner
STATE OF NEBRASKA)) ss.	Owner
The foregoing instrumentary of March, 1994, by	t was acknowledged before me on the
	Notary Public
Lot No. Block No.	
	Owner
CMARE OF MEDDAGES	Owner
STATE OF NEBRASKA) (COUNTY OF DOUGLAS)	
The foregoing instrument day of March, 1994, by	t was acknowledged before me on the
	•
	Notary Public