

SUPPLEMENTAL DECLARATION
OF COVENANTS, CONDITIONS
AND RESTRICTIONS

THIS SUPPLEMENTAL DECLARATION, made this 5th day of October, 1977, by G.D.G. Investment Company, a Nebraska corporation, Paul A. Jones and Colleen J. Jones, husband and wife, and Bar H.D., Ltd., a Nebraska limited partnership (hereinafter collectively referred to as the "Declarant").

W I T N E S S E T H:

WHEREAS, G.D.G. Investment Company made, executed and delivered a certain Declaration of Covenants, Conditions and Restrictions covering certain real property which has been recorded in the office of the Register of Deeds, Douglas County, Nebraska, at Volume 554, Book of Miscellaneous Records, Page 415, which was subsequently amended by action of the members of Woodhurst Home Owners' Association by instrument recorded in the office of the Register of Deeds, Douglas County, Nebraska, at Volume 589, Book of Miscellaneous Records, Page 289 (hereinafter collectively referred to as the "Declaration"), and

WHEREAS, pursuant to the terms of the Declaration, G.D.G. Investment Company has the right to add, annex and subject additional real property within the Southwest 1/4 of Section 30, Township 16 North, Range 13 East of the 6th P.M. in Douglas County, Nebraska, to the Declaration as the same may be from time to time amended, and

WHEREAS, G.D.G. Investment Company is the owner of certain real property located in the Southwest 1/4 of Section 30, Township 16 North, Range 13 East of the 6th P.M. in Douglas County, Nebraska, and Paul A. Jones and Colleen J. Jones and Bar H.D., Ltd. have acquired an interest in certain other real property from G.D.G. Investment Company, which real property is also located in the Southwest 1/4 of Section 30, Township 16 North, Range 13 East of the 6th P.M. in Douglas County, Nebraska, and

WHEREAS, Declarant desires to create on such real property and provide for the maintenance of a residential community with permanent parks, playgrounds, open spaces and other common facilities for the benefit of such real property, and to preserve the values and amenities in said residential community by subjecting such real property to the terms of the Declaration as the same may be from time to time amended,

NOW, THEREFORE, the Declarant does hereby declare that the following described real property, to wit:

Lots eight (8) through fifty-three (53) inclusive, Woodhurst, a subdivision in Douglas County, Nebraska, as surveyed, platted and recorded,

is and shall be held, transferred, sold, conveyed and occupied subject to the covenants, restrictions, easements, charges, liens and other terms and provisions set forth in the above-described Declaration, and does further declare that the following described real property, to wit:

Lots fifty-two (52) and fifty-three (53) of Woodhurst, a subdivision in Douglas County, Nebraska, as surveyed, platted and recorded,

shall be and the same hereby is made "Common Properties" as that term is defined in Article I entitled "Definitions", Section 3 of the Declaration, and is devoted to the exclusive common use and enjoyment of persons entitled to the benefit of the Declaration.

Attest:

G.D.G. Investment Company,
a Nebraska corporation,

By D. Gary Kathol
Secretary

By George D. Goos
George D. Goos, President

Paul A. Jones
Paul A. Jones

Colleen J. Jones
Colleen J. Jones

Bar H.D., Ltd.,
a Nebraska limited partnership,

By Francis P. Allison
Partners

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

On this 5 day of OCTOBER, 1977, before me, a Notary Public duly commissioned and qualified in and for said County, personally came George D. Goos, President, and D. GARY KATHOL, Secretary, of G.D.G. Investment Company, to me personally known to be the identical persons who signed the foregoing instrument, and acknowledged the execution thereof to be their voluntary act and deed as such officers, and the voluntary act and deed of said corporation.

Witness my hand and notarial seal the day and year last above written.



Roger Thomas Powell
GENERAL NOTARY
State of Nebraska
My Commission Expires
7-18-81

John Powell
Notary Public

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

On this 5 day of October, 1977,
before me, a Notary Public duly commissioned and qualified
in and for said County, personally came Paul A. Jones and
Colleen J. Jones, husband and wife, to me personally known
to be the identical persons who signed the foregoing instru-
ment, and acknowledged the execution thereof to be their
voluntary act and deed.

Witness my hand and notarial seal the day and year
last above written.



Roger Thomas Powell
GENERAL NOTARY
State of Nebraska
My Commission Expires
7-18-81

[Signature]
Notary Public

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

On this 5 day of OCTOBER, 1977, before
me, a Notary Public duly commissioned and qualified in and for
said County, personally came RONALD E. ALLISON, PARTNER,
of Bar H.D., Ltd., to me personally known
to be the identical person who signed the foregoing instrument,
and acknowledged the execution thereof to be his voluntary
act and deed as such officer, and the voluntary act and deed
of said limited partnership.

Witness my hand and notarial seal the day and year
last above written.



Roger Thomas Powell
GENERAL NOTARY
State of Nebraska
My Commission Expires
7-18-81

[Signature]
Notary Public

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AFFIDAVIT OF
ACKNOWLEDGMENT AND CONSENT

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

I, Richard N. Thies, a single person, being of lawful age and first duly sworn, depose and state as follows:

1. That I am the holder and owner of fee title to the following described real property, to wit:

That part of Lot 44, WOODHURST, as surveyed, platted and recorded in Douglas County, Nebraska, more particularly described as follows: Beginning at the Southwest corner of said Lot 44, WOODHURST, said point being on the Northerly line of the cul-de-sac of Hanover Circle; thence N 6° 39' 44" W (bearings based on the recorded plat) for 40.00 feet along the West line of said Lot 44; thence N 66° 05' 13" E for 150.91 feet to the Easterly line of said Lot 44; thence S 37° 26' 12" E for 33.00 feet along said Easterly line to a point 5.00 feet Northwesterly of the most Easterly corner of said Lot 44; thence S 46° 19' 17" W for 136.65 feet to the Easterly line of the cul-de-sac; thence along a curve to the left (having a radius of 65.0 feet and long chord bearing N 70° 10' 14" W for 57.99 feet) an arc distance of 60.11 feet to the point of beginning,

under and by virtue of that certain warranty deed made, executed and delivered to me the 17th day of October, 1977, and duly recorded in the office of the Register of Deeds, Douglas County, Nebraska, at Volume 1582, Book of Deeds, Page 25.

2. That I acquired fee title to the above-described real property subject to the terms and provisions of that certain Supplemental Declaration of Covenants, Conditions and Restrictions dated October 5, 1977, and filed in the office of the Register of Deeds, Douglas County, Nebraska, the 16th day of November, 1977, at Volume 589, Book of Miscellaneous Records, Page 307 (hereinafter referred to as the "Supplemental Declaration"), as well as that certain Declaration of Covenants, Conditions and Restrictions dated August 21, 1975, and filed the 25th day of August, 1975, in the office of the Register of Deeds, Douglas County, Nebraska, at Volume 554, Book of Miscellaneous Records, Page 415, as amended by instrument dated October 5, 1977, and filed in the office of the Register of Deeds, Douglas County, Nebraska, at Volume 589, Book of Miscellaneous Records, Page 289 (hereinafter referred to as the "Declaration").

3. That I do hereby acknowledge and declare that fee title to the above-described property is and shall be held subject to and encumbered by the above-described Supplemental Declaration and Declaration.

Further Affiant Saith Not.


Richard N. Thies, a single person

SUBSCRIBED and sworn to before me, the under-
signed, on this 14 day of NOVEMBER, 1977

[Signature]
Notary Public

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

On this 14 day of NOVEMBER, 1977,
before me, a Notary Public duly commissioned and qualified
in and for said County and State, personally came RICHARD N.
THIES, to me known to be the identical person whose name is
affixed to the foregoing instrument and acknowledged the
same to be his voluntary act and deed.

Witness my hand and notarial seal the day and year
last above written.



Roger Thomas Powell
GENERAL NOTARY
State of Nebraska
My Commission Expires
7-18-81

[Signature]
Notary Public

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AFFIDAVIT OF
ACKNOWLEDGMENT AND CONSENT

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

We, Fred A. and Judy H. Youngscap, husband and wife, being of lawful age and first duly sworn, depose and state as follows:

1. That we are the holders and owners of fee title to the following described real property, to wit:

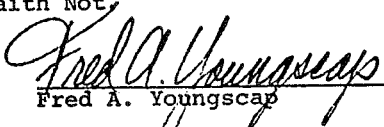
That part of Lot 43, WOODHURST, as surveyed, platted and recorded in Douglas County, Nebraska, more particularly described as follows: Beginning at a point on the West line of said Lot 43 that is 30.54 feet Northerly of the Southwesterly corner of said Lot 43; thence N 6° 39' 44" W (bearings based on the recorded plat) for 56.50 feet along the West line of said Lot 43; thence N 69° 59' 52" E for 116.77 feet to the Easterly line of said Lot 43; thence S 18° 18' 55" E for 55.00 feet along the Easterly line of said Lot 43 to a point that is 20.00 feet Northerly of the Southeasterly corner of said Lot 43; thence S 69° 59' 53" W for 128.19 feet to the point of beginning,

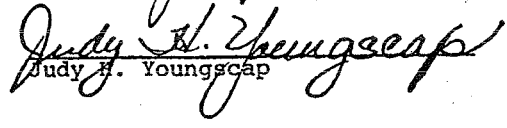
under and by virtue of that certain warranty deed made, executed and delivered to us the 17th day of October, 1977, and duly recorded in the office of the Register of Deeds, Douglas County, Nebraska, at Volume 1582, Book of Deeds, Page 372.

2. That we acquired fee title to the above-described real property subject to the terms and provisions of that certain Supplemental Declaration of Covenants, Conditions and Restrictions dated October 5, 1977, and filed in the office of the Register of Deeds, Douglas County, Nebraska, the 16th day of November, 1977, at Volume 589, Book of Miscellaneous Records, Page 307 (hereinafter referred to as the "Supplemental Declaration"), as well as that certain Declaration of Covenants, Conditions and Restrictions dated August 21, 1975, and filed the 25th day of August, 1975, in the office of the Register of Deeds, Douglas County, Nebraska, at Volume 554, Book of Miscellaneous Records, Page 415, as amended by instrument dated October 5, 1977, and filed in the office of the Register of Deeds, Douglas County, Nebraska, at Volume 589, Book of Miscellaneous Records, Page 289 (hereinafter referred to as the "Declaration").

3. That we do hereby acknowledge and declare that fee title to the above-described property is and shall be held subject to and encumbered by the above-described Supplemental Declaration and Declaration.

Further Affiants Saith Not,


Fred A. Youngscap


Judy H. Youngscap

Husband and Wife

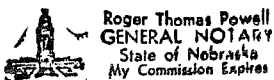
SUBSCRIBED and sworn to before me, the under-
signed, this 14 day of November, 1977.

R. Thomas Powell
Notary Public

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

On this 14 day of NOVEMBER, 1977,
before me, a Notary Public duly commissioned and qualified
in and for said County and State, personally came FRED A.
and JUDY H. YOUNGSCAP, husband and wife, to me known to be
the identical persons whose names are affixed to the fore-
going instrument and acknowledged the same to be their
voluntary act and deed.

Witness my hand and notarial seal the day and year
last above written.



R. Thomas Powell
Notary Public

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