

Return to:

John Q. Bachman
GAINES, MULLEN, PANSING
& HOGAN
10050 Regency Circle, Suite 200
Omaha, NE 68114-3773



RECEIVED

DEC 29 2 40 PM '95



GEORGE J. DUNLAWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

14216 R
FEE 30.00 R
DEL. C/O
LEGAL PG
FB05-02874
COMP
SCAN MFV

AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS,
RESTRICTIONS AND EASEMENTS
OF BENNINGTON PARK, A SUBDIVISION IN DOUGLAS COUNTY, NEBRASKA

This Amendment to Declaration is made the 26th day of December, 1995, by
ROBERT J. and SHARON S. BRUNING, hereinafter referred to as the "Declarant."

PRELIMINARY STATEMENT

By Declaration of Covenants, Conditions, Restrictions and Easements of
Bennington Park, a Subdivision in Douglas County, Nebraska dated
August 19, 1993 and recorded in Book 1091, Page 437 of the records
of Douglas County, Nebraska (herein the "Declaration"), the Declarant imposed
covenants, conditions and restrictions on Lots 1 through 40, inclusive in
Bennington Park, a subdivision in Douglas County, Nebraska. In Article IV,
Paragraph 2, the Declarant reserved the right to amend the Declaration. Article
II, Paragraph 3 of the Declaration provides as follows:

3. Additional Lots. Declarant reserves the right, without
consent or approval of any Owner or Member, to expand the property
to which this Declaration is applicable to include additional
residential lots in any subdivision which is contiguous to any of
the Lots. Such expansion may be affected from time to time by the
Declarant by recordation with the Register of Deeds of Douglas
County, Nebraska, of an Amendment of Declaration, executed and
acknowledged by Declarant, setting forth the identity of the
additional residential lots which shall become subject to this
Declaration.

Upon the filing of any Amendment to Declaration which expands
the property subject to this Declaration, the additional residential
lots identified in the Amendment shall be considered to be and shall
be included in the "Lots" for all purposes under this Declaration,
and the Owners of the additional residential lots shall be Members
of the Bennington Park Homeowners Association with all rights,
privileges and obligations accorded or accruing to Members of the
Association.

Declarant desires to expand the property subject to the Declaration to include
Lots 41 through 80 in Bennington Park, and to amend the Declaration.

WHEREFORE, the Declarant hereby amends the Declaration, as follows:

1. The Declarant hereby expands the property subject to the Declaration
to include Lots 41 through 80, inclusive, in Bennington Park, a Subdivision as
surveyed, platted and recorded in Douglas County, Nebraska (herein the
"Additional Lots"). Henceforth, the Additional Lots shall be considered to be
and shall be included in the "Lots" for all purposes under the Declaration, and
the Owners of the Additional Lots shall be Members of the Bennington Park
Homeowners Association with all rights, privileges and obligations accorded and
accruing to Members of the Association.

