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Received - DIANE L. BATTIATO Register of Deeds, Douglas County, NE 2/14/2012 14:15:14.76

FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS OF PART OF ARBOR RIDGE II, A SUBDIVISION IN DOUGLAS COUNTY, NEBRASKA

THIS FIRST AMENDMENDMENT is made this **8** day of **February**, 2012 by Gottsch Land Co., a Nebraska corporation, ("Declarant").

RECITALS

WHEREAS, Declarant is the Declarant under the Declaration of Covenants, Conditions, Restrictions and Easements of Part of Arbor Ridge, II, a Subdivision in Douglas County, Nebraska as recorded in the Douglas County Register of Deeds as Miscellaneous Instrument Number 2006022496 (hereinafter referred to as the "Declaration") against property legally described as Lots 1 through 158, inclusive, Arbor Ridge 2nd Addition, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska;

WHEREAS, Lots 11 through 14, inclusive, and 111 through 149, inclusive, all in Arbor Ridge 2^{nd} Addition have been replatted as Lots 1 through 30, Arbor Ridge 2^{nd} Addition Replat 1, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska;

WHEREAS, Article IV Paragraph 2 of the Declaration provides that for a period of ten (10) years from February 15, 2006 that the Declarant may amend the Declaration in its full and absolute discretion; and

WHEREAS, on September 16, 2011 owners of twenty-nine (29) of thirty-two (32) of the owner occupied single family lots subject to the Declaration submitted a petition in writing to amend the Declaration to the Declarant to allow the storage on any lot of a boat, camper or similar item for up to twenty (20) calendar days in a year

NOW, THEREFORE, the Declarant hereby declares that the Declaration shall be amended as follows for the following legally described property:

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Lots 1 through 10, inclusive, 15 through 110, inclusive, and 150 through 158, inclusive, all in Arbor Ridge 2nd Addition, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska;

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and

Lots 1 through 30, Arbor Ridge 2nd Addition Replat 1, a subdivision as surveyed, platted and recorded in Douglas OC ~ ∞ 932. County, Nebraska.

By deleting from Article I Paragraph 8 of the declaration the phrase "for more than forty-eight (48) hours within a calendar year" and replacing it with "for more than twenty (20) days within a calendar year".

IN WITNESS WHEREOF this Amendment was made the day first written hereinabove.

DECLARANT:

GOTTSCH LAND Θ, a Nebraska

corporation,

Brett Gottsch, President

State of Nebraska

))ss.

County of Douglas

The foregoing instrument was acknowledge before me this day of <u>PEDCIIACH</u> 2012 by Brett Gottsch, President of Gottsch Land Co., a Nebraska corporation, on behalf of the corporation.

SEAL

A GENERAL NOTARY-State of Nebraska
TAMMY L. ZVACEK
My Comm. Exp. Dec 14, 2012