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**SECOND AMENDMENT TO
 DECLARATION
 OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS
 OF BAY WOOD, A SUBDIVISION
 IN DOUGLAS COUNTY, NEBRASKA**

This is the Second Amendment to the Declaration of Bay Wood, made as of the date hereinafter set forth, and is made by LANOHA DEVELOPMENT COMPANY, INC., a Nebraska corporation, hereinafter referred to as the "Declarant".

PRELIMINARY STATEMENT

By its Declaration for Bay Wood, a Subdivision in Douglas County, Nebraska, dated December 16, 1993, and recorded on January 19, 1994, at Book 1109, Pages 315 through 323, inclusive, of the Miscellaneous Records of the Register of Deeds of Douglas County, Nebraska (hereinafter referred to as the "Original Declaration"), as amended by its First Amendment to Declaration dated April 23, 1996, and recorded on April 25, 1996, at Book 1175, Pages 322 and 323, inclusive, of the Miscellaneous Records of the Register of Deeds of Douglas County, Nebraska (hereinafter referred to as the "First Amendment") (the Original Declaration and First Amendment may hereinafter be collectively referred to as the "Declaration"); Declarant subjected Lots 1 through 103, inclusive, in Bay Wood, a Subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, to restrictions, covenants, conditions and easements (herein referred to collectively as the "Lots" and individually as each "Lot").

Lots 51 and 52, inclusive, Bay Wood, have been replatted into two (2) individual lot as shown on the administrative subdivision recorded in the Miscellaneous Records with the Douglas County Register of Deeds on June 29, 1995, in Book 1150, Page 335; and Lots 1 and 104, inclusive, Bay Wood, have been replatted into two (2) individual lot as shown on the administrative subdivision recorded in the Miscellaneous Records with the Douglas County Register of Deeds on December 10, 1997, in Book 1231, Page 690 (herein referred to collectively as the "Lots" and individually as each "Lot").

Due to the various replattings, the above-identified Lots are now legally described as follows:

- (49) Lots 2 through 50, inclusive, and Lots 53 through 103, inclusive, in Bay Wood, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska; and
- 2 Lots 1 and 2, inclusive, Bay Wood Replat 1, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska.
- 1 Lot 2, Bay Wood Replat 2, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska.

Except as specifically provided herein, for purposes of the Declaration, each of the above-identified Lots shall be deemed individual Lots governed by the provisions of the Declaration.

Certain owners of Lots in Bay Wood are desirous of amending the Original Declaration pursuant to the terms of Article IV, General Provisions, Paragraph 2, as it relates to the Lots:

**GAMES, MULLEN, PANSING &
 HOGAN**
 10000 REGENCY CIRCLE, SUITE 200
 OMAHA, NEBRASKA 68114

The covenants and restrictions of this Declaration shall run with and bind the land in perpetuity. This Declaration may be amended by LANOHA DEVELOPMENT COMPANY, INC., a Nebraska corporation, or any person, firm, corporation, partnership, or entity designated in writing by LANOHA DEVELOPMENT COMPANY, INC., in any manner which it may determine in its full and absolute discretion for a period of five (5) years from the date hereof. Thereafter this Declaration may be amended by an instrument signed by the owners of not less than sixty percent (60%) of the Lots covered by this Declaration.

The owners do hereby substitute, amend and restate the Declaration in the following particulars only:

1. The owners do hereby delete Article I, Restrictions and Covenants, Paragraph 12, in its entirety.
2. The Declaration is in all other matters ratified and affirmed.

The Owners, constituting more than sixty percent (60%) of the Lots covered by this Declaration have executed this Second Amendment to Declaration as of the date and year noted with their signatures.

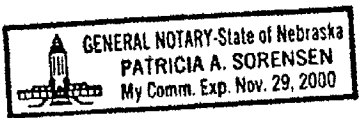
APPROVED by Owner of Lots 13, 14, 15, 16, 17, 18, 19, 21, 22, 23 Bay Wood, a subdivision in Douglas County, Nebraska. 24, 25, 26, 28, 30, 34, 35, 36, 37, 41, 42, 43, 54, 66, 82, 83, 84, 85, 86, 97, 103
LANOHA DEVELOPMENT COMPANY, INC., a Nebraska corporation,

DATED: 7/20/1999

By [Signature]
David F. Lanoha, President

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 20 day of July, 1999, by David F. Lanoha, President of LANOHA DEVELOPMENT COMPANY, INC., a Nebraska corporation, on behalf of the corporation.



[Signature]
Notary Public

(IF OWNED BY A CORPORATION)

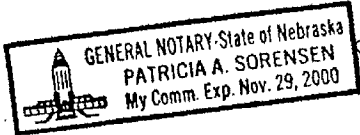
APPROVED by Owner of Lot(s) 38 and 91 Bay Wood.
a subdivision in Douglas County, Nebraska.
Kenneth C. Oster
Kenneth C. Oster, Inc.
corporation

DATED: 8-30-99

By *Kenneth C. Oster*
Title *President*

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 30 day of Aug., 1999, by
Kenneth C. Oster of *Oster Const. Inc.*
Inc. corporation, on behalf of the corporation.



Patricia A. Sorensen
Notary Public

(IF OWNED BY INDIVIDUALS)

APPROVED by Owner of Lot(s) _____ Bay Wood,
a subdivision in Douglas County, Nebraska.

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by

Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

a _____
corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

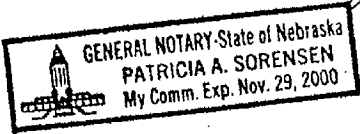
{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) Lot 31, Bay Wood,
a subdivision in Douglas County, Nebraska.

M. J. [Signature]

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 13 day of Sept, 1999, by
Neal Elsberry



Patricia A. Sorensen
Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) 96, Bay Wood, a subdivision in Douglas County, Nebraska.

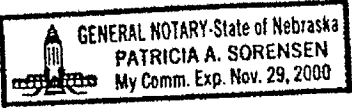
DENNIS TURNBULL CONSTRUCTION
a Nebraska corporation

DATED: 8/2/99

By H. A. J. [Signature]
Title President

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 5 day of Aug, 1999, by Dennis Turnbull, President of Dennis Turnbull Const, a Nebr. corporation, on behalf of the corporation.



Patricia A. Sorensen
Notary Public

{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) _____, Bay Wood, a subdivision in Douglas County, Nebraska.

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by _____.

Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

a _____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

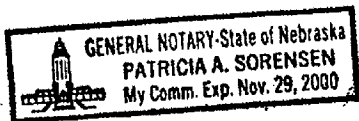
{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) 20, Bay Wood,
a subdivision in Douglas County, Nebraska.

Robert Beckenhauer

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 4 day of Aug, 1999, by
Robert Beckenhauer



Patricia A. Sorensen
Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

a _____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

{ IF OWNED BY INDIVIDUALS }

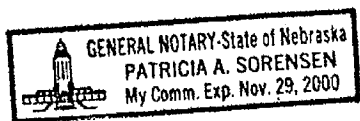
APPROVED by Owner of Lot(s) Lot 52 _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

Aug 2, 1999

Richard Gadey

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 4 day of Aug, 1999, by
Richard Gadey



Patricia A. Sorensen
Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

a _____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

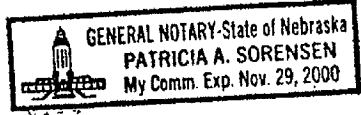
{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

Jon J. Morton Jon J. Morton
Elizabeth A. Morton Elizabeth A. Morton

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 2 day of August 1999, by
Jon J. + Elizabeth A. Morton



Patricia A. Sorensen
Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) 6 & 70, Bay Wood, a subdivision in Douglas County, Nebraska.

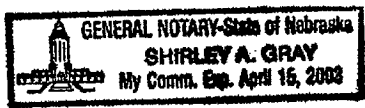
Ted Grace Homes Inc
a Nebraska corporation

DATED: 7-30-99

By Ted V. Grace
Title President

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 30 day of July, 1999, by Ted V. Grace, President of Ted Grace Homes Inc, a Nebraska corporation, on behalf of the corporation.



Shirley A. Gray
Notary Public

{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) _____, Bay Wood, a subdivision in Douglas County, Nebraska.

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by _____.

Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

a _____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

{ IF OWNED BY INDIVIDUALS }

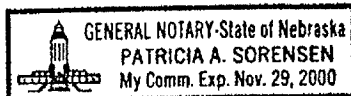
APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska. ⁵⁴ 17528 Bay Wood Cir

Raymond F. Godbout
Carol J. Godbout

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 30 day of July, 1999, by
Raymond & Carol Godbout.

Patricia A. Sorensen
Notary Public



{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

_____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

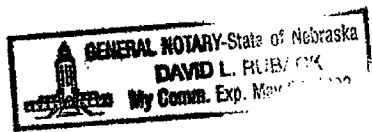
{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) 2, Bay Wood,
a subdivision in Douglas County, Nebraska.

Jeanine M. Hays

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 27th day of JULY, 1999, by
Jeanine M. Hays



David L. Ruback
Notary Public

NOTARIAL SEAL AFFIXED
REGISTER OF DEEDS

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

_____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) 1 , Bay Wood*
a subdivision in Douglas County, Nebraska. *now known as Lot 2, Bay Wood Replat 2

Jeanine M. Hays

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 27th day of JULY , 1999, by
Jeanine M. Hays



David L. Ruback
Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

a _____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

{ IF OWNED BY INDIVIDUALS }

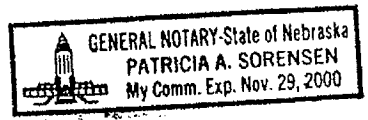
APPROVED by Owner of Lot(s) 49, Bay Wood,
a subdivision in Douglas County, Nebraska.

Ronald L. Jones

Jayne A. Jones

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 28 day of July, 1999, by
Ronald & Jayne Jones



Patricia A. Sorensen

Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

a _____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

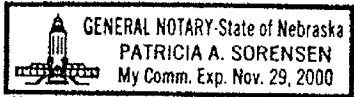
{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) ^{#55} _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

Mike & Amy
Amy A. Cassling

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 28 day of July, 1999, by
Michael & Amy Cassling.



Patricia A. Sorensen
Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) #4, Bay Wood, a subdivision in Douglas County, Nebraska.

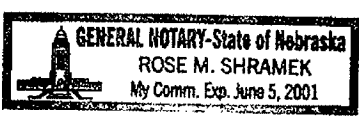
ARJAY Construction, a Nebraska corporation

DATED: 7-26/99

By [Signature] Title VP

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 26th day of JULY, 1999, by JOHN SHRAMEK, VP of ARJAY CONST. CO., a NEBR. corporation, on behalf of the corporation.



[Signature]
Notary Public

{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) _____, Bay Wood, a subdivision in Douglas County, Nebraska.

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by _____.

Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) Lot 79 + 27, Bay Wood,
a subdivision in Douglas County, Nebraska.

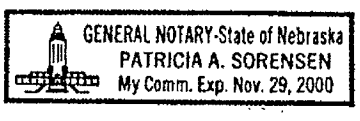
Landmark Enterprises Inc.
a Sub S corporation

DATED: 7/29/99

By [Signature]
Title President

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 29 day of July, 1999, by
Steve Galles, President of Landmark Ent. Inc. a
Sub S corporation, on behalf of the corporation.



Patricia A. Sorensen
Notary Public

{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by

Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

a _____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

{ IF OWNED BY INDIVIDUALS }

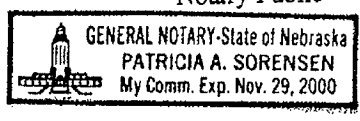
APPROVED by Owner of Lot(s) 56, Bay Wood,
a subdivision in Douglas County, Nebraska.

Mark V. J.

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 28 day of July, 1999, by
Mark Vipond

Patricia A. Sorensen
Notary Public



{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

a _____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

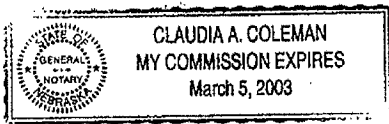
{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) 59 _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

Gregory Duman Gregory Duman
Rebecca R. Duman Rebecca Duman

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 26th day of July, 1999, by



Claudia A. Coleman
Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

a _____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) 90 _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

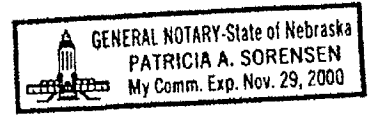
Doug Martin

Kathleen Martin

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 28 day of July, 1999, by
Doug & Kathleen Martin

Patricia A. Sorensen
Notary Public



{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

_____ ,
a _____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

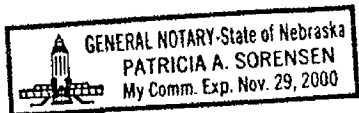
{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) 7, Bay Wood,
a subdivision in Douglas County, Nebraska.

Douglas A. Schuldt
Joyce B. Schuldt

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 28 day of July, 1999, by
Douglas & Joyce Schuldt



Patricia A. Sorensen
Notary Public

{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

a _____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

{ IF OWNED BY INDIVIDUALS }

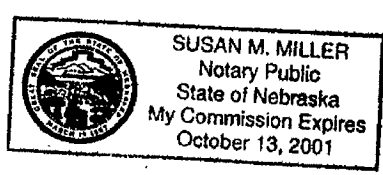
APPROVED by Owner of Lot(s) 11, Bay Wood,
a subdivision in Douglas County, Nebraska.

Mark Blasen
Janet Larson

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 20 day of July, 1999, by
Susan M. Miller

Susan M. Miller
Notary Public



{ IF OWNED BY A CORPORATION }

APPROVED by Owner of Lot(s) _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

a _____ corporation

DATED: _____

By _____
Title _____

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this _____ day of _____, 1999, by
_____, _____ of _____, a
_____ corporation, on behalf of the corporation.

Notary Public

{ IF OWNED BY INDIVIDUALS }

APPROVED by Owner of Lot(s) 44 _____, Bay Wood,
a subdivision in Douglas County, Nebraska.

Gerard M Schonen
Patricia Schonen

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 20 day of July, 1999, by

Susan M McEvoy
Notary Public

