

MODIFICATION TO PROTECTIVE COVENANTS
OF BARTON PLACE ADDITION

The undersigned, being all of the owners of the lots located in Barton Place, an addition to the City of Omaha, Douglas County, Nebraska, hereby modify the Protective Covenants made the first day of April, 1978, filed of record, September 9, 1978 in Book 602 of Miscellaneous Records on Page 704 in the Register of Deeds Office of Douglas County, Nebraska, thereafter amended by "Addendum to Protective Covenants" dated June 12, 1979 and filed of record June 12, 1979 in Book 615 of Miscellaneous Records on Page 685, the Register of Deeds Office in Douglas County, Nebraska on Lots 1 through 18, inclusive, of Barton Place, an addition to the City of Omaha, Douglas County, Nebraska as follows:

Paragraph number 9 is amended to read as follows:

9. The aforementioned covenants relating to square footage of living and garage area and the minimum requirements of a two-car built-in garage shall not apply to the present structure on Lot 4. Should the present structure on Lot 4 be removed, the above square foot covenants and minimum requirements of a two-car built-in garage will then become applicable and in full force and effect on Lot 4.

Paragraph number 13 shall be added as follows:

13. After completion of the erection of a wood and brick pillard six-foot high screen wall on the west sixty-eight feet of Lot 4 and the east four feet of Lot 5 running parallel between the south curb line of Castelar Street and the presently existing structure on Lot 4, such screen wall shall not be removed nor the appearance altered without first obtaining the written consent of Marquis Construction Company, developer, or other entity or committee appointed by Marquis Construction Company. The present and subsequent owner of the west sixty-eight feet of Lot 4 and the east four feet of Lot 5, shall maintain the area between the screen wall and the south curb of Castelar Street in a manner consistent with the appearances of the other front yards of the homes constructed on the other lots and, such area to be maintained shall be covered with bluegrass or

other equivalent grass, which shall be watered and mowed as necessary; and that the area to be maintained shall not be used for any dumping, piling or storing and shall be kept clear of trash, garbage cans and any other refuse or containers. Further, the owner of such premises shall maintain the screen wall in a safe and structurally sound condition.

The aforementioned is to run with the land and shall be binding upon all present and future owners of the above-described real estate.

DATED THIS 28 day of April, 1982.

RENCO PARTNERSHIP

BY: [Signature]

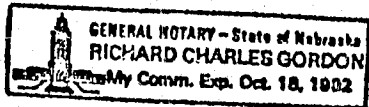
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

Before me, a Notary Public in and for said County and State, Personally came Teri Reuter (Title) of RENCO PARTNERSHIP, known to me to be the identical person who signed the foregoing instrument and acknowledged the execution thereof to be their voluntary act and deed and the voluntary act and deed of the said partnership.

WITNESS my hand and Notarial Seal this 22 day of April, 1982.

[Signature]
Notary Public

My commission expires:



C.H. McAfoos
C.H. McAfoos

Mary A. Brusven
Mary A. Brusven

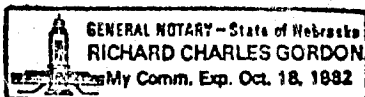
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

Before me, a Notary Public in and for said County and State, personally came C.H. McAFOOS and MARY A. BRUSVEN known to me to be the identical persons who executed the foregoing instrument and they acknowledged the execution thereof to be their voluntary act and deed.

WITNESS my hand and Notarial Seal this 26 day of April, 1982.

Richard C. Gordon
Notary Public

My commission expires:



James M. King
James M. King

Mary Jean King
Mary Jean King

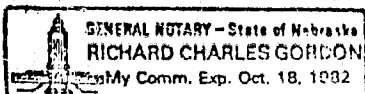
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

Before me a Notary Public in and for said County and State, personally came JAMES M. KING and MARY JEAN KING known to me to be the identical persons who executed the foregoing instrument and they acknowledged the execution thereof to be their voluntary act and deed.

WITNESS my hand and Notarial Seal this 26 day of April, 1982.

Richard C. Gordon
Notary Public

My commission expires:



TED REEDER CONSTRUCTION CO.
By: *Ted Reeder*

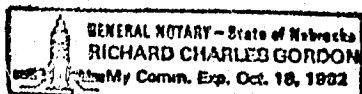
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

Before me a Notary Public in and for said County and State, personally came Ted Reeder, President (Title) of TED REEDER CONSTRUCTION CO., known to me to be the identical person who signed the foregoing instrument and acknowledged the execution thereof to be their voluntary act and deed and the voluntary act and deed of the said corporation.

WITNESS my hand and Notarial Seal this 22 day of April, 1982.

Richard C. Gordon
Notary Public

My commission expires:



MARQUIS CONSTRUCTION CO., INC.

By

[Handwritten Signature]

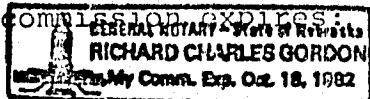
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

Before me, a Notary Public in and for said County and State, personally came _____ (Title) of MARQUIS CONSTRUCTION CO., INC., known to me to be the identical person who signed the foregoing instrument and acknowledged the execution thereof to be their voluntary act and deed and the voluntary act and deed of the said corporation.

WITNESS my hand and Notarial Seal this 27 day of April, 1982.

[Handwritten Signature: Richard C. Gordon]
Notary Public

My



[Handwritten Signature: Kenneth C. Hargis]
Kenneth C. Hargis

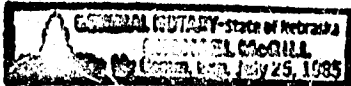
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

Before me, a Notary Public in and for said County and State, personally came KENNETH C. HARGIS known to me to be the identical person who executed the foregoing instrument and he acknowledged the execution thereof to be his voluntary act and deed.

WITNESS my hand and Notarial Seal this 28 day of April, 1982.

[Handwritten Signature: Michael McMill]
Notary Public

My commission expires:



[Handwritten Signature: Dennis T. Berigan]
Dennis T. Berigan

[Handwritten Signature: Tere A. Berigan]
Tere A. Berigan

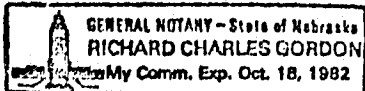
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

Before me, a Notary Public in and for said County and State personally came DENNIS T. BERIGAN and TERE A. BERIGAN to me known to be the identical persons who executed the foregoing instrument and they acknowledged the execution thereof to be their voluntary act and deed.

WITNESS my hand and Notarial Seal this 26 day of April, 1982.

[Handwritten Signature: Richard C. Gordon]
Notary Public

My commission expires:



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Robert L. Ross
Robert L. Ross

Gaylene M. Ross
Gaylene M. Ross

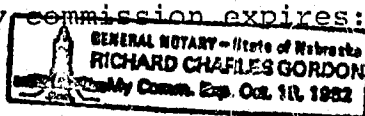
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

Before me, a Notary Public in and for said County and State, personally came ROBERT L. ROSS and GAYLENE M. ROSS to me known to be the identical persons who executed the foregoing instrument and they acknowledged the execution thereof to be their voluntary act and deed.

WITNESS my hand and Notarial Seal this 26 day of April, 1982.

Richard C. Gordon
Notary Public

My commission expires:



Harry P. Patterson
Harry P. Patterson

Candice R. Patterson
Candice R. Patterson

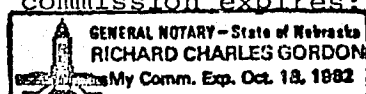
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

Before me, a Notary Public in and for said County and State, personally came HARRY P. PATTERSON AND CANDICE R. PATTERSON to me known to be the identical persons who executed the foregoing instrument and they acknowledged the execution thereof to be their voluntary act and deed.

WITNESS my hand and Notarial Seal this 26 day of April, 1982.

Richard C. Gordon
Notary Public

My commission expires:



Eldred R. Groat
Eldred R. Groat

Barbara J. Groat
Barbara J. Groat

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

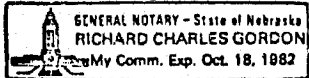
Before me, a Notary Public in and for said County and State, personally came ELDRED R. GROAT and BARBARA J. GROAT to me known

to be the identical persons who executed the foregoing instrument and they acknowledged the execution thereof to be their voluntary act and deed.

WITNESS my hand and Notarial Seal this 26 day of April, 1982.

Richard C. Gordon
Notary Public

My commission expires:



Donald A. Peterson
Donald A. Peterson

Barbara J. Peterson
Barbara J. Peterson

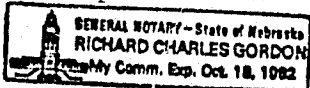
STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

Before me, a Notary Public in and for said County and State, personally came DONALD A. PETERSON and BARBARA J. PETERSON to me known to be the identical persons who executed the foregoing instrument and they acknowledged the execution thereof to be their voluntary act and deed.

WITNESS my hand and Notarial Seal this 26 day of April, 1982.

Richard C. Gordon
Notary Public

My commission expires:



Douglas S. Walsh
Douglas S. Walsh

Elizabeth J. Walsh
Elizabeth J. Walsh

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

Before me, a Notary Public in and for said County and State, personally came DOUGLAS S. WALSH and ELIZABETH J. WALSH to me known to be the identical persons who executed the foregoing instrument and they acknowledged the execution thereof to be their voluntary act and deed.

WITNESS my hand and Notarial Seal this 20 day of April, 1982.

Richard C. Gordon
Notary Public

My commission expires:



21 April

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1982 APR 30 PM 2:47
HAROLD ESTER
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

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ss. Walsh

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