

COUNTER an an S.E.
W-HI-FY P D.E.
PROOF LM
FEES \$ 76.00
CHECK # 39714
CHG _____ CASH _____
REFUND _____ CREDIT _____
SHORT _____ NCR _____

Filed for Record 05-26-09 at 2:18 P.M.
Instrument # 2009-15633
Lloyd J. Dowling Register of Deed Sarpy Cty, NE

**AMENDMENT TO THE
DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS OF VILLAS AT BROOKSIDE**

This Amendment to Declaration for Detachment is made this on the date hereinafter set forth by CR Investments, Inc., a Nebraska corporation, hereinafter referred to as the "Declarant".

RECITALS

WHEREAS, the Declarant is the owner of certain real property in Brookside, the County of Sarpy, State of Nebraska, which is more particularly described as:

Lots 1 - 82, inclusive, 85 - 95, inclusive, 97 - 132, inclusive, Brookside, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska; and Lots 1 - 3, inclusive, all in Brookside Replat 1, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska, (the "Property").

WHEREAS the Property is subject to a Declaration of Covenants, Conditions are Restrictions of Villas at Brookside which was recorded April 26, 2006 as Instrument Number 2006-13884, hereinafter referred to as the "Original Declaration".

WHEREAS the Original Declaration provides in Article XI, Section 3 that the Declarant thereunder may remove Lots at any time from being subject to the Declaration and covert them to single family residential use.

WHEREAS the Declarant desires to remove the Lots 1 - 45, inclusive, Brookside from the Original Declaration.

NOW, THEREFORE, Declarant hereby declares that all of the properties described above shall be held, sold and conveyed subject to the following easements, restrictions, covenants,, and conditions, which are for the purpose of protecting the value and desirability of, and which shall run with, the real property and be binding on all parties having any right, title or interest in the described properties or any part thereof, their ehir, successors and assigns, and shall inure to the benefit of each owner thereof.

1. Declarant hereby declares that Lots 1 - 45, inclusive, Brookside, a subdivision as surveyed, platted and recorded in Sarpy County, Nebraska shall be detached and removed from the Original Declaration and that the Original Declaration shall be of no further force and effect against those Lots only and shall no longer be subject to the Original Declaration. This detachment shall inure to the benefit of each subsequent owner thereof. Nothing contained herein shall be deemed to be a limitation of the Declarant right to subsequently file new or substitute Protective Covenants against the property removed.

RETURN TO:
CR FULLENKAMP, DOYLE & JOBEUN
11440 WEST CENTER ROAD
OMAHA, NEBRASKA 68144-4482
ATTN: Beo

2009-15633 A

DECLARANT:
CR INVESTMENTS, INC., a Nebraska
Corporation,



Chad Larsen, Vice-President

State of Nebraska)
)ss.
County of Douglas)

The foregoing instrument was acknowledged before me this 13th day of May, 2009, 2009 by Chad Larsen, Vice-President of CR Investments, Inc., a Nebraska corporation, on behalf of the Corporation.

Diane L. Henninger
Notary Public

