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BOOK 59 OF Misc PG 479
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 REGISTER OF DEEDS
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DON CLARK
 REGISTER OF DEEDS
 SAUNDERS CO. NEBR.

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BOOK 205 PAGE 12

OF CW INST# 491

AMENDMENT TO DECLARATIONS OF IRON HORSE AND IRON HORSE II

THIS AMENDMENT TO DECLARATIONS is made the date hereinafter set forth by IRON HORSE DEVELOPMENT, L.L.C., a Nebraska limited liability company ("Declarant").

RECITALS

A. On March 13, 2000, a document entitled Declaration of Covenants, Conditions, Restrictions and Easements of Iron Horse, a Subdivision in Cass and Saunders Counties, Nebraska for Lots One (1) through Nine (9), inclusive, and Lots Eighteen (18) through One Hundred Forty-seven (147), inclusive, in IRON HORSE, a subdivision as surveyed, platted and recorded in Cass and Saunders Counties, Nebraska, were recorded by Declarant, in the office of the Register of Deeds of Cass County, Nebraska at Book 55 Page 362 of the Miscellaneous Records and in the office of the Register of Deeds of Saunders County, Nebraska at Book 242 Page 902 of the General Records and by an amendment and restatement of the Declaration recorded of record at Book 245 Page 791 of the General Records at the Office of the Register of Deeds of Saunders County, Nebraska and at Book 55 Page 709 of the Miscellaneous Records at the Office of the Register of Deeds of Cass County, Nebraska Lots One (1) through Ten (10), inclusive, IRON HORSE REPLAT I, a subdivision as surveyed, platted, and recorded in Cass and Saunders Counties, Nebraska; and Lots One (1) through Nineteen (19), inclusive, in IRON HORSE REPLAT II, a subdivision as surveyed, platted and recorded in Cass and Saunders Counties, Nebraska were added to the Declaration, as amended, (hereinafter collectively the "Declaration").

B. On May 14, 2002, a document entitled Declaration of Covenants, Conditions, Restrictions and Easements of Lots 149-209, inclusive, Iron Horse II, a subdivision in Cass and Saunders Counties, Nebraska, was recorded by Declarant in the office of the Register of Deeds of Saunders County, Nebraska at Book 271 Page 635 of the General Records, and in the office of the Register of Deeds of Cass County, Nebraska at Book 58 Page 369 of the Miscellaneous Records (hereinafter collectively the "Declaration II")

C. Paragraph 3 of Article V of the Declaration provides that for a period of ten (10) years following March 13, 2000, the Declarant shall have the sole, absolute and exclusive right to amend, modify or supplement all or any portion of the Declaration.

D. Paragraph 3 of Article V of the Declaration provides that for a period of ten (10) years following May 8, 2002, the Declarant shall have the sole, absolute and exclusive right to amend, modify or supplement all or any portion of the Declaration II.

NOW, THEREFORE, Declarant hereby declares that the Declaration recorded on March 13, 2000 at Book 55 Page 362 of the Miscellaneous Records of the Register of Deeds of Cass County, Nebraska and at Book 242 Page 902 of the General Records of the Register of Deeds of Saunders County, Nebraska, and all amendments thereto, and the Declaration II recorded on May 14, 2002 in the office of the Register of Deeds of Saunders County, Nebraska at Book 271 Page 635 of the General Records, and in the office of the Register of Deeds of Cass County, Nebraska at Book 58 Page 369 of the Miscellaneous Records, all should be and hereby are amended in the following manner:

I. By deleting therefrom Paragraph 8 of Article III of the Declaration and deleting therefrom Paragraph 8 of Article III of the Declaration II and adding in their place and stead the following:

8. Abatement and Proration of Dues and Assessments. Notwithstanding any other provision of this Declaration, the Board of Directors shall abate one hundred (100%) percent of the dues or assessments

FULL ENKAMP, DOYLE & JOBEUN
 11440 WEST CENTER ROAD
 OMAHA, NEBRASKA 68144-4482

due in respect to any Lot owned by the Declarant or any builder designated in writing by Declarant. Upon Declarant's or any designated builder's transfer of its ownership interest to any non-designated builder or third party, said abatement shall cease.

All other terms of said Declaration, as amended, and said Declaration II shall remain in full force and effect.

Dated this 20 day of February 2003.

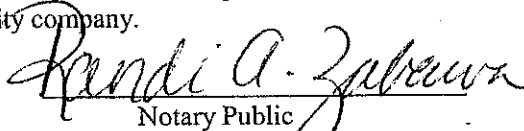
IRONHORSE DEVELOPMENT, L.L.C., a Nebraska limited liability company

By: 

TIMOTHY W. YOUNG, Managing Member

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

On this 20 day of February 2003, the foregoing instrument was acknowledged before me, a Notary Public, by Timothy W. Young, Managing Member of Iron Horse Development, L.L.C., a Nebraska limited liability company, acting on behalf of said limited liability company.


Notary Public

