

97-01739

INSTRUMENT NUMBER

97-001739

97 JAN 29 PH 2:07

*Lloyd J. Dowding*

REGISTER OF DEEDS

Counters *mi*  
Verify *mi*  
D.E. *mi*  
Proof *mi*  
Fee \$ *23.00*  
Ck   
Cash   
Clt *FHTS*

\*\*\*\*\*

**THIS PAGE ADDED FOR  
RECORDING INFORMATION**

**LLOYD J. DOWDING  
SARPY COUNTY REGISTER OF DEEDS  
1210 GOLDEN GATE DRIVE #1109 - PAPIILLION, NE 68046  
PHONE: (402)593-5773 FAX: (402)593-2338**

97-01739A

95-02898

PLEASE RETURN TO:  
HEARTLAND TITLE SERVICES, INC.  
1320 S 119th ST  
OMAHA, NE 68144

AMENDMENT TO DECLARATION OF COVENANTS

BROOK VALLEY BUSINESS PARK

THIS AMENDMENT IS MADE THIS 20TH DAY OF FEBRUARY, 1995 BY BROOK VALLEY LIMITED PARTNERSHIP, A NEBRASKA LIMITED PARTNERSHIP (HEREINAFTER REFERRED TO AS "DECLARANT"),

WHEREAS, THE DECLARANT IS THE OWNER OF THE FOLLOWING DESCRIBED REAL PROPERTY:

\* Lot 1 EXCEPT the North 30.00 feet of the West 456.00 feet of said Lot 1, TOGETHER WITH Lot 2 EXCEPT the East 300 feet of the North 582.03 feet of said Lot 2, TOGETHER WITH all of Lot 3, TOGETHER WITH that part of Lot 4 more particularly described as follows: Beginning at the Northwest corner of said Lot 4; thence North 87°38'24" East (Assumed bearing) 471.84 feet on the North line of said Lot 4 to the Northeast corner thereof; thence Southeasterly on the Easterly line of said Lot 4 on a non-tangent 275.00 foot radius curve to the left, chord bearing South 11°35'43" East, chord distance 88.27 feet, an arc distance of 88.65 feet; thence South 69°10'11" West 478.14 feet on a non-tangent line to the West line of said Lot 4; thence North 21°21'40" West 116.97 feet on the West line of said Lot 4; thence North 00°08'15" East 128.13 feet on the West line of said Lot 4 to the point of beginning, TOGETHER WITH all of Lots 5 through 17, both inclusive, TOGETHER WITH the East 49.39 feet of Lots 18 and 21, TOGETHER WITH all of Lots 22 through 26, both inclusive, TOGETHER WITH all of Lot 28, ALL in BROOK VALLEY BUSINESS PARK, a Subdivision, as surveyed, platted and recorded, in Sarpy County, Nebraska, AND

THE DECLARANT HAS AGREED TO AMEND SAID DECLARATION OF COVENANTS WHICH WERE RECORDED ON THE 25TH DAY OF FEBRUARY, 1993 AT INSTRUMENT NO. 93-003605 OF THE RECORDS OF SARPY COUNTY, NEBRASKA, BY DELETING ARTICLE II, PARAGRAPH B OF SAID COVENANTS AND AMENDING PARAGRAPH A TO READ AS FOLLOWS: ALL BUILDING WALLS THAT FACE STREETS, EXCEPT ANCILLARY BUILDINGS, SHALL BE APPROVED MASONRY CONSTRUCTION SUCH AS BRICK, STONE, PAINTED CONCRETE BLOCK, ARCHITECTURAL CONCRETE OR ARCHITECTURAL PLASTER.

THE DECLARANT HEREIN STATES THAT THE REMAINDER OF SAID DECLARATION OF COVENANTS SHALL CONTINUE ON IN FULL FORCE AND EFFECT AND ARE HEREBY RATIFIED AND AFFIRMED BY THE UNDERSIGNED.

IN WITNESS WHEREOF, THE DECLARANT HAS EXECUTED THIS AMENDMENT ON THE DATE FIRST MENTIONED ABOVE.

\* now known as Lots 31, 32, part of Lots 30 and 33, Brook Valley Business Park

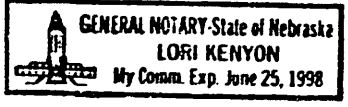
BROOK VALLEY LIMITED PARTNERSHIP,  
a Nebraska Limited Partnership

By: Prime Realty, Inc., general partner

By: James V. McCart  
James V. McCart, President

STATE OF Nebraska,  
COUNTY OF Douglas, ss.

1st The foregoing instrument was acknowledged before me, a Notary Public, on this 1 day of March 1995, by James V. McCart



Lori Kenyon  
My Commission expires 6-25-98 NOTARY PUBLIC

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95-2898

HTS