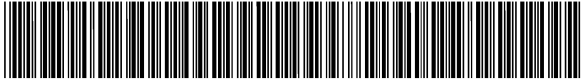




MISC 2010032845



APR 19 2010 11:16 P 2

Fee amount: 14.00
FB: see document
COMP: SB

Received - DIANE L. BATTIATO
Register of Deeds, Douglas County, NE
04/19/2010 11:16:48.00



(43-03446:R1)
(43-03448:R2)
(43-03449:R3)

After recording please
Return To:
Marilyn Watson
Seldin Company
13057 West Center Rd.
Omaha, NE 68144

RECORDER'S SPACE

SUPPLEMENT TO REA

THIS SUPPLEMENT TO REA dated this 14th day of April, 2010 is executed by the undersigned pursuant to the terms of the Reciprocal Easement and Operation Agreement identified herein.

WITNESSETH:

WHEREAS, BENSON PARK PLAZA, L.L.C. ("Developer") and Home Depot U.S.A., Inc. ("HD") executed a Reciprocal Easement and Operation Agreement dated June 14, 2000, and recorded June 15, 2000, in Book 1341, at Page 366, as amended by recorded documents (collectively "REA"), on property described as **Lots 1 through 8, Benson Park Plaza Replat 1 (of which Lots 3 and 4 were subsequently replatted by Administrative Subdivision into Lots 1 and 2, Benson Park Plaza Replat 2 and Lots 6, 7 and 8 were subsequently replatted into Lots 1, 2 and 3, Benson Park Plaza Replat 3)** an Addition to the City of Omaha, as surveyed, platted and recorded in Douglas County, Nebraska; and

WHEREAS, the REA provides that any entity acquiring a Parcel or a portion of a Parcel must execute this Supplement to acknowledge that such acquiring entity has, because of such acquisition, become an "Owner" under the REA; and

WHEREAS, the undersigned has acquired the real property ("Acquired Land") described as **Lot 2, Benson Park Plaza Replat 1** attached and incorporated herein by reference;

NOW, THEREFORE, pursuant to and in compliance with the terms of the REA, the undersigned hereby acknowledges and agrees that it: (a) is an Owner under the terms of the REA; (b) will comply with the terms of the REA; and (c) will be responsible from the date of this Supplement for the obligations of the Owner of the Acquired Land as set forth in the REA.

Pursuant to Article X of the REA, the undersigned hereby states that notices and other communications issued under the REA to the undersigned should be sent as follows (telephone

and Fax numbers are shown for informational purposes and do not amend the manner in which Notice shall be given):

Entity Name: Metro Health Services Federal Credit Union
Entity Address: 14517 F Street, Suite 211
Omaha, NE 68137
Attn/Contact Person: Michael P. McDermott
Telephone No. (402) 551-3052

With a Copy to: Fullenkamp Doyle & Jobeun
Attn/Contact Person: LARRY JOBEUN
Telephone No. (402) 334-0700

The undersigned hereby authorizes an executed copy of this Supplement to be recorded in the Recorder's Office of Douglas County, Nebraska.

ACQUIRING ENTITY:

Metro Health Services Federal Credit Union
a Federal Credit Union
By: [Signature]
Print Name: Michael P. McDermott
Its: President / CEO

STATE OF Nebraska)
) ss.
COUNTY OF Douglas)



On this 14th day of April, 2010 before me personally came Michael P. McDermott, known to me to be the person whose name is subscribed to the foregoing instrument as an authorized signatory for Metro Health Services FCU, the entity described in and which executed the foregoing instrument, and who acknowledged to me that: the instrument was executed for the purpose and consideration therein expressed as the act of the entity, the seal, if any, was affixed, and the instrument was signed by the authorized signatory, all by order of the board of directors or similar governing body of said entity.

[Signature]
Notary Public

My Commission Expires: August 26, 2012