



BK 1444 PG 059-062



MISC 2002 13120

RICHARD N. TAKECHI  
REGISTER OF DEEDS  
DOUGLAS COUNTY, NE

02 JUN -7 PM 3:10

RECEIVED

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BKP \_\_\_\_\_ C/O \_\_\_\_\_ COMP \_\_\_\_\_  
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AMENDMENT TO PROTECTIVE COVENANTS

THIS AMENDMENT TO PROTECTIVE COVENANTS is made the date hereinafter set forth by HearthStone Homes, Inc., a Nebraska Corporation.

RECITALS

C. On August 1, 2001, a document entitled Declaration of Covenants, Conditions, Restrictions and Easements for Carriage Hill (hereinafter the "Protective Covenants") for Lots 1 - 110, inclusive, and Outlot "A", in Carriage Hill, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska, were recorded by HearthStone Homes, Inc., a Nebraska Corporation, Declarant, in the office of the Register of Deeds of Douglas County, Nebraska Miscellaneous Book 1392 Page 458.

D. Article IV, Paragraph 2 of the Protective Covenants provides that the covenants and restrictions may be amended by the Declarant, or any person, firm, corporation, partnership, or entity designated in writing by the Declarant, in any manner which it may determine in its full and absolute discretion for a period of ten (10) years following August 1, 2001.

NOW, THEREFORE, Declarant hereby declares that the Protective Covenants recorded on August 1, 2001 at Miscellaneous Book 1392 Page 458 in the Office of the Register of Deeds of Douglas County, Nebraska shall be and hereby are amended by deleting therefrom Paragraph 8. of Article I, and adding in its place and stead the following:

8. No fence shall be permitted to extend beyond the front line of a main residential structure. Fences constructed adjacent to Dora Hamann Boulevard (Lots 1) must be located on the five (5) foot landscape easement line abutting Dora Hamann Boulevard, and must be a six (6) foot high, white vinyl, privacy type fence with pickets as manufactured by Kroy Building Products, Style and Model #K84, as depicted on Exhibit "A" attached hereto and incorporated herein by reference, or equivalent; running from rear lot line, to a point where a straight line, extended from the plane of the rear foundation wall, intersects with the five (5) foot landscape easement line abutting Dora Hamann Boulevard, as depicted on Exhibit "B" attached hereto and incorporated herein by reference. Construction of said fence is subject to City of Omaha Zoning, Building and Parks Department Regulations and/or Requirements, which are subject to change. No chain link fencing shall be permitted on any Lot except as may be constructed by Declarant on the rear of Lots 44 - 47 inclusive, in his or her sole and absolute discretion.

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No hedges or mass planted shrubs shall be permitted more than the (10) feet in front of the front building line. If a fence is constructed on any Lot by the developer or by the owner, the owner of any such Lot, or their successors in interest, shall, at his sole expense, maintain and keep such fence in good order, including the removal of graffiti and the prevention of posting of signs, banners or any other thing on said fence, and repair and replace the same with the same style and equal quality fence when and if reasonably necessary.

All other terms of said Protective Covenants shall remain in full force and effect.

IN WITNESS WHEREOF, HearthStone Home, Inc., a Nebraska Corporation, pursuant to the authority contained in the Declaration of Covenants, Conditions and Restrictions for Bridlewood has executed this Amendment to Protective Covenants, this 7th day of June, 2002.

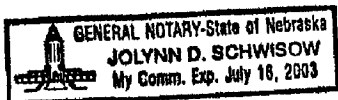
HEARTHSTONE HOMES, INC.,  
A Nebraska Corporation,

By

John J. Smith  
John J. Smith

STATE OF NEBRASKA )  
) ss.  
DOUGLAS COUNTY )

On this 7 day of June, 2002, the foregoing instrument was acknowledged before me, a Notary Public, by John J. Smith, HearthStone Homes, Inc. a Nebraska Corporation, acting on behalf of said Corporation.



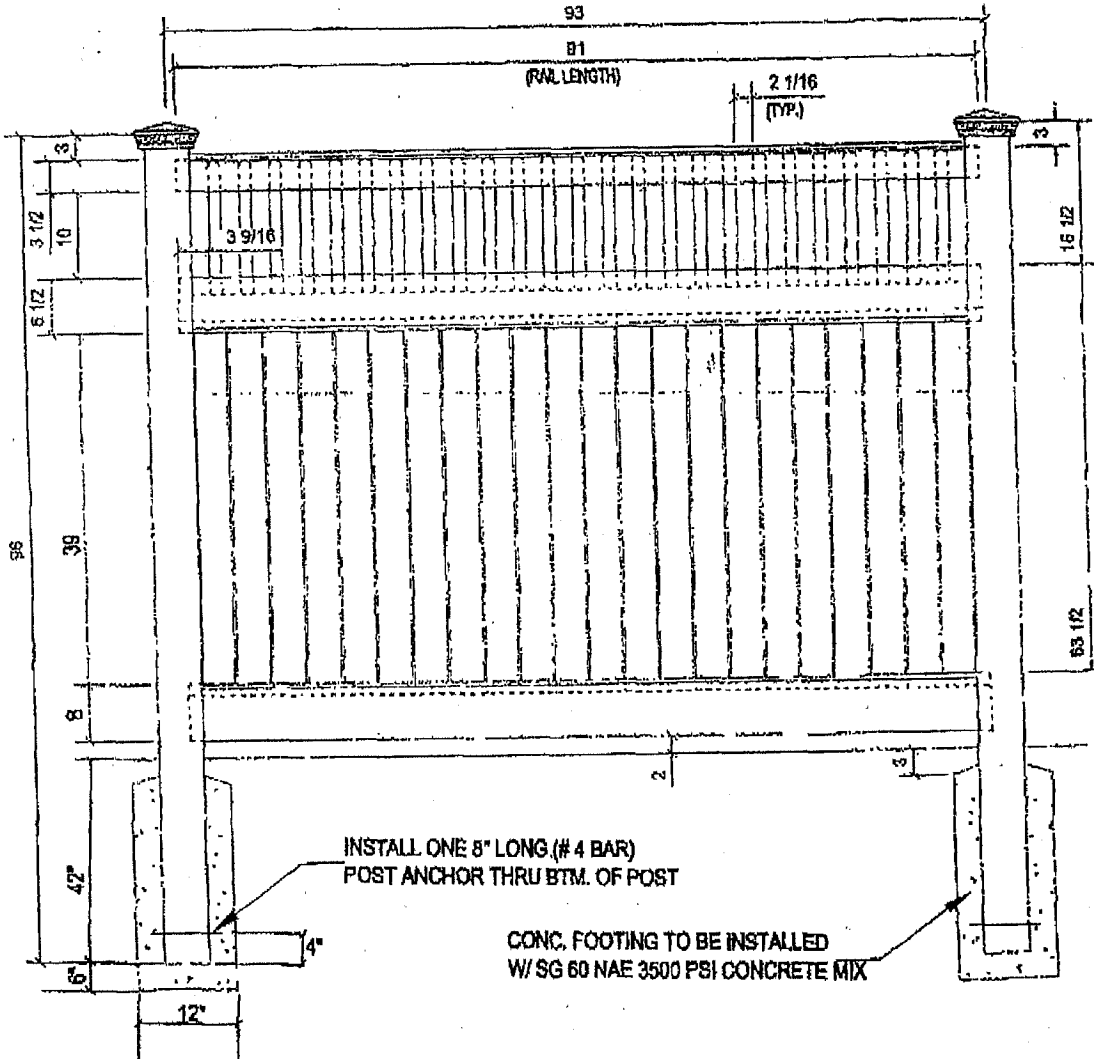
Jolynn D. Schwisow  
Notary Public

**EXHIBIT "A"**  
Page 1 of 1

FENCE MFG. BY  
KROY BUILDING PRODUCTS  
STYLE AND MODEL #K 84  
6' VINYL PRIVACY FENCE W/ PICKETS

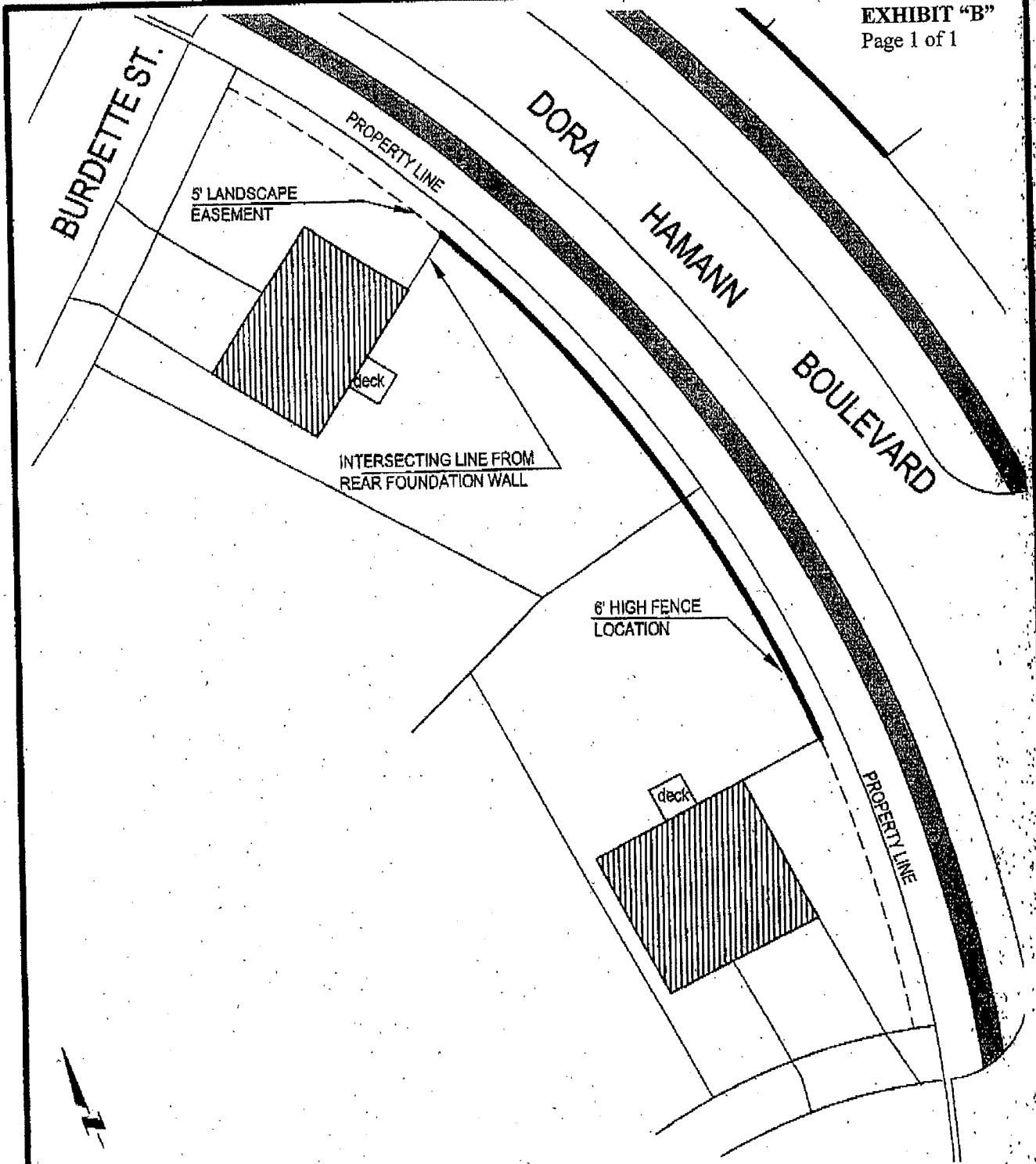
**POSTS:**  
(1) 5" X 5" X 96"  
**RAILS:**  
(1) 2" X 6" 1/2" X 91" SLOTTED  
(1) 2" X 3 1/2" X 91"  
(1) 1" X 3 1/2" X 88"  
DECORATIVE RAIL  
**POST CAPS:**  
(1) 5" X 5" CLASSIC  
(1) 2" X 8" X 91" RIBBED BOTTOM

**PICKETS:**  
(25) 1 3/8" X 1 3/8" X 15"  
**PLANKS:**  
(11) 1" X 8" T & G X 41 1/2"  
WITH "V" GROOVE



**6' VINYL FENCE DETAIL**

NOT TO SCALE



**E&A CONSULTING GROUP, INC.**  
 ENGINEERS • PLANNERS • SURVEYORS  
 12001 Q STREET, OMAHA, NE 68137 PH: (402) 696-4300

Drawn by: RPB    Chkd by: \_\_\_\_\_    Date: \_\_\_\_\_    Chkd by: \_\_\_\_\_    Date: \_\_\_\_\_

Job No.: 98128    Date: 03/26/02    Book No.:

**CARRIAGE HILL  
 BOULEVARD TYPICAL  
 FENCE EXHIBIT**