

BOOK 798 PAGE 643

SUPPLEMENTARY AMENDMENTS TO DECLARATION

Supplementary Amendments to Declaration made on the date hereinafter set forth by more than eighty percent (80%) of the owners of Lots 24 through 61, inclusive, Escalante Hills, a subdivision in Douglas County, Nebraska (hereinafter collectively referred to as the "Lot Owners"), as of the date hereof:

W I T N E S S E T H :

WHEREAS, certain Amendments to Declaration were filed in Book 633, Page 242 of the Miscellaneous Records of the Register of Deeds office, Douglas County, Nebraska, said Amendments to Declaration provided for the maintenance of that portion of Lot 62, Escalante Hills, a subdivision in Douglas County, Nebraska, described as "Lot 62 East," as set forth in Exhibit "C" attached hereto and incorporated herein by reference.

WHEREAS, pursuant to said Amendments to Declaration, eighty percent (80%) of the Lot Owners have served written notice upon Escalante Hills Property Owners Association, Inc. that they will undertake all obligations of maintenance of Lot 62 East, said Lot Owners having formed Lot 62 East Property Owners Association, Inc. (the "Association"), for the purposes of maintaining and assessing said Lots 24 through 61, inclusive, in accordance with the Covenants and Declarations filed against said lots.

NOW, THEREFORE, in accordance with the foregoing preambles, the undersigned hereby amend the Amendments to Declaration as hereinabove described by these Supplementary Amendments to Declaration as follows:

1. The Association, a property owners association made up of more than eighty percent (80%) of the Lot Owners, agrees to undertake all obligations of maintenance of Lot 62 East and the Association shall have the authority to levy assessments against Lots 24 through 61, inclusive, as set forth in the Covenants and Declarations.

2. Escalante Hills Property Owners Association, Inc., shall be relieved of all responsibility for the maintenance of Lot 62 East; provided, however, that Escalante Hills Property Owners Association, Inc. shall continue to pay, on behalf of their members abutting Lot 62 East, assessments for maintenance, and Escalante Hills Property Owners Association, Inc.'s authority for assessments for maintenance of Lot 62 East shall terminate and then become the responsibility of the Association.

RECEIVED
1986 DEC 19 PM 1:40
GEORGE J. BUGLEWICZ
REGISTER OF DEEDS
DOUGLAS COUNTY, NEBR.

BK 798 N 79-218 etc KP
PG 643-654 N 79/155 DEL VLMC B.C.
OF Muecke COMP R F/B MC-11350

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IN WITNESS WHEREOF, the undersigned have signed this Supplementary Amendments to Declaration this 24 day of November, 1986.

ESCALANTE HILLS PROPERTY OWNERS
ASSOCIATION, INC.,

By Richard W. Diamond

LOT 62 EAST PROPERTY OWNERS
ASSOCIATION, INC.,

By Gene Brown

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 24th day of November, 1986, by Richard W. Diamond, Chairman of the Board, on behalf of Escalante Hills Property Owners Association, Inc.

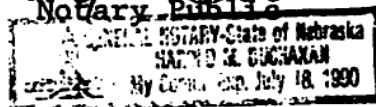


Marian L. Masek
Notary Public

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 17 day of December, 1986, by Gene Brown, on behalf of Lot 62 East Property Owners Association, Inc.

Gerald Buchanan
Notary Public



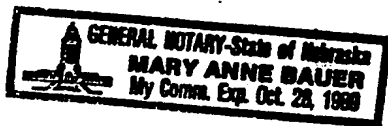
BOOK 798 PAGE 645

Part of Lot 42, Escalante Hills (4742 North 109th Circle).

Robert S. Pettibone
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this
16 day of Sept, 1986, by ROBERT S. PETTIBONE,
owner of part of Lot 42, Escalante Hills (4742 North 109th
Circle).



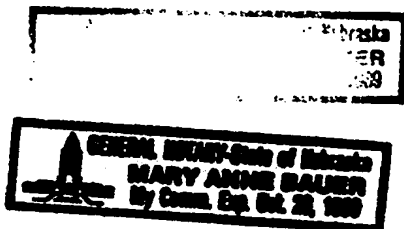
Mary Anne Bauer
Notary Public

Part of Lots 42 and 43, Escalante Hills (4736 North 109th Circle).

Stephen J. Witala
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this
16 day of Sept, 1986, by STEPHEN J. WITALA,
owner of part of Lots 42 and 43, Escalante Hills (4736 North
109th Circle).



Mary Anne Bauer
Notary Public

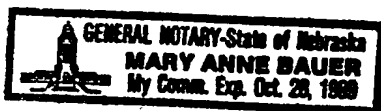
BOOK 798 PAGE 646

Part of Lots 27 and 28, Escalante Hills (4714 North 111th Circle).

Robert A. Johnson
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 16 day of Sept, 1986, by ROBERT A. JOHNSON, owner of part of Lots 27 and 28, Escalante Hills (4714 North 111th Circle).



Mary Anne Bauer
Notary Public

Part of Lots 28 and 29, Escalante Hills (4710 North 111th Circle).

Helen A. Johnson
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this ✓ day of October, 1986, by Helen A. Johnson, owner of part of Lots 28 and 29, Escalante Hills (4710 North 111th Circle).



Mary Anne Bauer
Notary Public

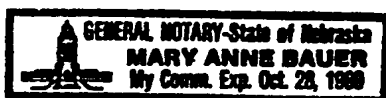
ESCK 798 PAGE 647

Part of Lots 29 and 30, Escalante Hills (4705 North 111th Circle).

Mary Ann Schumacher
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 16 day of Sept, 1986, by MARY ANN SCHUMACHER owner of part of Lots 29 and 30, Escalante Hills (4705 North 111th Circle).



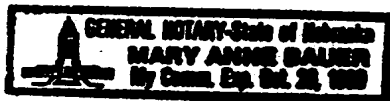
Mary Anne Bauer
Notary Public

Part of Lots 30 and 31, Escalante Hills (4709 North 111th Circle).

Karen Abbott
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 26 day of Sept, 1986, by KAREN ABBOTT owner of part of Lots 30 and 31, Escalante Hills (4709 North 111th Circle).



Mary Anne Bauer
Notary Public

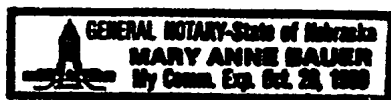
BOOK 798 PAGE 648

Part of Lots 32 and 33, Escalante Hills (4717 North 111th Circle).

Dorothy M Kubal
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 16 day of Sept, 1986, by Dorothy M Kubal, owner of part of Lots 32 and 33, Escalante Hills (4717 North 111th Circle).



Mary Anne Bauer
Notary Public

Part of Lots 31 and 32, Escalante Hills (4713 North 111th Circle).

Jacqueline K Nybbelin
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 16 day of Sept, 1986, by Jacqueline Nybbelin, owner of part of Lots 31 and 32, Escalante Hills (4713 North 111th Circle).



Mary Anne Bauer
Notary Public

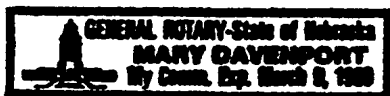
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All of Lot 35 and part of Lot 34, Escalante Hills (4725 North 111th Circle).

Mary Anne Bauer
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 17 day of Sept, 1986, by MARY ANNE BAUER, owner of all of Lot 35 and part of Lot 34, Escalante Hills (4725 North 111th Circle).



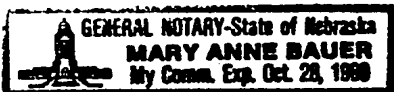
Mary Davenport
Notary Public

Part of Lots 33 and 34, Escalante Hills (4721 North 111th Circle).

Lane Brown
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 16 day of Sept, 1986, by GENE BROWN, owner of part of Lots 33 and 34, Escalante Hills (4721 North 111th Circle).



Mary Anne Bauer
Notary Public

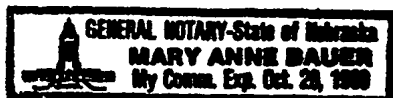
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Part of Lots 37 and 38, Escalante Hills (10947 Larimore Avenue).

William E. Gerkin
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this
16 day of Sept, 1986, by WILLIAM E GERKIN,
owner of part of Lots 37 and 38, Escalante Hills (10947 Larimore
Avenue).



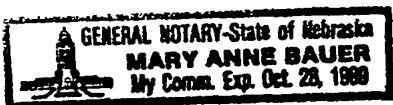
Mary Anne Bauer
Notary Public

All of Lot 36 and part of Lot 37, Escalante Hills (10953 Larimore Avenue).

Paul L Pieper
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this
16 day of Sept, 1986, by PAUL L PIEPER,
owner of all of Lot 36 and part of Lot 37, Escalante Hills (10953
Larimore Avenue).



Mary Anne Bauer
Notary Public

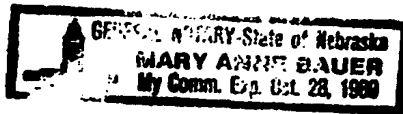
BOOK 798 PAGE 651

*
Part of Lots 49 and 50, Escalante Hills (Tract No. 111).

Wayne A. Schiemann
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this
6 day of October, 1986, by WAYNE A. SCHIEMANN
owner of part of Lots 49 and 50, Escalante Hills (Tract No. 111).



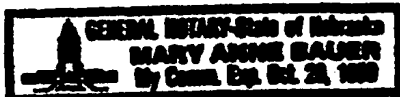
Mary Anne Bauer
Notary Public

*
Part of Lots 47 and 49 and all of Lot 48, Escalante Hills (Tract No. 112).

Dean C. Mueller
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this
7 day of October, 1986, by DEAN C. MUELLER,
owner of part of Lots 47 and 49 and all of Lot 48, Escalante
Hills (Tract No. 112).



Mary Anne Bauer
Notary Public

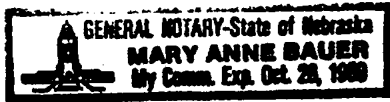
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Part of Lots 46 and 47, Escalante Hills (Tract No. 113).

Karin Menghini
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this
7 day of October, 1986, by Karin Menghini,
 owner of part of Lots 46 and 47, Escalante Hills (Tract No. 113).



Mary Anne Bauer
Notary Public

Part of Lots 43 and 45 and all of Lot 44, Escalante Hills (Tract No. 115).

Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this
 _____ day of _____, 1986, by _____,
 owner of part of Lots 43 and 45 and all of Lot 44, Escalante
 Hills (Tract No. 115).

Notary Public

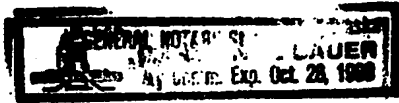
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All of Lots 24 and 25 and part of Lot 26, Escalante Hills (Tract No. 123).

Delaine Carlson
Owner

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 23 day of Sept, 1986, by DELAINÉ CARLSON, owner of all of Lots 24 and 25 and part of Lot 26, Escalante Hills (Tract No. 123).



Mary Anne Bauer
Notary Public

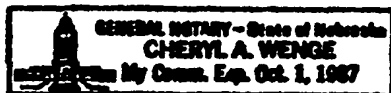
Lot 61, and part of Lot 60, Escalante Hills (Tract No. 103); Part of Lots 59 and 60, Escalante Hills (Tract No. 104); All of Lot 58 and part of Lots 57 and 59, Escalante Hills (Tract No. 105); All of Lot 56 and part of Lot 57, Escalante Hills (Tract No. 106); Part of Lot 54 and all of Lot 55, Escalante Hills (Tract No. 107); Part of Lots 53 and 54, Escalante Hills (Tract No. 108); Part of Lots 51, 52 and 53, Escalante Hills (Tract No. 109); Part of Lots 50, 51 and 52, Escalante Hills (Tract No. 110); Part of Lots 45 and 46, Escalante Hills (Tract No. 114); Part of Lots 38 and 40, and all of Lot 39, Escalante Hills (Tract No. 116); All of Lot 41 and part of Lot 40, Escalante Hills (Tract No. 117); and Part of Lots 27 and 26, Escalante Hills (Tract No. 124).

NEBRASKA SERVICE CORPORATION, a
Nebraska corporation, ("Owner")

By *Charles J. Hesse*
Ex J.P.

STATE OF NEBRASKA)
) ss.:
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 8 day of December, 1986, by Charles J. Hesse, Ex J.P. of NEBRASKA SERVICE CORPORATION, a Nebraska corporation, on behalf of the corporation.



Cheryl A. Wenge
Notary Public

-11-

Exhibit "C"

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LEGAL DESCRIPTION

A Part of Lot 62
Escalante Hills

All of Lot 62, Escalante Hills, a subdivision located in part of the East 1/2 of the NE 1/4 of Section 5, Township 15 North, Range 12 East of the 6th P.M., Douglas County, Nebraska, except the portion lying within the following described boundary:

Beginning at the Southwest corner of said Escalante Hills; thence $N00^{\circ}12'10''E$ (assumed bearing) along the West line of said Escalante Hills, a distance of 506.90 feet to the Southwest corner of Lot 9, Escalante Hills; thence $N67^{\circ}14'54''E$ along the Southerly line of said Lot 9 Escalante Hills, a distance of 164.63 feet to a point on the Westerly right-of-way line of 112th Street; thence Southeasterly along said Westerly right-of-way line of 112th Street on a curve to the left with a radius of 373.91 feet, a distance of 46.48 feet, said curve having a long chord which bears $S26^{\circ}17'40''E$ a distance of 46.45 feet to the Northerly corner of Lot 10, Escalante Hills; thence $S60^{\circ}07'54''W$ along the Northerly line of said Lot 10, Escalante Hills, a distance of 80.94 feet to the Westerly corner of said Lot 10 Escalante Hills, said point also being the Northerly corner of Lot 11, Escalante Hills; thence $S12^{\circ}35'01''W$ along the Westerly line of said Lot 11, Escalante Hills and the Westerly line of Lot 12 Escalante Hills, a distance of 134.20 feet to the Southwest corner of said Lot 12 Escalante Hills, said point also being the Northwest corner of Lot 13, Escalante Hills; thence $S00^{\circ}06'05''E$ along the West line of Lots 13 thru 16 inclusive, Escalante Hills, a distance of 282.50 feet to the Southwest corner of said Lot 16, Escalante Hills; thence $S89^{\circ}53'55''W$ along the South line of Lots 17 and 18, Escalante Hills, a distance of 240.00 feet to the Southeast corner of said Lot 18, Escalante Hills; thence $S00^{\circ}06'05''E$ a distance of 75.00 feet to a point on the South line of said Escalante Hills; thence $S89^{\circ}52'55''W$ along said South line of Escalante Hills, a distance of 315.40 feet to the Point of Beginning.

12/11/79
#6504