

AMENDMENT TO PROTECTIVE COVENANTSHOWARD & HOWARD, INC.

TO WHOM IT MAY CONCERN:

The undersigned, Howard & Howard, Inc., being the owner of all the Lots in Block One (1) and Two (2), in Lebbert's Second Addition to Bennington, Douglas County, Nebraska, do hereby amend the Protective Covenants covering said real estate filed by it on March 15, 1966, and recorded in Book 435 at Page 113 in the Miscellaneous Records in the Register of Deeds Office for Douglas County, Nebraska, so as to read as follows:

A. Paragraph (2) is hereby amended to read as follows:

- "(2) No building shall be located on residential lots Nos. 1 through 8, inclusive, in Block One (1), nearer than thirty-five (35) feet to the front lot line, nor nearer than seven (7) feet to any inside lot line, nor nearer than ten (10) feet to any side street line.
- " No building shall be located on any residential lot in Block One (1), except lots 1 through 8 inclusive, nearer than forty (40) feet to the front lot line, nor nearer than seven (7) feet to any inside lot line, nor nearer than ten (10) feet to any side street line.
- " No building shall be located on any residential lot in Block Two (2), nearer than Thirty-five (35) feet to the front lot line, nor nearer than Five (5) feet to any inside lot line, nor nearer than Ten (10) feet to any side street line.
- " No dwelling shall be located nearer than Twenty-five (25) feet to any side street line."

B. Paragraph (17) is hereby amended to read as follows:

- "(17) For valuable consideration, Howard & Howard, Inc., a Nebraska corporation, does hereby give and grant a perpetual license and easement in favor of Omaha Public Power District and Northwestern Bell Telephone Company, their successors and assigns, to erect, operate, maintain, repair and renew poles with the

necessary supports, sustaining wire, cross-arms, guys and anchors and other instrumentalities and to extend thereon wires for the carrying and transmission of electric current for light, heat, and power and for all telephone and telegraph and message service, over, under, and upon a five foot strip of land adjoining the side and rear boundary lines of all of the Lots in Block One (1) and Block Two (2), Lebbert's Second Addition to Bennington, Nebraska, a subdivision in Douglas County, Nebraska. Said license being granted for the use and benefit of all present and future owners of land within said addition."

IN WITNESS WHEREOF, the said HOWARD & HOWARD, INC., has caused this instrument to be executed by its President and its Corporation Seal to be affixed thereto.

Signed this 19th day of April, 1966.

HOWARD & HOWARD, INC., a corporation

By Howard A. Lebbert
President

Attest:

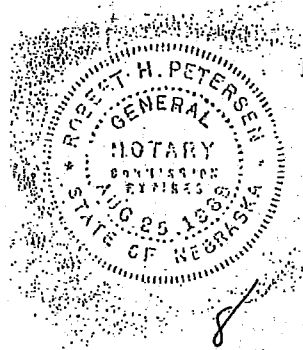
Howard H. Almqvist
Secretary

STATE OF NEBRASKA)
COUNTY OF DOUGLAS) SS

On this 19th day of April, 1966, before me, Robert H. Petersen, Notary Public, personally came the above named Howard A. Lebbert, President of HOWARD & HOWARD, INC., a corporation, who is personally known to me to be the identical person whose name is affixed to the above instrument as President of said corporation and acknowledged the instrument to be his voluntary act and deed and the voluntary act and deed of said corporation.

Robert H. Petersen
Notary Public

My Commission Expires Aug 25, 1968



19 April 66 3:50 P
THOMAS L. O'CONNOR, REGISTER OF DEEDS 875