

FILED SARPY CO. NE.
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Glenn J. Lowrey

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THIRD AMENDMENT TO THE DECLARATION
OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS
OF LINCOLN PLACE, A SUBDIVISION
IN SARPY COUNTY, NEBRASKA

THIS THIRD AMENDMENT is made to the Declaration of Covenants, Conditions, Restrictions and Easements of Lincoln Place, a subdivision in Douglas County, Nebraska, dated June 1, 1999, and recorded in Instrument Number 99-017671 in the Miscellaneous Records of the Register of Deeds of Sarpy County, Nebraska, on June 4, 1999, and the First Amendment to the Declaration of Covenants, Conditions, Restrictions and Easements of Lincoln Place, a subdivision in Sarpy County, Nebraska, dated July 6, 1999, and recorded in Instrument Number 99-021633 in the Miscellaneous Records of the Register of Deeds of Sarpy County, Nebraska on July 8, 1999, and the Second Amendment to the Declaration of Covenants, Conditions, Restrictions and Easements of Lincoln Place, a subdivision in Sarpy County, Nebraska dated May 15, 2000, and recorded in Instrument Number 2000-11813 in the Miscellaneous Records of the Register of Deeds of Sarpy County, Nebraska, on May 18, 2000, (the "Declaration") by LINCOLN DEVELOPMENT, L.L.C., a Nebraska limited liability company, hereinafter referred to as the "Declarant."

PRELIMINARY STATEMENT

The Declarant is the owner of certain real property located within Sarpy County, Nebraska and described as follows:

Lots 1 through 103, inclusive, in Lincoln Place, First Platting, a subdivision in Sarpy County, Nebraska.

Such lots are herein referred to collectively as the "Lots" and individually as each "Lot."

NOW, THEREFORE, pursuant to the authority granted to the Declarant in Article V, Paragraph 2 of the Declaration, Declarant hereby amends and supplements the Declaration as follows:

1. Article I, Paragraph 15 is deleted in its entirety and replaced with the following Paragraph 15:

"15. No fence shall be permitted to extend beyond the front line of a main residential structure. For Lots Two (2) through Twenty-Four (24), inclusive, Lots Thirty-Four (34) through Forty-Nine (49), inclusive, and Lots Fifty-Three (53) through Fifty-Six (56), inclusive, and Eighty-

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Three (83) through Ninety-Four (94), fences shall be only composed of a four (4) feet high picket fence, over-scalloped with gothic posts with the specifications shown in Exhibit "A" which shall be two (2) feet from the rear property boundary. For all other lots not described herein, permitted fences shall only be composed of wood or wrought iron unless other materials are specifically approved in writing by Declarant. No fence shall be of the chain link or wire types. No fences or walls shall exceed the height of six (6) feet."

2. The Declaration is in all other matters ratified and affirmed.

IN WITNESS WHEREOF, the Declarant has caused these presents to be executed this 21st day of August, 2000.

LINCOLN DEVELOPMENT, L.L.C., a Nebraska limited liability company, "Trustor"

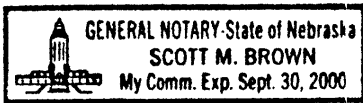
By: Maurice M. Udes
Maurice M. Udes, Manager

By: Paul M. Brown
Paul M. Brown, Manager

By: Paul McCune
Paul McCune, Manager

STATE OF NEBRASKA)
) ss:
COUNTY OF DOUGLAS)

The foregoing instrument was signed before me this 21st day of August, 2000, by Maurice M. Udes, Manager of Lincoln Development, L.L.C., a Nebraska limited liability company, to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that he executed the same as his voluntary act and deed as Manager of the limited liability company.

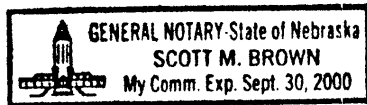


[Signature]
Notary Public

2000-21303B

STATE OF NEBRASKA)
) ss:
COUNTY OF DOUGLAS)

The foregoing instrument was signed before me this 21st day of August, 2000, by Paul M. Brown, Manager of Lincoln Development, L.L.C., a Nebraska limited liability company, to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that he executed the same as his voluntary act and deed as Manager of the limited liability company.

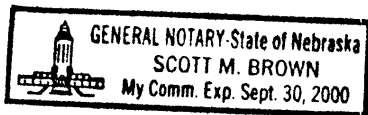


[Handwritten Signature]

Notary Public

STATE OF NEBRASKA)
) ss:
COUNTY OF DOUGLAS)

The foregoing instrument was signed before me this 22nd day of August, 2000, by Paul S. McCune, Manager of Lincoln Development, L.L.C., a Nebraska limited liability company, to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that he executed the same as his voluntary act and deed as Manager of the limited liability company.



[Handwritten Signature]

Notary Public



AMERICAN FENCE

Exhibit "A"

2000-21303C

14803 FRONTIER ROAD • OMAHA, NE 68138
PHONE: (402) 896-6722
NAT'L. WATS 1-800-242-6040
FAX: (402) 896-9730

4' Picket Fence, over-scalloped with gothic posts

#1 Western Red Cedar rails & pickets. Treated post with 30 year warranty. All posts set in concrete.

- 4" x 4" x 6' posts with gothic tops
- 1" x 4" x 4' Cedar pickets with 2 1/2" gap
- 2" x 4" Cedar rails
- Approximately 8' bays

This fence should be within 2' of Property line.



ORNAMENTAL IRON, PVC
CHAIN LINK & CEDAR
ELEC. GATE OPENERS
www.americanfence.mitec.net
Email american@mitec.net

American Fence Company, Inc.
14803 FRONTIER ROAD • OMAHA, NE 68138

MIKE FAUVER
SALES

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