

FILED SARPY CO. RE.
INSTRUMENT NUMBER
2007-35019

2007 NOV 21 P 1:44 R

Lloyd J. Dowding

REGISTER OF DEEDS

COUNTER	CM	C.E.	JD
VERIFY	P	D.E.	JD
PROOF	P		
FEES \$	135.00		
CHECK #	7027		
CHG.		CASH	
REFUND		CREDIT	
SHORT		NCR	



**THIS PAGE ADDED
FOR RECORDING
INFORMATION.**

**DOCUMENT STARTS ON
NEXT PAGE.**

LLOYD J. DOWDING

SARPY COUNTY REGISTER OF DEEDS

Steven J. Stastny, Deputy

1210 GOLDEN GATE DRIVE, STE 1109

PAPILLION, NE 68046-2895

402-593-5773

A

**FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS,
RESTRICTIONS AND EASEMENTS OF LINCOLN PLACE FOURTH PLATTING, A
SUBDIVISION IN DOUGLAS COUNTY, NEBRASKA**

THIS AMENDMENT TO THE DECLARATION, is made the date hereinafter set forth by Lincoln Place Development, L.L.C., a Nebraska limited liability company.

RECITALS

A. On August 9, 2004, a document entitled Declaration of Covenants, Conditions, Restrictions and Easements of Lincoln Place Fourth Platting, a Subdivision in Sarpy County, Nebraska (hereinafter the "Declaration") for Lots 193 through 402, inclusive, in Lincoln Place Fourth Platting, a subdivision in Sarpy County, Nebraska, was recorded by Declarant, in the office of the Register of Deeds of Sarpy County, Nebraska as Instrument Number 200430742 of the Miscellaneous Records.

B. Paragraph 2 of Article V of the Declaration provides that for a period of ten (10) years following at least May 30, 2004, the Declarant shall have the sole, absolute and exclusive right to waive, modify or amend all or any portion of the Declaration.

NOW, THEREFORE, Declarant hereby declares that the Declaration should be and hereby are amended as follows:

A. By deleting in its entirety Article I Paragraph 2 Subparagraph E, only, and replacing it with the following:

E. At such time as there shall be a completed single family residence constructed and occupied on one hundred percent (100%) of all Lots, including all other phases, or ten (10) years from the date hereof, whichever shall occur first, all discretions of Declarant under this Article I, Paragraph 2 shall transfer to the Homeowner's Association and shall be administered pursuant to the provisions of Article II herein, however, at no time shall Lots owned by the Declarant be subject to review and/or approval, architectural or otherwise, by the Homeowner's Association.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

B

The Declarant has executed this First Amendment to Declaration as of this 20 day of November 2007.

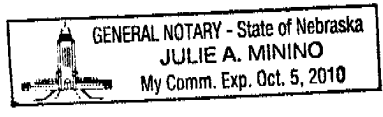
LINCOLN DEVELOPMENT, L.L.C., a
Nebraska limited liability company,
"Declarant,"

By: Barbara Udes Shaw
Barbara Udes Shaw, Manager

STATE OF NEBRASKA)
) ss.
COUNTY OF Sarpy)

The foregoing instrument was acknowledged before me this 20 day of November 2007, by Barbara Udes Shaw, Manager of LINCOLN DEVELOPMENT, L.L.C., a Nebraska limited liability company, to me known to be the identical person who executed the foregoing instrument and acknowledged the same to be her voluntary act and deed on behalf of said limited liability company.

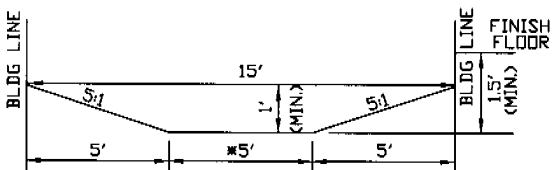
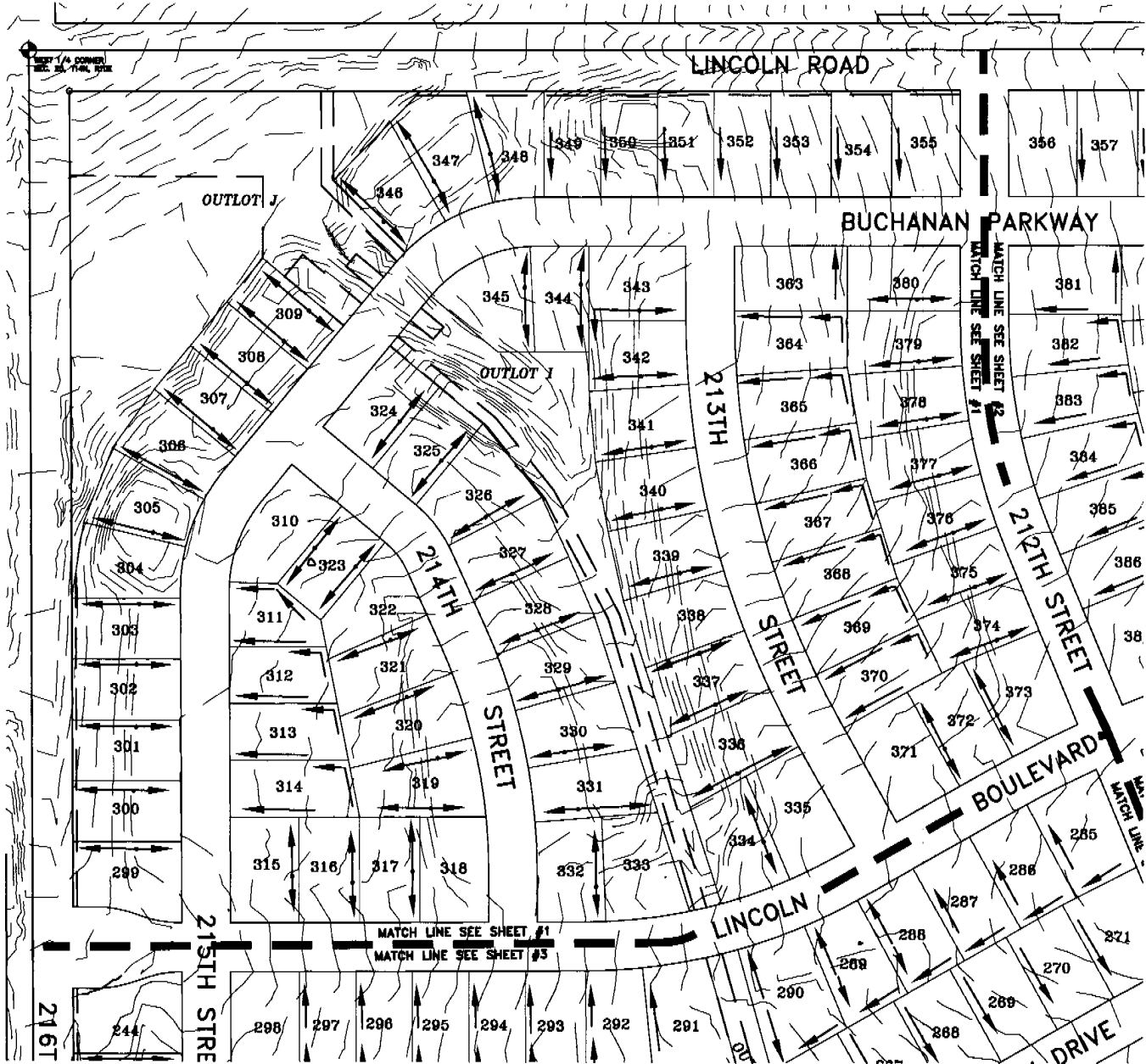
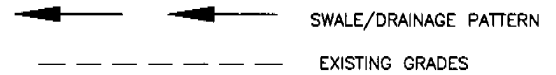
Julie A. Minino
Notary Public



NOTES:

1. DRAINAGE SWALES SHALL BE CONSTRUCTED ALONG PROPERTY LINES IN ACCORDANCE WITH THE LAYOUT SHOWN ON THIS SHEET.
2. SIDYARD SWALES, EXCEPT AS OTHERWISE SHOWN, SHALL BE CONSTRUCTED WITH A MINIMUM 1.5% LONGITUDINAL SLOPE, 5' BOTTOM WIDTH, 5:1 SIDESLOPES WITH 1' DEPTH.
3. MINIMUM HEIGHT DIFFERENTIAL BETWEEN FLOWLINE OF SIDYARD SWALE AND FINISH GRADE AT THE BUILDING LINE SHALL BE 1', AND 1.5' TO ANY BUILDING OPENINGS OR FINISH FLOOR ELEVATION.
4. REAR YARD SWALES, EXCEPT AS OTHERWISE SHOWN, SHALL BE CONSTRUCTED WITH A MINIMUM 1.5% LONGITUDINAL SLOPE, 5' BOTTOM WIDTH, 5:1 SIDESLOPES AND 1.5' DEPTH.
5. MINIMUM HEIGHT DIFFERENTIAL BETWEEN FLOWLINE OF REARYARD SWALE AND ANY BUILDING OPENING OR FINISH FLOOR ELEVATION SHALL BE 2'.
6. ALL DRAINAGE SWALES SHALL BE KEPT FREE OF OBSTRUCTIONS THAT WOULD IMPEDE THE FLOW OF WATER.

LEGEND:



TYPICAL SWALE SECTION

*3' MINIMUM IF APPROVED BY SID ENGINEER



NOT TO SCALE

LINCOLN PLACE—FOURTH PLATTING

DRAINAGE EXHIBIT "A" - SID 202
SARPY COUNTY, NEBRASKA

6/12/04

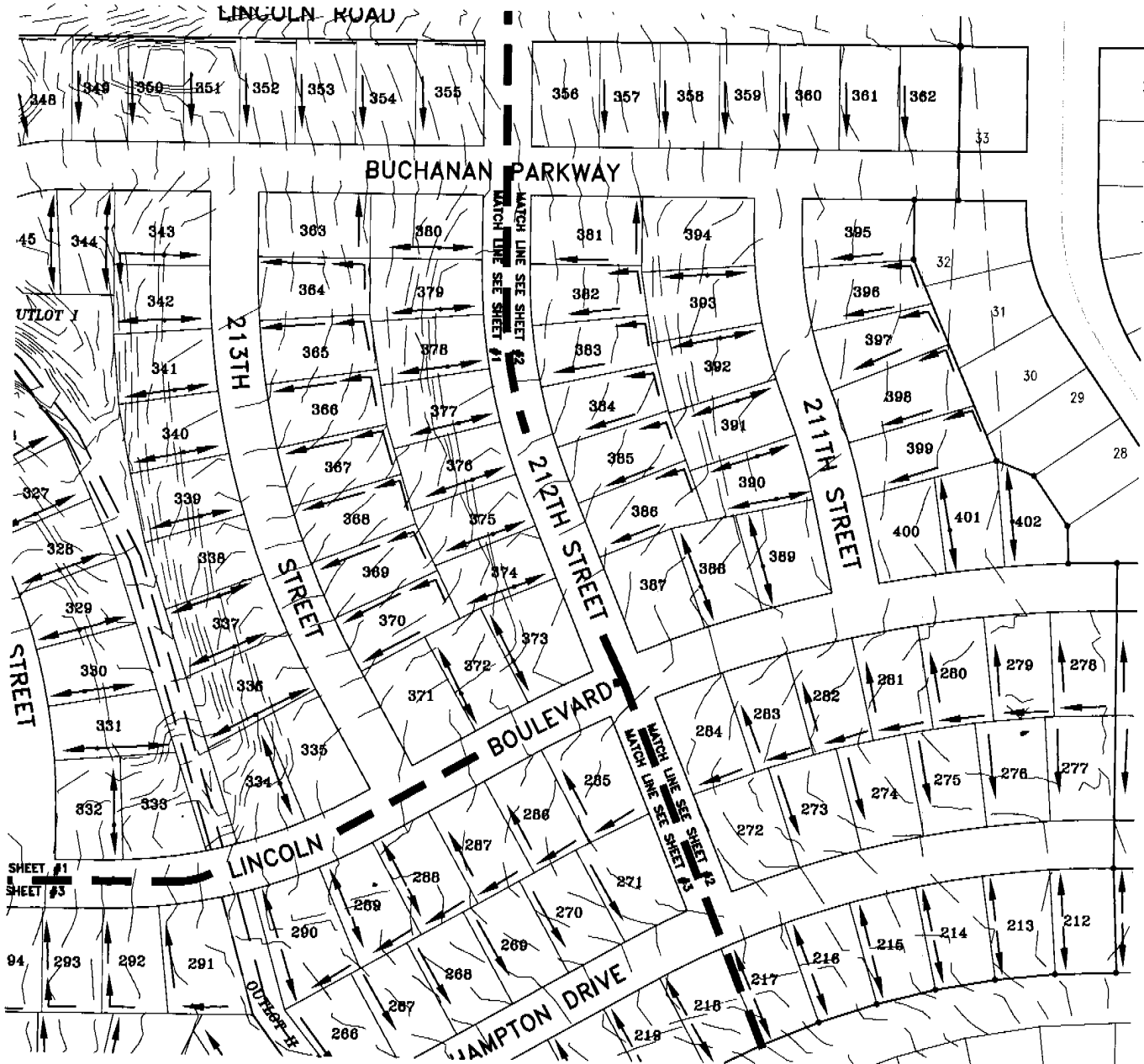
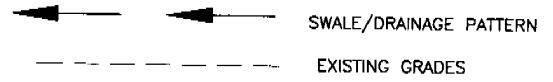
SHEET 1/3



NOTES:

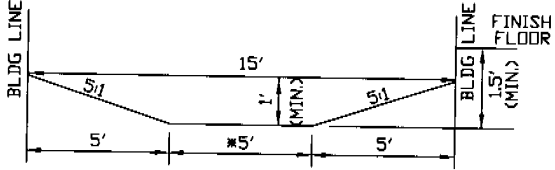
1. DRAINAGE SWALES SHALL BE CONSTRUCTED ALONG PROPERTY LINES IN ACCORDANCE WITH THE LAYOUT SHOWN ON THIS SHEET.
2. SIDYARD SWALES, EXCEPT AS OTHERWISE SHOWN, SHALL BE CONSTRUCTED WITH A MINIMUM 1.5% LONGITUDINAL SLOPE, 5' BOTTOM WIDTH, 5:1 SIDESLOPES WITH 1' DEPTH.
3. MINIMUM HEIGHT DIFFERENTIAL BETWEEN FLOWLINE OF SIDYARD SWALE AND FINISH GRADE AT THE BUILDING LINE SHALL BE 1', AND 1.5' TO ANY BUILDING OPENINGS OR FINISH FLOOR ELEVATION.
4. REAR YARD SWALES, EXCEPT AS OTHERWISE SHOWN, SHALL BE CONSTRUCTED WITH A MINIMUM 1.5% LONGITUDINAL SLOPE, 5' BOTTOM WIDTH, 5:1 SIDESLOPES AND 1.5' DEPTH.
5. MINIMUM HEIGHT DIFFERENTIAL BETWEEN FLOWLINE OF REARYARD SWALE AND ANY BUILDING OPENING OR FINISH FLOOR ELEVAVATION SHALL BE 2'.
6. ALL DRAINAGE SWALES SHALL BE KEPT FREE OF OBSTRUCTIONS THAT WOULD IMPEDE THE FLOW OF WATER.

LEGEND:



SHEET #1
SHEET #3

MATCH LINE SEE SHEET #3
MATCH LINE SEE SHEET #5



TYPICAL SWALE SECTION *3' MINIMUM IF APPROVED BY SID ENGINEER



NOT TO SCALE



LINCOLN PLACE—FOURTH PLATTING
DRAINAGE EXHIBIT "A" - SID 202
SARPY COUNTY, NEBRASKA

6/12/04

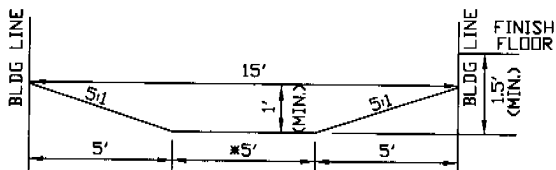
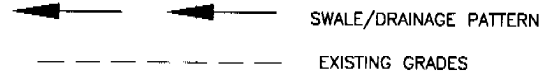
SHEET 2/3

2007-35019E

NOTES:

1. DRAINAGE SWALES SHALL BE CONSTRUCTED ALONG PROPERTY LINES IN ACCORDANCE WITH THE LAYOUT SHOWN ON THIS SHEET.
2. SIDERYARD SWALES, EXCEPT AS OTHERWISE SHOWN, SHALL BE CONSTRUCTED WITH A MINIMUM 1.5% LONGITUDINAL SLOPE, 5' BOTTOM WIDTH, 5:1 SIDESLOPES WITH 1' DEPTH.
3. MINIMUM HEIGHT DIFFERENTIAL BETWEEN FLOWLINE OF SIDERYARD SWALE AND FINISH GRADE AT THE BUILDING LINE SHALL BE 1', AND 1.5' TO ANY BUILDING OPENINGS OR FINISH FLOOR ELEVATION.
4. REAR YARD SWALES, EXCEPT AS OTHERWISE SHOWN, SHALL BE CONSTRUCTED WITH A MINIMUM 1.5% LONGITUDINAL SLOPE, 5' BOTTOM WIDTH, 5:1 SIDESLOPES AND 1.5' DEPTH.
5. MINIMUM HEIGHT DIFFERENTIAL BETWEEN FLOWLINE OF REARYARD SWALE AND ANY BUILDING OPENING OR FINISH FLOOR ELEVATION SHALL BE 2'.
6. ALL DRAINAGE SWALES SHALL BE KEPT FREE OF OBSTRUCTIONS THAT WOULD IMPEDE THE FLOW OF WATER.

LEGEND:



TYPICAL SWALE SECTION

*3' MINIMUM IF APPROVED BY SID ENGINEER



NOT TO SCALE