

MODIFICATION TO AGREEMENT FOR PROTECTIVE COVENANTS,
RESTRICTIONS AND CONDITIONS

THIS AGREEMENT, made and executed this 14th day of September, 1977, by and between the undersigned owners of real property within Mossman's and Wilson's Addition and Mossman's and Wilson's Addition Extension, additions to the City of Omaha, as surveyed, platted and recorded, Douglas County, Nebraska,

WITNESSETH THAT:

WHEREAS, certain protective covenants, restrictions and conditions were heretofore placed of record by that certain agreement dated December 15, 1952, and filed December 18, 1952, in Book 274, Page 711, of the miscellaneous records in the office of the Register of Deeds, Douglas County, Nebraska; and

WHEREAS, said agreement provides, at section D-1, for the modification of said protective covenants, restrictions and conditions from and after the 25th anniversary of the filing of the same; and

WHEREAS, the undersigned property owners, being of sufficient number to modify said protective covenants, restrictions and conditions in accordance with the terms of said agreement, have determined that it is in their mutual interest that certain modifications be made in said agreement,

NOW, THEREFORE, in consideration of the mutual covenants contained herein and the mutual benefits to be gained hereby, receipt of which benefits are hereby acknowledged, the undersigned owners of property within Mossman's and Wilson's Addition and Mossman's and Wilson's Addition Extension, do hereby agree that the following changes in the aforesaid Agreement for Protective Covenants, Restrictions and Conditions presently of record shall, from and after December 18, 1977, be in full force and effect with respect to all lots within Mossman's and Wilson's Addition and Mossman's and Wilson's Addition Extension,

additions to the City of Omaha as surveyed, platted and recorded in Douglas County, Nebraska:

1. Existing section C-4 shall be deleted in its entirety and shall, subsequent to December 18, 1977, be of no further force and effect.
2. The following language shall, from and after December 18, 1977, replace existing section C-4:

C-4 Building Location. All buildings shall be situated so as to conform to the setback and area limitations contained in the Zoning Regulations of the City of Omaha, Nebraska, as from time to time promulgated provided that nothing contained herein shall prohibit encroachment within said setback areas if permitted by the Zoning Board of Appeals of the City of Omaha or any successor thereof possessing the power to grant waivers from such zoning limitations.

3. All remaining provisions of the aforesaid Agreement for Protective Covenants and Restrictions and Conditions are hereby ratified and approved for automatic extension as provided by section D-1 of said agreement.

IN WITNESS WHEREOF, the undersigned, being record owners at the date hereof of the lots set opposite their names, have hereto set their hands the day and year first above written.

Mossman's & Wilson's Addition		Mossman's & Wilson's Addition Extension	
Name	Lot No.	Name	Lot No.
R. J. Wilson Co. by: <i>Robert J. Wilson</i>	2	<i>William B. Sacks</i>	82
R. J. Wilson Co. by: <i>Robert J. Wilson</i>	3	David Lawrence	43
R. J. Wilson Co. by: <i>Robert J. Wilson</i>	4	David Lawrence	57
R. J. Wilson Co. by: <i>Robert J. Wilson</i>	10	David Lawrence	98
R. J. Wilson Co. by: <i>Robert J. Wilson</i>	29	Kermit N. Hult	102
R. J. Wilson Co. by: <i>Robert J. Wilson</i>	33	<i>Kermit N. Hult</i>	48
Lucky 13 Realty, by: <i>Robert J. Wilson</i>	61	<i>Kermit N. Hult</i>	49
R. J. Wilson Co. by: <i>Robert J. Wilson</i>	89	Kermit N. Hult	109
Frank D. Wilson, by: <i>Robert J. Wilson</i>	66 67	<i>Kermit N. Hult</i>	13
R. J. Wilson by: <i>Robert J. Wilson</i>	40	<i>Kermit N. Hult</i>	63
R. J. Wilson by: <i>Robert J. Wilson</i>	41	Leon O'Conner	45
Lucky 13 Realty by: <i>Robert J. Wilson</i>	87	<i>William B. Sacks</i>	54
Lavaun Sacks		<i>David Lawrence</i>	105

Before me, a Notary Public, qualified for said county, personally came all the above and foregoing record owners of real property within Mossman's and Wilson's Addition and Mossman's and Wilson's Addition Extension and acknowledged the execution hereof to be their voluntary act and deed.

WITNESS my hand and notarial seal on the 15 day of December

1977.

Wade L. Lange
Notary Public



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D. HARRIS OFFICE
RECORDS - 11 FLEETS
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