

23912  
MODIFICATION OF PROTECTIVE COVENANTS

This Modification of Protective Covenants is made and entered into on the 14 day of December 19 72, by and between Peterson Construction Company, Party of the First Part; and Lloyd K. and Helen R. Oliverius, Michael R. and Gayle A. Eacker, John A. and Linda K. Franz, and Robert A. and Andera Lattimer, Mike C. and Patricia L. Reddish, Parties of the Second Part, Witnesseth:

Party of the First Part, on or about February 22, 1972, was the owner of the following described real estate and property, to-wit:

All of Southwood Hills in the City of Lincoln, Lancaster County, Nebraska

That Party of the First Part filed certain Protective Covenants effecting the above described real estate and property in Lancaster County, Register of Deeds in Miscellaneous Instrument No. 72-3033

That the third sentence under Paragraph B of the Protective Covenants states as follows:

"No dwelling shall be nearer than 15 feet to any other dwelling; however, this shall not prohibit living units within a dwelling or garage from being zero distance from the common lot line."

That First and Second Parties agree and consent to the third sentence under Paragraph B of the Protective Covenants to read as follows:

"No dwelling shall be nearer than 10 feet to any other dwelling; however, this shall not prohibit living units within a dwelling or garage from being zero distance from the common lot line."

That First Party and Second Parties are the record owners of all of the above described real estate and property.

NOW THEREFORE, for and in consideration of One Dollar and other valuable consideration, receipt of which is hereby acknowledged, First and Second Parties, their heirs, administrators, successors, and assigns do by this instrument consent that the third sentence under Paragraph B of the Protective Covenants above described be and the same hereby is changed to read:

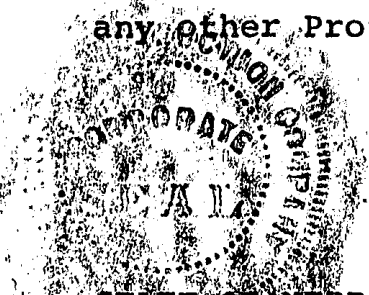
"No dwelling shall be nearer than 10 feet to any other dwelling; however, this shall not prohibit living units within a dwelling or garage from being zero distance from the common lot line."

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This agreement in no way changes or alters or modifies any other Protective Covenant herein filed.

PETERSON CONSTRUCTION COMPANY

Ervin E. Peterson Pres



STATE OF NEBRASKA )  
 ) ss.  
LANCASTER COUNTY )

On this 18 day of December, 1972, before me a Notary Public, duly commissioned and qualified in and for said County, personally came Ervin E. Peterson, President of Peterson Construction Company, a corporation, to me personally known to be the identical person whose name is affixed to the above instrument and acknowledged the execution thereof to be his voluntary act and deed as such officer and the voluntary act and deed of the said corporation.

WITNESS my hand and official seal at Lincoln Nebraska, in said County on the date aforesaid.  
Mike C. Reddish  
Mike C. Reddish  
Ervin M. Br...  
Notary Public



Patricia L. Reddish  
Patricia L. Reddish  
Lloyd K. Oliverius  
Lloyd K. Oliverius

John A. Franz  
John A. Franz

Helen R. Oliverius  
Helen R. Oliverius

Linda K. Franz  
Linda K. Franz

Michael R. Eacker  
Michael R. Eacker

Robert A. Lattimer  
Robert A. Lattimer

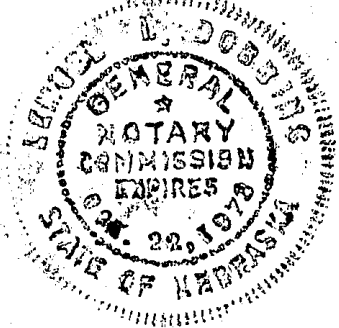
Gayle A. Eacker  
Gayle A. Eacker

Andera Lattimer  
Andera Lattimer

STATE OF NEBRASKA )  
 ) ss.  
LANCASTER COUNTY )

On this 18th day of December, 1972, before me, the undersigned, a Notary Public, duly commissioned, qualified for and residing in said county, personally came Lloyd K. and Helen R. Oliverius, Michael R. and Gayle A. Eacker, John A. and Linda K. Franz, and Robert A. and Andera Lattimer, to me known to be the identical persons whose names are affixed to the foregoing instrument and acknowledged the same to be their voluntary act and deed.

WITNESS my hand and notarial seal the day and year last above written.



Lawrence L. ...  
Notary Public

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*Mial.*

LANCASTER COUNTY NEBR.  
*Kenneth L. Ferguson*  
REGISTER OF DEEDS

1972 DEC 18 PM 2:05

ENTERED ON  
NUMERICAL INDEX  
FILED FOR RECORD AS:

INST. NO. 72- 23912

\$10<sup>75</sup>

*Galena Dist  
6100514*