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Received - DIANE L. BATTIATO  
 Register of Deeds, Douglas County, NE  
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2009038271

**EIGHTH AMENDMENT TO  
 DECLARATION AND MASTER DEED  
 OF STONE CREEK VILLAGE  
 CONDOMINIUM PROPERTY REGIME**

This Eighth Amendment to Declaration and Master Deed of Stone Creek Village Condominium Property Regime (this "Amendment") is made this 20 day of April, 2009, by Triton Homes, L.C., an Iowa limited liability company, doing business in Nebraska as Triton Homes, LLC, hereinafter referred to as the "Declarant".

**PRELIMINARY STATEMENT**

WHEREAS, Declaration is named as the declarant under the Declaration and Master Deed of Stone Creek Village Condominium Property Regime, dated the June 7, 2006 and filed with the Register of Deeds of Douglas County, Nebraska on June 8, 2006, instrument number 2006064045 as amended (the "Declaration");

WHEREAS, the Declarant, pursuant to Section 2.1 of the Declaration is granted the right and power to add additional units to the Stone Creek Village Condominium Property Regime (the "Condominium");

WHEREAS, the Declaration governs the ownership and use of all real property subject to the Declaration, as legally described on Exhibit "A", attached hereto and incorporated herein by reference; and

WHEREAS, the Declarant wished to amend the Declaration as set forth in this Amendment.

NOW, THEREFORE, pursuant to the authority to amend the Declaration set forth in Article XV of the Declaration, Declarant hereby makes the following amendments to the Declaration:

1. **Subdivision of Phase 15.** The Declaration allows for real estate to be subjected to the Declaration in phases. Such phases are identified within the Declaration pictorially by the attached entitled "PROPOSED CONDOMINIUM PHASING PARCELS", "STONE CREEK VILLAGE PHASING LEGAL DESCRIPTIONS" (the "Phasing Exhibits"). For the purpose of adding the whole of Phase 15a, the Phasing Exhibits are hereby deleted in their entirety and

Return to:  
 Mark J. LaPuzza  
 Pansing Hogan Ernst & Bachman, LLP  
 10250 Regency Circle, Suite 300  
 Omaha, Nebraska 68114

replaced with the "Amended Phasing Attachments" attached hereto and incorporated by reference herein.

2. **Addition of Phases 15a and 16.** Phases 15a and 16 are hereby added and subjected to the Declaration. The whole of Phase 15a, and the Units contained therein, and Phase 16 are, by this Amendment, authorized for creation and addition to the Declaration, and the Owners of the Units in such phases are hereby granted rights as Unit Owners of the Condominium and members of the Village at Falcon Ridge Condominium Association, a Nebraska not-for-profit corporation.


3. **Amendment of Exhibit "C".** To reflect the addition of Units to the Declaration and Condominium, Exhibit "C" of the Declaration is hereby deleted in its entirety and replaced with the "Amended Exhibit "C" attached hereto and incorporated by reference herein.

Except as expressly amended herein, the terms and conditions of the Declaration shall continue in full force and effect.

Dated this 20 day of April, 2009.

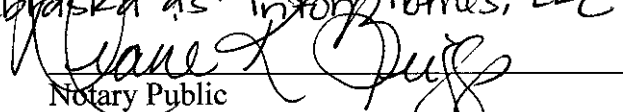
**DECLARANT:**

TRITON HOMES, L.C., an Iowa limited liability company, doing business in Nebraska as TRITON HOMES, LLC

  
Chad Schwarting; Director

STATE OF NEBRASKA    )  
                                  ) ss.  
COUNTY OF DOUGLAS    )

The foregoing instrument was acknowledge before me this 20 day of April, 2009 by Chad Schwarting, on behalf of the company, Triton Homes, L.C., an Iowa limited liability company, doing business in Nebraska as Triton Homes, LLC  
director

  
Notary Public



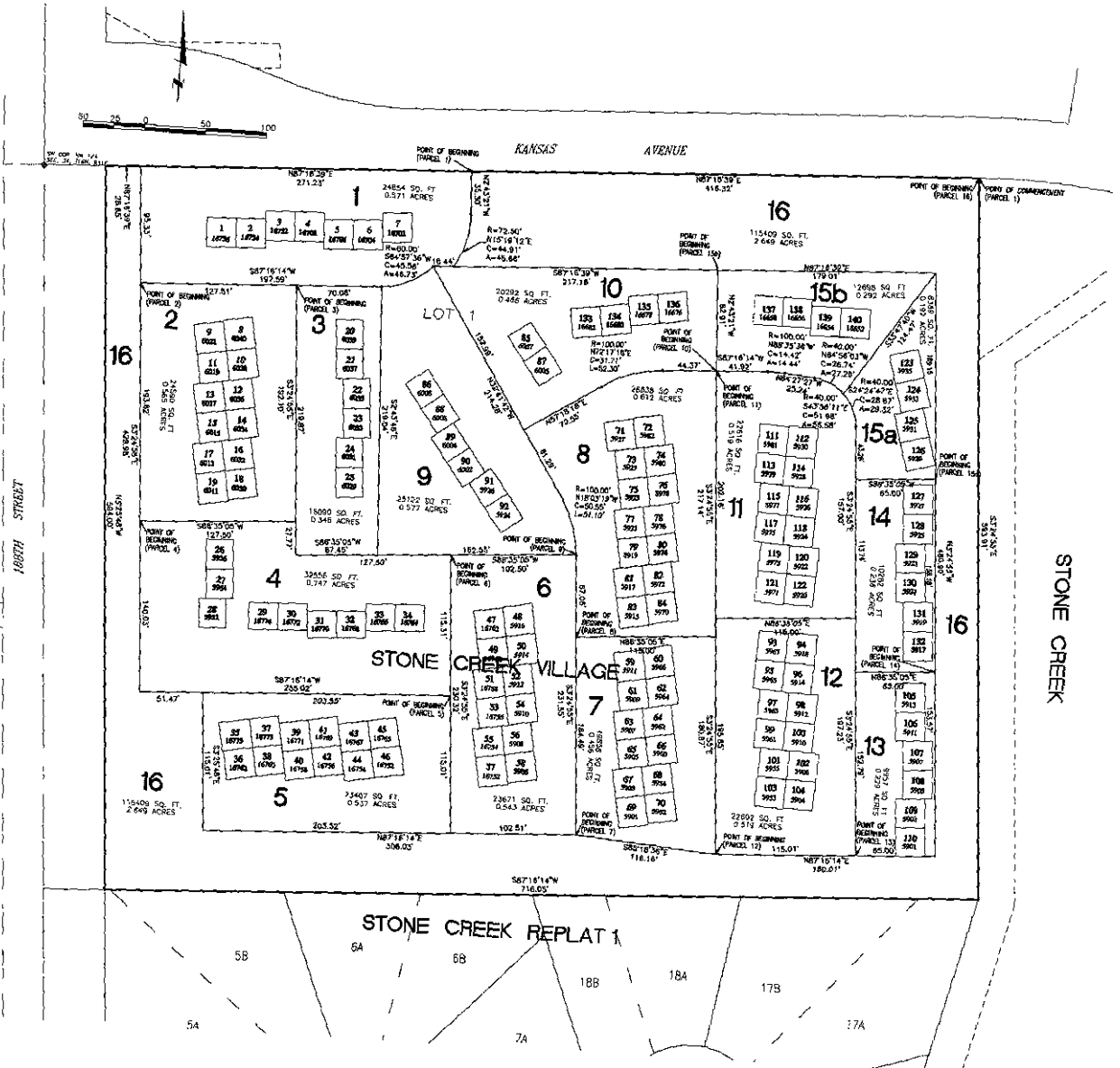
**EXHIBIT "A"**  
**Legal Description**

05-37088

Lot 1, Stone Creek Village, a subdivision, as surveyed, platted and recorded in Douglas County,  
Nebraska;

# AMENDED PHASING ATTACHMENTS

## PROPOSED CONDOMINIUM PHASING PARCELS



## **CONDOMINIUM PHASING PARCELS**

### **PARCEL 1 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Commencing at the northeast corner of said Lot 1;

Thence South 87°16'39" West (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 416.32 feet along the north line of said Lot 1 to the TRUE POINT OF BEGINNING;

Thence South 02°43'21" East for 35.30 feet;

Thence along a curve to the right (having a radius of 72.50 feet and a long chord bearing South 15°19'12" West for 44.91 feet) for an arc length of 45.66 feet;

Thence South 87°16'39" West for 16.44 feet;

Thence along a curve to the right (having a radius of 60.00 feet and a long chord bearing South 64°57'36" West for 45.56 feet) for an arc length of 46.73 feet;

Thence South 87°16'14" West for 197.59 feet;

Thence North 03°24'55" West for 95.33 feet to the north line of said Lot 1;

Thence North 87°16'39" East for 271.23 feet to the Point of Beginning.

The total area of parcel 1 is 24,848.40 sq. ft. or 0.57 acre, more or less.

### **PARCEL 2 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the southwest corner of the above described Parcel 1;

Thence North 87°16'14" East (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 127.51 feet along the south line of said Parcel 1;

Thence South 03°24'55" East for 192.10 feet;

Thence South 86°35'05" West for 127.50 feet to the extended west line of said Parcel 1;

Thence North 03°24'55" West for 193.62 feet to the Point of Beginning.

The total area of parcel 2 is 24,589.79 sq. ft. or 0.56 acre, more or less.

### **PARCEL 3 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the northeast corner of the above described Parcel 2;

Thence North 87°16'14" East (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 70.08 feet along the south line of the above described Parcel 1;

Thence South 02°43'46" East for 219.04 feet;

Thence South 86°35'05" West for 67.45 feet to the extended east line of said Parcel 2;

Thence North 03°24'55" West for 219.87 feet to the Point of Beginning.

The total area of parcel 3 is 15,135.34 sq. ft. or 0.35 acre, more or less.

#### **PARCEL 4 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the southwest corner of the above described Parcel 2;

Thence North 86°35'05" East (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 127.50 feet to the southeast corner of said Parcel 2 and the west line the above describe Parcel 3;

Thence South 03°24'55" East for 27.77 feet along said west line to the southwest corner of said Parcel 3;

Thence North 86°35'05" East for 127.50 feet along the south line of said Parcel 3 extended east;

Thence South 03°24'55" East for 115.31 feet;

Thence South 87°16'14" West for 255.02 feet to the extended west line of said Parcel 2;

Thence North 03°24'55" West for 140.03 feet to the Point of Beginning.

The total area of parcel 4 is 32,555.60 sq. ft. or 0.75 acre, more or less.

#### **PARCEL 5 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the southeast corner of the above described Parcel 4;

Thence South 03°24'55" East (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 115.01 feet along the extended east line of said Parcel 4;

Thence South 87°16'14" West for 203.52 feet;

Thence North 03°25'48" West for 115.01 feet to the south line of said Parcel 4;

Thence North 87°16'14" East for 203.55 feet to the Point of Beginning.

The total area of parcel 5 is 23,406.62 sq. ft. or 0.54 acre, more or less.

#### **PARCEL 6 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the northeast corner of the above described Parcel 4;

Thence North 86°35'05" East (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 102.50 feet along the extended north line of said Parcel 4;

Thence South 03°24'55" East for 231.55 feet to the extended south line of the above described Parcel 5;

Thence South 87°16'44" West for 102.51 feet to the southeast corner of said Parcel 5;

Thence North 03°24'55" West for 230.32 feet along the east line of said Parcels 4 and 5 to the Point of Beginning.

The total area of parcel 6 is 23,628.62 sq. ft. or 0.54 acre, more or less.

### **PARCEL 7 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the southeast corner of the above described Parcel 6;

Thence North 03°24'55" West (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 164.49 feet along the east line of said Parcel 6;

Thence North 86°35'05" East for 115.00 feet;

Thence South 03°24'55" East for 180.87 feet;

Thence North 85°18'36" West for 116.16 feet to the Point of Beginning.

The total area of parcel 7 is 19,858.07 sq. ft. or 0.46 acre, more or less.

### **PARCEL 8 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the northwest corner of the above described Parcel 7;

Thence North 03°24'55" West (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 67.06 feet along the east line of the above described Parcel 6 to the northeast corner thereof;

Thence along a curve to the left (having a radius of 100.00 feet and a long chord bearing North 18°03'19" West for 50.55 feet) for an arc length of 51.10 feet;

Thence North 32°41'42" West for 61.29 feet;

Thence North 57°18'18" East for 72.55 feet;

Thence along a curve to the right (having a radius of 100.00 feet and a long chord bearing North 72°17'16" East for 51.71 feet) for an arc length of 52.30 feet;

Thence North 87°16'14" East for 44.37 feet to the extended east line of said Parcel 7;

Thence South 03°24'55" East for 217.14 feet to the northeast corner said Parcel 7;

Thence South 86°35'05" West for 115.00 feet to the Point of Beginning.

The total area of parcel 8 is 26,641.65 sq. ft. or 0.61 acre, more or less.

### **PARCEL 9 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the northeast corner of the above described Parcel 6;

Thence South 86°35'05" West (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 162.55 feet along the north line of the above described Parcels 4 and 6 to the southeast corner of the above described Parcel 3;

Thence North 02°43'46" West for 219.04 feet to the northeast corner of said Parcel 3;

Thence along a curve to the left (having a radius of 60.00 feet and a long chord bearing North 64°57'36" East for 45.56 feet) for an arc length of 46.73 feet along the south line of the above described Parcel 1;

Thence South 32°41'42" East for 214.28 feet along the extended west line of the above

described Parcel 8;

Thence along a curve to the right (having a radius of 100.00 feet and a long chord bearing South 18°03'19" East for 50.55 feet) for an arc length of 51.10 feet along said west line to the Point of Beginning.

The total area of parcel 9 is 25,079.59 sq. ft. or 0.58 acre, more or less.

#### **PARCEL 10 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the northeast corner of the above described Parcel 8;

Thence South 87°16'14" West (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 44.37 feet along the north line of the above described Parcel 8;

Thence along a curve to the left (having a radius of 100.00 feet and a long chord bearing South 72°17'16" West for 51.71 feet) for an arc length of 52.30 feet along said north line;

Thence South 57°18'18" West for 72.55 feet along said north line to the east line of the above described Parcel 9;

Thence North 32°41'42" West for 152.99 feet along said east line to the south line of above described Parcel 1;

Thence North 87°16'39" East for 233.89 feet along the extended south line of said Parcel 1;

Thence South 02°43'21" East for 82.91 feet to the Point of Beginning.

The total area of parcel 10 is 20,245.72 sq. ft. or 0.46 acre, more or less.

#### **PARCEL 11 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the northeast corner of the above described Parcel 8;

Thence North 87°16'14" East (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 41.92 feet along the extended north line of said Parcel 8;

Thence along a curve to the right (having a radius of 100.00 feet and a long chord bearing South 88°35'36" East for 14.42 feet) for an arc length of 14.44 feet;

Thence South 84°27'27" East for 25.24 feet;

Thence along a curve to the right (having a radius of 40.00 feet and a long chord bearing South 43°56'11" East for 51.98 feet) for an arc length of 56.58 feet;

Thence South 03°24'55" East for 157.00 feet

Thence South 86°35'05" West for 115.00 feet to the east line of the above described Parcel 8;

Thence North 03°24'55" West for 202.16 feet to the Point of Beginning.

The total area of parcel 11 is 22,499.89 sq. ft. or 0.52 acre, more or less.



### **PARCEL 12 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the southeast corner of the above described Parcel 7;

Thence North 03°24'55" West (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 195.85 feet along the east line of the above described Parcels 7 and 8 to the southwest corner of above describe Parcel 11;

Thence North 86°35'05" East for 115.00 feet to the southeast corner of said Parcel 11;

Thence South 03°24'55" East for 197.23 feet;

Thence South 87°16'14" West for 115.01 feet to the Point of Beginning.

The total area of parcel 12 is 22,472.19 sq. ft. or 0.52 acre, more or less.

### **PARCEL 13 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the southeast corner of the above described Parcel 12;

Thence North 03°24'55" West (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 152.79 feet along the east line of said Parcel 12;

Thence North 86°35'05" East for 65.00 feet;

Thence South 03°24'55" East for 153.57 feet to the extended south line of said Parcel 12;

Thence South 87°16'14" West for 65.00 feet to the Point of Beginning.

The total area of parcel 13 is 9,956.71 sq. ft. or 0.23 acre, more or less.

### **PARCEL 14 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the northeast corner of the above described Parcel 13;

Thence South 86°35'05" West (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 65.00 feet to the northwest corner of said Parcel 13 and the east line of the above described Parcel 12;

Thence North 03°24'55" West for 113.74 feet along the east line of the above described Parcels 11 and 12;

Thence North 86°35'05" East for 65.00 feet to the extended east line of said Parcel 13;

Thence South 03°24'55" East for 158.18 feet to the Point of Beginning.

The total area of parcel 14 is 10,281.84 sq. ft. or 0.24 acre, more or less.

**PARCEL 15a LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the northeast corner of the above described Parcel 14;

Thence North 03°24'55" West (bearing to the Final Plat of STONE CREEK VILLAGE) for 169.15 feet along the extended east line of said Parcel 14;

Thence South 33°47'40" West for 124.47 feet to the east line of the above described Parcel 11;

Thence along a curve to the right (having a radius of 40.00 feet and a long chord bearing South 24°24'47" East for 28.67 feet) for an arc length of 29.32 feet along said east line;

Thence South 03°24'55" East for 43.26 feet along said east line to the northwest corner of said Parcel 14;

Thence North 86°35'05" East for 65.00 feet along the north line of said Parcel 14 to the Point of Beginning.

**PARCEL 15b LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the northeast corner of the above described Parcel 10;

Thence North 87°16'39" East (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 179.01 feet to the northern corner of said Parcel 15a;

Thence South 33°47'40" West for 124.47 feet to the northwest corner of said Parcel 15a and the north line of Parcel 11;

Thence along said north line of Parcel 11 for the following (4) courses;

(1) Thence along a curve to the left (having a radius of 40.00 feet and a long chord bearing North 64°56'03" West for 26.74 feet) for an arc length of 27.26 feet;

(2) Thence North 84°27'27" West for 25.24 feet;

(3) Thence along a curve to the left (having a radius of 100.00 feet and a long chord bearing North 88°35'36" West for 14.42 feet) for an arc length of 14.44 feet;

(4) Thence South 87°16'14" West for 41.92 feet to the corner common to said Parcels B, 10, 11;

Thence North 02°43'21" West for 82.91 feet along the east line of said Parcel 10 to Point of Beginning.

**PARCEL 16 LEGAL DESCRIPTION**

That part of Lot 1, STONE CREEK VILLAGE, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, described as follows:

Beginning at the northeast corner of the said Lot 1;

Thence South 03°24'55" East (bearings referenced to the Final Plat of STONE CREEK VILLAGE) for 593.91 feet to the southeast corner of said Lot 1;

Thence South 87°16'14" West for 716.05 feet to the southwest corner of said Lot 1;

Thence North 03°25'48" West for 594.00 feet to the northwest corner of said Lot 1;

Thence North 87°16'39" East for 28.65 feet along the north line of said Lot 1 to the northwest corner of the above described Parcel 1;

Thence South 03°24'55" East for 428.98 feet along the west line of the above described Parcels 1, 2 and 4 to the southwest corner of said Parcel 4;

Thence North 87°16'14" East for 51.47 feet along the south line of said Parcel 4 to the northwest corner of the above described Parcel 5;

Thence South 03°25'48" East for 115.01 feet to the southwest corner of said Parcel 5;

Thence North 87°16'14" East for 306.03 feet along the south line of the above described Parcels 5 and 6 to the southeast corner of said Parcel 6;

Thence South 85°18'36" East for 116.16 feet to the southwest corner of the above described Parcel 12;

Thence North 87°16'14" East for 180.01 feet along the south line of the above described Parcels 12 and 13 to the southeast corner of said Parcel 13;

Thence North 03°24'55" West for 480.90 feet along the east line of the above described Parcels 13, 14 and 15 to the northeast corner of said Parcel 15;

Thence South 87°16'39" West for 396.17 feet along the north line of the above described Parcels 9, 10 and 15 to the east line of said Parcel 1;

Thence along a curve to the left (having a radius of 72.50 feet and a long chord bearing North 15°19'12" East for 44.91 feet) for an arc length of 45.66 feet along said east line;

Thence North 02°43'21" West for 35.30 feet along said east line to the north line of said Lot 1;

Thence North 87°16'14" East for 416.32 feet to the Point of Beginning.

The total area of parcel 16 is 102,641.60 sq. ft. or 2.36 acres, more or less.

**EXHIBIT C  
ALLOCATIONS**

<u>Unit Number</u>	<u>Percentage</u>
1	1.1628%
2	1.1628%
3	1.1628%
4	1.1628%
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134	1.1628%

135	1.1628%
136	1.1628%

**Pursuant to Section 2.1 of the Declaration and Master Deed of Stone Creek Village Condominium Property Regime, the above allocations are subject to recalculation upon the creation of any additional Units, the reallocation of the boundaries of any Units, the conversion of Units into Common Elements or the conversion of Common Elements to Units.**