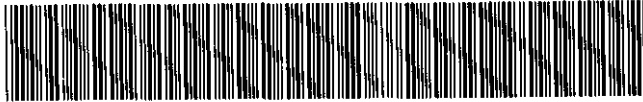




MISC 2004110880



AUG 19 2004 13:47 P 2

**THIRD AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS,
RESTRICTIONS AND EASEMENTS
STONE CREEK, A SUBDIVISION
IN DOUGLAS COUNTY, NEBRASKA**

Received - RICHARD TAKECHI
Register of Deeds, Douglas County, NE
8/19/2004 13:47:15.35



2004110880

This Third Amendment is made to the Declaration of Covenants, Conditions, Restrictions and Easements for Stone Creek, a Subdivision in Douglas County, Nebraska, dated December 8, 1999, and recorded with the Douglas County Register of Deeds on December 9, 1999, in Book 1319 at Page 416, Miscellaneous Records, as amended by the First Amendment to Declaration of Covenants, Conditions, Restrictions and Easements of Stone Creek, a Subdivision in Douglas County, Nebraska, dated August 18, 2000, and recorded with the Douglas County Register of Deeds on August 23, 2000, in Book 1349 at Page 87 and the Second Amendment to Declaration of Covenants, Conditions, Restrictions and Easements Stone Creek, a subdivision in Douglas County, Nebraska dated September 18, 2001, and recorded with the Douglas County Register of Deeds on September 28, 2001, in Book 1400 at Page 704 (collectively, the "Declaration") by Horgan Development Company, a Nebraska corporation ("Declarant").

Preliminary Statement

The Declaration was made by Declarant in connection with the development of the real estate legally described as follows:

Lots 13 through 540, inclusive, in Stone Creek, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska,

now known as

- 37 Lots 13 through 45, inclusive, and 48 through 540, inclusive, in Stone Creek, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska, and Lot 1, Stone Creek Replat 2, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska.

493

05-37078
05-37084

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

Declarant has considered amendment of the Declaration for purposes of amending Article IV, Section 6. Article VI, Section 2, allows the Declarant to amend the Declaration in any manner in which it may determine, in its full and absolute discretion, for a period of five (5) years from the date of the Declaration. Declarant has investigated the impact which the proposed amendment to the Declaration would have on the Lots and has concluded that the amendments would further the preservation of Stone Creek, would further the maintenance of the character and residential integrity of Stone Creek, and would further the benefits protection afforded to the Lots by the Declaration.

misc
2
527

FEE	273.50	FB	See above
BKP		C/O	
DEL		SCAN	
		COMP	PO
		FV	PO

PANSING HOGAN ERNST & BACHMAN LLP
COST ACCOUNT
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OMAHA, NE 68114

