

BK 1358 PG 515-533



MISC 2000 15

RICHARD'N TAKECHI REDISTER OF DEEDS DOUGLAS COUNTY, NE

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AMENDMENT TO MASTER DEED AND BY-LAWS

Establishing

THE SUMMIT CONDOMINIUM PROPERTY REGIME

The undersigned, being all of the current Co-owners of The Summit Condominium Property Regime, hereby amend the Master Deed and By-Laws establishing said Regime by deleting the original text of each of the paragraphs or subparagraphs designated below in its entirety, and, in certain instances (set forth below) substituting therefor new paragraphs or subparagraphs, all as follows:

- 1. Paragraph 1-E: "Unit" shall mean and refer to the separate Units described and shown on the Map, being 2 Units located in each building, for a total of 30 Units. "Unit" shall not include any Common Elements; "Apartment" as used in the Condominium Property Act shall refer to a "Unit"; the Unit shall include the foundations, interior and exterior and common walls, garages, including exterior and interior windows, roofs, and entrances and exits to each Unit and Unit sidewalks, if any.
- 2. <u>Paragraph 1-J</u>: "Common Elements", which shall be general common elements, shall mean and include:
 - A. All the land described previously subjected to the Condominium Regime, including the easement for ingress and egress, but said easement shall be subject to the right of others to use the easement for ingress to and egress from the balance of the land entitled to such use as described in the easement documents.
 - B. The yards, pools, gardens, sidewalks, common area sidewalks and parking areas.
 - C. The premises for the lodging of janitors or persons in charge of the building or buildings.
 - D. The installations of lines and systems of central services such as power, light, gas, cold and hot water, refrigeration, streets, periphery fence, and gate.
 - E. All other elements of the property not included within the confines of any Unit.
- 3. Paragraph 6-H: Painting, maintenance, repair and all landscaping of the Common Elements, and such furnishings and equipment for the Common Elements, as the Board of Administrators shall deem necessary and proper, and the Board of Administrators shall have

the exclusive right and duty to acquire the same for the Common Elements; provided, however, that the exterior and interior of each Unit shall be painted, maintained and repaired by the Co-owners thereof, all such maintenance to be the sole cost and expense of the particular Co-owner. Maintenance to the buildings and fixtures shall be done at such time and in such manner as is necessary to maintain harmony with the external design and location in relation to the surrounding structures and topography.

4. Paragraph 14-A: Co-owner's Obligation to Repair.

- A. Except for those portions which the Board of Administrators is required to maintain and repair hereunder, if any, the maintenance of the exterior and interior of each Unit, together with its equipment and appurtenances, shall be done at the expense of the Owner of that Unit. Without limitation upon the foregoing, each Co-owner shall be responsible for the maintenance, repair or replacement of any interior or exterior walls and roofs, Unit sidewalk, plumbing fixtures, water heaters, furnaces, lighting fixtures, refrigerators, air conditioning equipment, dishwashers, disposals, Nutone food centers, ranges or ovens that may be in or which serve solely such Co-owner's Unit, but utility lines running to or from the Unit shall be repaired and maintained by the Board of Administrators.
- B. Each wall and/or roof which is built as a part of the original construction of the Units and which forms a common wall or roof dividing or benefitting two units shall constitute a party wall (or as applicable "party roof"), and, to the extent not inconsistent with this paragraph, the general rules of law regarding party walls and liability for property damage due to negligence or willful acts or omissions shall apply thereto.
- C. The cost of reasonable repair and maintenance of party walls and roofs shall be shared equally by the Owners of Units using the same. If a party wall or roof is destroyed or damaged by fire or other casualty, any Owner who has used it may restore it, and if the other Owners thereafter make use of it, they shall contribute to the cost of restoration thereof in proportion to such use without prejudice, however, to the right of any such Owners to call for a larger contribution from the others under any rule of law regarding liability for negligent or willful acts or omissions.
- D. The Co-owner shall also, at the Co-owner's own expense, keep the interior of the patio and the garage which are a part of his Unit in a clean and sanitary condition. The Board of Administrators and Manager shall not be responsible to the Co-owner for loss or damage by theft or otherwise of articles which may be stored by the Co-owner on the patio or in the garage or the Unit, or outside the Unit in the Common Elements.
- E. The Co-owner shall promptly discharge any lien which may hereafter be filed against his Condominium by the Board of Administrators and shall otherwise abide by the provisions of Section 76-817 of the Condominium Property Act.

This Second Amendment may be executed in counterparts with permission of the Association to add each counterpart signature page to the original Amendment. N WITNESS WHEREOF, the undersigned have executed this instrument on this 15th day , 2000. STATE OF NEBRASKA)ss. COUNTY OF DOUGLAS On this 15t day of June, 2000, before me, a Not for said county, personally came Leymont 300b and Rollyn 300b ____, 2000, before me, a Notary Public qualified the owners of Unit 1, Summit Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 9756 Western Avenue, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed. Witness my hand and seal the day and year last above written. **GENERAL NOTARY-State of Nebraska** COLLEEN C. WACHTER My Comm. Exp. June 19, 2003 STATE OF NEBRASKA)ss. COUNTY OF DOUGLAS On this day of Jone On this j' day of Jone, 2000, before me, a Notary Public qualified for said county, personally came Joseph Bauken II + Georgic R Banken, who are the owners of Unit 2, Summit Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 9762 Western Avenue, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed. Witness my hand and seal the day and year last above written.

GENERAL NOTARY-State of Nebraska
ROBERT H. BERSON, E
My Comm. Exp. Aug. 25, 2000

Notary Public

NOTARIAL SEAL AFFIXED REGISTER OF DEEDS

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	UNIT 3: Michael G Cetrone
	UNIT 3: Michael G Cetrone Phyllis J. Cotrone
STATE OF NEBRASKA)	,
)ss. COUNTY OF DOUGLAS)	
On this / day of /	, 2000, before me, a Notary Public qualified
aiso kilowii as 9/08 westem Avenu	, 2000, before me, a Notary Public qualified was A Common + Phy // Common who are minium Property Regime, Omaha, Douglas County, Nebraska, as, known to me to be the identical persons who signed the ged the execution thereof to the their voluntary act and deed.
Witness my hand and seal the	e day and year last above written.
GENERAL NOTARY-State of Nebraska ROBERT H. BERKSHIRE My Comm. Exp. Aug. 25, 2000	Notary Public
	UNIT 4: Orille a. Olson J. Successor Muster of Ruth C. Olson Trust 10 sted 6-28-93
JIMIE OF MEDICIDIEN	Nated 6-28-93
)ss. COUNTY OF DOUGLAS)	
On this day of Jun for said county, personally came Or.	, 2000, before me, a Notary Public qualified on the a Olson for Successor trustee of What a Ison Trust of 16/29/ , who are the owners of Unit 4, Summit Condominium
rroperty Regime, Omana, Douglas Co	bunty, Neoraska, also known as 97/4 western Avenue, known
to me to be the identical persons we execution thereof to the their voluntary	ho signed the foregoing instrument and acknowledged the ry act and deed.
Witness my hand and seal the	day and year last above written.
GENERAL NOTARY-State of Nebr ROBERT H. BERKSHI My Comm. Exp. Aug. 25, 20	be Itotaly I dollo

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	UNIT 5: Friedle Hayor
	UNIT 5: Frold & Worker Worker
STATE OF NEBRASKA)	\mathcal{O}
)ss. COUNTY OF DOUGLAS)	
On this I day of June	- hefore me a Notary Public qualified
for said county, personally came Hand the owners of Unit 5, Summit Condon	before me, a Notary Public qualified who who are minium Property Regime, Omaha, Douglas County, Nebraska,
	e, known to me to be the identical persons who signed the ged the execution thereof to the their voluntary act and deed.
rorogonig mod amont and domio wrody	·
Witness my hand and seal the	day and year last above written.
GENERAL NOTARY-State of Nebraska ROBERT H. BERKSHIRE My Comm. Exp. Aug. 25, 2000	Notary Public
	UNIT 6 : Jes G. Gay - pormerly
	UNIT 6: Jesa G. Sty - Gormaly June g. Juny
STATE OF NEBRASKA)	
)ss.	
COUNTY OF DOUGLAS)	
On this $\int_{-\infty}^{\infty} day \text{ of } \int_{-\infty}^{\infty} day$	before me, a Notary Public qualified
for said county, personally came $\sqrt{\epsilon_0}$	n G Day formerly Sean G Young, who are is
	ninium Property Regime, Omaha, Douglas County, Nebraska,
	e, known to me to be the identical persons who signed the
foregoing instrument and acknowleds	ged the execution thereof to the their voluntary act and deed.
Witness my hand and seal the	day and year last above written.
A CENEDAL NOTADY COME AS MALL	flosoff) perhope
GENERAL NOTARY-State of Nebra ROBERT H. BERKSHIR My Comm. Exp. Aug. 25, 200	Notary Public

	UNIT 7: Frenz Mulla
15	STATE OF NEBRASKA))ss. COUNTY OF DOUGLAS) On this day of
	GENERAL NOTARY-State of Nebraska ROBERT H. BERKSHIRE My Comm. Exp. Aug. 25, 2000
	UNIT 8: Charles a Kaken
	STATE OF NEBRASKA))ss. COUNTY OF DOUGLAS On this day of day of before me, a Notary Public qualified for said county, personally came
	instrument and acknowledged the execution thereof to the their voluntary act and deed. Witness my hand and seal the day and year last above written.
	GENERAL NOTARY-State of Nebraska ROBERT H. BERKSHIRE My Comm. Exp. Aug. 25, 2000 Notary Public

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	UNIT <u>9</u> :	Shirley Tragel-Greenberg Larmally Shuley Forgel
STATE OF NEBRASKA))ss. COUNTY OF DOUGLAS)		
On this day of for said county, personally came Shown the owner of Unit 9, Summit Condoralso known as 1223 N. 98th Court, known that we have the expectation of the ex	own to me to be	Doco, before me, a Notary Public qualified neen beng formen's Shinley Fose who are 15 by Regime, Omaha, Douglas County, Nebraska, ethe identical persons who signed the foregoing for the their voluntary act and deed.
Witness my hand and seal the GENERAL NOTARY-State of Nebr ROBERT H. BERKSHI My Comm. Exp. Aug. 25, 20	raska RE	Notary Public
	unit <u>10</u> :	Sarah M. Lohrman
STATE OF NEBRASKA))ss. COUNTY OF DOUGLAS)		
On this day of for said county, personally came she owner of Unit 10, Summit Condo	arah M minium Proper own to me to be	ty Regime, Omaha, Douglas County, Nebraska, the identical person who signed the foregoing for the their voluntary act and deed.
Witness my hand and seal the		last above written.
GENERAL NOTARY-State of Net ROBERT H. BERKSH MY Comm. Exp. Aug. 25, 1	1IRE	Notary Public

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	UNIT <u>//</u> :	Marya E- Rogg
STATE OF NEBRASKA)		0
)ss. COUNTY OF DOUGLAS)		
On this day of on for said county, personally came \(\frac{1}{\lambda} \)	e Lin Shore	Jooo, before me, a Notary Public qualified Manya E Nogg, who are and ty Regime, Omaha, Douglas County, Nebraska,
also known as 9773 Lafayette Plaza	a, known to m	ty Regime, Omaha, Douglas County, Nebraska, e to be the identical persons who signed the ion thereof to the their voluntary act and deed.
Witness my hand and seal the	e day and year	last above written.
A GENERAL NOTARY-State ROBERT H. BERNSONNE My Comm. Exp. Aug. 25, 2000	ı	Motary Public
	unit <u>17</u> :	Barbara Bock-Marie 47 3 %
STATE OF NEBRASKA)		
)ss. COUNTY OF DOUGLAS)		
also known as 9767 Lafayette Plaz	<i>k ba Ra √ Bo</i> ominium Proper a, known to m	ty Regime, Omaha, Douglas County, Nebraska, ne to be the identical persons who signed the ion thereof to the their voluntary act and deed.
Witness my hand and seal the	e day and year	last above written.
GENERAL, NOTARY-State ROBERT H. BE My Comm. Exp. Au	RKSHIRE	Notary Public

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UNIT <u>/3</u> :
Margaret Disci
STATE OF NEBRASKA))ss.
COUNTY OF DOUGLAS)
On this 12 day of, 2005, before me, a Notary Public qualified for said county, personally came, who are the owners of Unit 13, Summit Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 9761 Lafayette Plaza, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed.
Witness my hand and seal the day and year last above written.
A GENERAL NOTARY-State of Nebraska JOSEPH BARKER III My Comm. Exp. Nov. 11, 2000
UNIT 14: Mary L. Rasmura
STATE OF NEBRASKA)
)ss. COUNTY OF DOUGLAS)
On this 8 day of Sune , 2000 , before me, a Notary Public qualified for said county, personally came Mary L. Rasmussen , who are the owners of Unit 14, Summit Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 9755 Lafayette Plaza, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed.
Witness my hand and seal the day and year last above written.
Notary Public Barker T
GENERAL NOTARY-State of Nebraska JOSEPH BARKER III My Comm. Exp. Nov. 11, 2000

UNIT 15: Joan 7 Bloom

STATE OF NEBRASKA)
)ss. COUNTY OF DOUGLAS)
On this
Witness my hand and seal the day and year last above written.
Notary Public
GENERAL NOTARY-State of Nebraska JOSEPH BARKER III My Comm. Exp. Nov. 11, 2000
UNIT 16: Helm P. Mayerson
STATE OF NEBRASKA)
)ss. COUNTY OF DOUGLAS)
On this <u>\(\frac{\frac{1}{2}}{2} \) day of <u>\(\frac{1}{2} \) time , <u>\(\frac{2}{2} \)</u>, before me, a Notary Public qualified for said county, personally came <u>\(\frac{1}{2} \) Helen P. Meyerson</u>, who are the owners of Unit 16, Summit</u></u>
Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 1210 N. 97 th Court, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed.
Witness my hand and seal the day and year last above written.
gonz. Barkin &
GENERAL NOTARY-State of Nebraska JOSEPH BARKER III My Comm. Exp. Nov. 11, 2000

STATE OF NEBRASKA)ss. COUNTY OF DOUGLAS On this / day of , 2000, before me, a Notary Public qualified Suss and Tauline R. Huss, who are for said county, personally carne Green 5. Suss and Tauline R. Kluss, who are the owners of Unit 17, Summit Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 9756 Lafayette Plaza, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed. Witness my hand and seal the day and year last above written. GENERAL NOTARY-State of Nebraska ROBERT H. BERKSHIRE My Comm. Exp. Aug. 25, 2000 STATE OF NEBRASKA)ss. COUNTY OF DOUGLAS On this 1st day of 1st On this 1st day of also known as 9762 Lafayette Plaza, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed. Witness my hand and seal the day and year last above written.

GENERAL NOTARY-State of Nebraska
COLLEEN C. WACHTER
My Comm. Exp. June 19, 2003

	UNIT 19: (eound (
	Beithe Lewis
STATE OF NEBRASKA)	
)ss. COUNTY OF DOUGLAS)	
for said county, personally came the owners of Unit 19, Summit Condoralso known as 9768 Lafayette Plaza	before me, a Notary Public qualified nard Bertha Lewis, who are minium Property Regime, Omaha, Douglas County, Nebraska, a, known to me to be the identical persons who signed the ged the execution thereof to the their voluntary act and deed.
Witness my hand and seal the	e day and year last above written.
GENERAL NOTARY-State of Nebraska JOSEPH BARKER III My Comm. Exp. Nov. 11, 2000	Notary Public
	UNIT 20 :
STATE OF NEBRASKA)	
COUNTY OF DOUGLAS	
On this day of for said county, personally came	,, before me, a Notary Public qualified
Property Regime, Omaha, Douglas C to me to be the identical persons w execution thereof to the their volunta	, who are the owners of Unit 20, Summit Condominium county, Nebraska, also known as 9774 Lafayette Plaza, known who signed the foregoing instrument and acknowledged the ary act and deed.
Witness my hand and seal the	e day and year last above written.
	Notary Public
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Jeanette Nepomnick Revocable Trust **UNIT 20:** On this 10 day of Guaut, 2000, before me, a Notary Public qualified for said county, personally came Yale Richards, Co-Trustee of the Jeanette Nepomnick Revocable Trust dated November 21, 1997, owner of Unit-20, Summit Condominium Property Regime. Omaha, Douglas County, Nebraska, also known as 9774 Lafayette Plaza, known to me to be the identical person who signed the foregoing instrument and acknowledged the execution thereof to Witness my hand and seal the day and year last above written. On this 24 day of Oct., 2000, before me, a Notary Public qualified for said county, personally came Steven N. Nepomnick, Co-Trustee of the Jeanette Nepomnick Revocable Trust dated November 21, 1997, owner of Unit 20, Summit Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 9774 Lafayette Plaza, known to me to be the identical person who signed the foregoing instrument and acknowledged the execution Witness my hand and seal the day and year last above written. Notary Public

R:\8456.007\MISC\2117JMM August 10, 2000

STATE OF TEXAS

COUNTY OF Collin

STATE OF NEBRASKA

COUNTY OF DOUGLAS

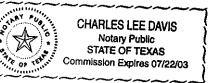
be his voluntary act and deed.

GENERAL NOTARY-State of Nebraska CYNTHIA A. SCHROER My Comm. Exp. Aug. 20, 2003

thereof to be his voluntary act and deed.

SS.

SS.



UNIT 21: Julitt Synch

STATE OF NEBRASKA)
)ss. COUNTY OF DOUGLAS)
On this, day of, doo, before me, a Notary Public qualified
for said county, personally carne, who are is the owner of Unit 21, Summit Condorninium Property Regime, Omaha, Douglas County, Nebraska, also known as 1311 N. 98th Court, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed.
Witness my hand and seal the day and year last above written.
GENERAL NOTARY-State of Nebraska COLLEEN C. WACHTER My Comm. Exp. June 19, 2003 Notary Public
UNIT 22: andrey & Sopher
STATE OF NEBRASKA)
)ss. COUNTY OF DOUGLAS)
On this/5/ day of, 2000, before me, a Notary Public qualified for said county, personally came, who are &
the owners of Unit 22, Summit Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 1317 N. 98th Court, known to me to be the identical persons who signed the foregoing
instrument and acknowledged the execution thereof to the their voluntary act and deed.
Witness my hand and seal the day and year last above written. GENERAL NOTARY-State of Nebraska COLLEEN C. WACHTER My Comm. Exp. June 19, 2003 Notary Public

UNIT 23: Juhand V Johnson
Marlys T. Johnson
STATE OF NEBRASKA)
)ss.
COUNTY OF DOUGLAS)
On this 1st day of Lune 10, 2000, before me, a Notary Public qualified
On this 151 day of 14Ml, 2000, before me, a Notary Public qualified for said county, personally carne Richard Wohnson and Marky Townson, who are
the owners of Unit 23, Summit Condominium Property Regime, Omaha, Douglas County, Nebraska,
also known as 1323 N. 98th Court, known to me to be the identical persons who signed the foregoing
instrument and acknowledged the execution thereof to the their voluntary act and deed.
Witness my hand and seal the day and year last above written.
GENERAL NOTARY-State of Nebraska COLLEEN C. WACHTER
My Comm. Exp. June 19, 2003 Notary Public
61 1001
UNIT 24: freshing W Johnson
Marleso T. Johnson
STATE OF NEBRASKA)
)ss. COUNTY OF DOUGLAS)
\sim \sim
On this 1st day of June, 2000, before me, a Notary Public qualified
for said county, personally came Richard W Johnson and Marlys T Johnson, who are
the owners of Unit 24, Summit Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 1329 N. 98th Court, known to me to be the identical persons who signed the foregoing
instrument and acknowledged the execution thereof to the their voluntary act and deed.
be the second of
Witness my hand and seal the day and year last above written. GENERAL NOTARY-State of Nebraska
COLLEEN C. WACHTED
My Comm. Exp. June 19, 2003 Notary Public

UNIT 25: Hemme Li Weinstein Prudee V-A 12-27-84

STATE OF NEBRASKA)
On this day of day of for said county, personally came, who are the owners of Unit 25, Summit
Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 9777 Hamilton Plaza, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed.
Witness my hand and seal the day and year last above written. GENERAL NOTARY-State of Nebraska ROBERT H. BERKSHIRE My Comm. Exp. Aug. 25, 2000 UNIT 26: UNIT 26:
STATE OF NEBRASKA))ss. COUNTY OF DOUGLAS)
On this / day of / one , 2000, before me, a Notary Public qualified for said county, personally came / Collect C Wash from , who are to the owners of Unit 26, Summit Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 9767 Hamilton Plaza, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed.
GENERAL NOTARY-State of Nebraska ROBERT H. BERKSHIRE My Comm. Exp. Aug. 25, 2000

STATE OF NEBRASKA)ss. COUNTY OF DOUGLAS On this 15 day of June 10001 before me, a Notary Public qualified for said county, personally came the owners of Unit 27, Sumrkit Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 9761 Hamilton Plaza, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed. Witness my hand and seal the day and year last above written. **GENERAL NOTARY-State of Nebraska COLLEEN C. WACHTER** ly Comm. Exp. June 19, 2003 UNIT 28: Kerre Kirshenberger Mysna Kirsh En boum STATE OF NEBRASKA)ss. COUNTY OF DOUGLAS On this 1st day of 1000, before me, a Notary Public qualified for said county, personally came Kevel Kirshenbaum and My ma., who are the owners of Unit 28, Summit Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 9755 Hamilton Plaza, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed. Witness my hand and seal the day and year last above written. GENERAL NOTARY-State of Nebraska

Notary Public

COLLEEN C. WACHTER

My Comm. Exp. June 19, 2003

STATE OF NEBRASKA ·)ss. COUNTY OF DOUGLAS On this 12 day of June, 2000, before me, a Notary Public qualified for said county, personally came <u>Signid Festersen</u>, who are the owners of Unit 29, Summit Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 1334 N. 97th Court, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed. Witness my hand and seal the day and year last above written. Jandra Madae / GENERAL NOTARY-State of Nebraska JOSEPH BARKER III My Comm. Exp. Nov. 11, 2000 STATE OF NEBRASKA))ss. COUNTY OF DOUGLAS , 2005, before me, a Notary Public qualified On this /2 day of for said county, personally came Sandra Kadayy the owners of Unit 30, Summit Condominium Property Regime, Omaha, Douglas County, Nebraska, also known as 1328 N. 97th Court, known to me to be the identical persons who signed the foregoing instrument and acknowledged the execution thereof to the their voluntary act and deed. Witness my hand and seal the day and year last above written. GENERAL NOTARY-State of Nebraska JOSEPH BARKER III My Comm. Exp. Nov. 11, 2000