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MISC 2005157671



DEC 15 2005 08:57 P 2

Received - DIANE L. BATTIATO  
Register of Deeds, Douglas County, NE  
12/15/2005 08:57:53.30



2005157671

After recording, please return to:

James F. Kasher  
CROKER, HUCK, KASHER, DeWITT,  
ANDERSON & GONDERINGER, P.C.  
2120 South 72nd Street, Suite 1200  
Omaha, NE 68124

*Misc 52<sup>00</sup> OC-14529*  
FEE \_\_\_\_\_ PD \_\_\_\_\_  
SRP \_\_\_\_\_ CO \_\_\_\_\_ CCMP \_\_\_\_\_  
DEL \_\_\_\_\_ ESTD \_\_\_\_\_ PV \_\_\_\_\_

**FIRST AMENDMENT TO  
RESTATED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS  
FOR THE VILLAS AT THE GROVE, A SUBDIVISION  
IN DOUGLAS COUNTY, NEBRASKA**

THIS FIRST AMENDMENT TO RESTATED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS is made on the date hereinafter set forth by ONE NINETY-TWO, LLC, a Nebraska limited liability company, hereinafter referred to as "Declarant".

**WITNESSETH:**

WHEREAS, the undersigned is the Declarant under a certain Restated Declaration of Covenants, Conditions and Restrictions for The Villas at the Grove, a Subdivision in Douglas County, Nebraska (the "Declaration"), which Declaration was filed for record in the office of the Register of Deeds of Douglas County, Nebraska, on February 13, 2002, in Misc. Book 1423 at Pages 652 through 664, inclusive, and which governs Lots 1 through 91, inclusive, and Outlots A through G, inclusive, in The Villas at the Grove, a cluster subdivision and Lots 206 through 281, inclusive, and Outlots M through Y, inclusive, in The Grove, subdivision as surveyed, platted and recorded in Douglas County, Nebraska; and

WHEREAS, pursuant to the terms and conditions of Article VI, Section 5 of the Declaration, Declarant has the right and is hereby amending the Declaration; and

NOW THEREFORE, Declarant desires to amend the Declaration and hereby removes the following Lots hereinafter referred to as the "Properties" from the Declaration:

Lots 206 through 281, inclusive, and Outlots M through Y, inclusive, in The Grove, a subdivision as surveyed, platted, and recorded in Douglas County, Nebraska.

The Properties shall be replatted as part of Lots 1-80, inclusive, and Outlots A through D, inclusive, in Replat 6 in The Grove, a subdivision as surveyed, platted, and recorded in Douglas County, Nebraska. The Properties, as replatted, will be larger in size and shall be governed by the Fourth Amendment to

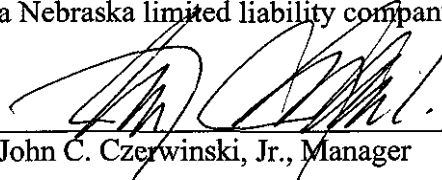
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Declaration of Covenants, Conditions and Restrictions for The Grove subdivision. The Properties will remain restricted to single family residential purposes, except that the Outlots will be used for common areas.

**NOW THEREFORE**, Declarant hereby declares that all of the Properties now being removed from the Declaration shall be released from all rights and obligations set forth in the Declaration.

**IN WITNESS WHEREOF**, the undersigned Declarant has executed this Amendment to Declaration this 18 day of May, 2005.

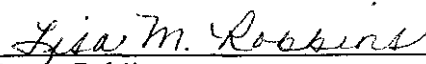
ONE NINETY-TWO, LLC,  
a Nebraska limited liability company

By:   
John C. Czerwinski, Jr., Manager

STATE OF NEBRASKA     )  
  ) ss.  
COUNTY OF DOUGLAS    )

The foregoing instrument was acknowledged before me this 18 day of May, 2005, by JOHN C. CZERWINSKI, JR., Manager of One Ninety-Two, LLC, a Nebraska limited liability company, on behalf of the company.



  
Notary Public

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