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Please record and return to: Benjamin Moore, Rembolt Ludtke LLP, 1128 Lincoln Mall, Ste. 300, Lincoln, NE 68508

**FOURTH ADDENDUM TO THE  
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS  
OF  
VILLAGE WEST**

This Fourth Addendum to the Declaration of Covenants, Conditions, and Restrictions of Village West (the "Addendum") is dated December \_\_, 2020, and is made by Ringneck Development, LLC, a Nebraska limited liability company ("Developer") and VWTH8, LLC, a Nebraska limited liability company ("VWTH8").

**Recitals**

- A. The Declaration of Covenants, Conditions and Restrictions of Village West was filed with the office of the Register of Deeds of Lancaster County, Nebraska, on September 7, 2017, as Instrument No. 2017037755, and was thereafter amended and supplemented by (i) a First Addendum to the Declaration of Covenants, Conditions and Restrictions of Village West filed on January 31, 2019, as Instrument No. 2019003254, (ii) a Second Addendum to the Declaration of Covenants, Conditions and Restrictions of Village West filed on May 12, 2020, as Instrument No. 2020020431, and (iii) a Third Addendum to the Declaration of Covenants, Conditions and Restrictions of Village West filed on August 12, 2020, as Instrument No. 2020039634 (as amended, the "Declaration").
- B. The following described real estate is subject to the Declaration (the "Original Property"):

Lot 1, Block One 1; Lots 1 through 13, Block 2; Lot 1, Block 3; Lots 1 through 8, Block 4; Lots 1 through 9, Block 5; and Lots 1 through 10, Block 6, Village West Addition, City of Lincoln, Lancaster County, Nebraska.

Lots 1 through 7, Block 1; Lots 1 through 8, Block 2; Lots 1 through 9, Block 3; Lots 7 through 21, Block 4; Lots 1 through 18, Block 5; Lots 1 through 2, Block 6; and Lots 1 through 10, Block 7; Village West 1<sup>st</sup> Addition, City of Lincoln, Lancaster County, Nebraska.

Lots 1 through 6, Block 1; and Lots 1 through 5, Block 2; Village West 2nd Addition, City of Lincoln, Lancaster County, Nebraska.

Lots 1 through 17, Block 1; Lots 1 through 14, Block 2; Lots 1 through 6, Block 3, Lots 1 through 14, Block 4; Village West 3rd Addition, City of Lincoln, Lancaster County, Nebraska.

VWWE2  
VWWE3  
VWWE4

Lots 1 through 9, Block 1; Lots 1 through 5, Block 2; Lots 1 through 7, Block 3; Village West 4<sup>th</sup> Addition, City of Lincoln, Lancaster County, Nebraska.

Outlot A, Village West Addition, City of Lincoln, Lancaster County, Nebraska.

Outlots A, B, and C, Village West 1<sup>st</sup> Addition, City of Lincoln, Lancaster County, Nebraska.

VWWE  
VWWE1  
VWWE5

Outlots A, B, C, D, and I, Village West 3rd Addition, City of Lincoln, Lancaster County, Nebraska

- C. Developer is the owner of the following described additional real property (“Developer’s Additional Property”):

Lots 1 and 2, Block 1; Lots 9 through 12, Block 2; Lots 9 through 21, Block 3; Lot 1, Block 4, Village West 5<sup>th</sup> Addition, City of Lincoln, Lancaster County, Nebraska.

Outlot A, Village West 5<sup>th</sup> Addition, City of Lincoln, Lancaster County, Nebraska.

- D. VWTH8 is the owner of the following described real property (“VWTH8’s Additional Property”, and together with Developer’s Additional Property, the “Additional Property”):

Lots 1 through 8, Block 2; and Lots 1 through 8, Block 3, Village West 5<sup>th</sup> Addition, City of Lincoln, Lancaster County, Nebraska.

- E. The Additional Property is contiguous and/or adjacent to the Original Property, and Developer desires to add the Additional Property to the definition of “Real Property” as used in the Covenants and to subject the Additional Property to the Covenants, and VWTH8 desires for VWTH8’s Additional Property to be included in such act; and

- F. Article VIII, Section 1 of the Covenants expressly reserves to Developer the right to add additional contiguous or adjacent real estate to the Covenants at any time, without the consent of the members or the association, provided that the Covenants shall apply equally and uniformly to such additional real estate made subject to these Covenants, and Article VIII, Section 3 of the Covenants expressly permits the Developer to amend, modify or supplement, for a period of 10 years beginning on September 17, 2017, all or any portion of the Covenants;

NOW, THEREFORE, Developer, with the consent and approval of VWTHS, does hereby amend, modify, and supplement the Declaration as follows:

1. Any capitalized terms used in this Addendum shall, unless otherwise specifically provided herein, have the same meaning as ascribed to them in the Covenants.

2. The terms "Property" and "Real Property" as used in the Covenants shall be deemed to include the Original Property and the Additional Property.

3. Effective upon the recording of this Addendum, the Additional Property is hereby subjected to the Covenants, including all covenants, restrictions, easements, conditions, charges and liens contained therein, which said Covenants are attached hereto as Exhibit "A", and incorporated herein by reference.

4. All other terms and provisions of the Covenants, except as amended by this Addendum, shall remain in full force and effect.

EXECUTED December 17, 2020.

Ringneck Development, LLC,  
a Nebraska limited liability company

By: [Signature]  
Michael Preston, Vice President

STATE OF NEBRASKA            )  
  ) ss.  
COUNTY OF Douglas        )

The foregoing instrument was acknowledged before me this 17 day of December 2020, by Michael Preston, Vice President of Ringneck Development, LLC, on its behalf.



Jane M. Rose  
Notary Public

VWTH8, LLC,  
a Nebraska limited liability company

By: Terry Kneifels  
Print Name: Terry Kneifels  
Title: Manager

STATE OF NEBRASKA            )  
  ) ss.  
COUNTY OF NEBRASKA    )

The foregoing instrument was acknowledged before me this \_\_\_ day of December  
17, 2020, by Terry Kneifels, as By of VWTH8, LLC, on its  
behalf.

[Signature]  
Notary Public

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