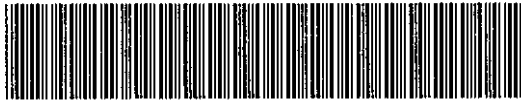




BK 1425 PG 079-080

RICHARD N. TAKECHI
REGISTER OF DEEDS
DOUGLAS COUNTY, NE

02 FEB 21 AM 11:10



MISC 2002 04052

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**AMENDMENT TO THE DECLARATION OF COVENANTS,
CONDITIONS, RESTRICTIONS AND EASEMENTS
FOR THE SINGLE FAMILY RESIDENTIAL LOTS
OF WHISPERING RIDGE, A SUBDIVISION
IN DOUGLAS COUNTY, NEBRASKA**

^{18th} This Amendment to the Declaration of Covenants, Restrictions and Easements is made on this day of February, 2002, by M.J.A., L.L.C., a Nebraska limited liability company (hereinafter referred to as the "Declarant").

RECITALS:

WHEREAS, pursuant to Section 4.2 of the Declaration, the Declarant has the right to amend the original Declaration of Covenants, Conditions, Easements and Restrictions for Single Family Residential Lots of Whispering Ridge, a Subdivision in Douglas County, Nebraska, which was filed of record in the office of the Douglas County Register of Deeds on November 16, 2001, in Miscellaneous Records, Book 1408, Page 698 thru 709 (hereinafter referred to as the "Declaration").

WHEREAS, this Amendment to the Declaration shall be filed of record against the following legally described real estate, to wit:

Lots 151 through 189, inclusive, all in Whispering Ridge, a subdivision, as surveyed, platted and recorded in Douglas County, Nebraska.

NOW, THEREFORE, in furtherance thereof, the Declarant hereby adopts, declares, and provides as follows:

A. Definitions. Terms used in this Amendment shall have the meanings set forth in the Declaration except as otherwise defined herein.

B. Amendment. Section 1.3 of Article I of the Declaration shall be amended in its entirety as follows:

1.3 No single-family residence shall be created, altered, placed or permitted to remain on any Lot other than one detached single-family dwelling which does not exceed two and one-half stories in height and shall conform to the following minimum requirements:

RETURN TO:
FULLENKAMP, DOYLE & JOBEUN
11440 WEST CENTER ROAD
OMAHA, NEBRASKA 68144-4482
ATTN: LARRY

✓ 27799

MISC A
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FEE 79.50 FB 02-43909
BKP _____ CO _____ COMP _____
DEL. _____ SCAN CR FV _____

- | | | | |
|----|---|---------------|--|
| A. | Two-story | 1,800 sq. ft. | Total area above basement level with 1,200 sq. ft. minimum on main floor, exclusive of garage area. |
| B. | One-story ranch type house with attached garage | 1,500 sq. ft. | On the main floor, exclusive of garage area (garage must be approximately at the same level as the main floor. |
| C. | One-story house | 1,800 sq. ft. | On the main floor with basement garage. |
| D. | One and one-half | 1,800 sq. ft. | Total area above basement level; minimum 1,200 sq. ft. on the main floor, exclusive of garage area. |
| E. | Tri-level | 1,750 sq. ft. | Total area above (split level) grade house, exclusive of garage area. |

C. No Other Amendment. Except as expressly amended by the terms of this Amendment, the Declaration remains unchanged and is in full force and effect pursuant to its terms.

IN WITNESS WHEREOF, the Declarant has caused these presents to be executed the day and year first above written.

M.J.A., L.L.C., a Nebraska limited liability company, "Declarant"

By: *Gerald L. Torczon*
Gerald L. Torczon, President

STATE OF NEBRASKA)
)ss.
COUNTY OF DOUGLAS)

The foregoing instrument was acknowledged before me this 18 day of February, 2002, by GERALD L. TORCZON, President of M.J.A., L.L.C., a Nebraska limited liability company, on behalf of the company.



Doris J. Nicholson
Notary Public

Please Return to:
Fullenkamp, Doyle & Jobeun
11440 West Center Road
Omaha, Nebraska 68144
Attn: LAJ