

MISC 2010089727



SEP 30 2010 13:53 P 2

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Received - DIANE L. BATTIATO  
Register of Deeds, Douglas County, NE  
9/30/2010 13:53:09.79



2010089727

**NOTICE OF TERMINATION OF  
DECLARANT STATUS AND TERMINATION  
OF DRC STATUS**

Horgan Development Company, a Nebraska corporation, does hereby terminate its status as Declarant and DRC (Development Review Committee) under the Amended and Restated Declaration of Covenants, Conditions, Restrictions and Easements of Newport Landing, a Subdivision in Douglas County, Nebraska, executed May 11, 2009, and recorded with the Douglas County Register of Deeds on May 12, 2009, as Instrument No. 2009047245, Miscellaneous Records (the "Declaration"), as permitted by Article VI, Section 4 and Article I, Section 4, respectively, of the Declaration. The Declaration pertains to the real estate in Douglas County, Nebraska, legally described on Exhibit "A" attached hereto.

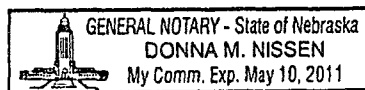
DATED as of this 30<sup>th</sup> day of September, 2010.

**HORGAN DEVELOPMENT COMPANY, a  
Nebraska corporation**

By: *Robert P. Horgan*  
Robert P. Horgan, President

STATE OF NEBRASKA    )  
                                  ) ss.  
COUNTY OF DOUGLAS    )

The foregoing instrument was acknowledged before me this 30<sup>th</sup> day of September, 2010, by Robert P. Horgan, President of Horgan Development Company, a Nebraska corporation, on behalf of the corporation.



*Donna M. Nissen*  
Notary Public

RETURN TO:  
SPENCE TITLE SERVICES  
BOX 16 -

TA-58545

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

Lots 2 through 127, inclusive, Lots 129 through 198, inclusive, Lots 200 *OJ-02879* through 259, inclusive, Lots 262 through 274, inclusive, and Lots 276 through 283, inclusive, in Bennington Lake, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska, together with Lots 1 and 2, Bennington *OJ-02897* Lake Replat 2, Lots 1 and 2, Bennington Lake Replat 3, and Lot 1, Bennington *OJ-02898* Lake Replat 4, each being replats of Bennington Lake, a subdivision as *OJ-02899* surveyed, platted and recorded in Douglas County, Nebraska; and

Lot 1, Bennington Lake, a subdivision as surveyed, platted and recorded in *OJ-02879* Douglas County, Nebraska; and

Outlots 1 and 4 through 9, inclusive, Bennington Lake, a subdivision, as *4* surveyed, platted and recorded in Douglas County, Nebraska; and

Lot 275, Bennington Lake, a subdivision as surveyed, platted and recorded in *4* Douglas County, Nebraska; and

Lots 1 and 2, Newport Landing, being a minor administrative subdivision of Lot *OJ-27265* 1, Bennington Lake, Replat 1, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska.