



MISC 2008003995



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 OKP \_\_\_\_\_ C/O \_\_\_\_\_ COMP. \_\_\_\_\_  
 198 DEL \_\_\_\_\_ SCAN \_\_\_\_\_ FV \_\_\_\_\_

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Received - DIANE L. BATTIATO  
 Register of Deeds, Douglas County, NE  
 1/14/2008 14:45:51.32



2008003995

**AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS**

THIS AMENDMENT is entered into this 17 day of DECEMBER, 2007 by NS - THE HERITAGE LLC, a Nebraska limited liability company, hereinafter referred to as "Declarant".

RECITALS

WHEREAS, A Declaration of Covenants, Conditions and Restrictions dated the 6<sup>th</sup> day of November, 2006 and recorded against the Property in the Register of Deeds, Douglas County, Nebraska as Instrument No. 2006127732, hereinafter referred to as "Declaration".

WHEREAS, The Property is subject to the Declaration and Article IV Paragraph 2 of the Declaration gives the Declarant the right to make amendments to the Declaration and Declarant desires to make additional covenants, conditions and restrictions upon the Property.

WHEREAS, The Property subject to this Amendment is legally described as:

Lots 1 through 115, inclusive, 119 through 129, inclusive, and 133 through 194, inclusive, all in The Heritage, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska together with Lots 1 through 3, inclusive, The Heritage Replat One, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska, together with Lots 1 through 7, inclusive, The Heritage Replat 2, a subdivision as surveyed, platted and recorded in Douglas County, Nebraska (hereinafter collectively referred to as the "Property").

*-05-16143*  
*-05-16144*  
*-05-16145*

NOW, THEREFORE, Declarant declares that the Property described hereinabove is and shall be held, transferred, sold, conveyed and occupied subject to the covenants, conditions and restrictions set forth below:

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

✓ 37774

The Property is subject to a one-time assessment for decorative mailboxes. The Assessment shall not exceed \$100.00 and shall be paid at closing by the first owner who is not a preferred builder as defined by the Declarant or the Declarant. The Assessment shall be considered as dues under Article II – Homeowners Association of the Declaration and shall be subject to those limitations contained therein.

IN WITNESS WHEREOF, the Declarant hereby executed this Amendment on the day first written hereinabove.

DECLARANT:

NS - THE HERITAGE, LLC, a Nebraska limited liability company, "Declarant"

By: Jerry G. Banks  
Jerry G. Banks, Secretary

STATE OF NEBRASKA    )  
                                  )    ss.  
COUNTY OF DOUGLAS    )

The foregoing instrument was acknowledged before me this 17 day of December 2007 by Jerry G. Banks, as Secretary of NS - The Heritage, LLC, a Nebraska limited liability company, on behalf of said limited liability company.

Lisa G. Hansen  
Notary Public

