

Cass  
Bk 59 Misc Pg 963

Saunders  
Bk 296 Pg 722  
of Gen.

**SECOND AMENDMENT TO PROTECTIVE COVENANTS**

THIS SECOND AMENDMENT TO PROTECTIVE COVENANTS is made the date hereinafter set forth by IRON HORSE DEVELOPMENT, L.L.C., a Nebraska limited liability company ("Declarant").

**RECITALS**

A. On October 6, 2000, a document entitled Declaration of Covenants, Conditions, and Restrictions of the Iron Horse Villas (hereinafter the "Declaration") for Lots One Hundred Twenty-nine (129) through One Hundred Forty-seven (147), inclusive, IRON HORSE, and Lots One (1) through Ten (10), inclusive, IRON HORSE REPLAT I, subdivisions as surveyed, platted and recorded in Cass and Saunders Counties, Nebraska, was recorded by Declarant, in the office of the Register of Deeds of Cass County, Nebraska as Miscellaneous Book 56 Page 337 and in the office of the Register of Deeds of Saunders County, Nebraska at Book 248 Page 889 of the General Records and on November 8, 2001, a document entitled Amendment to Protective Covenants (hereinafter "First Amendment") for Lots 130 through 146, inclusive, IRON HORSE, Lots 1 through 10, inclusive, IRON HORSE REPLAT I, and Lots 1 through 19, inclusive, IRON HORSE REPLAT II, subdivisions as surveyed, platted and recorded in Cass and Saunders Counties, Nebraska, was recorded by Declarant in the office of the Register of Deeds of Cass County, Nebraska as Miscellaneous Book 57 Page 634 and in the office of the Register of Deeds of Saunders County, Nebraska at Book 262 Page 702 of the General Records.

B. Article X. Section 3. of the Declaration provides that the covenants and restrictions of the Declaration may be amended by the Declarant for a period of twenty (20) years following October 6, 2000.

NOW, THEREFORE, Declarant hereby declares that the Declaration recorded on October 6, 2000 at Miscellaneous Book 56 Page 337 in the office of the Register of Deeds of Cass County, Nebraska and at Book 248 Page 889 of the General Records in the office of the Register of Deeds of Saunders County, Nebraska and the First Amendment recorded on November 8, 2001, 2001 at Miscellaneous Book 57 Page 634 in the office of the Register of Deeds of Cass County, Nebraska and at Book 262 Page 702 of the General Records in the office of the Register of Deeds of Saunders County, Nebraska, should be and hereby are amended in the following manner:

1. By deleting therefrom the legal description in the recitals portion on the first page of said Declaration and Paragraph 1 of the First Amendment and adding in its place and stead the following:

Lots 1 through 19, inclusive, IRON HORSE REPLAT II, subdivisions as surveyed, platted and recorded in Cass and/or Saunders Counties, Nebraska;

2. By deleting therefrom the legal description in Section 3 of Article I of the Declaration and Paragraph 2 of the First Amendment and adding in its place and stead the following:

Lots 1 through 19, inclusive, IRON HORSE REPLAT II, subdivisions as surveyed, platted and recorded in Cass and/or Saunders Counties, Nebraska;

All other terms of said Declaration shall remain in full force and effect.

Dated this 23 day of July 2003.

IRON HORSE DEVELOPMENT, L.L.C., a Nebraska limited liability company.

By: *Timothy W. Young*  
TIMOTHY W. YOUNG, Managing Member

STATE OF NEBRASKA     )  
  ) ss.  
COUNTY OF DOUGLAS    )

On this 23 day of July 2003, the foregoing instrument was acknowledged before me, a Notary Public, by Timothy W. Young, Managing Member of Iron Horse Development, L.L.C., a Nebraska limited liability company, acting on behalf of said limited liability company.

*Randi A. Zabawa*  
Notary Public

