

**THIRD AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS,
RESTRICTIONS AND EASEMENTS OF STOCKMANS HOLLOW, A SUBDIVISION
IN SARPY COUNTY, NEBRASKA**

THIS THIRD AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS OF STOCKMANS HOLLOW, is made the date hereinafter set forth by Celebrity Homes, Inc., a Nebraska corporation.

RECITALS

A. On October 23, 2007, a document entitled Declaration of Covenants, Conditions, Restrictions and Easements of Stockmans Hollow, a Subdivision in Sarpy County, Nebraska (hereinafter the "Declaration") for Lots 1 thru 188, inclusive, Lots 204 and 205, and Outlots "A" thru "E", inclusive, Stockmans Hollow, and Lots 1 thru 14, inclusive, Stockmans Hollow Replat One, as surveyed, platted and recorded in Sarpy County, Nebraska by Declarant, in the office of the Register of Deeds of Sarpy County, Nebraska as Instrument Number 200732100 of the Miscellaneous Records.

B. On June 4, 2008 a document entitled First Amendment To Declaration of Covenants, Conditions, Restrictions and Easements of Stockmans Hollow for Lots 1 thru 188, inclusive, Lots 204 and 205, and Outlots "A" thru "E", inclusive, Stockmans Hollow, and Lots 1 thru 14, inclusive, Stockmans Hollow Replat One, as surveyed, platted and recorded in Sarpy County, Nebraska, and recorded by the Declarant in the office of the Register of Deeds of Sarpy County, Nebraska as Instrument Number 2008-15863 (hereinafter referred to as the "First Amendment"). Any reference to the Declaration contained herein shall also include the First Amendment.

C. On April 9, 2014, a document entitled Revocation of Assignment of Declarant Rights and Notice of Revocation; Assignment of Declarant Rights; and Second Amendment to the Declaration of Covenants, Conditions, Restrictions and easements of Stockmans Hollow, (hereinafter the "Assignment") for Lots 1 thru 52, inclusive, and 54 thru 188, inclusive, Lots 204 and 205, and Outlots "A" thru "D", inclusive, Stockmans Hollow; Lots 1 thru 14, inclusive, Stockmans Hollow Replat One; Lot 1, Stockmans Hollow Replat Two; Lots 4 thru 31, inclusive, Lots 34 thru 49, inclusive, Stockmans Hollow Replat Three; and Lots 86 thru 90, inclusive, Stockmans Hollow Replat Four, all as surveyed, platted and recorded in Sarpy County,

Nebraska, in the office of the Register of Deeds of Sarpy County, Nebraska as Instrument Number 2014-06965 of the Miscellaneous Records (the "Assignment").

D. The Assignment granted to Celebrity Homes, Inc., the sole and irrevocable right as Declarant under the Declaration.

E. Paragraph 2 of Article IV of the Declaration provides that for a period of ten (10) years following at least October 15, 2007, the Declarant shall have the sole, absolute and exclusive right to waive, modify or amend all or any portion of the Declaration. Paragraph 3 of Article IV also gives the Declarant the right to include additional real property to be subject to the Declaration.

F. Declarant desires to include Lots 1 thru 62, inclusive, and Outlots "A" thru "D", inclusive, Stockmans Hollow Replat 5, as surveyed, platted and recorded in Sarpy County, Nebraska (the "Additional Lots") and to subject to additional terms, conditions, covenants, restrictions and easements as set forth herein.

G. Declarant with the consent of the Original Declarant does hereby desire to amend Declaration for the following legally described property:

Lots 1 thru 52, inclusive, and 54 thru 188, inclusive, Lots 204 and 205, and Outlots "A" thru "D", inclusive, Stockmans Hollow; Lots 1 thru 14, inclusive, Stockmans Hollow Replat One; Lot 1, Stockmans Hollow Replat Two; Lots 4 thru 31, inclusive, Lots 34 thru 49, inclusive, Stockmans Hollow Replat Three; and Lots 86 thru 90, inclusive, Stockmans Hollow Replat Four; Lots 1 thru 62, inclusive, and Outlots "A" thru "D", inclusive, Stockmans Hollow Replat 5; all as surveyed, platted and recorded in Sarpy County, Nebraska.

NOW, THEREFORE, Declarant and Original Declarant hereby declare that the Declaration, Assignment, and First Amendment should be and hereby are amended as follows:

1. The legal description for Lots contained in the Declaration and as amended by the First Amendment is hereby deleted in its entirety and in its place and stead is:

Lots 1 thru 52, inclusive, and 54 thru 188, inclusive, Lots 204 and 205, and Outlots "A" thru "D", inclusive, Stockmans Hollow; Lots 1 thru 14, inclusive, Stockmans Hollow Replat One; Lot 1, Stockmans Hollow Replat Two; Lots 4 thru 31, inclusive, Lots 34 thru 49, inclusive, Stockmans Hollow Replat Three; and Lots 86 thru 90, inclusive, Stockmans Hollow Replat Four; Lots 1 thru 62, inclusive, and Outlots "A" thru "D", inclusive, Stockmans Hollow Replat 5; all as surveyed, platted and recorded in Sarpy County, Nebraska.

2. All the lots set forth herein shall be subject to the Declaration, First Amendment, Second Amendment and any future amendments thereto.
3. Article II, Paragraph 1. (c) is deleted in its entirety and in its place and stead is:

(c) "Properties" shall mean and refer to: Lots 1 thru 52, inclusive, and 54 thru 188, inclusive, Lots 204 and 205, and Outlots "A" thru "D", inclusive, Stockmans Hollow; Lots 1 thru 14, inclusive, Stockmans Hollow Replat One; Lot 1, Stockmans Hollow Replat Two; Lots 4 thru 31, inclusive, Lots 34 thru 49, inclusive, Stockmans Hollow Replat Three; and Lots 86 thru 90, inclusive, Stockmans Hollow Replat Four; Lots 1 thru 62, inclusive, and Outlots "A" thru "D", inclusive, Stockmans Hollow Replat 5; all as surveyed, platted and recorded in Sarpy County, Nebraska.

4. Article II, Paragraph 1.(f) is deleted in its entirety and in its place and stead is:

(f) "Common Area" shall mean and refer to any land owned by the Association or controlled by an easement in favor of the Association or required as a contractual obligation of the Declarant or the Association, such as Common Area Improvements located within public rights-of-ways; and Outlots "A" thru "E", inclusive, Stockmans Hollow; and Outlots "A" thru "D", inclusive, Stockmans Hollow Replat Five.

5. In addition to the terms, conditions, covenants, restrictions and easements set forth in the Declaration, Declarant wishes, as the Owner of the Additional Lots, to subject the Additional Lots, and only the Additional Lots, to the following provisions:

- a. The maximum driveway slope on any Lot included in the Additional Lots shall be eight percent (8%) such that the driveway is constructed in compliance with ADA/PROWAG guidelines.

- b. Each Lot within the Additional Lots grants to each and every other Lot within the Additional Lots a mutual benefit drainage easement over each Lot and agrees that no Owner of a Lot within the Additional Lots shall construct any improvement, ditch, dam or other thing or device which affects or alters the natural flow of surface waters from, upon, or across any Lot, or which affects or alters the flow of any waters in any natural or artificial stream, wash, or drainage channel from, upon, or across any Lot, and any Lot, without the express written approval of the Association.

- c. The driveway constructed on each Lot within the Additional Properties that is located on a public street which is susceptible to street creep, including but not limited to curved streets, steeply sloped streets, T intersections, and cul-de-sacs, shall be constructed to accommodate for street creep. The construction measures taken to accommodate for street creep may include, by way of illustration, larger expansion joints in areas susceptible to creep, placing full-depth expansion material at additional locations throughout the driveway and at the edge along any foundation or other concrete slab, such as a garage floor or sidewalk. In addition, the Owner of a Lot abutting a section of public street susceptible to street creep may address the street creep issue by placing two inches of full-depth expansion material between the street curb and the private driveway.

The Declarant has executed this Amendment as of this 23 day of March 2015.

CELEBRITY HOMES, INC., a Nebraska corporation, "Declarant,"


By: 

Its: VICE PRESIDENT

State of Nebraska)
)ss.
County of Douglas)

The foregoing instrument was acknowledged before me this 23 day of March, 2015 by Chad Larsen, Vice President of Celebrity Homes, Inc. a Nebraska corporation, on behalf of the corporation.

SEAL


Notary Public

