

After recording return to:
Seacrest & Kalkowski, PC, LLO
1128 Lincoln Mall, Suite 105
Lincoln, NE 68508

**FOURTH AMENDMENT TO
DECLARATION OF COVENANTS,
CONDITIONS, RESTRICTIONS AND EASEMENTS
FOR WANDERING CREEK**

WHEREAS, Matodol, LLC, a Nebraska limited liability company (“Declarant”), is the owner of Lots 1 through 8, Block 1; Lots 3-10, Block 2; Lots 1-12, Block 4; Lots 1-10, Block 5; Lots 1-6, Block 6; and Lots 1-6, Block 7; all located in Wandering Creek 4th Addition, Lincoln, Lancaster County, Nebraska (“Additional Property”); and

WHEREAS, Declarant desires to add the Additional Property to the definitions of “Nature Lots”, “Interior Lots” and “Common Area” contained in the Declaration of Covenants, Conditions, Restrictions and Easements for Wandering Creek, which was filed of record with the Lancaster County, Nebraska Register of Deeds office on June 12, 2019, as Instrument No. 2019020431, and amended by the First Amendment to Declaration of Covenants, Conditions, Restrictions and Easements for Wandering Creek, which was filed of record with the Lancaster County, Nebraska Register of Deeds office on December 13, 2019, as Instrument No. 2019050713, and the Second Amendment to Declaration of Covenants, Conditions, Restrictions and Easements for Wandering Creek, which was filed of record with the Lancaster County, Nebraska Register of Deeds office on June 19, 2020 as Instrument No. 2020028324 (collectively the “Declaration”), making the Additional Property subject to the covenants, conditions, restrictions and easements contained in the Declaration; and

WHEREAS, the Declaration expressly reserves to Declarant the right to add contiguous similarly developed real estate to the Property by the Declarant’s recordation of an amendment adding the legal description of the additional real estate to the definition of “Property” contained in the Declaration, and to state other or different covenants, conditions and restrictions applicable to the Additional Property.

NOW, THEREFORE, Declarant does hereby amend the Declaration as follows:

1. The terms “Nature Lots” and “Interior Lots” and “Common Area”, shall be deemed to include the Additional Property as identified and set forth on Exhibit “A”, which is attached hereto and incorporated herein by this reference, hereby subjecting the Additional Property to the covenants, conditions, restrictions and easements contained in the Declaration.

2. The Nature Lots in Wandering Creek 4th Addition shall have a minimum dwelling setback of 5 feet from the Side Lot Line.

3. All the remaining terms and provisions of the Declaration, as amended by this Amendment, shall remain in full force and effect.

Executed this _____ day of _____, 2021.

“DECLARANT”

MATODOL, LLC, a Nebraska limited liability company

By: Olsson, Inc., a Nebraska corporation, as Manager

By: _____
Jeffrey S. Jenkins, CFO

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

The foregoing instrument was acknowledged before me this ____ day of _____, 2021, by Jeffrey S. Jenkins, as CFO of Olsson, Inc., a Nebraska corporation, as Manager of **Matodol, LLC**, a Nebraska limited liability company, on behalf of the Nebraska limited liability company.

Notary Public

EXHIBIT "A"
ADDITIONAL PROPERTY
ADDED TO
THE PROPERTY

NATURE LOTS:

Lots 1-8, Block 1; and Lots 3-10, Block 2; Wandering Creek 4th Addition, Lincoln, Lancaster County, Nebraska

INTERIOR LOTS:

Lots 1-12, Block 4; Lots 1-10, Block 5; Lots 1-6, Block 6; and Lots 1-6, Block 7; all located in Wandering Creek 4th Addition, Lincoln, Lancaster County, Nebraska

COMMON AREA:

Outlots A, B and C, Wandering Creek 4th Addition, Lincoln, Lancaster County, Nebraska