



After recording return to:

Seacrest & Kalkowski, PC, LLO
1128 Lincoln Mall, Suite 105
Lincoln, NE 68508

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

The undersigned, constituting the “Declarant” under 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, as 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”), does hereby, pursuant to Declarant’s authority provided in Article VIII, Paragraph 4 of the Declaration, amends the Declaration as follows:

A. Article III, Paragraph 7 Fences is hereby amended and restated as follows:

7. Fences. Fencing shall be permitted on all Lots subject to the restrictions set forth herein. Fencing for all Nature Lots and the Townhome Lots in Wandering Creek 2nd and 3rd Additions must be constructed of black wrought iron or similar material. Fencing for Interior Lots and all other Townhome Lots must be constructed of (i) black wrought iron or similar material or (ii) wood board on board material. Stockade or chain link fences are strictly prohibited. Fencing shall not be constructed on any Lot closer to the street than the rear wall of the residence constructed upon such Lot. All fences must be submitted to the Declarant for review and approval prior to installation.

B. All other terms and conditions of the Declaration, except as amended herein, remain in full force and effect. In the event of a conflict between the terms of this Amendment and the terms of the Declaration, the terms of this Amendment shall control. Capitalized terms used herein and not defined herein have the same meaning as in the Declaration.

C. This Amendment shall be filed of record with the Lancaster County Register of Deeds against the "Property" which is legally described on Exhibit "A" attached hereto and incorporated herein by this reference.

Executed this 10th day of November, 2020.

"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 10th day of November, 2020, 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"
THE PROPERTY

NATURE LOTS:

Lots 1-10, Block 1, Wandering Creek 1st Addition, Lincoln, Lancaster County, Nebraska

Lots 1-8, Block 3; Wandering Creek 2nd Addition, Lincoln, Lancaster County, Nebraska

INTERIOR LOTS:

Lots 1-11, Block 2, and Lots 1-9, Block 3, Wandering Creek 1st Addition, Lincoln, Lancaster County, Nebraska

Lot 1, Block 1; Lots 1-12, Block 2; Lots 1-11, Block 4; and Lots 1-11, Block 5; Wandering Creek 2nd Addition, Lincoln, Lancaster County, Nebraska

TOWNHOME LOTS:

Lots 1 and 2, Block 6, Wandering Creek 2nd Addition, Lincoln, Lancaster County, Nebraska

Lots 1 through 12, Block 1, Wandering Creek 3rd Addition, Lincoln, Lancaster County, Nebraska

MULTI-FAMILY LOTS:

Lot 1, Block 1; Lot 1, Block 2, and Lot 1, Block 3; Wandering Creek 2nd Addition, Lincoln, Lancaster County, Nebraska

RT LOTS:

Lot 1, Block 2, Wandering Creek 3rd Addition, Lincoln, Lancaster County, Nebraska

COMMON AREA:

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

Outlot A, Wandering Creek 1st Addition, Lincoln, Lancaster County, Nebraska

Outlots C, D, and E, Wandering Creek 2nd Addition, Lincoln, Lancaster County, Nebraska

Outlots B and C, Wandering Creek 3rd Addition, Lincoln, Lancaster County, Nebraska

WACE 1
WACE 2
WACE 3

WACE