

SUNDANCE LAKE RULES

PERSONAL

Under Article V111, Section 1, Paragraph (a) of the By-Laws of the Sundance Lake Association, these rules are binding upon all owners, lessees and their guests. Violation by owners, lessees or their guests may result in suspension of lake privileges. Owners, lessees and guests are required to obey the laws of the State of Nebraska.

The right to suspend the right of use of recreational facilities and the voting rights of any Owner or Lessee for periods during which assessments against his Lot remain unpaid, and the right, after hearing by the Board of Directors, to suspend such rights for a period not exceeding ninety (90) days for any infraction of the published rules and regulations of the Association or violation of this Declaration. (Section 7 a (ii) of Sundance Lake Association Declaration)

GENERAL AREA

Sundance Lake is a 90-acre development with about 40 acres of water, which has an abundance of game fish.

Access to the Platte River is provided along the north access road

Hunting and the use of firearms are prohibited in the recreational area except for varmint control, with authorization of the Board of Directors of Sundance Lake Association. (BB Guns, pellet, guns etc. are considered the same as firearms.) (June 29, 1996)

Littering of any areas is prohibited. Members shall clean up after all picnics and remove all garbage from the beach area. No one shall throw cans, bottles, or any waste material into the lake, access roads, or common areas. No glass containers are to be used on the beach near the Lake because of broken glass causing a safety hazard. Noise from TV's, radios, etc. should be kept at a moderate level.

Sundance Lake Association

All lot owners automatically become members of the Sundance Lake Association. The Association meets annually for the purpose of adopting or changing lake rules and scheduling lake events or projects. The association members will elect six (6) directors for the transaction of the Lake Business and enforcement of Lake Rules. The board members will serve (3) year terms. The board will elect a President, Vice President and Secretary/Treasurer for three year terms) Article IX Section 3 of the By-Laws revised 2010) (revision 1995, 2002, 2010)

Building Requirements

1. Architectural Control: No building, fence, wall or other structure shall be commenced, erected or maintained within Sundance Lake Subdivision, nor shall any exterior addition to or changed or alternation therein be made until the plans and specifications showing the nature, kind, shape, height, color, materials and locations of same shall have been submitted to and approved in

writing as to harmony of external design, and location in relation to surrounding structures and topography by the Board of Directors of the Association, or by an Architectural committee composed of three or more representatives appointed by the Board of Directors of the Association. Approval or disapproval shall be based upon the standards established by the Association and approval shall not be unreasonably withheld. In the event such Boards of Directors, or its designated committee, fails to approve or disapprove such design and location within 20 days after said plans and specifications have been submitted to it, approval will not be required and this paragraph will be deemed to have been fully complied with. Anyone desiring to place any structure on any lot authorized by this Declaration must secure a building permit from the Merrick County Planning Commission before construction is initiated. (Declaration and Establishment of Covenants, Conditions, Reservations, Restrictions and Easements for Sundance Lake Subdivision. Section 8 Architectural Control)

2. Structures must be on permanent foundations. Walls must be frame, concrete, block, brick or stucco. The Lake Architectural committee prior to construction must approve building plans. (Approved rules of Sundance Lake Association 04-09-95)
3. Exterior construction must be completed within two (2) years of signing purchase agreement. In order to extend the period beyond the two-year requirement, permission must be obtained from the Association Board of Directors.
4. Gabled or sloped roofs are required. The Architectural Committee must approve any exception.
5. Minimum cabin size is 1000 square feet
6. Cabin exterior colors and appearance shall be of the neutral color shades so to blend in with a forest background.
7. No mobile or modular (prefab) homes are allowed. However, trailers or Campers may be used for temporary quarters during construction.
8. Boat docks, shore stations, piers, etc. which extend into the lake must be approved by the Architectural committee to prevent possible boating/skiing hazards.
9. Location of well, septic tank and leach field will be provided to the Architectural committee by each lot owner.
10. The Architectural Committee prior to construction must approve location of well, septic tank and leach field.
11. All yard lights and outside lights shall have an outside switch thereon so that they may be turned off, except lights installed by the Association. (Declaration revised 2010)

General Traffic

Always keep a minimum of one traffic lane on the access roads open to cabins and free of parked cars, boat trailers, or construction materials. Maximum speed for all others resort roads are 25 mph unless posted. All vehicles must stay on the right side of the road in accordance with State Law. All drivers are strongly cautioned to look out for blind corners, pedestrians and other vehicles.

Recreational Vehicles

No All-Terrain Vehicles (ATV's) are permitted on roads or islands. All the Lake Associations including Sundance have voted to accept Summerwood Lake Association rules on the roadways of Summerwood which by easement agreement covers most the roads of Sundance. A copy of Summerwood rules and associated Nebraska statutes defining various vehicles can be found in the Summerwood Directory. (Easement/Maintenance agreement effective March 28, 2004, filed Merrick County May 4 2007—Book MM pages 875-883)

Fishing

Fishing is allowed in the Platte River and in Sundance Lake. Do not fish near or on other lots without permission. State fishing rules apply to all recreational areas and game wardens have access. Fishing is not permitted in other resort lakes unless you have permission to fish from someone's lot. Each lake association is active in stocking game fish in their respective lake s at their own cost. Please respect this. Keeper size Sundance Lake will be determined on a year to year basis and reported at the annual meeting.

Swimming

1. All swimming shall be done within 20 feet from shoreline. Center of lake or across lake swimming shall be done only with a suitable life jacket and when motorized watercraft is not using the lake.
2. Non-swimmers shall not use lake unless accompanied by a swimmer capable of making a save
3. Each developed lot must have a rescue device, one capable of being easily thrown to a swimmer in distress, located on the beach when the beach area is being used.

Golf Carts

See rules in the back of the Summerwood Directory. All Summerwood roads will be used solely for ingress, egress or maintenance purposes. Only motorized vehicles that re registered under the laws of the State of Nebraska or any other State or the United States and operated by a licensed driver shall be allowed to use Summerwood roads. Except that golf carts or other small motorized utility vehicles, that cannot exceed 20 MPH may be operated on Summerwood roads for other than egress or maintenance purposes by either a licensed driver or unlicensed driver if accompanied by a licensed driver. The lot number and lake letter at least 2" in size shall be located on both sides of the vehicle. The lot owner shall have liability insurance, proof of upon request.

Dogs

1. Dogs must not be allowed to run free. They are to be controlled by a leash, pen or owner.
2. Summerwood rules for roads and commons areas state that dogs shall be allowed on Summerwood roads or in the commons areas only if accompanied by an owner or caretaker and kept on a leash or lead at all times. (August 2002)

Sundance Lake Association Boating Rules (June 2014 Revision)

1. A counter clockwise pattern should be followed for all skiing and boating on Sundance Lake. Use the pattern on the map. All watercraft should stay to the right of the buoys when entering or exiting the west lake.
2. Obey all state boating rules
3. No motorized watercraft shall be within 90 feet of another motorized watercraft, personal or real property. Motorized watercraft shall not follow a skier closer than 200 feet which is in compliance with our lake membership in the Nebraska Lake Association.
4. The racing of powered craft is prohibited. (Non-public lakes special rules for Sundance as attached)
5. All motorized watercraft pulling a skier, knee boarder, or wake boarder must have a spotter at least 12 years of age or a rear view mirror. (Nebraska Boating guide)
6. No Wake jumping or 360 degree turns by motorized watercraft will be allowed anywhere on Sundance Lake. (Minutes of November 1996)

Two motorized watercraft from the same lot exceeding 5 MPH may be on the lake at the same time during slow traffic times (May of 2003)

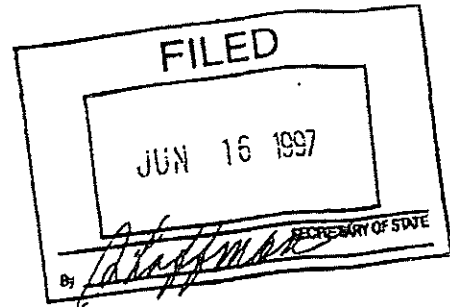
7. Watercraft of guests or any non-resident are not allowed on Sundance Lake (Association meeting June 11, 2016)
8. Operators of a motorboat or Personal watercraft shall be 16 years of age or older/ or have a certificate of completion of a boating safety course and be on their families insurance for operation at 14to 16 years of age.
State Law requires any operator born after December 31, 1985 must have successfully completed the Nebraska boating safety course and be in possession of a valid certificate. It is unlawful practice for any boat operator, including personal watercraft, under 16 years of age to tow a skier or wakeboarder. (Nebraska Boating guide 2018)
9. The disregard for Sundance rules may result in the loss of Lake Privileges for 90 days following action by the Board. Rules notification: 1. Verbal warning documented with safety committee and Board of Directors. 2. Written warning documented with safety committee and Board of Directors. 3. Non-compliance with #2 results in suspension of lake privileges for 90 days (Declaration). If this is necessary it must be with a vote by the Board of Directors. The violations of record after a three (3) year period will be cleared (Minutes May 21 2005)
10. No more than 3 watercraft pulling skiers are allowed on the lake at one time. Please wait your turn. Common courtesy expected of all boat operators.
11. Lot numbers must be displayed on the right side of all motorized watercraft.
12. Maximum boat length for ski boats is 18 feet. Maximum motor horse power is 165. Maximum for pontoons are 24 feet. Personal watercrafts no longer have horsepower restrictions. All motorized watercraft shall have approved steering and throttling devices and be kept in good condition.
13. Absolutely no speed boating, personal watercraft speeding or skiing in excess of 35 MPH is allowed. The designated fishing area at the east end of Sundance is a 5 MPH no wake area.

West Sundance is also a no wake area (minute of May 2001). No motorized watercraft may travel above wake speed except lot owners watercraft towing skiers. Etc. to and from west Sundance lots.

14. Skiing and boating hours are from 9:30 AM to ½ hours after sunset (Association meeting June 10, 2017). Boats shall always operate at no wake speeds (5 MPH Maximum) after sundown and before 9:30 AM. The boat must display state licensing and use approved lighting from sundown to sunrise. It is unlawful for personal watercraft to operate between sunset and sunrise. (Nebraska Boating Guide)
15. Beaching or docking shall be done at trolling speeds and motor boats racing are not permitted.
16. Any boating accident resulting in more than \$100 in property damage or in an injury must be reported to the games and Parks Commission. (Refer to Nebraska Boating Guide)
17. Boat operators and skiers must keep a reasonable distance from lake edges to avoid hitting skiers, boats, docks, diving, etc. (Suggested 20 feet from shore line except when docking). Lessees/lot owners may place buoys up to 20 feet from shoreline to delineate swimming areas.
18. Maximum length for sailboats or pontoons boats is 24 feet. Sailboats are allowed only in the east fishing area and the west end of the lake. Sailboats have right of way over all motorized craft.
19. Towed devices such as kneeboards, etc. may be allowed. The towing of inflatable non-steerable floatation devices (inner tubes, etc.) is not allowed. The towing of floatation devices specifically manufactured for pulling behind boats is permitted (non-public lake rules for Sundance as attached), limited to inflatable ski trainers with a hard bottom with the tow rope held by an observer in the boat (not attached to the boat). (Board of Directors 2014 Bylaws Article V111 Section I-a)
20. Approved Lifejackets shall be available for each person aboard all watercraft operating on the lake.
21. Watercraft shall not operate with more passengers than its recommended capacity. Legislative bill 667 passed in 1997 authorizing Non-Public Lakes Association to establish rules and regulations governing operations of vessels, including establishing rules and regulations governing operations of vessels, including water skiing and other related activities. The following rules which apply specifically to Sundance Lake Association are attached. These were signed by the Attorney General and Governor in 1997 allowing any duly authorized law enforcement office to enforce these rules as per state statute. Non-public Lakes Association may establish safety rules and regulations that are more restrictive than state boating regulations if passed by a majority of the general membership. This was passed in 1997.

(Restated rules June 2018)

NEBRASKA ADMINISTRATIVE CODE



COMMISSION DATE: May 16, 1997

Title 163 - NEBRASKA GAME AND PARKS COMMISSION

Chapter 3 - Boating Regulations

015 Special Rules and Regulations for Nonpublic Lake Associations.

015.01 These special rules and regulations governing operation of vessels, including water-skiing and other related activities, on waters administratively controlled by nonpublic lake associations, are adopted under authority of section 37-1266, R.R.S. 1993. They are effective following enactment by the Game and Parks Commission, approval by the Attorney General and Governor and when five days have elapsed after filing with the Secretary of State.

015.01A Definitions: The following definitions shall apply as used throughout these rules and regulations.

015.01A1 Nonpublic lake association shall mean an organization of lakeside residents with administrative control over nonpublic waters of this state.

015.02 The following special rules and regulations shall apply to nonpublic lake associations:

APPROVE

JUN 16 1997

Benjamin Nelski
BENJAMIN NELSKI
DIRECTOR

APPROVED

DON STENBERG
ATTORNEY GENERAL

JUN 4 1997
BY *Lynn A. Nelson*
Assistant Attorney General

No

015.02P Sundance Lake - Polk Co., 14 miles west of Osceola.

015.02P1 All powered watercraft shall operate in a counter-clockwise direction. All boats must stay to the right of the buoys when entering or exiting the west lake as indicated on the attached map.

015.02P2 The maximum speed limit for boats (daylight hours) is 35 miles per hour. From ½ hour after sunset until ½ hour before sunrise, boat speed is limited to 5 mph/no wake.

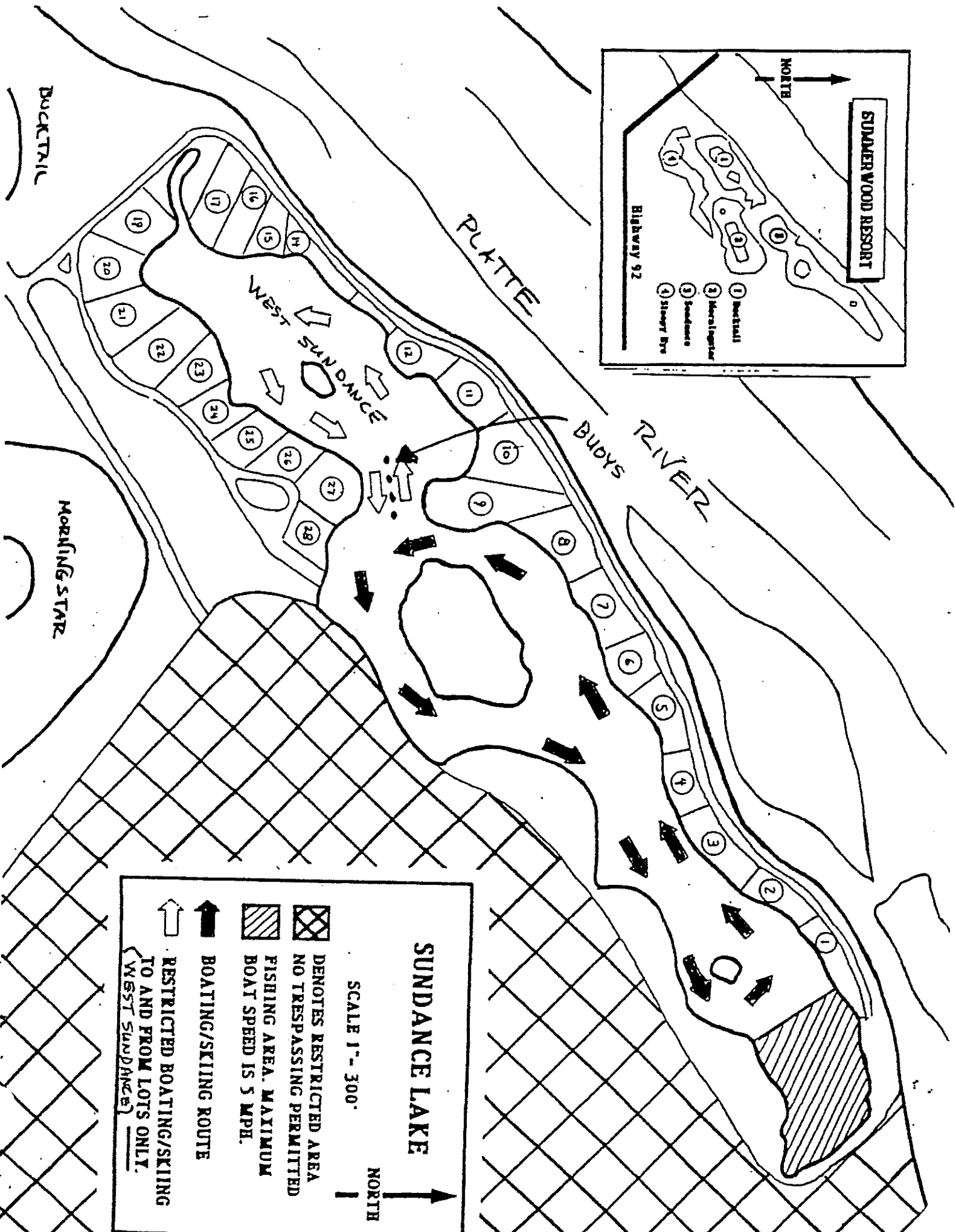
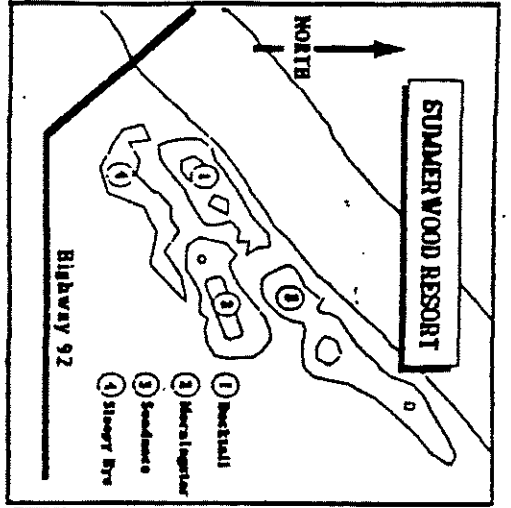
015.02P3 The towing of inflatable non-steerable flotation devices (inner tubes, etc.) is not allowed. The towing of flotation devices specifically manufactured for pulling behind boats is permitted.

015.02P4 The racing of powered craft is prohibited.

015.02P5 Boats shall not follow a skier closer than 200 feet.

015.02P6 In the area marked by buoys and as indicated on the attached map, boat speed is limited to 5 mph/no wake.

015.02P7 As a safety measure during special events, boating activity may be restricted as deemed necessary and as posted by the Sundance Lake Association.



SUNDANCE LAKE

SCALE 1" = 300'

NORTH

- DENOTES RESTRICTED AREA NO TRESPASSING PERMITTED
- FISHING AREA. MAXIMUM BOAT SPEED IS 5 MPH.
- BOATING/SKIING ROUTE
- RESTRICTED BOATING/SKIING TO AND FROM LOTS ONLY. (WEST SUN DANCE)