Colleen Eagan
1983 - 130th Ave.
Manchester, IA

DELAWARE COUNTY IOWA
FILED
2000 MR 31 PM 1:45
BOOK 200 PAGE 94
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
21.00

Stephanie C. Hassler | 119 E. Main Street, Manchester, IA 52057 | 319-927-2782
Preparer Name | Address | Telephone Number

MODIFIED RESTRICTIVE COVENANTS

This agreement is made between Thomas Eagan and Colleen Eagan, husband and wife, owners of Lots One (1), Two (2), Three (3), Four (4), Five (5), and Six (6) of Van-De-Hon Subdivision in Delaware County, Iowa, according to plat recorded in Book 5 Plats, Page 63; and David Griswold and Jean Griswold, husband and wife, owners of Lots Seven (7) and Eight (8) of Van-De-Hon Subdivision in Delaware County, Iowa, according to plat recorded in Book 5 Plats, Page 63.

The undersigned, being the sole owners of all real estate included in Van-De-Hon Subdivision, a part of the SE1/4 of Section 21, Township 89 North, Range 6, West of the 5th P.M. in Delaware County, Iowa, hereby covenant with the respective owners of the several lots embraced in said Subdivision that the Restrictive Covenants dated December 26, 1989, and filed January 3, 1990, in Book 1, Misc., Page 187 of the records of the Delaware County Recorder be and the same hereby are modified as follows. The modified restrictive covenants shall be by this reference included in each conveyance and instrument having to do with said premises, and are mutually binding on the owners and any purchaser of any said lot and tract, and will be imposed by the aforesaid owners by suitable reference in the contract and deed to any other portion thereof, and are intended to, and shall

run with the land and be binding on all owners thereof, their heirs, successors and assigns:

(1) Paragraph number two (2) of said Restrictive Covenants dated December 26, 1989, and filed January 3, 1990, in Book 1, Misc., Page 187 of the records of the Delaware County Recorder shall be and the same hereby is struck in its entirety with reference only to Lots 1 and 2 of said Subdivision. Paragraph number two (2) of said Restrictive Covenants shall remain in full force and effect for all lots in the Subdivision with the exception of Lots 1 and 2, to which said paragraph shall no longer apply.

(2) Paragraph number three (3) of said Restrictive Covenants dated December 26, 1989, and filed January 3, 1990, in Book 1, Misc., Page 187 of the records of the Delaware County Recorder shall be and the same hereby is struck in its entirety with reference only to Lots 1 and 2 of said Subdivision. Paragraph number three (3) of said Restrictive Covenants shall remain in full force and effect for all lots in the Subdivision with the exception of Lots 1 and 2, to which said paragraph shall no longer apply.

(3) Paragraph number ten (10) of said Restrictive Covenants dated December 26, 1989, and filed January 3, 1990, in Book 1, Misc., Page 187 of the records of the Delaware County Recorder shall be and the same hereby is struck in its entirety with reference only to Lots 1 and 2 of said Subdivision. Paragraph number ten (10) of said Restrictive Covenants shall remain in full force and effect for all lots in the Subdivision with the exception of Lots 1 and 2, to which said paragraph shall no longer apply.

(4) All other provisions of the original Restrictive Covenants dated December 26, 1989, and filed January 3, 1990, in Book 1, Misc., Page 187 of the records of the Delaware County Recorder not otherwise specifically modified shall remain in full force and effect.

(5) The Restrictive Covenants dated December 26, 1989, and filed January 3, 1990, in Book 1, Misc., Page 187 of the records of the Delaware County Recorder may be and the same hereby are modified pursuant to paragraph number fifteen (15), which allows for modification upon a vote of the majority of the current owners of the lots in the Subdivision. One vote has been allotted per lot in the Subdivision, and this modification is executed by unanimous vote of the owners of all lots in the Subdivision.

Thomas Eagan

Thomas Eagen, husband of Colleen Eagen

Colleen Eagan

Colleen Eagen, wife of Thomas Eagen

Subscribed and sworn to before my by Thomas Eagen this 31st day of March, 2000.

Jo Ann Heffernan
Notary Public, State of Iowa
My Commission Expires 2-19-2002

Jo Ann Heffernan

Notary Public in and for the State of Iowa

Subscribed and sworn to before my by Colleen Eagen this 31st day of March, 2000.

Jo Ann Heffernan
Notary Public, State of Iowa
My Commission Expires 2-19-2002

Jo Ann Heffernan

Notary Public in and for the State of Iowa

David Griswold, husband of Jean Griswold

Jean Griswold, wife of David Griswold

Subscribed and sworn to before my by David Griswold this 30 day of March, 2000.

Jo Ann Heffernan
Notary Public, State of Iowa
My Commission Expires 2-17-2002

Notary Public in and for the State of Iowa

Subscribed and sworn to before my by Jean Griswold this 30 day of March, 2000.

Jo Ann Heffernan
Notary Public, State of Iowa
My Commission Expires 2-17-2002

Notary Public in and for the State of Iowa