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BOOK 2001 PAGE 5002

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AUD \$ _____
R.M.F. \$ 10⁰⁰

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NICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

Prepared by: John E. Casper, 223 E. Court, Winterset, Iowa 50273 Phone: 515-462-4912 Fax: 515-462-3392

**FIRST AMENDMENT
TO
RESTRICTIVE COVENANTS
FOR
REAL ESTATE OWNED BY
DONALD J. LYNCH, DONALD R. SCHLAHT, and CARLA L. FARMER
IN MADISON COUNTY, IOWA**

I, Donald J. Lynch, also known as Donald Lynch, a single person; Donald R. Schlaht, a single person; and, Carla L. Farmer, a single person, are now the fee simple owners and record titlholders of the following-described real estate:

Parcel "A" located in the Northwest Quarter (¼) of the Northwest Quarter (¼) of Section Two (2), Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, as shown in Plat of Survey filed in Book 2, Page 777 on April 24, 1997 in the Office of the Recorder of Madison County, Iowa,

The undersigned owners do hereby impose and subject this real estate to this First Amendment to the Restrictive Covenants, dated and filed for record on July 18, 2001 in the Madison County Recorder's Office in Record Book 2001 at Page 3141, as follows:

1. Paragraph One of the Restrictive Covenants be and is hereby amended to provide as follows:

All parcels shall be used only for single-family residential purposes. The residential dwelling structure shall be at least one thousand five hundred (1500) square feet in habitable, living area within the dwelling not limited to the main entry level, but excluding from this minimum area that portion of the structure used as a basement or as an unfinished portion of the structure. No mobile homes shall be erected or placed on any of said parcels. Modular homes and manufactures homes shall be permitted to be erected or placed on these parcels, but all residential dwelling structures shall have a concrete foundation with a full basement. For the purpose of this Deed of Restrictions the following definitions shall apply.

a. "Mobile home" means any vehicle without motive power used or so manufactured or constructed as to permit it being used as a conveyance upon the public streets and highways and so designed, constructed,

or reconstructed as will permit the vehicle to be used as a place for human habitation by one or more persons.

b. "Modular home" means a factory-built structure which is manufactured to be used as a place of human habitation, is constructed to comply with the Iowa state building code for modular factory-built structures, and must display the seal issued by the estate building code commissioner.

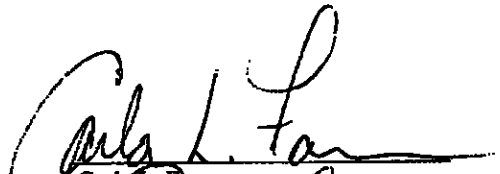
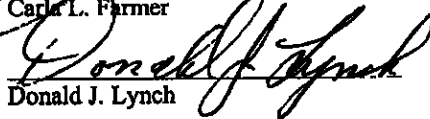
c. "Manufactured home" means a factory-built structure used as a place for human habitation, but which is not constructed to equipped with a permanent hitch or other devise allowing it to be moved other than for the purpose of moving to a permanent site, and which does not have permanently attached to its body or frame any wheels or axles.

No hog confinement, nursery or finishing structure, cattle finishing structure, poultry laying or raising houses shall be erected on any of the above described parcels.

2. Except as expressly modified by this instrument, the Restrictive Covenants, dated July 18, 2001, referenced above, be and are hereby ratified, confirmed and approved in all respects.

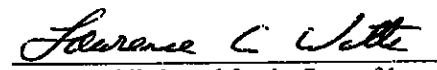
Dated this 28 day of September, 2001.


Donald R. Schlaht


Carla L. Farmer

Donald J. Lynch

STATE OF IOWA :
: ss
MADISON COUNTY :

On this 28 day of September, 2001, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Donald J. Lynch, Donald R. Schlaht, and Carla L. Farmer, to me known to be the identical persons named in and who executed the within and foregoing instrument and acknowledged the same as their voluntary act and deed.


Notary Public in and for the Statc of Iowa
Exp. 7/29/03