

Document 2005 3978

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MICHELLE "MICKI" UTSLER, COUNTY RECORDER
MADISON IOWA

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COMPARED	<input type="checkbox"/>

**SECOND AMENDMENT TO DECLARATION OF COVENANTS FOR
COVERED BRIDGE ESTATES**

Recorder's Cover Sheet

Preparer Information: (name, address and phone number)

Gary M. Myers, Davis, Brown, Koehn, Shors & Roberts, P.C., 666 Walnut Street, Suite
2500, Des Moines, IA 50309 (515) 288-2500

Taxpayer Information: (name and complete address)

Not Applicable

Return Document To: (name and complete address)

Gary M. Myers, Davis, Brown, Koehn, Shors & Roberts, P.C., 666 Walnut Street, Suite
2500, Des Moines, IA 50309

Grantor:

Brill Development, LLC, an Iowa limited liability company

Grantee:

Not Applicable

Legal Description:

Lots 1 through 46, inclusive, of COVERED BRIDGE ESTATES, an Official Plat, in
Madison County, Iowa

Document or instrument number of previously recorded documents:

Book 2005, Page 806; Book 2005, Page 1838

**SECOND AMENDMENT TO DECLARATION OF COVENANTS FOR
COVERED BRIDGE ESTATES**

THIS SECOND AMENDMENT TO DECLARATION is hereby made this 18th day of August, 2005, by Brill Development, LLC, an Iowa limited liability company, hereinafter referred to as "**Declarant**."

WHEREAS, the Declaration of Covenants for Covered Bridge Estates was recorded on February 24, 2005, in Book 2005, Page 806 of the Madison County Recorder's Office, and was previously amended by an Amendment to Declaration of Covenants for Covered Bridge Estates recorded on April 27, 2005, in Book 2005, Page 1838 (as amended, the "**Declaration**"); and

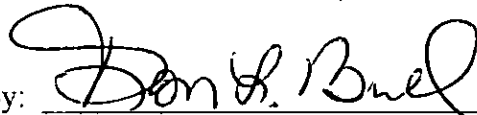
WHEREAS, pursuant to Article XV of the Declaration, Declarant has the right to amend the Declaration, and Declarant desires to amend the Declaration as herein provided.

NOW THEREFORE, Declarant hereby amends the Declaration as follows:

1. Capitalized terms used in this Amendment that are not defined in this Amendment shall have the meanings ascribed to them in the Declaration.
2. Notwithstanding any provision of the Declaration to the contrary, all Owners shall have access to the Lake pursuant to and in accordance with the recorded access easement on Lot 40.
3. For so long as Declarant owns any Lot, no significant amounts of soil shall be removed from the Property by anyone other than Declarant without Declarant's prior written consent.

IN WITNESS WHEREOF, the undersigned, being the Declarant herein, has hereunto set its hand as of the day and year first above written.

BRILL DEVELOPMENT, LLC

By: 
Don L. Brill, Member

STATE OF IOWA :
 : SS
COUNTY OF POLK :

This instrument was executed and acknowledged before me on Aug. 18,
2005, by Don L. Brill as Member of Brill Development, LLC, an Iowa limited liability
company.

Susan R Parrino
Notary Public

