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LISA SMITH RECORDER
Madison County, Iowa

FIRST AMENDMENT TO
DECLARATION OF
COVENANTS AND RESTRICTIONS

Recorder's Cover Sheet

Preparer Information: (name, address and phone number)

Dustin H. Noble, 1009 Main Street, Adel, IA 50003, Phone: (515) 697-4296

Taxpayer Information: (name and complete address)

Nicholas J. Scar and Valerie L. Scar, 465 NE Fox Run Trail, Waukee, IA 50263

Return Document To: (name and complete address)

Dustin H. Noble, 1009 Main Street, Adel, IA 50003

Legal Description: See Page 2

Document or instrument number of previously recorded documents:

**FIRST AMENDMENT TO
DECLARATION OF
COVENANTS AND RESTRICTIONS**

THIS AMENDMENT TO DECLARATION, made on the date hereinafter set forth by Nicholas J. Scar and Valerie L. Scar, hereinafter referred to as “Declarants”, who are owners of the lots in THE PLAT OF SCAR ESTATES, amends that certain Declaration of Covenants and Restrictions dated April 25, 2017 and filed June 2, 2017 in Book 2017 Page 1721 of the Madison County, Iowa records.

WHEREAS, the following Amendment to Declaration of Covenants & Restrictions is adopted as follows:

1. Article I, Sections 1 and 2 are hereby deleted and replaced in their entirety with the following:

**ARTICLE I
DEFINITIONS**

Section 1. “Property” or “Properties” shall mean and refer to that certain real property legally described as Lots 1, 2, and Outlot X of Scar Estates, Madison County, Iowa, and such additions thereto as may hereafter be brought.

Section 2. “Lot” shall mean any lot numbered 1, 2, or Outlot X of the PLAT OF SCAR ESTATES, and any additional lots placed under these covenants and restrictions by Declarants.

2. Article III, Section 5 is hereby deleted and replaced in its entirety with the following:

**ARTICLE III
GENERAL PROVISIONS**

Section 5. Excepted Lots: Notwithstanding the foregoing provisions of these Covenants and Restrictions, Lot 2 and Outlot X shall not be subject to this Declaration of Covenants and Restrictions until such time as Declarants voluntarily remove this exception to each respective lot. Declarants’ act of selling Lot 2 and Outlot X shall make such lots subject to these Covenants and Restrictions.

IN WITNESS WHEREOF, the undersigned, Declarants, hereby execute this amendment this 12 day of June, 2017.

[Handwritten Signature]

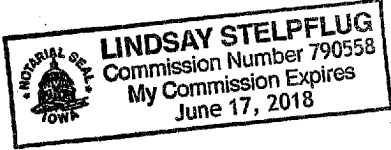
Nicholas J. Scar

STATE OF IOWA, DALLAS COUNTY, ss:

On this 6th day of June, 2017, before me the undersigned, a Notary Public in and for said County and State, personally appeared Nicholas J. Scar.

[Handwritten Signature]

Notary Public in and for said County and State



[Handwritten Signature]

Valerie L. Scar

STATE OF IOWA, DALLAS COUNTY, ss:

On this 6th day of June, 2017, before me the undersigned, a Notary Public in and for said County and State, personally appeared Valerie L. Scar.

[Handwritten Signature]

Notary Public in and for said County and State

