

Recorded: 9/16/2014 at 8:45:15.457 AM
Fee Amount: \$22.00
Revenue Tax:
Polk County, Iowa
Julie M. Haggerty RECORDER
Number: 201500036384
BK: 15322 PG: 290

Prepared by and return to: Richard L. Fehseke III, Fehseke & Gray Law Offices
1023 Avenue G, Fort Madison, IA 52627 (319)372-7181

AMENDMENT TO DECLARATION OF RECIPROCAL COVENANTS AND RESTRICTIONS

This Amendment To Declaration of Reciprocal Covenants and Restrictions (the "Amendment") is made effective by the undersigned as of this 10th day of September, 2014.

RECITALS

WHEREAS, a Declaration of Reciprocal Covenants and Restrictions (the "Declaration") was executed by Tradition, L.C. with respect to the real property described therein (the "Property") and filed on December 11, 2006 in Book 11987, Page 210 of the records of the Polk County, Iowa, Recorder; and

WHEREAS, Lot 2 in Highpointe North Plat 1 as described in the Declaration was subdivided and platted as Lots 1 and 2, Tradition Plat 6, an Official Plat, now included in and forming a part of the City of Ankeny, Polk County, Iowa as evidenced by that certain Consent to Plat By Owner dated October 30, 2006 and recorded in Book 11987, Page 203 of the records of the Polk County, Iowa, Recorder; and

WHEREAS, Article V, Paragraph 2 of the Declaration provides the same may be amended by the "affirmative vote of not less than two-thirds (2/3) of the Owners pursuant to the allocation of voting by the Owners contained in this Declaration"; and

WHEREAS, the undersigned constitute more than two-thirds (2/3) of the allocated voting interest of the Owners as contemplated by the Declaration; and

WHEREAS, Article IV of the Declaration provides for review and approval of improvements to the Property by an Architectural Review Committee; and

WHEREAS, the Architectural Review Committee has not been formed and is inactive.

NOW, THEREFORE, the undersigned agree that:

1. The Declaration is hereby amended by Striking Article IV therefrom in its entirety.
2. This Amendment may be executed in separate counterparts, each of which will be an original and all of which taken together shall constitute one and the same Agreement, and any Party hereto may execute this Agreement by signing any such counterpart. Facsimile and electronic signatures in Adobe Acrobat "pdf" format, or an equivalent, are valid and shall be binding.
3. To the extent not modified by this Amendment, the undersigned ratify and confirm the provisions of the Declaration.

<<<<<< Signatures appear on the following pages>>>>>>

The Amendment to Declaration of Reciprocal Covenants and Restrictions is made effective as of the 10th day of September, 2014 by:

CAMPUS TOWN, LLC,
Owner of Lots 2, 3, 5 and 6 Tradition Plat 1, an Official Plat, now included in and forming a part of the City of Ankeny, Polk County, Iowa; and Lots 2, 3, 4, 5 and 6 Tradition Plat 2, an Official Plat, now included in and forming a part of the City of Ankeny, Polk County, Iowa

BY: Bradford J. Houser
Bradford J. Houser, its Manager
Bradford Houser

STATE OF IOWA, COUNTY OF Johnson

This record was acknowledged before me on this 11 day of Sept, 2014, by Bradford Houser as Manager of Campus Town, LLC.

Janelle D. Roberts
Notary Public

JANELLE D. ROBERTS
Notarial Seat - State of Iowa
Commission Number 701185
My Commission Expires 9/24/15

The Amendment to Declaration of Reciprocal Covenants and Restrictions is made effective as of the 10th day of September, 2014 by:

WCK-UP ANKENY, LC

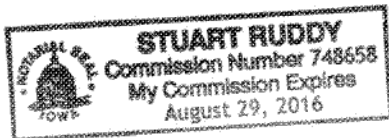
Owner of Lot 2, Tradition Plat 6, an Official Plat, now included in and forming a part of the City of Ankeny, Polk County, Iowa

BY Gerard D. Neugent
Gerard D. Neugent is Manager

STATE OF IOWA, COUNTY OF Polk

This record was acknowledged before me on this September day of September, 2014, by Gerard D. Neugent as Manager of WCK-UP Ankeny, LC.

Stuart Ruddy
Notary Public




The Amendment to Declaration of Reciprocal Covenants and Restrictions is made effective as of the 10th day of September, 2014 by:

GODWIN

GROUP EXCHANGE, LLC

Owner of Lot 1, Tradition Plat 2 an Official Plat, now included in and forming a part of the City of Ankeny, Polk County, Iowa

By: 
Dean S. Godwin, its Manager



STATE OF IOWA, COUNTY OF Polk

This record was acknowledged before me on this 12th day of September, 2014, by Dean S. Godwin as manager of Godwin Group Exchange, LLC.

