

AMENDMENT TO DECLARATION OF
CONDITIONS, COVENANTS AND
RESTRICTIONS

DANE COUNTY
REGISTER OF DEEDS

3319339

05-11-2001 12:32 PM

Trans. Fee

Rec. Fee 20.00
Pages 6

000713

Document Number

Title of Document

RE: See Exhibit "A," attached hereto and incorporated herein by reference.

This Amendment to the Declaration of Conditions, Covenants and Restrictions for Valley Ridge, a subdivision located in Dane County, Wisconsin, is made as of this 10th day of May, 2001, by Don Simon Homes, Inc., a Wisconsin Corporation (the "Developer"), by David P. Simon, President of the Developer and the designated representative of the Architectural Control Committee created by the foregoing Declaration.

WITNESSETH:

Record this document with the Register of Deeds

Name and Return Address:

Gregory J. Paradise
Mohs, MacDonald, Widder & Paradise
20 North Carroll Street
Madison, WI 53703

(Parcel Identification Number)

See Exhibit "A"

WHEREAS, Developer caused to be recorded that certain Declaration of Conditions, Covenants and Restrictions for Valley Ridge, which was recorded in the office of the Dane County Register of Deeds on the 20th day of October, 1999, as Document No. 3165082 (the "Declaration"); and

WHEREAS, pursuant to Section A-1(G) of the Declaration, Developer reserved the right to subject additional phases of the Valley Ridge Plat to the terms of the Declaration.

NOW, THEREFORE, Developer does hereby declare that the real property described in Exhibit "A," attached hereto and incorporated herein by reference, shall be and hereby is made subject to the terms, covenants and conditions of the Declaration. Said real property shall be hereinafter referred to as Phases VII, IX and X. The minimum dwelling unit sizes for Phases VII, IX and X shall be as set forth in Exhibit "B," attached hereto and incorporated herein by reference. The minimum number of required landscaping points is set forth on the attached Exhibit "C" and the Landscape Elements Schedule is set forth on Exhibit "D".

Dated as of the date and year first above written.

DON SIMON HOMES, INC., A Wisconsin Corporation

By:

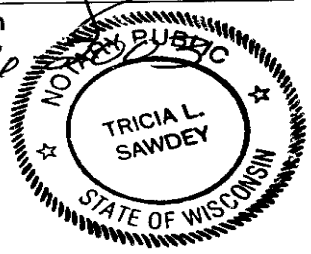
David P. Simon, President, and as the designated representative of the Architectural Control Committee established under the Declaration

6/20

STATE OF WISCONSIN)
)ss>
COUNTY OF DANE)

Personally came before me this 10th day of May, 2001,
the above named David P. Simon, President and as the designated representative of the
Architectural Control Committee established under the Declaration, to me known to be the
person who executed the foregoing instrument and acknowledged the same in the capacity and
for the purposes therein intended.

Tricia Sawdey 000714
Notary Public, State of Wisconsin
My Commission expires: 11-16



THIS DOCUMENT DRAFTED BY:
Attorney Gregory J. Paradise
MOHS, MACDONALD, WIDDER & PARADISE
20 North Carroll Street
Madison, WI 53703

EXHIBIT "A"

Phases VII, IX and X

Legal Description:

000715

Lots 264 through 274, 289 through 297, 324 through 373, Inclusive of the Plat of Valley Ridge, in the City of Madison, Wisconsin.

Parcel Identification Numbers:

60-0708-353-1016-4	60-0708-353-0702-0
60-0708-353-0801-0	60-0708-353-0703-8
60-0708-353-0802-8	60-0708-353-0704-6
60-0708-353-0803-6	60-0708-353-0705-4
60-0708-353-0804-4	60-0708-353-0706-2
60-0708-353-0805-2	60-0708-353-0707-0
60-0708-353-0806-0	60-0708-353-0708-8
60-0708-353-0807-8	60-0708-353-0709-6
60-0708-353-0808-6	60-0708-353-0710-3
60-0708-353-0809-4	60-0708-353-0711-1
60-0708-353-0810-1	60-0708-353-0712-9
60-0708-353-0915-9	60-0708-353-0713-7
60-0708-353-0916-7	60-0708-353-0714-5
60-0708-353-0917-5	60-0708-353-0715-3
60-0708-353-0918-3	60-0708-353-0716-1
60-0708-353-0919-1	60-0708-353-0717-9
60-0708-353-0920-8	60-0708-353-0718-7
60-0708-353-0921-6	60-0708-353-0719-5
60-0708-353-0922-4	60-0708-353-0720-2
60-0708-353-0923-2	60-0708-353-0721-0
60-0708-353-0620-4	60-0708-353-0722-8
60-0708-353-0621-2	60-0708-353-0723-6
60-0708-353-0622-0	60-0708-353-0724-4
60-0708-353-0623-8	60-0708-353-0725-2
60-0708-353-0624-6	60-0708-353-0726-0
60-0708-353-0625-4	60-0708-353-0727-8
60-0708-353-0626-2	60-0708-353-0728-6
60-0708-353-0627-0	60-0708-353-0729-4
60-0708-353-0628-8	60-0708-353-0730-1
60-0708-353-0629-6	60-0708-353-0731-9
60-0708-353-0630-3	60-0708-353-0732-7
60-0708-353-0631-1	60-0708-353-0733-5
60-0708-353-0632-9	60-0708-353-0734-3
60-0708-353-0633-7	60-0708-353-0735-1
60-0708-353-0701-2	60-0708-353-0736-9

EXHIBIT "B"

Minimum Dwelling Unit Sizes

000716

NOTE: If no minimum dwelling unit sizes are specified in this Exhibit "B" for this phase, then Developer reserves the right to impose minimum dwelling unit sizes at a later date by an Amendment to the Declaration.

EXHIBIT "C"

000717

Lots	Minimum Points For Foundation Plantings	Total Minimum Landscaping Points
264-274	130	450
289-297	130	450
324-373	130	450

EXHIBIT "D"

LANDSCAPE ELEMENTS

000718
Point Schedule

Elements

A)	Small Shade Trees (balled and burlaped) (1.5"-2" caliper at 6" from the roots)	50
B)	Medium Shade Trees (balled and burlaped) (2"-3" caliper at 6" from the roots)	100
C)	Large Shade Trees (balled and burlaped) (3"-4" caliper at 6" from the roots)	150
D)	Extra-Large Shade Trees (balled and burlaped) (4" + caliper at 6" from the roots)	200
E)	Ornamental Trees (balled and burlaped) (1.5"-2" caliper at 6" from the roots)	50
F)	Small Evergreen Trees (3' to 4.5' when planted)	25
G)	Medium Evergreen Trees (5' to 6.5' when planted)	50
H)	Large Evergreen Trees (7' + when planted)	100
I)	Evergreen Shrubs (18" minimum diameter)	20
J)	Small Deciduous Shrubs (18" to 35" in diameter)	10
K)	Medium Deciduous Shrubs (35" to 60" in diameter)	15
L)	Large Deciduous Shrubs (balled and burlaped) (60" or greater in diameter)	25
M)	Decorative Retaining Walls (Points are per face foot. Boulders, timbers, and stones only - no concrete walls included.)	10
N)	Paver Stone Walks, Paths or Patios (Points per square foot - no driveways included.)	1

The final point totals must consist of a balanced variety of the listed elements acceptable to the Developer (or Architectural Control Committee). Existing vegetation, trees and shrubs may be included in the point totals if they are properly protected and maintained during the construction process and located as such on the landscape plans submitted to the Developer (or Architectural Control Committee) for approval.