

Document Number

DANE COUNTY  
REGISTER OF DEEDS

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**AMENDMENT TO  
DECLARATION OF PROTECTIVE COVENANTS AND  
RESTRICTIONS FOR THE PLAT OF VALLEY RIDGE,  
CITY OF MADISON, DANE COUNTY, WI**

000609

Record this document with the Register of Deeds

Name and Return Address:

Gail Foltman  
Veridian Homes  
6801 South Towne Drive  
Madison, Wisconsin 53713

See Exhibit A  
(Parcel Identification Number)

**WHEREAS**, Don Simon Homes, Inc. the previous Owner and Developer of the plat of Valley Ridge, City of Madison, Dane County, WI (the "Plat") caused to be placed of record certain Protective Covenants and Restrictions on the Plat which Restrictions were recorded on October 20, 1999, with the Dane County Register of Deeds office as Document No 3165082; and amended on December 21, 2000, with the Dane County Register of Deeds office as Document No 3274353; and amended on June 5, 2000, with the Dane County Register of Deeds office as Document No 3218182; and amended on December November 17, 2000, with the Dane County Register of Deeds office as Document No 3267183; and amended on May 11, 2001, with the Dane County Register of Deeds office as Document No 3319339; and amended on September 17, 2001, with the Dane County Register of Deeds office as Document No 3374183; and amended on July 8, 2002, with the Dane County Register of Deeds office as Document No 3510816; and amended on May 2, 2003 with the Dane County Register of Deeds office as Document No 3703517; and amended on May 9, 2003, with the Dane County Register of Deeds office as Document No 3709575 (collectively the Declaration");

**WHEREAS**, Don Simon Homes, Inc. as of June 3, 2003 transferred its rights and interest in the Plat to DSH Real Estate, LLC (the "Developer"); and

**WHEREAS**, Developer is, as of the date hereof, the fee simple owner of more than one lot in the Plat and is desirous of amending certain provisions of the Restrictions.

**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, for itself, its successors and assigns 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 the First Addition to Valley Ridge. The minimum dwelling unit sizes for the First Addition to Valley Ridge shall be as set forth in Exhibit "B", attached hereto and incorporated herein by reference. The minimum number of required landscape points and the Landscape Elements Schedule for the First Addition to Valley Ridge are set forth in Exhibits "C" and "D", respectively. The Declaration is further amended as follows:

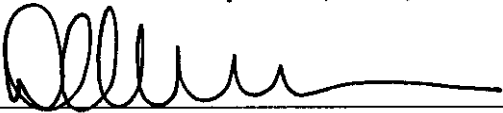
1. Paragraph 1 of the Amendment to Declaration recorded on December 21, 2000 in the Dane County Register of Deeds Office as Document Number 3274353, shall be deleted in its entirety.

Except as herein specifically amended all other terms, conditions, covenants and restrictions of the Declaration shall remain unchanged.

Dated as of the 9<sup>th</sup> day of November, 2004

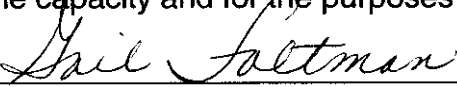
**DSH REAL ESTATE I, LLC**

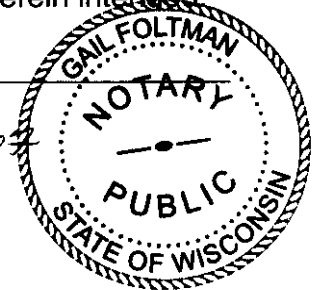
**By: Veridian Development, LLC, Its Sole Member**

By:   
Donald A. Esposito, Jr., Assistant Secretary

STATE OF WISCONSIN )  
                                  )ss>  
COUNTY OF DANE        )

Personally came before me this 9<sup>th</sup> day of November, 2003, the above named Donald A. Esposito, Jr. 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.

  
Notary Public, State of Wisconsin  
My Commission expires: 2/25/07



**THIS DOCUMENT DRAFTED BY:**  
**Gail Foltman**  
**6801 South Towne Drive**  
**Madison, WI 53713**

000611

EXHIBIT A

Lots 375-410, of the plat First Addition to Valley Ridge, a redivision of Lot 374, Valley Ridge.  
Located in the NW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 35, T7N, R8E, City of Madison, Dane County,  
Wisconsin

Parcel Number: 0708-353-0202-0

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 sizes at a later date by an Amendment to the Declaration.