

AMENDMENT TO DECLARATION OF
CONDITIONS, COVENANTS AND
RESTRICTIONS

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 Door Creek, a subdivision located in Dane County, Wisconsin, is made as of this 21st day of August, 2000, 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:

DANE COUNTY
REGISTER OF DEEDS

3244914

08-23-2000 9:48 AM

Trans. Fee

Rec. Fee 20.00
Pages 6

000073

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 attached Exhibit A

WHEREAS, Developer caused to be recorded that certain Declaration of Conditions, Covenants and Restrictions for Door Creek, which was recorded in the office of the Dane County Register of Deeds on the 21st day of March, 2000, as Document No. 3200093 (the "**Declaration**"); and

WHEREAS, pursuant to Section A-1(G) of the Declaration, Developer reserved the right to subject additional phases of the Door Creek 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 II and III. The minimum dwelling unit sizes for Phases II and III 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

STATE OF WISCONSIN)
)ss>
COUNTY OF DANE)

000074

Personally came before me this 21st day of August, 2000, 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 L Sawdey

Notary Public, State of Wisconsin

My Commission expires: 11-16-2003

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

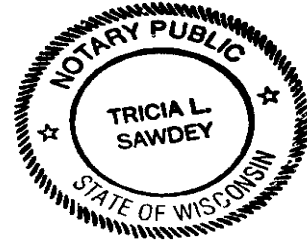


EXHIBIT "A"

Phases II and III

000075

Legal Description:

Lots 50 and 51, Lots 108 through 118, Lots 140 through 179, Inclusive of the Plat of Door Creek, in the City of Madison, Wisconsin.

Parcel Identification Numbers:

0710-122-0529-3	0710-122-0628-3	0710-122-0715-8
0710-122-0530-0	0710-122-0629-1	0710-122-0716-6
0710-122-0118-4	0710-122-0630-8	0710-122-0717-4
0710-122-0119-2	0710-122-0631-6	0710-122-0718-2
0710-122-0120-9	0710-122-0632-4	0710-122-0719-0
0710-122-0121-7	0710-122-0633-2	0710-122-0801-5
0710-122-0122-5	0710-122-0634-0	0710-122-0802-3
0710-122-0123-3	0710-122-0635-8	0710-122-0803-1
0710-122-0124-1	0710-122-0636-6	0710-122-0804-9
0710-122-0125-9	0710-122-0637-4	0710-122-0805-7
0710-122-0126-7	0710-122-0701-7	0710-120-0806-5
0710-122-0601-9	0710-122-0702-5	0710-122-0807-3
0710-122-0602-7	0710-122-0703-3	0710-122-0808-1
0710-122-0626-7	0710-122-0704-1	0710-122-0809-9
0710-122-0627-5	0710-122-0705-9	

EXHIBIT "B"

Minimum Dwelling Unit Sizes

000076

LOTS	TYPE	MINIMUM SQUARE FOOTAGE
108-114	Ranch	1,500
	2-Story	1,800
	Multi-Level	1,350

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"

000077

Lots	Minimum Points For Foundation Plantings	Total Minimum Landscaping Points
50-51	130	450
108-114	200	700
115-118	130	450
140-179	130	450

EXHIBIT "D"**LANDSCAPE ELEMENTS****000078****Point Schedule****Elements**

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

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.