

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

THIS AGREEMENT is made this ____ day of _____, 2012 by and among the members of the Overland Heights Community Association, Inc., a Wisconsin nonstock corporation (the "Members of the Association").

WHEREAS, a Declaration of Conditions, Covenants, Restrictions and Easements for Overland Heights Development (the "Declaration") was made on July 26, 1979, and recorded on September 24, 1979, in the office of the Register of Deeds for Fond du Lac County in Vol 802 of Records, pages 206-223 as document number 353066; and

WHEREAS, the Declaration of Conditions was amended on March 30, 1982 and April 2, 1990 by Amendments properly signed and recorded; and

WHEREAS, paragraph 4 of Article VI of the Declaration provides that the Declaration may be amended at any time by the written consent of the Members of the Association who own, legally or beneficially, two-thirds of the Lots; and

WHEREAS, the Members of the Association desire to amend the Declaration with regard to the real estate described on Exhibit A attached

NOW, THEREFORE, in consideration of the premises, the mutual covenants contained herein and other valuable consideration, the parties hereto agree as follows:

1. As to the original covenant recorded in Volume 802, at page 208, DELETE from (j): "or a portion of a dwelling" so that the provision reads as follows:

(j) "Dwelling Accessory Building" shall mean a subordinate building the use of which is incidental to the Dwelling and customary in connection with that use."

2. As to the original covenant recorded in Volume 802, at page 211, DELETE from 4: "or service quarters or a combination of both" so that the provision reads as follows:

4. "General Land Use and Building Type. All lots shall be used only for Single Family residences and shall be subject to all restrictions and covenants set forth in this Declaration. No Structure shall be erected on any Lot except one Dwelling designed for occupancy by a Single Family and one Dwelling Accessory Building designed for use in conjunction with said Dwelling as a private garage. No Lot shall be subdivided or re-subdivided to make smaller Lots; provided, however, this restriction shall not prevent a purchaser of two or more contiguous Lots from building one Dwelling on more than one adjoining platted Lots or two Dwellings on three or more adjoining platted Lots as shown

on the subdivision plat. Each Dwelling shall be subject to the setback restrictions and height restrictions pertaining to the Lot on which the Dwelling is erected.”

3. As to the original covenant recorded in Volume 802, at page 211, ADD a second paragraph to “5. Dwelling Size.” as follows:

The construction, size, placement and location of Dwelling Accessory Buildings is limited as follows and remains subject to the provisions of Article III:

A) A storage shed Dwelling Accessory Building having a footprint (area of land occupied by the structure) up to 240 sq feet can only be constructed behind the face of the existing residence (face is the front of the structure facing the street of address at the point on the residence and attached garage closest to the paved street and behind a line through that point and parallel to the paved street for straight streets and for curved streets or cul-de-sac streets, through a point on said residence and attached garage closest to the paved street and behind a line running through that point which is at a right angle to the line between that point and the nearest point of the paved street) on a site with not greater than a 12% natural slope and can be adjacent to the existing driveway but cannot be serviced by any additional driveway or extension of the existing driveway.

B) A garage Dwelling Accessory Building having a footprint between 240 sq feet and 729 sq feet can only be constructed behind the face of the existing residence (as defined above) on a site with not greater than a 12% natural slope and must adjoin and can only be serviced by the existing driveway or a short extension thereof not to exceed 40 feet.

C) A large Dwelling Accessory Building having a footprint greater than 729 sq feet can only be constructed on a lot or contiguous lots under identical ownership greater than two acres, however, said building cannot be larger than 50% of the Dwelling footprint (foundation of the existing dwelling and attached garage) or 1500 sq feet, whichever is smaller. The building can only be constructed behind the face of the existing residence (as defined above), on a site with not greater than a 12% natural slope and must adjoin and can only be serviced by the existing driveway or a short extension thereof not to exceed 40 feet. The structure must be sited near the existing dwelling. The large Dwelling Accessory Building can only be constructed after Architectural Review Committee general approval if the applicant also obtains more than 50% of the signatures of Association Members then eligible to vote in Association elections (ignoring ineligibility for nonpayment of dues) approving the Architectural Review Committees’ approval document which shall contain copies of the plan drawings, site plan and description of the building materials and colors. The Architectural Review committee shall verify signatures before issuing a final permit for construction.

D) No variance regarding these limitations can be made unless first approved by the Architectural Review Committee and thereafter by more than 50% of the Association Members then eligible to vote in Association elections (ignoring ineligibility for nonpayment of dues) who specifically approve the actual variance for a particular

Dwelling Accessory Building, however, no variance can be granted to increase the size of a Dwelling Accessory Building beyond the dimensions provided herein.

4. As to the original covenant recorded in Volume 802, at page 214, "2.

Composition and Election of the Committee" shall be AMENDED to read:

2. Composition and Election of the Committee. The Developer no longer owns any Lots. The Association Board of Directors shall promptly select five members of the Association as a Nominating Committee, which Nominating Committee shall nominate not less than five Association Members for election to serve on the Architectural Review Committee. The Architectural Review Committee, consisting of five members, shall thereupon be elected by a majority vote of the members of the Association. Initially, two members shall be elected for three year terms, two members for two year terms and one member for a one year term. Thereafter all terms shall be for three years. Said members shall serve until their successors have been duly elected. The elected members of the Architectural Review Committee shall not be entitled to any compensation.

The undersigned Members execute this document on separate signature pages to formally adopt the above changes and Amendments to the Declaration as described and assert full authority and capacity to do so.

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 1/2

Steven J. Surguy

Jean M. Surguy

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Steven J. Surguy and Jean M. Surguy**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 3

DAVID E. NOE and MICHELLE A. NOE REVOCABLE TRUST

David E. Noe, Co-Trustee

Michelle A. Noe, Co-Trustee

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **David E. Noe and Michelle A. Noe**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 4

Robert F. Hartzheim

Ardena Hartzheim

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Robert F. Hartzheim and Ardena Hartzheim**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 5/6

James A. Wolfe

Catherine A. Wolfe

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this _____ day of _____, 2012, the above named **James A. Wolfe and Catherine A. Wolfe**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 7

SANTINI REVOCABLE TRUST
Dated September 14, 2000

Trustee

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named _____, to me known to be the person_ signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 8

Jeffrey L. Olig

Julie A. Olig

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this _____ day of _____, 2012, the above named **Jeffrey L. Olig and Julie A. Olig**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 9

Stanley F. Arpke

Kathleen E. Arpke

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Stanley F. Arpke and Kathleen E. Arpke**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 10

Michael R. Haskett

Anne E. Haskett

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Michael R. Haskett and Anne E. Haskett**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 11

THE RABBI MORTON SHALOWITZ
MEMORIAL TRUST

By _____
Trustee

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this _____ day of _____, 2012, the above named _____, to me known to be the person_ signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 12

Stephen J. Cerro

Sushma Mukand Cerro

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this _____ day of _____, 2012, the above named **Stephen J. Cerro and Sushma Mukand Cerro**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

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LOT 13

Larry K. Lonadier

Lucille C. Lonadier

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Larry K. Lonadier and Lucille C. Lonadier**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

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LOT 14

Derek I. Colmenares

Karin A. Colmenares

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Derek I. Colmenares and Karin A. Colmenares**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 15

Jill D. Kelley f/k/a Jill D. Willson

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Jill D. Kelley f/k/a Jill D. Willson**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

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LOT 16

Robert E. Geiger

Marnie A. Geiger

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Robert E. Geiger and Marnie A. Geiger**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
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FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 17 and part of LOT 18

Gary R. Sharpe

Gail M. Sharpe

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Gary R. Sharpe and Gail M. Sharpe**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

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Part of LOT 18 and LOT 19

Steven A. Magoline

E. Kathleen Magoline

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Steven A. Magoline and E. Kathleen Magoline**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

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LOT 20

Gerard J. Berna

Irene M. Berna

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Gerard J. Berna and Irene M. Berna**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

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LOT 21

Bruce R. Blackburn

Eileen L. Blackburn

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Bruce R. Blackburn and Eileen L. Blackburn**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

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LOT 22

Aaron W. Everson

Gina M. Everson

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Aaron W. Everson and Gina M. Everson**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

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LOT 23

Daniel L. Senger

Heidi A. Senger

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Daniel L. Senger and Heidi A. Senger**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

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LOT 24

Gary C. Parsons

Jean A. Parsons

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Gary C. Parsons and Jean A. Parsons**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

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LOT 25

Jeffrey A. Zwicky

Deborah A. Zwicky

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Jeffrey A. Zwicky and Deborah A. Zwicky**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 26

Richard S. Beyer

Patricia A. Beyer

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Richard S. Beyer and Patricia A. Beyer**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

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LOT 27

John Smedberg

Colleen Smedberg

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **John Smedberg and Colleen Smedberg**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 28

Gregg R. Brewer

Jacqueline Mae Block

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Gregg R. Brewer and Jacqueline Mae Block**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 29

Trustees of the Steven A. Abel and Debra K. Able Revocable Living Trust, dated June 18, 2004.

Steven A. Abel

Debra K. Abel

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Steven A. Abel and Debra K. Able**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 30

Joseph B. Lougher

Kristin A. Harms Lougher

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Joseph B. Lougher and Kristin A. Harms Lougher**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 31

Merlyn Curtis

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Merlyn Curtis**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 32

Leo H. Metivier

Christina M. Metivier

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Leo H. Metivier and Christina M. Metivier**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 33

Herman W. Grohskopf

Diane R. Grohskopf

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this _____ day of _____, 2012, the above named **Herman W. Grohskopf and Diane R. Grohskopf**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 34

Joseph H. Pomeroy

Jane Pomeroy

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Joseph H. Pomeroy and Jane Pomeroy**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 35

Neil M. Schueller

Janet S. Schueller

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Neil M. Schueller and Janet S. Schueller**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 36

Peter B. Taylor

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Peter B. Taylor**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 36

Vir-Clar Farms

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Vir-Clar Farms**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 39

Troy J. Rademann

Tammy K. Rademann

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Troy J. Rademann and Tammy K. Rademann**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 40

Rand D. Vanderschaaf

Joanne E. Vanderschaaf

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Rand D. Vanderschaaf and Joanne E. Vanderschaaf**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 41

Michael Sweeny

Candice Sweeny

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Michael Sweeny and Candice Sweeny**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 42

Adrian E. Lambrecht

Daniele M. Lambrecht

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Adrian E. Lambrecht and Daniele M. Lambrecht**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 43

Larry R. Reynolds

Michelle E. Majewski

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Larry R. Reynolds and Michelle E. Majewski**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 44

John G. Petersen

Maureen Petersen

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **John G. Petersen and Maureen Petersen**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 45

Carven T. Blanck

Juli M. Blanck

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Carven T. Blanck and Juli M. Blanck**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
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LOT 46

Surendra Burman

Dhvani L. Patel

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Surendra Burman and Dhvani L. Patel**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 47

Schaefer Trust

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Schaefer Trust**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 48

Michael L. Freeland

Martha Freeland

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Michael L. Freeland and Martha Freeland**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 49

Stephen B. Riese

Deborah Riese

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Stephen B. Riese and Deborah Riese**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 50

Dan Schlagenhaft

Rebecca Schlagenhaft

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Dan Schlagenhaft and Rebecca Schlagenhaft**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 51

William James Garske Jr.

Carolyn Garske

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **William James Garske Jr. and Carolyn Garske**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 52

Jamie L. Wagner

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Jamie L. Wagner**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 53

David L. Carrollo

Christine Bemis n/k/a Carrollo

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this _____ day of _____, 2012, the above named **David L. Carrollo and Christine Bemis n/k/a Carrollo**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 54

John C. Leopold

Janice Leopold

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **John C. Leopold and Janice Leopold**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 55

Thomas S. Kirchoff

Sarah Kirchoff

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Thomas S. Kirchoff and Sarah Kirchoff**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 56

Bradley D. Lenz

Juile M. Lenz

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Bradley D. Lenz and Julie M. Lenz**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 57

Kenneth J. Campshure

Beth A. Campshure

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Kenneth J. Campshure and Beth A. Campshure**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

LOT 58

Charles E. Larson

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Charles E. Larson**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

SOUTH LOT 1

Jeffrey R. Baker

Kelly J. Baker

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Jeffrey R. Baker and Kelly J. Baker**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

SOUTH LOT 2

Paul M. Schwalbach

Christine J. Schwalbach

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Paul M. Schwalbach and Christine J. Schwalbach**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

SOUTH LOT 3

Guy Jensen

Ilene J. Jensen

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Guy Jensen and Ilene J. Jensen**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

SOUTH LOT 4

Timothy G. Agler

Catherine M. Abler

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Timothy G. Agler and Catherine M. Abler**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

SOUTH LOT 5

Joseph A. Schneider Trust

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Joseph A. Schneider Trust**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

SOUTH LOT 6

Matthew D. Taivalmaa

Kristine Taivalmaa

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Matthew D. Taivalmaa and Kristine Taivalmaa**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

SOUTH LOT 7

Michael W. Jones

Kari Pleasant Jones

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Michael W. Jones and Kari Pleasant Jones**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

SOUTH LOT 8

SID Investments

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **SID Investments**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

SOUTH LOT 9

Linda L. Pacifico

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Linda L. Pacifico**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

WEST LOT 1

Robert C. Osborn

Londa L. Osborn

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Robert C. Osborn and Londa L. Osborn**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

WEST LOT 2

Gani Z. Eminovski

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Gani Z. Eminovski**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

WEST LOTS 3 - 4

Steven T. Flurry

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Steven T. Flurry**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

WEST LOT 5

Schlecht Trust

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Schlecht Trust**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

WEST LOTS 6-7

Allen C. Foster

Robin F. Foster

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this _____ day of _____, 2012, the above named **Allen C. Foster and Robin F. Foster**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

WEST LOT 8 AND PART OF WEST LOT 9

Elio N. Camilotto Jr.

Delores Camilotto

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this _____ day of _____, 2012, the above named **Elio N. Camilotto Jr. and Delored Camilotto**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

PART OF WEST LOT 9 AND WEST LOT 10

Thomas Gietman

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Thomas Gietman**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

WEST LOT 11

Jane Hyde

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this ____ day of _____, 2012, the above named **Jane Hyde**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

WEST LOTS 12 AND 13

Larry Marchionda

Joann Marchionda

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this _____ day of _____, 2012, the above named **Larry Marchionda and Joann Marchionda**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

WEST/WEST LOT 1

David A. George

Susan M. George

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this _____ day of _____, 2012, the above named **David A. George and Susan M. George**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

WEST/WEST LOT 2

Mark R. Triatik

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this _____ day of _____, 2012, the above named **Larry Marchionda and Joann Marchionda**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin

My Commission: _____

AGREEMENT AMENDING DECLARATION
OF CONDITIONS, COVENANTS, RESTRICTIONS AND EASEMENTS
FOR OVERLAND HEIGHTS DEVELOPMENT, FOND DU LAC, WISCONSIN

WEST/WEST LOT 3

Ronald A. Dietenberger

Jennifer A. Dietenberger

STATE OF WISCONSIN

ss.

FOND DU LAC COUNTY

Personally came before me this _____ day of _____, 2012, the above named **Ronald A. Dietenberger and Jennifer A. Dietenberger**, to me known to be the persons signing the foregoing and acknowledged the same.

Notary Public, State of Wisconsin
My Commission: _____