

DECLARATION OF COVENANTS,  
CONDITIONS AND RESTRICTIONS,  
FOR  
EAGLE TRAIL SUBDIVISION PHASE 3  
IN THE CITY OF COUNCIL BLUFFS, IOWA

THIS DECLARATION is made this 2nd day of November, 2005 by the undersigned, Eagles Nest, L.L.C., an Iowa Limited Liability Company.

WITNESSETH:

WHEREAS, the undersigned is the Owner and Developer of the real estate described as follows:

Lots 66 through 108, inclusive in Eagle Trail Subdivision Phase 3, a Subdivision in Council Bluffs, Iowa;

and is desirous of subjecting the real property described above to the Conditions, Restrictions, Limitations, Covenants, Reservations, Easements, Liens, and Charges set for the in the Declaration of Covenants, Conditions and Restrictions for Eagle Trail Subdivision Phase 1 in the City of Council Bluffs, Iowa, each and all of which is and are for the benefit of said Phase 3 property and for each and every parcel thereof, and shall apply to and bind the successors-in-interest and any owner thereof;

NOW, THEREFORE, the undersigned hereby declares that the real property described above is and shall be held, transferred, sold and conveyed, subject to the conditions, restrictions, limitations, covenants, reservations, easements, liens and charges set forth in the Declaration of Covenants, Conditions and Restrictions for Eagle Trail Subdivision Phase 1 in the City of Council Bluffs, Iowa, dated October 13, 2004, and as recorded on October 14, 2004 in Book 105 at Page 07338, as the same may be amended from time to time.

Executed on the date set forth above:

EAGLES NEST, L.L.C.

By: John H. Jerkovich  
John H. Jerkovich, Manager/Member

OTt

STATE OF IOWA )

COUNTY OF POTTAWATTAMIE )

ss:

This instrument was acknowledged before me on November 2, 2005, by John H. Jerkovich as Member/Manager of Eagles Nest, L.L.C.

  
\_\_\_\_\_  
Notary Public In And For Said State

(Seal)

My Commission Expires: \_\_\_\_\_

