

2007-000790

COMPARED

Pottawattamie County, Iowa
Recorder John Sciortino
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AUDITOR FEE _____
RMA FEE 1.00 ECOM 1.00



FIRST AMENDMENT TO THE
DECLARATION OF RESTRICTIONS AND COVENANTS
FOR LOFTUS SUBDIVISION

Recorder's Cover Sheet

Preparer Information:

Richard A. Heininger
P.O. Box 249
Council Bluffs, IA 51502-0249

Taxpayer Information:

John J. Loftus, Jr. and Diane K. Loftus
1201 Longview Loop
Council Bluffs, IA 51503

Return Address

Richard A. Heininger
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Grantors:

John J. Loftus, Jr.
Diane K. Loftus

Grantees:

The Public

Legal Description: See Page 2

Document or instrument number if applicable: 009722 (Book 107, Page 9685)

664

COMPARED

**FIRST AMENDMENT TO THE
DECLARATION OF RESTRICTIONS AND COVENANTS
FOR LOFTUS SUBDIVISION**

Pursuant to authority of paragraph 19 (d) of the Declaration of Restrictions and Covenants for Loftus Subdivision, dated December 7, 2006 and filed December 8, 2006 in Book 107 at Page 9685, the Developer does hereby amend said Declaration as follows:

ITEM 1.

Paragraph 7 of said Declaration is hereby deleted and the following new paragraph 7 is inserted in lieu thereof, to-wit:

"7. No inoperable vehicles, including but not limited to, trailers, tractors and other farm equipment, buses, campers, motor homes, recreational vehicles, boats, trucks, or commercial vehicles or any similar apparatus shall be parked, maintained or stored on the real estate unless parked, maintained and stored inside the residence or other outbuilding and hidden from view. Operable vehicles may be parked, maintained, and stored on the real estate, provided they do not become a nuisance and are kept in good working condition and their appearance is kept in good shape."

ITEM 2.

Paragraph 10 of said Declaration is hereby deleted and the following new paragraph 10 is inserted in lieu thereof, to-wit:

"10. No animal of any kind shall be raised, bred or kept on the real estate, except dogs and cats, not to exceed the number provided by the Council Bluffs City Code. Dogs shall be confined to their Owner's Lot and not allowed to run at large. No dog runs shall be permitted on any lot."

ITEM 3.

Paragraph 13 of said Declaration is hereby deleted and the following new paragraph 13 is inserted in lieu thereof, to-wit:

"13. All yards and areas of any residence within a minimum of 155 feet of the front property line and a maximum of 175 feet of the front property line, shall be fully seeded and shall remain fully seeded at all times thereafter, uniformly mowed and clipped with a length of grass not to exceed five inches. The remainder of the real estate shall be used as a sight barrier between Lots 2 and 1 and Lots 3 and 1. Said area shall be maintained in a natural state with proper and timely forest preserve

