

SUPPLEMENTAL DECLARATION
OF
EASEMENTS, COVENANTS, CONDITIONS AND RESTRICTIONS
OF
THE HILLS OF CEDAR CREEK
A SUBDIVISION IN
THE CITY OF COUNCIL BLUFFS
POTTAWATTAMIE COUNTY, IOWA

THIS SUPPLEMENTAL DECLARATION OF EASEMENTS, COVENANTS, CONDITIONS AND RESTRICTIONS ("Supplemental Declaration") is made this 20 day of June 2005, by HCC Investments, LLC, an Iowa limited liability company ("Developer").

RECITALS:

Developer is owner of that certain real property located in Hills of Cedar Creek, a subdivision in the City of Council Bluffs, Pottawattamie County, Iowa, according to the recorded plat thereof (the "**Plat**") in the office of the Pottawattamie County Recorder, as more particularly described in **Exhibit A**.

Pursuant to paragraphs 13.2 and 14.1 of the Declaration, the Developer desires to amend the Declaration of Easements, Covenants, Conditions, and Restrictions ("**Declaration**") recorded in the office of the Pottawattamie County Recorder on February 18, 2005, in Book 105, Page 15339.

NOW, THEREFORE, in consideration of these mutual Agreements and other

consideration, it is hereby agreed as follows:

1. That all terms and provisions of the Declaration and any amendments thereto will be binding on that certain real property described in **Exhibit A** attached hereto and incorporated herein.

2. All other terms and provisions of the Declaration and any amendments thereto shall remain the same.

IN WITNESS WHEREOF, Developer has executed this Supplemental Declaration as of the date first above written.

HCC INVESTMENTS, LLC,
an Iowa limited liability company

By: Jerry F. Duggan
Jerry F. Duggan, Member

STATE OF IOWA)
) SS.
COUNTY OF POTTAWATTAMIE)

On this 20th day of June, 2005, before me appeared Jerry F. Duggan, to me personally known, who, being by me duly sworn, did say that he is a member of HCC Investments, LLC, an Iowa limited liability company, and that said instrument was signed on behalf of said limited liability company, and said Jerry F. Duggan acknowledged said instrument to be the free act and deed of said limited liability company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in the county and state aforesaid on the day and year first above written.

[SEAL]

Leo P. Martin
Notary Public

My Commission Expires:

8/29/2006



EXHIBIT A

Legal Description:

Lots 308 through 361, inclusive, Hills of Cedar Creek Subdivision, Phase 2, Council Bluffs, Pottawattamie County, Iowa according to the recorded plat thereof.

