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**FOURTH AMENDMENT TO
RESTRICTIONS FOR RESTON HEIGHTS,
SOMETIMES KNOWN AS RESTON
HEIGHTS EAST, IN THE CITY OF
MADISON, DANE COUNTY, WISCONSIN**

Name & Return Address:
David M. Roark
c/o D&R Development Corp.
2985 Triverton Pike Drive, #103
Madison, WI 53711

Parcel Identification Nos.: See attached Exhibit A

Reston Corp. (Developer) owns certain lots in the plat of Reston Heights (the Plat) located in the City of Madison, Dane County, Wisconsin. Developer recorded restrictions (the Restrictions) to the lots with the Register of Deeds for Dane County, Wisconsin, on December 28, 1999, as Document No. 3181291. The Restrictions were previously amended by a first amendment (the First Amendment) recorded with the Dane County Register of Deeds on December 14, 2000, as Document No. 3272972, a second amendment (the Second Amendment) recorded with the Dane County Register of Deeds on September 26, 2001, as Document No. 3377795 and a third amendment (the Third Amendment) recorded with the Dane County Register of Deeds on October 16, 2002, as Document No. 3567915.

Capitalized terms used in this fourth amendment shall have the meanings given in the Restrictions. The Restrictions are incorporated by reference.

This phase of Developer's development of the Plat will consist of the Lots described on attached Exhibit B. Those Lots will be called the "Fourth Amendment Lots."

The Restrictions require Developer to record additional covenants specific to each phase of the development as each phase is developed. In fulfillment of that requirement, and acting under the powers reserved to Developer in the Restrictions, Developer amends the Restrictions as follows:

1. The Fourth Amendment Lots shall be subject to all of the overall covenants and all of the other provisions in the Restrictions and to the First Amendment, except that the Fourth

Amendment Lots shall not be subject to any of the exhibits in either the Restrictions or the First Amendment.

2. The specific covenants for the Fourth Amendment Lots shall be those attached as Exhibit C.

3. This fourth amendment shall run with the land and shall be binding upon and inure to the benefit of all persons having an interest in the Lots described in the Restrictions for the term described in Section 6.1 of the Restrictions. Developer certifies that it now owns one or more Lots subject to the Restrictions.

4. Multi-family housing, including condominiums, may be constructed on Outlot 5, and Lots 195, 196, 197, 198, 207 and 208 in the Plat of Reston Heights. Each Owner of a Lot in the Fourth Amendment Lots agrees to such multi-family housing and agrees that the Owner shall not at any time directly or indirectly object to the development of such Lots for multi-family housing.

5. Before an Owner closes the purchase of a Fourth Amendment Lot from Developer, Owner shall inspect the sidewalk and curb and gutter for the Lot, and inform Developer in writing of any damage to the sidewalk and curb and gutter at or before the closing. Owner or Owner's builder shall at its expense repair any damage to the Lot's sidewalk and curb and gutter which (a) either occur after closing, or (b) were not described in a written notice given by Owner to Developer on or before the closing.

6. Developer ratifies and confirms the Restrictions, as previously amended, except as modified by this fourth amendment.

Dated November 17, 2003.

RESTON CORP.

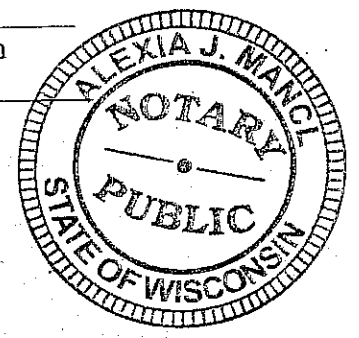
By: 

David M. Roark, Authorized Agent

Signature of David M. Roark authenticated this 17th day of November, 2003.

Alexia J. Mancel

Alexia J. Mancel
Notary Public, State of Wisconsin
My Commission: 11/11/07



This instrument drafted by:
Thomas J. Sobota
Boardman, Suhr, Curry & Field LLP
P.O. Box 927
Madison, WI 53701-0927

EXHIBIT A

Lot Number	Parcel Number
58	0710-013-2319-7
59	0710-013-2320-4
60	0710-013-2321-2
61	0710-013-2322-0
62	0710-013-2323-8
63	0710-013-2324-6
64	0710-013-2325-4
65	0710-013-2326-2
66	0710-013-2327-0
67	0710-013-2328-8
68	0710-013-2329-6
69	0710-013-2001-0
70	0710-013-2002-8
71	0710-013-2003-6
72	0710-013-2004-4
73	0710-013-2005-2
74	0710-013-2007-8
75	0710-013-2008-6
76	0710-013-2009-4
77	0710-013-2010-1
78	0710-013-2011-9
79	0710-013-2012-7
80	0710-013-2013-5
139	0710-013-1710-8
174	0710-013-1307-3
Lot Number	Parcel Number

175	0710-013-1308-1
176	0710-013-1309-9
177	0710-013-1310-6
178	0710-013-1311-4
179	0710-013-1312-2
180	0710-013-1313-0
181	0710-013-1314-8
182	0710-013-1315-6
183	0710-013-1316-4
184	0710-013-1317-2
185	0710-014-0216-5
186	0710-014-0215-7
187	0710-014-0214-9
188	0710-014-0213-1
189	0710-014-0212-3
190	0710-014-0211-5
191	0710-014-0210-7
192	0710-014-0209-0
193	0710-014-0208-2
194	0710-014-0207-4
205	0710-013-0606-0
206	0710-013-0605-2

EXHIBIT B

Description of Lots in Phase 5

Lots 58 through 80, 139, 174 through 194, 205 and 206, Reston Heights.

EXHIBIT C

The following additional covenants shall apply only to Phase 5 of Reston Heights:

1. **Use.** Lots shall be used exclusively for single-family residences.
2. **House Sizes in Lots 58 through 80, 205 and 206.** Each residential structure shall have a minimum of the following floor area of finished living space:
 - (a) Single-story houses shall have not less than 1,400 square feet excluding the garage.
 - (b) Split-level and bi-level houses shall have not less than a total of 1,400 square feet on the two main living areas excluding the garage.
 - (c) Raised ranch houses shall have not less than a total of 1,400 square feet on the main level excluding the garage.
 - (d) Two-story houses shall have not less than a total of 1,700 square feet on the first and second floor areas of the house excluding the garage.
 - (e) For the purpose of determining floor area, stair openings shall be included but open porches, screened porches, attached garages, and basements, even if finished for recreational use, shall be excluded.
 - (f) The ACC shall have the power in its discretion to waive these minimum areas where the architecture and quality of the proposed house represents an appearance compatible with other houses in the Lots.
3. **House Sizes for Lot 139 and Lots 174 through 194.** Each residential structure shall have a minimum of the following floor area of finished living space:
 - (a) Single-story houses shall have not less than 1,700 square feet excluding the garage.
 - (b) Split-level and bi-level houses shall have not less than a total of 1,700 square feet on the two main living areas excluding the garage.
 - (c) Raised ranch houses shall have not less than a total of 1,700 square feet on the main level excluding the garage.
 - (d) Two-story houses shall have not less than a total of 2,200 square feet on the first and second floor areas of the house excluding the garage.

- (e) For the purpose of determining floor area, stair openings shall be included but open porches, screened porches, attached garages, and basements, even if finished for recreational use, shall be excluded.
- (f) The ACC shall have the power in its discretion to waive these minimum areas where the architecture and quality of the proposed house represents an appearance compatible with other houses in the Lots.

4. **Roof Pitch.** All residential structures shall have a minimum roof pitch of 5 to 12, unless the ACC, in its sole discretion, gives prior written approval to a different pitch.

5. **Fascia.**

- (a) All fascias shall be a minimum size of 1" x 8".
- (b) Aluminum, vinyl or wood siding, soffits and fascia will be allowed, subject to the following restrictions:
 - (1) The type of aluminum or vinyl siding used will be restricted to higher grade double IV or Double V, textured siding.
 - (2) Most wood siding types will be permitted. However, "Texture 1-11" siding or other similar siding is not permitted. All wood siding must be stained or painted. Because the colors available in stains and paints vary greatly, the desired color schemes shall be submitted to the ACC with the building plans for approval.

6. **Windows and Window Treatment.** Each of the four elevations on a residential structure shall have at least one full sized window. Each window on the front and side elevations of a residential structure shall have either shutters or a 1" x 4" window wrap.