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Carol "Cindy" Hol, Recorder
Dallas County IOWA

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D/C -

Preparer: When recorded, return to: Knapp Properties, Diane M. Davidson, General Counsel, Knapp Properties, Inc.
4949 Westown Parkway, Suite 200, West Des Moines, Iowa 50266-5921 - Phone 515/223-4000.

**FIRST AMENDMENT TO AMENDED AND SUBSTITUTED DECLARATION
OF COVENANTS, CONDITIONS, AND RESTRICTIONS FOR DIAMOND
BROOKE TOWNHOMES PLAT 1**

THIS FIRST AMENDMENT is made and executed on this 16th day of July 2010, by **DIAMOND BROOK TOWNHOME ASSOCIATION**, an Iowa nonprofit corporation (herein "Association").

WITNESSETH:

WHEREAS, Association is the successor to Diamond Brooke, Inc. as Declarant under the Amended and Substituted Declaration of Covenants, Conditions, and Restrictions for Diamond Brooke Townhomes Plat recorded November 2, 2000, in Book 2000, Page 11402 (herein the "Declaration"); and

WHEREAS, at an annual meeting of the Association held on May 27, 2010, the members of the Association approved of two amendments to the Declaration.

NOW THEREFORE, in consideration of the premises, the Association hereby amends the Declaration as follows:

1. Article XIII – Section 2. Article XIII, Section 2 is amended to allow two dogs or two cats or one of both provided that the pets do not weigh more than 50 pounds each. The first sentence of Section 2, Article XIII now reads as follows: No animals, livestock, or poultry of any kind shall be raised, bred, or kept on any Lot except that no more than two (2) dogs, two (2) cats or one (1) dog and one (1) cat may be kept, provided that they are not kept, bred, or maintained for any commercial purpose, and further provided that no pet shall weigh more than 50 pounds.
2. Article XIV – Section 2. Article XIV, Section 2 is amended to strike the phrase "within ten (10) years" from the second line of the Section so that the first sentence now reads as follows: "This Declaration may be amended or

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changed at any time following the date of recordation by an instrument recorded in the Office of the Recorder of Dallas County, Iowa, signed or approved in writing by a majority of the then Owners; provided, however, none of the rights or duties of the Declarant reserved or set out hereunder may be amended or changed without Declarant's prior written approval.

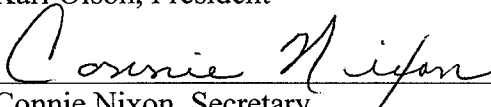
3. Except as amended hereby, the Declaration shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the Association has executed this Amendment on the day and year first above written.

DIAMOND BROOK TOWNHOME ASSOCIATION

an Iowa nonprofit corporation

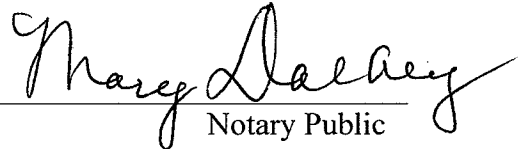
By: 
Karl Olson, President

By: 
Connie Nixon, Secretary

STATE OF IOWA)
)ss:
COUNTY OF POLK)

The foregoing instrument was acknowledged before me on this 16th day on July 2010, by Karl Olson, President of Diamond Brook Townhomes Association.




Notary Public

(Stamp or Seal)

STATE OF IOWA)
)ss:
COUNTY OF POLK)

The foregoing instrument was acknowledged before me on this 21st day on July 2010, by Connie Nixon, Secretary of Diamond Brook Townhomes Association.




Notary Public

(Stamp or Seal)