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**SECOND AMENDMENT TO  
DECLARATION OF  
RESTRICTIONS SECTIONS  
ONE, TWO AND THREE**

PEORIA COUNTY

Prepared By & Mail to:

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Recorded in

Peoria County Recorder of Deeds, ILLINOIS  
Teste:

Recorder of Deeds

COPY

**SECOND AMENDMENT TO DECLARATION OF RESTRICTIONS  
OF ROLLINGBROOK SUBDIVISION  
SECTIONS ONE, TWO AND THREE**

THIS SECOND AMENDMENT TO DECLARATION OF RESTRICTIONS TO ROLLINGBROOK SUBDIVISION – SECTIONS ONE, TWO and THREE is made this 8 day of July, 2010, by RBTM PEORIA, LLC, an Illinois limited liability company (“Developer”).

**I. RECITALS**

WHEREAS, RBTM PEORIA, LLC, an Illinois limited liability company, is the developer of certain real estate in Rollingbrook Subdivision – Sections One, Two and Three in Peoria County, Illinois (“Subdivision”), which is legally described in Exhibit A attached hereto and made a part hereof;

WHEREAS, the final plat of Rollingbrook – Section One, was recorded in Plat Book 9 at page 105 as Document No. 05-23321 in the Office of the Recorder of Deeds of Peoria County, and on September 1, 2005, the Declaration of Restrictions of Rollingbrook Subdivision – Section One, were recorded as Document No. 05-28811 in the Office of the Recorder of Deeds of Peoria County;

WHEREAS, Developer filed a second plat of Rollingbrook Subdivision – Section Two in Plat Book 10 at page 70 as Document No. 06-34823 in the Office of the Recorder of Deeds of Peoria County, with restrictions substantially similar to the restrictions of Rollingbrook Subdivision – Section One as Document No. 06-34824 in the Office of the Recorder of Deeds of Peoria County (including corrective Declaration of Restrictions Rollingbrook Subdivision – Section Two filed as Document No. 06-38340);

WHEREAS, Developer filed a third plat of Rollingbrook Subdivision – Section Three in Plat Book 11 at page 13 as Document No. 07-07616 in the Office of the Recorder of Deeds of Peoria County, with restrictions substantially similar to the restrictions of Rollingbrook Subdivision – Section One and Section Two recorded as Document No. 06-34824 and Document No. 06-34823, respectively, in the Office of the Recorder of Deeds of Peoria County (including corrective Declaration of Restrictions Rollingbrook Subdivision – Section Two filed as Document No. 06-38340).

WHEREAS, Developer filed First Amendment to Declaration of Restrictions of Rollingbrook Subdivision – Section One and Restatement of the Restrictions of Rollingbrook Subdivision – Section Two (Rollingbrook Subdivision Sections One, Two and Three), recorded July 24, 2007 as Document No. 07-23991, under which First Amendment Sections One, Two and Three were combined under one Declaration of Restrictions, as amended, which Declaration applies to all three sections.

WHEREAS, pursuant to Article VI, Paragraph 2, Developer retained the right to amend the Restrictions until Developer had divested itself of all interest in the lots of the Subdivision.

NOW THEREFORE, Developer hereby amends the Declaration of Restrictions of Rollingbrook Subdivision, Sections One, Two and Three as follows:

Article IV, Subparagraph 23 Fencing shall be deleted and replaced by the following:

23. Fencing. Other than a perimeter fence along Alta Road and the subdivision installed by Developer, no fences of any kind are permitted on the duplex lots. Developer has approved the following fencing types for the single family lots: black vinyl coated chain link fencing and black rod iron fencing, providing, however, that the Lots 24 through 33 in Section One of Rollingbrook Subdivision shall be allowed to use wooden fencing at the rear lines of their properties. Fencing shall not exceed a maximum height of four feet (4') except fences surrounding in-ground swimming pools which shall be the height required by City Code. No invisible fences or dog runs of any kind shall be permitted in the Subdivision. All fencing must meet these approved fencing specifications unless approved by Developer.

Except as herein amended, the Declaration of Restrictions, as Amended, shall remain in full force and effect according to its terms. To the extent that there are inconsistencies or conflicts between this Second Amendment and the Declaration, this Amendment shall control in all respects.

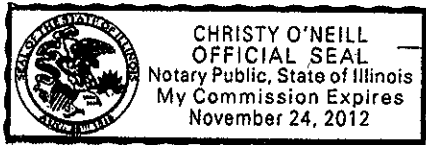
IN WITNESS WHEREOF, RBTM PEORIA, LLC, has caused this Amendment to be executed this 8 day of July, 2010.

RBTM PEORIA, LLC  
By Ironwood Homes, Inc., Its Manager

By: \_\_\_\_\_  
William Peifer  
Its: Vice President

STATE OF ILLINOIS                    )  
  )  
  ) SS  
COUNTY OF ~~PEORIA~~ <sup>MCLEAN</sup>                    )

I, the undersigned, a Notary Public in said County, in the State aforesaid, DO HEREBY CERTIFY that William Peifer, who is personally known to me to be the Vice President of IRONWOOD HOMES, INC., Manager of RBTM PEORIA, LLC, an Illinois limited liability company, and whose name is subscribed to the foregoing instrument as such Vice President, appeared before me this day in person and acknowledged that he signed and delivered said instrument as his free and voluntary act as such Vice President, and as the free and voluntary act of such company for the uses and purposes therein set forth; and on his oath stated that he was duly authorized to execute such instrument. Given under my hand and Notarial Seal this 8 day of July, 2010.



\_\_\_\_\_  
Christy O'Neill  
Notary Public

**EXHIBIT A**

Lots 1A, 1B, 2A, 2B, 3A, 3B, 4A, 4B, 5A, 5B, 6A, 6B, 7A, 7B, 8A, 8B, 9A, 9B, 10A, 10B, 11A, 11B, 12A, 12B, 13A, 13B, 14A, 14B, 15A, 15B, 16A, 16B, 17A, 17B, 18A, 18B, 19A, 19B, 20A, 20B, 21A, 21B, 22A, 22B, 23A, and 23B, and Lots 24-48 of Rollingbrook Subdivision - Section One as shown the Final Plat of Rollingbrook Subdivision, recorded July 21, 2005 as Document 05-23321 in Plat Book 9, Page 105 in Peoria County, Illinois.

PIN Nos:

Lot #	ID #
Lot 1A	09-31-202-023
Lot 1B	09-31-202-024
Lot 2A	09-31-202-021
Lot 2B	09-31-202-022
Lot 3A	09-31-202-019
Lot 3B	09-31-202-020
Lot 4A	09-31-202-017
Lot 4B	09-31-202-018
Lot 5A	09-31-202-015
Lot 5B	09-31-202-016
Lot 6A	09-31-202-013
Lot 6B	09-31-202-014
Lot 7A	09-31-202-011
Lot 7B	09-31-202-012
Lot 8A	09-31-202-009
Lot 8B	09-31-202-010
Lot 9A	09-31-202-007
Lot 9B	09-31-202-008
Lot 10A	09-31-202-005
Lot 10B	09-31-202-006
Lot 11A	09-31-202-003
Lot 11B	09-31-202-004
Lot 12A	09-31-202-001
Lot 12B	09-31-202-002
Lot 13A	09-31-203-002
Lot 13B	09-31-203-001
Lot 14A	09-31-203-004
Lot 14B	09-31-203-003
Lot 15A	09-31-203-006
Lot 15B	09-31-203-005
Lot 16A	09-31-203-008
Lot 16B	09-31-203-007
Lot 17A	09-31-203-010
Lot 17B	09-31-203-009
Lot 18A	09-31-203-012
Lot 18B	09-31-203-011

Lot #	ID #
Lot 19A	09-31-203-014
Lot 19B	09-31-203-013
Lot 20A	09-31-203-016
Lot 20B	09-31-203-015
Lot 21A	09-31-203-018
Lot 21B	09-31-203-017
Lot 22A	09-31-203-020
Lot 22B	09-31-203-019
Lot 23A	09-31-203-022
Lot 23B	09-31-203-021
Lot 24	09-31-203-031
Lot 25	09-31-203-030
Lot 26	09-31-203-029
Lot 27	09-31-203-028
Lot 28	09-31-203-027
Lot 29	09-31-203-026
Lot 30	09-31-203-025
Lot 31	09-31-203-024
Lot 32	09-31-203-023
Lot 33	09-31-204-002
Lot 34	09-31-204-003
Lot 35	09-31-204-004
Lot 36	09-31-204-005
Lot 37	09-31-204-006
Lot 38	09-31-204-007
Lot 39	09-31-204-008
Lot 40	09-31-204-009
Lot 41	09-31-205-008
Lot 42	09-31-205-007
Lot 43	09-31-205-006
Lot 44	09-31-205-005
Lot 45	09-31-205-004
Lot 46	09-31-205-003
Lot 47	09-31-205-002
Lot 48	09-31-205-001

Lots 49-74 of Rollingbrook Subdivision – Section Two as shown on the Final Plat of Rollingbrook Subdivision Section Two, recorded October 24, 2006 as Document 06-34823 in Plat Book 10, Page 70 in Peoria County, Illinois.

Lot #	ID #
Lot 49	09-31-204-018
Lot 50	09-31-204-017
Lot 51	09-31-204-016
Lot 52	09-31-204-015
Lot 53	09-31-204-014
Lot 54	09-31-206-001
Lot 55	09-31-206-002
Lot 56	09-31-206-003
Lot 57	09-31-206-004
Lot 58	09-31-206-005
Lot 59	09-31-206-009
Lot 60	09-31-206-008
Lot 61	09-31-206-007
Lot 62	09-31-206-006

Lot #	ID #
Lot 63	09-31-207-001
Lot 64	09-31-207-002
Lot 65	09-31-207-003
Lot 66	09-31-207-004
Lot 67	09-31-205-017
Lot 68	09-31-205-016
Lot 69	09-31-205-015
Lot 70	09-31-205-014
Lot 71	09-31-205-013
Lot 72	09-31-205-012
Lot 73	09-31-205-011
Lot 74	09-31-205-009

Lots 76A through 91A of Rollingbrook Subdivision – Section Three as shown on the Final Plat of Rollingbrook Subdivision Section Three, recorded March 14, 2007 as Document 07-07616 in Plat Book 11, Page 13 in Peoria County, Illinois.

PIN No. 09-31-204-012

Lot #	ID #
76A	09-31-208-005
76B	09-31-208-004
77A	09-31-208-007
77B	09-31-208-006
78A	09-31-208-009
78B	09-31-208-008
79A	09-31-208-011
79B	09-31-208-010
80A	09-31-208-013
80B	09-31-208-012
81A	09-31-208-015
81B	09-31-208-014
82A	09-31-208-030
82B	09-31-208-031
83A	09-31-208-028
83B	09-31-208-029

Lot #	ID #
84A	09-31-208-026
84B	09-31-208-027
85A	09-31-208-024
85B	09-31-208-025
86A	09-31-208-022
86B	09-31-208-023
87A	09-31-208-020
87B	09-31-208-021
88A	09-31-208-018
88B	09-31-208-019
89A	09-31-208-016
89B	09-31-208-017
90A	09-31-208-001
90B	09-31-208-002
91A	09-31-208-003