

DANE COUNTY
REGISTER OF DEEDS

4752854

03/21/2011 3:11 PM Trans. Fee: Exempt #: Rec. Fee: 30.00 Pages: 11

Return to: Justin F. Oeth Reinhart Boerner Van Deuren s.c. P.O. Box 2018 Madison, WI 53701-2018

See Exhibit A
Parcel Numbers

FIRST AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS FOR THE FOURTH ADDITION TO WORLD DAIRY CENTER

THIS FIRST AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS FOR THE FOURTH ADDITION TO WORLD DAIRY CENTER (hereafter "Declaration") is made this 1/+4 day of March, 2011, by those persons signing below who represent the owners of two-thirds (2/3rds) of the square footage of the platted lots located within the Fourth Addition to World Dairy Center (the "Majority Owners").

WITNESSETH:

WHEREAS, WTG Corporation ("Developer") executed a Declaration of Covenants, Conditions and Restrictions for the Fourth Addition to World Dairy Center and recorded the same with the Dane County Register of Deeds as Document No. 3493078 (the "Declaration"); and

WHEREAS, Section 5.3 of the Declaration provides that the Declaration may be amended by a written recorded instrument executed by Developer (so long as Developer or William T. Graham continues to own any lands within the lands platted as the World Dairy Center, the First Addition to World Dairy Center, the

Document No.

FIRST AMENDMENT TO

DAIRY CENTER

THE DECLARATION OF COVENANTS,

THE FOURTH ADDITION TO WORLD

CONDITIONS, AND RESTRICTIONS FOR

Second Addition to World Dairy Center, the Third Addition to World Dairy Center or the World Dairy Campus) and by the Majority Owners; and

WHEREAS, the Developer or William T. Graham do not own any lands within the lands platted as the World Dairy Center, the First Addition to the World Dairy Center, the Second Addition to the World Dairy Center, the Third Addition to the World Dairy Center or the World Dairy Campus; and

WHEREAS, the Majority Owners desire to amend the Declaration pursuant to the terms of this Amendment.

NOW, THEREFORE, the undersigned hereby amend the Declaration as follows:

- 1. The following provision shall be added as Section 2.7 of the Declaration:
 - 2.7 Liability of Committee: By approval of any uses or plans and specifications submitted to the Committee, neither the Committee nor any of its members shall be responsible for obtaining any approval necessitated by ordinances of the City of Madison, and neither the Committee nor any of its members gives any opinion or makes any representation that a building built or altered pursuant to any plans and specifications will be structurally sound; or that any uses or plans and specifications meet any city, county or state codes. In no event shall the actions of the Committee, or any of its members, be deemed to be a warranty, guarantee or assurance that plans, specifications or other documents reviewed and/or approved by it are fit for any particular use or function, or that such instruments comply with any laws, rules, ordinances or regulations. The members of the Committee shall not be liable to any person or entity who has or will be acquiring an interest in the Fourth Addition to World Dairy Center for any actions taken by it/them in their role as a member of the Committee. The Committee and its members shall not be liable under any circumstances for any damage. loss or prejudice suffered or claimed on account of: (a) the approval or disapproval of any uses or plans and specifications, whether or not defective; (b) the construction or performance of any work or materials used in any property within the Fourth Addition to World Dairy Center, whether or not pursuant to approved plans and specifications; (c) the development of any property within the Fourth Addition to World Dairy Center; (d) the rejection of any uses or plans and specifications; or (e) the enforcement or failure to enforce any provision of this Declaration. Every person or entity who has or will be acquiring an interest in the Fourth Addition to World Dairy Center agrees that it will not bring any action or suit against the Committee or any of its members to recover any damages or seek equitable relief.

The Committee, or any of its members, are entitled to reimbursement from any person or entity who has or will be acquiring an interest in the Fourth Addition to World Dairy Center of all reasonable attorneys' fees incurred by the Committee, or any of its members, in connection with the enforcement of any term or provision of this Section 2.7 against said person or entity who has or will be acquiring an interest in the Fourth Addition to World Dairy Center.

2. No Other Changes. Except as modified hereby, all terms and conditions of the Declaration are hereby ratified and shall remain in full force and effect.

[Signatures on following pages]

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Executed as of the d	lay and year t	first above written.
		TLC2, LLC By:
		Name: [[nony]. 14Pm32
		Title: MEMBER
		\
STATE OF WISCONSIN)	
) ss.	
COUNTY OF DANE)	
the above-named Timby Hy	Son who exec	day of <u>selfuare</u> , 2011, e <u>MBER</u> of TLC2, LLC, cuted the foregoing instrument and
acknowledged the same.	VALAEPTA	The Election
A FOLLOW	3L10 8	Name: Adll ([] Motary Public, State of 4] T My Commission: 03.03.2013
MATE OF	Wiscos	

	CASTLE CLOSE, L.L.C.
	By: Hal M. Millian I
	Name: Kail W. Wellensiel
	Title: Menecine Mamber
	3 3
STATE OF WISCONSIN)	
COUNTY OF DANE) ss.	
Personally came before me this, the above-named <u>Karl Wellensiek</u> , the	day of <u>March</u> , 2011,
the above-named Karl Welknsiek, the	Managing Maber of Castle Close, L.L.C.,
known by me to be the person who execu	ted the foregoing instrument and
acknowledged the same.	
	//4
	Name:
	Notary Public, State of $W/$
	My Commission: $E \times P = 6/2/13$
	STEVE FOLMER

	LENHART PROPERTIES, LLC
	By: (acopy)
	Name: Lei fait Title: Timber
STATE OF WISCONSIN)	
STATE OF WISCONSIN) ss.	
COUNTY OF DANE)	
Personally came before me this _7	th day of <u>march</u> , 2011,
the above-named faul Linhart	, the Gresident of Lenhart
Properties, LLC, known by me to be the	person who executed the foregoing
instrument and acknowledged the same.	
	Name: Tray H Shouth
	Notary Public, State of Wisconsi M
	My Commission: June 2, 2013

* *	
	FAE HOLDINGS 352160I, LLC
	By: William J. Hinnendael Title: Member
STATE OF WISCONSIN)	
COUNTY OF DANE) ss.	
Personally came before me this had the above-named William Hinner FAE Holdings 352160I, LLC, known by foregoing instrument and acknowledged	me to be the person who executed the
SOTARY PUBLIC	Name: Gutcher Adultion Che Notary Public, State of Wisconsin My Commission: Oct. 210, 2014

Name: HARRY BIELINSKI Title: Manber
Title: Manber
TATE OF WISCONSIN)
Waukesha) ss.
OUNTY OF DANE)
15t- M
Personally came before me this / day of //a/cu, 2011,
Personally came before me this / day of //arch, 2011, e above-named Harry Blelinski, the Member of
HB Investments, LLC, known by me to be the person who executed the
regoing instrument and acknowledged the same.
Name: Color
Notary Public, State of Wiscousin
My Commission: 15 permanent
TIMOTHY J. VOELLER

	HOPPES DRYWALL, INC. By: x Jan Joppes Name: GRLAND KOPPES Title: PRESIDENT
STATE OF WISCONSIN)) ss. COUNTY OF DANE) Personally came before me this the above-named Orland Koppes, the known by me to be the person who executed acknowledged the same.	e to let of Koppes Drywall, Inc.,
	Name: Notary Public, State of WT My Commission: + 13 2012 PAVL W. SCHWMSFRGER

OUR SAVIOR DEAF LUTHERAN CHURCH INCORPORATED

By: Our SAVIOR Doaf Lutheren ch. Name: Lee Frazier Title: President

STATE OF WISCONSIN)
) ss.
COUNTY OF DANE)

Personally came before me this Reday of Rebreating, 2011, the above-named Lee Frances, the Recedent of Our Savior Deaf Lutheran Church Incorporated, known by me to be the person who executed the foregoing instrument and acknowledged the same.

This document was drafted by, and should be returned to:

Justin F. Oeth Reinhart Boerner Van Deuren s.c. 22 East Mifflin Street P.O. Box 2018 Madison, WI 53701-2018 (608) 229-2200

EXHIBIT A

Legal Description

Lots Thirty-Four (34) through Fifty-Seven (57), inclusive, Fourth Addition to World Dairy Center, in the City of Madison, Dane County, Wisconsin.

Tax Parcel Nos: 251/0710-224-0307-7

251/0710-224-0308-5 251/0710-224-0309-3 251/0710-224-0310-0 251/0710-224-0311-8 251/0710-221-0106-9 251/0710-221-0101-9 251/0710-221-0103-5 251/0710-221-0102-7 251/0710-223-0516-6 251/0710-223-0517-4 251/0710-223-0518-2 251/0710-223-0519-0 251/0710-223-0521-5 251/0710-223-0522-3 251/0710-223-0524-9 251/0710-223-0601-5