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CERTIFIED-FILED FOR RECORD
Barbara J. Hall
Recorder of Deeds
St. Charles County, MO
BY: Susan Neff

File #: _____

RECORDING DOCUMENT IDENTIFICATION SHEET

TITLE: AMENDMENT TO DECLARATION OF COVENANTS,
CONDITIONS, AND RESTRICTIONS FOR HERITAGE AT HAWK
RIDGE COMMUNITY ASSOCIATION

DATE: Sept. 12, 2007

GRANTOR(S): Heritage at Hawk Ridge, L.L.C.
3333-4 Rue Royale, St. Charles, Missouri 63301

GRANTEE(S): Heritage of Hawk Ridge Community Association
3333-4 Rue Royale, St. Charles, Missouri 63301

LEGAL DESCRIPTION: See attached Exhibit "A"

REFERENCE BOOK AND PAGE NUMBER: Declaration of Covenants, Conditions and
Restrictions for Heritage at Hawk Ridge Community Association in Book 2574 on page 197
in the Recorder of Deeds' Office of St. Charles County, Missouri.

AMENDMENT TO THE
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR
HERITAGE AT HAWK RIDGE COMMUNITY ASSOCIATION

THIS AMENDMENT is made as of the 12 day of September, 2007, to that certain Declaration of Covenants, Conditions and Restrictions for Heritage at Hawk Ridge Community Association, dated as of the 7th day of May, 2001, recorded in Book 8574 on page 197 of the St. Charles County Recorder of Deeds (the "Declaration"), by Heritage at Hawk Ridge, L.L.C., a Missouri limited liability company ("Declarant"). Terms defined in the Declaration are used herein as defined therein unless otherwise indicated.

RECITALS

- A. Article XIII, Section 3, of the Declaration permits the Declaration to be amended by Declarant for so long as Declarant owns any Lot or Unit within the Properties.
- B. At the time of this Amendment, Declarant still owns at least one Lot or Unit within the Properties.
- C. Article XI Section 15 of the Declaration sets forth certain provisions regarding the installation and placement of satellite dishes within the Heritage of Hawk Ridge.
- D. In accordance with Article XIII, Section 3, the Declarant desires to amend the aforesaid Article XI, Section 15 in order to comply with Federal Communications Commission regulations regarding restrictions on the placement of such devices and for the purpose of establishing enforceable preferences regarding the placement of the devices by amending the Declaration as set forth herein below.

AMENDMENT

NOW, THEREFORE, in accordance with Article XIII, Section 3, of the Declaration, the Declarant hereby amends the Declaration as follows:

1. The current language of Article XI, Section 15 of the Declaration is replaced with the following:

"15. Policy regarding Satellite Dish and Similar Devices

a. Notification of satellite dish installation. To the extent permitted by applicable law, any Owner shall notify the Board prior to the installation of any satellite dish to be installed on any Lot or on the exterior of any Dwelling or other improvement on any Lot.

b. Satellite dish installation preferences. To the extent that the reception of an acceptable signal would not be impaired, the following policy is established with regard to the installation

and maintenance of satellite dishes in the development. Each Owner shall consider three factors, namely, Location, Height, and Screening ("Installation Preferences"), in making a decision regarding the placement of any satellite dish device, which consideration shall be accomplished by the completion of the checklist which is attached as Exhibit A to the Declaration. Any Owner of property upon which a satellite dish has been placed must be able to provide a completed copy of the Exhibit A checklist upon a review of the satellite dish location as evidence of its consideration of the Installation Preferences or the Owner will be presumed not to have complied with the Installation Preferences.

These placement preferences shall be enforced to the extent that such enforcement does not violate the provisions of 37 C.F.R. Part 1, Subpart 5, Section 1.4000 or any successor provision promulgated under the Telecommunications Act of 1996, as amended from time to time.

c. Television and radio antennae. To the extent permitted by applicable law, under no circumstance shall television or radio antennae be permitted on any Lot or on the exterior of any Dwelling or other improvement on any Lot."

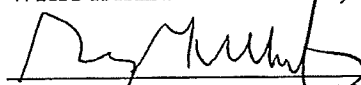
2. The document entitled "Exhibit A to the Declaration", attached to this Amendment and incorporated herein by reference as Exhibit "B" shall be attached as an exhibit to the Declaration.

3. Except as otherwise provided herein, the Declaration shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the undersigned have set their hands and seal the day and year first above written.

HERITAGE AT HAWK RIDGE, L.L.C.

By: WHITTAKER BUILDERS, INC., Sole Member

By: 

Gregory G. Whittaker, President

STATE OF MISSOURI)
) SS
COUNTY OF ST. CHARLES)

On this 12 day of September, 2007, before me personally appeared Gregory G. Whittaker to me personally known, who, being by me duly sworn, did state that he is the President of Whittaker Builders, Inc., a Missouri corporation, Sole Member of Heritage at Hawk Ridge, L.L.C., a Missouri limited liability company and that the seal affixed to the foregoing instrument is the corporate seal of the corporation and that said instrument was signed

and sealed on behalf of said corporation, by authority of its Board of Directors and said Gregory G. Whittaker acknowledged said instrument to be the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County of St. Charles and State of Missouri the day and year first above written.

My term expires: 11/2/2007

Sheri Flynn
Notary Public

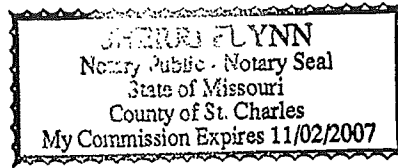


EXHIBIT "B" TO THE AMENDMENT

EXHIBIT A
 TO
 DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR
 HERITAGE AT HAWK RIDGE COMMUNITY ASSOCIATION

Installation Preference Checklist

Any satellite dish or similar device shall be installed in such a manner that it is placed in the most preferable location considering the three factors of Location, Height, and Screening, with the first listed placement under each category being the most preferable. Each prior preference shall be eliminated in sequence regarding whether it will allow for the provision of an acceptable signal prior to considering placement of the device within the next listed preference. Consideration of each element shall be signified by marking either "Acceptable Signal" or "Unacceptable Signal."

Preference Description	Acceptable Signal	Unacceptable Signal
A. Location.		
1. Placement within 5 feet of the rearmost corner of the home on the rear wall of the home	_____	_____
2. Placement within 10 feet of the rearmost corner of the home on the rear wall	_____	_____
3. Placement at the next closest distance from the rearmost corner of the home on the rear wall	_____	_____
4. Placement within 5 feet of the rearmost corner of the home on the side wall that adjoins the garage	_____	_____
5. Placement within 10 feet of the rearmost corner of the home on the side wall that adjoins the garage	_____	_____
6. Placement on the next closest distance from the rearmost corner of the home on the side wall that adjoins the garage	_____	_____
B. Height.		
1. Placement within 3 feet from the ground	_____	_____

2. Placement within 4 feet from the ground _____

3. Placement under an eave of the home _____

C. Screening.

1. Concealment of the device by shrubbery or other natural landscaping elements otherwise allowable within the restrictions of the development _____

2. Concealment of the device by an opaque surface such as a wall or fence otherwise allowable within the restrictions of the development _____

3. Concealment of the device by a natural or manmade object otherwise allowable within the restrictions of the development _____

4. Concealment of the device by the individual characteristics or location of the Property within the development” _____