

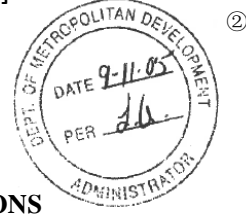
TRANSCRIPTION

Amendment to the Declaration of Covenants

[BEGINNING OF Amendment to the Declaration of Covenants.pdf]

MARTHA A. WOMACKS
MARION COUNTY AUDITOR
588103 JUL 15 05
DULY [ENTERED FOR TAXATION?]
SUBJECT TO FINAL ACCEPTANCE
FOR TRANSFER

FILED
JUL 06 2005
FRANKLIN TOWNSHIP
ASSESSOR



Cross-Reference: 2001-75529

AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR AMBER RIDGE

This Amendment to the Declaration of Covenants, Conditions and Restrictions for Amber Ridge was executed as of the date set forth below.

WITNESSETH:

WHEREAS, the Amber Ridge subdivision located in Marion County was established by a certain "Declaration of Covenants, Conditions and Restrictions for Amber Ridge" which was recorded on May 9, 2001, as **Instrument No. 2001-75529** in the Office of the Recorder of Marion County, Indiana, said Declaration being hereafter referred to as the "Declaration"; and

WHEREAS, Plats filed with the Office of the Recorder of Marion County, Indiana established the Lots and Common Areas comprising said subdivision; and

WHEREAS, after written notice was duly given, a Special Meeting of the Owners and the Amber Ridge Homeowners Association, Inc. ("Association") was held on October 7, 2004; and

WHEREAS, the purpose of said Meeting as stated in the notice for the meeting was for the Association's members to discuss and begin voting upon the approval of the following Amendment to the Declaration; and

WHEREAS, the Owners of more than seventy-five percent of the Lots within Amber Ridge have approved the amendment of the Declaration pursuant to the terms below; and

NOW, THEREFORE, the Declaration which is applicable to all Owners and residents within Amber Ridge is hereby amended as follows:

1. There shall be a new subparagraph (f) added to Section 8.A of the Declaration to read as follows:

(f) No detached structure shall be maintained on any Lot, except with the express written approval of the Development Control Committee. The maximum size of the detached structure shall be 10' wide, 12' long and 8' high. The structure must be located in the rear yard, not in the side or front yard.

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The siding and roof must match the house in color and material. Detached structures located on Lots adjoining lakes cannot be placed as to block neighboring views. This subparagraph (f) shall be deemed to be a part of and amend any provisions set forth in the Plat Covenants, Conditions and Restrictions for Amber Ridge.

2. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of any one Lot shall constitute a ratification of this Amendment, together with the Declaration, and all such provisions shall be covenants running with the land and shall bind any person having at any time having any interest or estate in a Lot or the Amber Ridge subdivision as though such provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease.

3. Certification. The undersigned persons hereby represent and certify that all requirements for and conditions precedent to the Amendment of the Declaration have been fulfilled and satisfied.

Executed this 16th day of June, 2005.

Amber Ridge Homeowners Association, Inc., by:

Michelle M. Stierwalt

Michelle M. Stierwalt, President

Attest:

Jason Phillips

Jason Phillips, Secretary

STATE OF INDIANA)

COUNTY OF MARION)

Before me, a notary public, in and for said County and State, personally appeared Michelle M. Stierwalt and Jason Phillips, the President and Secretary, respectively, of Amber Ridge Homeowners Association, Inc., an Indiana nonprofit corporation, who acknowledged execution of the within and foregoing for and on behalf of said corporation and its members and who, being duly sworn, stated that the Certifications and representations made therein are true. Witness my hand and notarial seal this 20 day of June, 2005.

Casie Grove

Notary Public - Signature

CASIE GROVE

Printed

My Commission Expires: 07-19-2009

Residence County: MARION

This instrument prepared by, and should be returned to, P. Thomas Murray, Jr., Eads Murray & Pugh, P.C., Attorneys at Law, 7321 Shadeland Station, Suite 250, Indianapolis, IN 46256. (317) 842-8550.