

THREE RIVERS TITLE
COMPANY, INC.

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92-040131

W. J. ...

**AMENDMENT TO DEDICATION, PROTECTIVE RESTRICTIONS,
COVENANTS, LIMITATIONS, EASEMENTS AND APPROVALS APPENDED
TO THE PLAT OF MILLSTONE VILLAGE, SECTION III, A
SUBDIVISION IN WASHINGTON TOWNSHIP, ALLEN COUNTY, INDIANA**

The undersigned, North Eastern Construction Co, Inc., pursuant to the provisions of Section 6.26.3 of the Dedication, Protective Restrictions, Covenants, Limitations, Easements and Approvals Appended to the Plat of Millstone Village, Section III, a Subdivision in Washington Township, Allen County, Indiana, hereinafter referred to as "Covenants", hereby amends said Covenants as filed in the offices of the Recorder of Allen County on June 22, 1992 in Plat Cabinet B, page 94, Document # 92-33839, as follows:

A new provision, Section 6.6.1 shall be added, as follows:

6.6.1 Retaining Pond and Drainage Maintenance. It shall be the obligation of each lot owner to pay a pro rata share of the proportionate share of the subdivision for the maintenance of the common impoundment basins located in the Subdivision, together with the costs of maintaining the drainage system serving the Subdivision. The "proportionate share" of such maintenance costs is calculated as 27% of the total costs of such maintenance, the remaining costs to be assumed by the owners of the property platted as Northland Phase I lying adjacent to the West boundary of the Subdivision, and unplatted property lying adjacent to the South boundary of the Subdivision, all of which properties lie within a common drainage basin.

Section 4.2 is amended to delete the second sentence of said Section, and to substitute therefor the following:

"In addition, assessments shall be levied to provide for the proportionate burden of the maintenance of the drainage system and the common impoundment basin through which and into which the Subdivision's surface waters drain."

All other terms and provisions of said Covenants shall remain in full force and effect.

IN WITNESS WHEREOF the undersigned Developer does hereby execute this Amendment to said Dedication, Protective Restrictions, Covenants, Limitations, Easements and Approvals Appended to the Plat of Millstone Village, Section III, a Subdivision in Washington Township, Allen County, Indiana, on the 24 day of June, 1992.

NORTH EASTERN CONSTRUCTION CO., INC.

DULY ENTERED FOR TAXATION

JUL 22 1992

James K. ...
RECORDER OF ALLEN COUNTY

By: *[Signature]* Lehr, President

INSTRUMENT 92-5360

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STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State, personally appeared Joseph L. Zehr, the President of North Eastern Construction Co., Inc., who acknowledged execution of the foregoing for and on behalf of North Eastern Construction Co., Inc. and who, having been duly sworn, stated that the representations therein contained are true.


Witness my hand and Notarial Seal this 24th day of June, 1992.


My Commission Expires: July 22, 1993


Thomas J. Bledsoe, Notary Public
Resident of Allen County, IN

The foregoing document has been reviewed by the Allen County Plan Commission. As presented, the content of the restrictions contained in said document conforms to the requirements of the Allen County Zoning and Subdivision Control Ordinance and the document is now eligible for recording. This certification does not extend to the form or validity of the document.

Date: 21 July 1992


Dennis A. Gordon, A.I.C.P.
Executive Director



This instrument prepared by Thomas J. Bledsoe, Attorney at Law.

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