

**DECLARATION AND AMENDMENT  
TO RESTRICTIVE COVENANTS**

Instr: 199907260188488 07/26/1999  
Pages: 1 Fee: \$14.00 1:57PM  
Richard B. Metcalf T19990103984  
Franklin County Recorder BXALLIANCE

THIS DECLARATION AND AMENDMENT TO RESTRICTIVE COVENANTS is made as of the 15th day of July, 1999, by Dominion Homes, Inc., an Ohio corporation, with offices at 5501 Frantz Road, Dublin, Ohio 43017 (hereinafter "Grantor").

A. Grantor executed and recorded Special Warranty Deeds setting forth restrictions applying to lots in Albany Park Section 1 Part 1 and Albany Park Section 1 Part 2 (hereinafter collectively "the Restrictions"), which Restrictions are of record at Instrument No. 199905120120251, Recorder's Office, Franklin County, Ohio.

B. Paragraph C of Section X of the Restrictions states that "Until the Turnover Date, Grantor may, in its sole and absolute discretion, unilaterally amend these Restrictions at any time and from time to time, without the consent of any other Owners."

C. Grantor hereby amends Paragraph E of Section VIII of the Special Warranty Deeds to read as follows:

E. Animals. No person may keep, breed, board or raise any animal, livestock, reptile or poultry of any kind for breeding or other commercial purpose on any Lot, or in or upon any part of the Common Property, unless expressly permitted by the Rules. Notwithstanding the foregoing, these restrictions and the Rules shall not prohibit keeping as pets up to two dogs and/or cats.

Except as amended above, the Restrictions shall remain in full force and effect as originally written, executed and recorded.

The Recorder is hereby requested to make a marginal notation on the restrictive covenants recorded as Instrument No. 199905120120251 referencing this Declaration and Amendment to Restrictive Covenants.

IN WITNESS WHEREOF, the Grantor has caused the execution of this Declaration and Amendment to Restrictive Covenants as of the date first above written.

Signed and acknowledged  
in the presence of:

DOMINION HOMES, INC., an Ohio  
corporation

Molly A. O'Connor  
Printed: Molly A. O'Connor

By: Robert A. Meyer, Jr.  
Robert A. Meyer, Jr.  
Senior Vice President

Patty G. Crocker  
Printed: Patty G. Crocker

TRANSFERRED  
NOT NECESSARY  
JUL 26 1999  
JOSEPH W. TESTA  
AUDITOR  
FRANKLIN COUNTY OHIO

CONVEYANCE TAX  
EXEMPT  
JOSEPH W. TESTA  
FRANKLIN COUNTY AUDITOR

STATE OF OHIO,  
COUNTY OF FRANKLIN, SS:

The foregoing instrument was acknowledged before me this 26th day of July, 1999, by Robert A. Meyer, Jr., Senior Vice President of Dominion Homes, Inc., an Ohio corporation, on behalf of the corporation.

Patty G. Crocker  
Notary Public

This instrument prepared by:  
Robert A. Meyer, Jr., Esq.  
Dominion Homes, Inc.  
5501 Frantz Road  
Dublin, OH 43017



PATTY G. CROCKER  
Notary Public, State of Ohio  
My Commission Expires  
Feb. 26, 2000

ALLIANCE TITLE BOX