

#14359 July 12, 1994
Letter of resignation
See Misc Book 142 page 387
Jay Bradley RAC

3947

AMENDMENT TO RESTRICTIVE COVENANTS

OF

BOOK 116 PAGE 379

OAK BEND ESTATES, SECTION TWO

PHW DEVELOPMENT CORPORATION being on this date owner of a majority of the lots in the following described real estate:

SECTION TWO, Oak Bend Estates, a subdivision in Washington Township, Hendricks County, Indiana, as per plat thereof recorded November 2, 1988 in Plat Book 14, pages 46-50 in the Office of the Recorder of Hendricks County, Indiana.

do hereby declare the Restrictive Covenants as recorded on the Plat referred to above to be amended in part to read as follows:

A. SECTION FOUR of those restrictive covenants is hereby amended to read as follows:

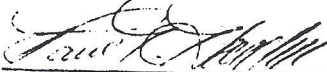
4. UTILITY BUILDING AND/OR BARN. A utility building, barn, or other accessory building will not be allowed on any lot, except one gazebo type structure and/or one in-ground pool accessory building/bath house. Said accessory building/bath house must be erected as a part of and in conjunction with a privacy fence surrounding an in-ground pool as provided for in Section 26 hereinafter. Any building allowed by this Section must be approved as to location, and design by the architectural control committee as described in Section numbered Seven hereafter.

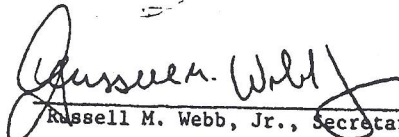
B. SECTION FIVE of those restrictive covenants is hereby amended to read as follows:

5. BUILDING SETBACK DISTANCES. Between the front lot lines and the building lines shown on this plat, no buildings shall be erected, placed, altered, or be permitted to remain, nor shall any building be erected nearer than 15 feet to any side line of a lot on one side, and the total of both side setbacks shall be not less than 20 percent of the lot width, as measured at the building line. Architectural appurtenances projecting not more than 24 inches, stairways projecting not more than 4 feet, unenclosed and unroofed porch slabs on the front sides of buildings, steps, and walks are exceptions to these setback requirements. An exception to the side line setback shall be permitted on the north side of lot 29 where the minimum setback shall be no more than eight feet due to the unique topography of that lot.

IN WITNESS WHEREOF, the undersigned, as owners of a majority of the lots in the above described Section have set their hands and seals this 19th day of January, 1989.

PHW DEVELOPMENT CORPORATION


Paul T. Hardin, President


Russell M. Webb, Jr., Secretary

Subscribed and sworn to before me, a Notary Public in and for said County and State, this 19th day of January, 1989.



Signature 
Janet Lynne Updike, Notary Public

Residing in Hendricks County, Indiana

This instrument was prepared by Paul T. Hardin, Attorney at Law.

ENTERED FOR RECORD
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BOOK