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MICHAEL B. BROWN
RECORDER

**THIRD AMENDMENT TO DECLARATION OF COVENANTS
AND RESTRICTIONS FOR
BRIAR COVE PAIRED COTTAGE ASSOCIATION**

This Third Amendment to the Declaration of Covenants and Restrictions for Briar Cove Paired Cottage Association ("Amendment") is made this 22 day of July, 2016 by the Briar Cove Paired Cottage Association, Inc., ("Association") and Indiana not-for-profit corporation, pursuant to the approval of the owners.

I. RECITALS

- A. On June 23, 2003, Briar Cove Development, LLC, recorded a Declaration of Covenants, Conditions, Restrictions and Easements for Briar Cove Paired Cottage Association, which document was recorded as Documents No. 2003-064808, in the Office of Recorder of Lake County, Indiana.
- B. On September 27, 2005, Declarant recorded a First Amendment to Declaration of Covenants, Conditions, Restrictions and Easements for Briar Cove Paired Cottage Association, in the office of the Lake County Recorder as Document No. 2005-084875.
- C. On November 21, 2005, Declarant recorded a Second Amendment to Declaration of Covenants, Conditions, Restrictions and Easements for Briar Cove Paired Cottage Association, in the office of the Lake County Recorder as Document No. 2005-102423.
- D. Article XIII, Section 1D of the Declaration provides that the Declaration may be changed, modified or rescinded by an instrument in writing setting forth such change, modification or rescission, signed and acknowledged by the Board, the Owners having at least three-quarters (3/4) of the total membership.
- E. Article IV, Section 1g and f of the Declaration sets forth as the Association's responsibility for maintenance, repair and replacement of "Lawns and landscaping" and "Existing trees."

II. AMENDMENT

- A. The Association, as authorized by the Owners, desire to amend Article IV, Section 1g of the Declaration as follows: "Lawns and landscape plantings installed by the developer or the Association."
- B. The Association, as authorized by the Owners, desire to amend Article IV, Section 1f of the Declaration as follows: "Common Area, lot line, and perimeter trees originally installed by the developer or the Association."
- C. In all other respects all of the terms and conditions of the Declarations shall remain in full force and effect.

FILED

JUL 28 2016

JOHN E. PETALAS
LAKE COUNTY AUDITOR

4798

IN WITNESS WHEREOF, the Association has caused this Amendment to be executed on the date set forth above.

BRIAR COVE PAIRED COTTAGES ASSOCIATION, INC.,
an Indiana not-for-profit corporation

By: *Ralph Flens*
Ralph Flens, President

STATE OF INDIANA)
) SS:
COUNTY LAKE)

Before me, a Notary Public, duly authorized and acting in the above county and state, personally appeared BRIAR COVE PAIRED COTTAGES ASSOCIATION, INC., by and through Ralph Flens, its President, and acknowledged execution of the foregoing Declaration.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal this *2nd* day of *July*, 2016.

**LINDA A SMITH
NOTARY PUBLIC, SEAL
STATE OF INDIANA
MY COMM. EXP. 8-31-2019**

Linda A Smith
Notary Public Signature
LINDA A. SMITH
Printed Name

My Commission Expires: *8/31/2019*
County of Residence: *LAKE*

Affirmation

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law. *[Signature]*

This Instrument Prepared by: Peter Bylen, 1st American Management Company, Inc., 3408 Enterprise Avenue, Valparaiso, Indiana 46383; Telephone: (219) 464-3536.