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MICHAEL J. ...  
RECORDER

**SECOND AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR BRIAR COVE PAIRED COTTAGE ASSOCIATION**

THIS SECOND AMENDMENT is entered into this 18 day of November, 2005, by BRIAR COVE DEVELOPMENT LLC (hereinafter referred to as "Declarant").

WHEREAS, Declarant executed that certain Declaration of Covenants, Conditions, Restrictions and Easements for Briar Cove Paired Cottage Association recorded in the Office of the Recorder of Lake County, Indiana on June 23, 2003, as instrument no. 2003064808.

WHEREAS, Declarant reserved the right and option to amend the Declaration to correct errors and omissions, coupled with an irrevocable special power of attorney of Declarant to execute such amendment;

WHEREAS, Declarant now desires and intends hereby to so amend the Declaration; and

NOW THEREFORE, Declarant does hereby amend the Declaration as follows:

DULY ENTERED FOR TAXATION SUBJECT  
FINAL ACCEPTANCE FOR TRANSFER

1. Paragraph 14 of Exhibit D is hereby added as follows:

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14. OUTDOOR ITEMS. The following items may be installed: (i) address sign placed within the landscaping; (ii) landscape lights may be placed in the mulch area; (iii) one shepherds hood with a hanging flower pot; (iv) plants, plant stands and flower pots in the landscape area or on the front porch; (v) a bench or chairs may be placed on the front porch; (vi) an American flag attached to the Residential Unit may be displayed; (vii) a wreath may be displayed on the front door; and (viii) holiday decorations may be installed one week before and after a holiday, with the exception of Christmas decorations which may be installed from the week of Thanksgiving until one week after New years Day. No other permanent flag poles, decorative flags, awnings, bird baths or bird feeders, decorative animals, decorative iron works, decorative lawn sprinklers, additional fencing, miniature fountains, landscape lights attached to a structure, name plates, pavers, plaques, rocks, signs, statues or figurines, storage sheds, sun globes, thermometers, wind chimes, wishing wells, any other general decorating items and landscaping shall not be permitted unless they receive prior written approval of the Architectural Review Committee.

PEGGY HOLLINGA KATONA  
LAKE COUNTY AUDITOR

2. Except as expressly amended herein, the Declaration shall remain in full force and effect with its terms and conditions.

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3. Unless otherwise provided, all capitalized terms herein will have the same meaning as

CK# 5230

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given in the Declaration.

IN WITNESS WHEREOF, the Declarant has executed this Amendment to the Declaration this 18 day of November, 2005.

**BRIAR COVE DEVELOPMENT LLC**

BY: Frederick A. Olthof  
Frederick A. Olthof, President of OD Enterprises, Inc., its Manager

STATE OF INDIANA            )  
  ) SS  
COUNTY OF LAKE            )

Before me, the undersigned Notary Public in and for Lake County, State of Indiana, personally appeared Frederick A. Olthof who, being duly sworn upon his oath, acknowledged that he is the President of OD Enterprises, Inc, Manager of Briar Cove Development LLC and that he is authorized and empowered so to do, executed the above and foregoing Amendment to Declaration for the uses and purposes therein set forth.

DATED this 18 day of November, 2005.

Andrea Repasky  
NOTARY PUBLIC

My Commission Expires: 4-22-2012  
My County of Residence: Lake



