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2009012838

RECORDED ON
03/19/2009 08:11:54AM
JOHN MCGAULEY
ALLEN COUNTY RECORDER
FORT WAYNE, IN

REC FEE: 34.00
TRANS # 54161

**AMENDMENT TO THE PROTECTIVE COVENANTS,
RESTRICTIONS, LIMITATIONS AND EASEMENTS FOR
AMBER HIGHLANDS, SECTION III**

Amber Highlands Community Association, Incorporated and the undersigned, being the owners of at least 66% of the lots in the plat of Amber Highlands, Section III, according to the plat thereof recorded on December 30, 2003, as Document No. 203129374 in Plat Cabinet E, Page 191 in the Office of the Recorder of Allen County, Indiana, amend the recorded Protective Covenants, Restrictions, Limitations and Easements of the plat of Amber Highlands, Section III ("Covenants") as follows:

1. The former Section 27 to be replaced with the following new Section 27:

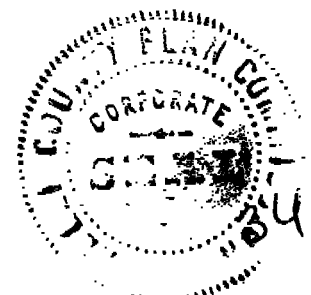
Section 27. Enforcement

Enforcement may be by proceedings at law or in equity against any person violating or attempting to violate any covenant either to restrain violations or to recover damages, but in no event shall there be a right of reversion. If an Owner is in violation of a covenant, the Association may also, after written notice to the Owner and a reasonable opportunity to correct the violation: 1) assess a reasonable fine against the Owner and/or 2) correct the violation, or cause it to be corrected, and bill the Owner for the cost of correcting the violation. The Owner's opportunity to correct the violation if the Association has given the Owner two notices and at least 30 days have passed since the first notice was given to the Owner. The fine or cost of correction shall constitute a lien on the Owner's lot and may be enforced the same as maintenance liens in paragraph 24 of these restrictive covenants. If the Association retains an attorney for collection of the fine, cost of correction or enforcement of the lien, the Owner shall be liable for the Association's costs, expenses and reasonable attorney's fees. The Association, Developer, or the Owner of any land within the Subdivision shall have the right to enforce, by any proceedings, at law or in equity, all restrictions, conditions, covenants, reservations, liens and charges now or hereafter imposed by the provisions of these covenants and restrictions. Failure by the Association, Developer, or by any Owner to enforce any covenant or restriction herein contained shall in no event be deemed a waiver of the right to do so thereafter.

APPROVED BY THE
OWNER OF THE LOT TO BE RECORDED
RE: THE EASEMENT FOR THE LOT

MAR 18 2009

64047
ALLEN COUNTY RECORDER



DPS

2. This amendment is made by the undersigned pursuant to Section 26 of the Protective Covenants, Restrictions, Limitations and Easements of the plat of Amber Highlands, Section I.

3. All other provisions of the Covenants not amended by this document shall remain in effect.

IN WITNESS WHEREOF, Amber Highlands Homeowners Association, Inc., has set its hand and seal this 3rd day of December, 2008.

Amber Highlands Community Association, Inc.

Charles Geller

Charles Geller, Its Vice President

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Charles Geller appeared before me, a Notary Public in and for Allen County, Indiana, and having properly identified himself to me, executed the foregoing "Amendment to the Protective Covenants, Restrictions, Limitations, and Easements for Amber Highlands, Section III" in my presence.

3rd day of December, 2008. Subscribed and sworn to before me, a Notary Public in and for Allen County, Indiana; this

Cheryl Royal
Notary Public (Signature)

Cheryl Royal
(Printed Name)

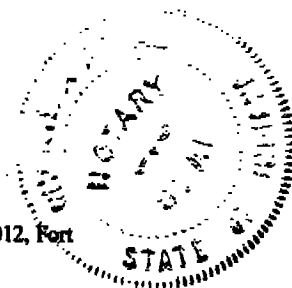
I am a resident of Allen County, Indiana.
My commission expires: 12-16-16

THIS INSTRUMENT prepared by: Steven J. Bradford, Bradford Law Office, 110 West Berry Street, Suite 1012, Fort Wayne, Indiana 46802

When Recorded, Return To: Steven J. Bradford, Bradford Law Office, 110 West Berry Street, Suite 1012, Fort Wayne, Indiana 46802

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.

Steven J. Bradford
(name printed, stamped or signed w/print)



I vote to approve the foregoing revision to Amber Highland's restrictive covenants recorded in the Office of the Allen County Recorder on July 30, 2001, as Instrument Number 201052439 for Section I, the restrictive covenants recorded on July 10, 2003, as Instrument Number 203069285 for Section II and the restrictive covenants recorded on December 30, 2003, as Instrument Number 203129374 for Section III.

Derek Yoder
Signature
Amy Yoder
Signature
12910 Clydesdale Ct
Address

Derek Yoder
Printed Name
Amy Yoder
Printed Name
83
Section and Lot Number

Chad L. Pequignot
Signature
Manuela Vandall
Signature
1306 Wetland Dr
Address
Ft. Wayne, IN 46814
Signature

Chad L. Pequignot
Printed Name
MANUELA VANDALL
Printed Name
sect #3 85
Section and Lot Number

Signature
7226 SHETLAND DR
Address

Printed Name
sect # 3 86
Section and Lot Number

Jodi Lynn Maupin
Signature
Matthew G. Maupin
Signature
7212 SHETLAND DRIVE
Address
Ft. Wayne, IN 46814

Jodi Lynn Maupin
Printed Name
MATTHEW G. MAUPIN
Printed Name
87
Section and Lot Number

Charles Mitchell
Signature
Lixin Li
Signature
12904 Loch Oho lane
Address
Ft. Wayne, IN 46814

Charles Mitchell
Printed Name
Lixin Li
Printed Name
sect #3 91
Section and Lot Number

I vote to approve the foregoing revision to Amber Highland's restrictive covenants recorded in the Office of the Allen County Recorder on July 30, 2001, as Instrument Number 201052439 for Section I, the restrictive covenants recorded on July 10, 2003, as Instrument Number 203069285 for Section II and the restrictive covenants recorded on December 30, 2003, as Instrument Number 203129374 for Section III.

Stephanie Yeardon
Signature
[Signature]
Signature
12822 Loch Dhu Ln.
Address

Stephanie Yeardon
Printed Name
Chr. Stephanie Yeardon
Printed Name
93
Section and Lot Number

[Signature]
Signature
12810 Loch Dhu Ln.
Address

Jeremy Henderson
Printed Name
III 96
Section and Lot Number

[Signature]
Signature
12806 Loch Dhu Lane
Address

Laura Vojtush
Printed Name
See 3 Lot 97
Section and Lot Number

Karen Lentfestey
Signature
[Signature]
Signature
12802 Loch Dhu Ln
Address

Karen Lentfestey
Printed Name
[Signature]
Printed Name
Sec III Lot 98
Section and Lot Number

Mary Squires
Signature
[Signature]
Signature
7203 Tayside Trail
Address

Mary Squires
Printed Name
Jeffrey P. Squires
Printed Name
99
Section and Lot Number

I vote to approve the foregoing revision to Amber Highland's restrictive covenants recorded in the Office of the Allen County Recorder on July 30, 2001, as Instrument Number 201052439 for Section I, the restrictive covenants recorded on July 10, 2003, as Instrument Number 203069285 for Section II and the restrictive covenants recorded on December 30, 2003, as Instrument Number 203129374 for Section III.

Signature

Signature

Address

Printed Name

Printed Name

Section and Lot Number

Signature

Signature

Address

Printed Name

Printed Name

Section and Lot Number

Signature

Signature

Address

Printed Name

Printed Name

Section and Lot Number

Signature

Signature

Address

Printed Name

Printed Name

Section and Lot Number

Signature

Signature

Address

Printed Name

Printed Name

Section and Lot Number

I vote to approve the foregoing revision to Amber Highland's restrictive covenants recorded in the Office of the Allen County Recorder on July 30, 2001, as Instrument Number 201052439 for Section I, the restrictive covenants recorded on July 10, 2003, as Instrument Number 203069285 for Section II and the restrictive covenants recorded on December 30, 2003, as Instrument Number 203129374 for Section III.

Jeff S McBride
Signature

Karen M McBride
Signature

7325 Tayside Trail
Address

Jeffery S McBride
Printed Name

Karen M McBride
Printed Name

107
Section and Lot Number

[Signature]
Signature

[Signature]
Signature
12912 Lock Dhu Lane
Address

Greg Kennedy ^{Change of}
Printed Name ^{covenants only}

Suc 3 90
Section and Lot Number

Lisa Gerardy
Signature
Chris Gerardy
Signature

12826 Lock Dhu Lane
Address

Lisa Gerardy
Printed Name
Chris Gerardy
Printed Name
lot 92
Section and Lot Number

[Signature]
Signature
[Signature]
Signature
7319 Shetland
Address

Cheryl Haver
Printed Name
Cheryl Haver
Printed Name
111
Section and Lot Number

[Signature]
Signature
[Signature]
Signature
12834 Branchhart DR
Address

Juan P. Poffter
Printed Name
Juan P. Poffter
Printed Name
121
Section and Lot Number

I vote to approve the foregoing revision to Amber Highland's restrictive covenants recorded in the Office of the Allen County Recorder on July 30, 2001, as Instrument Number 201052439 for Section I, the restrictive covenants recorded on July 10, 2003, as Instrument Number 203069285 for Section II and the restrictive covenants recorded on December 30, 2003, as Instrument Number 203129374 for Section III.

Rebecca Tarkowski
Signature

Rebecca Tarkowski
Printed Name

~~7229 Shetland Dr.~~
Signature

Printed Name

7229 Shetland Dr.
Address

Section and Lot Number

~~Katherine M. Robinson~~
Signature

KATHERINE M. Robinson
Printed Name

12819 Loch Dhu Ln.
Signature
Address

116
Printed Name
Section and Lot Number

Belinda M. Jackson
Signature

Belinda M. Jackson
Printed Name

12818 Loch Dhu Lane
Signature
Address

Printed Name
Section and Lot Number

Margaret Griffin
Signature
12814 Loch Dhu Ln
Address
12814 LOCH DHU LANE

MARGARET GRIFFIN
Printed Name
Margaret Griffin
Printed Name
Lot 95
Section and Lot Number

Signature

Printed Name

Signature

Printed Name

Address

Section and Lot Number

I vote to approve the foregoing revision to Amber Highland's restrictive covenants recorded in the Office of the Allen County Recorder on July 30, 2001, as Instrument Number 201052439 for Section I, the restrictive covenants recorded on July 10, 2003, as Instrument Number 203069285 for Section II and the restrictive covenants recorded on December 30, 2003, as Instrument Number 203129374 for Section III.

Signature



Signature

12812 Bruchent R

Address



Printed Name

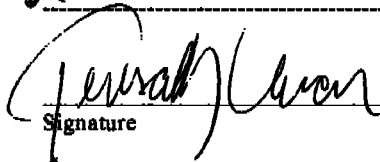
Carlos V. Martinez Jr

Printed Name

108

Section and Lot Number

Signature



Signature

1317 Tayside Trl

Address

Printed Name

Teresa R. Vernon

Printed Name

108 III

Section and Lot Number

Signature



Printed Name

Michael M. Lead

Signature

7227 Tayside Trail

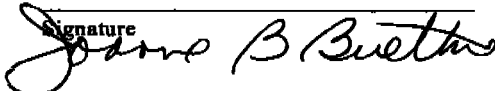
Address

Printed Name

103 Section 3

Section and Lot Number

Signature



Signature

7221 TAYSIDE TRAIL

Address

Printed Name

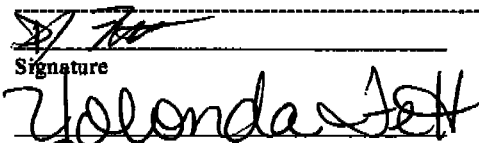
JOANNE B. BUETHNER

Printed Name

Section 3 102

Section and Lot Number

Signature



Signature

7215 Tayside Trl.

Address

Printed Name

Douglas J. Fett

Printed Name

Yolonda Fett

Section and Lot Number

101

I vote to approve the foregoing revision to Amber Highland's restrictive covenants recorded in the Office of the Allen County Recorder on July 30, 2001, as Instrument Number 201052439 for Section I, the restrictive covenants recorded on July 10, 2003, as Instrument Number 203069285 for Section II and the restrictive covenants recorded on December 30, 2003, as Instrument Number 203129374 for Section III.

John Smith
Signature

John Smith
Printed Name

Signature
12831 Braveheart Dr
Address

Printed Name
79
Section and Lot Number

Dust Falk
Signature
Amanda E. Wilhelm
Signature
7302 Jayside Trail
Address

Dustin Falk
Printed Name
Amanda E. Wilhelm
Printed Name
121
Section and Lot Number

Signature
R. P. Sarno
Signature
12926 CLYDEDALE CT
Address

Printed Name
Ronnie Sarno Aileen Sarno
Printed Name
81
Section and Lot Number

Signature
R. P. Sarno
Signature
Rachel E. Sarno
Address
12934 CLYDEDALE
Signature
Curtis Goode

Printed Name
RES R. SARNO
Printed Name
RACHEL E. SARNO
Section and Lot Number
80
Curtis Goode
Printed Name

Signature
12919 Clyde Dale Ct.
Address
ft Wayne IN. 46914

Printed Name
Lot 82
Section and Lot Number

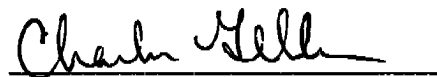
I vote to approve the foregoing revision to Amber Highland's restrictive covenants recorded in the Office of the Allen County Recorder on July 30, 2001, as Instrument Number 201052439 for Section I, the restrictive covenants recorded on July 10, 2003, as Instrument Number 203069285 for Section II and the restrictive covenants recorded on December 30, 2003, as Instrument Number 203129374 for Section III.


Signature

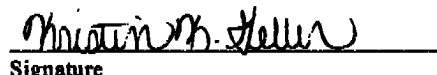
NICHOLAS L. GILMAN
Printed Name

Signature
7209 TAYSIDE TRL
Address

Printed Name
III 102
Section and Lot Number


Signature

Charles Geller
Printed Name


Signature
7222 Tayside Trail
Address

Kristin K. Geller
Printed Name
III 119
Section and Lot Number

Signature

Printed Name

Signature

Printed Name

Address

Section and Lot Number

Signature

Printed Name

Signature

Printed Name

Address

Section and Lot Number

Signature

Printed Name

Signature

Printed Name

Address

Section and Lot Number

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

On October 5, 2008, the following individuals appeared before me, a Notary Public in and for Allen County, Indiana, and having properly identified themselves to me, they executed the foregoing proposed revision to Amber Highland's restrictive covenants in my presence.

Derek Yoder
Amy Yoder
Chad L. Peguignot
Manuela Vandall
Jermal Johns
Matthew G. Maupin

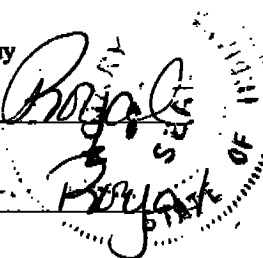
Linix Li
Stephanie Yeadon
Chris Yeadon
Jeremy Henderson
Sean R. Kocher
Jodi Lynn Maupin

Mary Squires
Jeffrey Squires
Steven Thomas
Carey Thomas
John Brinkman
Laura Vojtush

Charles Mitchell
Mark Lenfestey
Karen Lenfestey

Leon K. Nevins
Christopher J. Guy

I am a resident of Allen County, Indiana.
My commission expires June 16, 2016.

Cheryl A. Royal
Notary Public
Cheryl A. Royal
(Printed Name)


STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)


On October 11, 2008, the following individuals appeared before me, a Notary Public in and for Allen County, Indiana, and having properly identified themselves to me, they executed the foregoing proposed revision to Amber Highland's restrictive covenants in my presence.

Nicholas Gilman

Charles Geller

Kristin K. Geller

I am a resident of Allen County, Indiana.
My commission expires June 16, 2016.

Cheryl A. Royal
Notary Public
Cheryl A. Royal
(Printed Name)


STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

On October 14, 2008, the following individuals appeared before me, a Notary Public in and for Allen County, Indiana, and having properly identified themselves to me, they executed the foregoing proposed revision to Amber Highland's restrictive covenants in my presence.

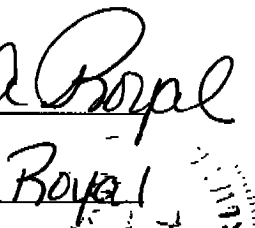
Carlos V. Martinez, Jr.
Douglas Fett

Teresa Vernon
Yolanda Fett

Michael MacLeod

Joanne Buettner

I am a resident of Allen County, Indiana.
My commission expires June 16, 2016.

Cheryl A. Royal
Notary Public
Cheryl A. Royal
(Printed Name)


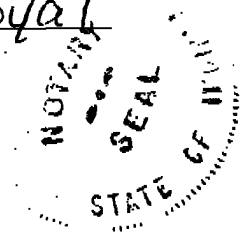
STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

On October 16, 2008, Jeffrey McBride, Karen M. McBride, Chris Gerardy, Lisa Gerardy, Cheryl Hoover and Greg Kennedy appeared before me, a Notary Public in and for Allen County, Indiana, and having properly identified themselves to me, they executed the foregoing proposed revision to Amber Highland's restrictive covenants in my presence.

Cheryl A. Royal
Notary Public

Cheryl A Royal
(Printed Name)

I am a resident of Allen County, Indiana. My commission expires June 16, 2016.



STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

On October 18, 2008, the following individuals appeared before me, a Notary Public in and for Allen County, Indiana, and having properly identified themselves to me, they executed the foregoing proposed revision to Amber Highland's restrictive covenants in my presence.

Jason Pfeiffer
Lowell Griffin
Amanda E. Wilhelm
Rachel E. Sarno

Rebecca Taykowski
Margaret Griffin
Ronnie Sarno
Curtis Goode

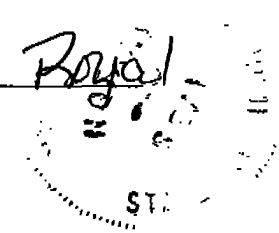
Katherine M. Robinson
John Smith
Aileen Sarno

Belinda M. Jackson
Dustin Falk
Res Sarno

Cheryl A. Royal
Notary Public

Cheryl A Royal
(Printed Name)

I am a resident of Allen County, Indiana. My commission expires June 16, 2016.



STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

On December 3, 2008, Nicholas Gilman, Charles Geller and Kristen Geller appeared before me, a Notary Public in and for Allen County, Indiana, and having properly identified themselves to me, they executed the foregoing proposed revision to Amber Highland's restrictive covenants in my presence.

Cheryl A. Royal
Notary Public

Cheryl A Royal
(Printed Name)

I am a resident of Allen County, Indiana. My commission expires June 16, 2016.

