

**FIRST AMENDMENT OF DEDICATION, PROTECTIVE RESTRICTIONS,
COVENANTS, LIMITATIONS, EASEMENTS AND APPROVALS APPENDED
TO THE PLAT OF FOX HOLLOW, SECTION III,
IN PERRY TOWNSHIP, ALLEN COUNTY, INDIANA**

WHEREAS, North Eastern Development Corp ("Declarant"), formerly known as NWM Corp., Inc., an Indiana corporation, executed and placed of record that certain Dedication, Protective Restrictions, Covenants, Limitations, Easements and Approvals appended to the Plat Fox Hollow Section III, in Perry Township, Allen County, Indiana at Document Number 2018064120 in the Office of the Recorder of Allen County, Indiana, (collectively the "Declaration"); and

WHEREAS, pursuant to Article 7.27.2 of the Declaration, the Declarant currently has the right to amend the Declaration; and

WHEREAS, capitalized terms used herein shall have the same meaning ascribed to them in the Declaration.

NOW, THEREFORE, the Declarant hereby amends the Declaration as follows:

1. The first sentence in Article 6.8 is deleted in its entirety and is replaced and restated in its entirety with the following new sentence: "No fence, tree, bush, shrubbery, earthen mound or other planting or sight obstruction shall be erected, planted or maintained in the rear yard of Lots 93, 94 and 95 that unreasonably obstructs the sight of view of the lakes and ponds in the subdivision unless approved by the Architectural Control Committee in its sole and absolute discretion." All other sentences and provisions of Article 6.8 remain in full force and effect and unaffected by this First Amendment.

2. All remaining terms of the Declaration not amended herein remain in full force and effect.

IN WITNESS WHEREOF, the Declarant has executed this First Amendment effective as of this 18 of June, 2020.

"Declarant"

North Eastern Development Corp.,
an Indiana corporation

By:

Its: President

Printed Name: Joseph L. Zehr

METROPOLITAN TITLE OF IN, LLC
604 COLDWATER ROAD SUITE 105
FORT WAYNE, IN 46825

NED0620

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WHEREAS, pursuant to Article 7.27.2 of the Declaration, the Declarant currently has the right to amend the Declaration; and

WHEREAS, capitalized terms used herein shall have the same meaning ascribed to them in the Declaration.

NOW, THEREFORE, the Declarant hereby amends the Declaration as follows:

1. The first sentence in Article 6.8 is deleted in its entirety and is replaced and restated in its entirety with the following new sentence: "No fence, tree, bush, shrubbery, earthen mound or other planting or sight obstruction shall be erected, planted or maintained in the rear yard of Lots 93, 94 and 95 that unreasonably obstructs the sight of view of the lakes and ponds in the subdivision unless approved by the Architectural Control Committee in its sole and absolute discretion." All other sentences and provisions of Article 6.8 remain in full force and effect and unaffected by this First Amendment.

2. All remaining terms of the Declaration not amended herein remain in full force and effect.

IN WITNESS WHEREOF, the Declarant has executed this First Amendment effective as of this 17 of June, 2020.

"Declarant"

North Eastern Development Corp.,
an Indiana corporation

By:

Its: President

Printed Name: Joseph L. Zehr

METROPOLITAN TITLE OF IN, LLC
3604 COLDWATER ROAD SUITE 105
FORT WAYNE, IN 46825

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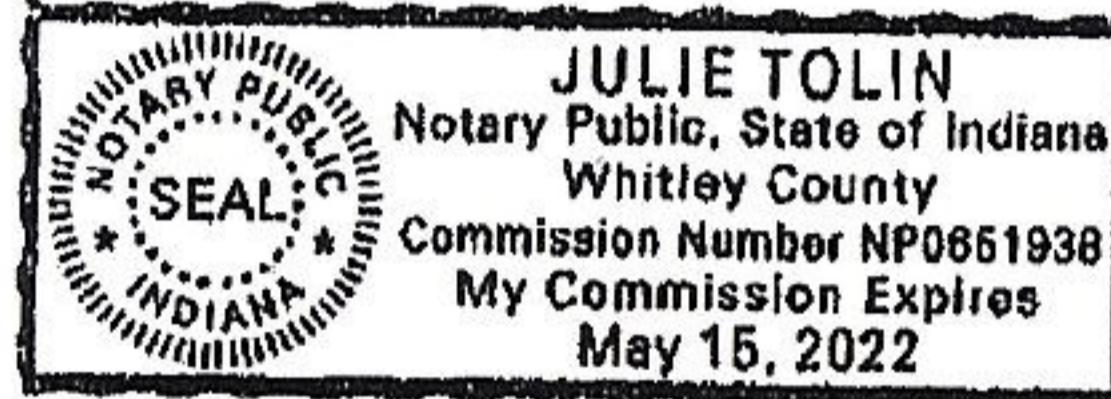
Before me, the undersigned Notary Public in and for said County and State, personally appeared Joseph L. Zehr, the President of North Eastern Development Corp., and acknowledged execution of the above and foregoing this 18 of June, 2020.

My Commission Expires:

Signature of Notary Public

Resident of:

Printed Name of Notary Public



This instrument prepared by **VINCENT J. HEINY**, Attorney at Law, Carson LLP., 301 W. Jefferson Blvd., Suite 200, Fort Wayne, Indiana 46802, Telephone: (260) 423-9411. 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. */s/Vincent J. Heiny*

