## AMENDMENT OF DEDICATION, PROTECTIVE RESTRICTIONS COVENANTS, LIMITATIONS, EASEMENTS AND APPROVALS OF THE PLAT OF THE FALLS OF BEAVER CREEK, SECTION III A SUBDIVISION IN ABOITE TOWNSHIP, ALLEN COUNTY, INDIANA

No. 201013300 ipt No. 6370 DCFD 3.00 MISL 8.00 MISL 1.00 MISL 2.00 Total 14.00

RC Development Corp., an Indiana corporation, by Joseph L. Zehr, its president, as Developer of The Falls of Beaver Creek, Section III, a subdivision in Aboite Township, Allen County, Indiana, according to the plat thereof recorded on May 29, 1998, in Plat Cabinet D, Page 19, and as Document No. 98-0035788 in the office of the Recorder of Allen County, Indiana ("Subdivision"), amends the recorded Dedication, Protective Restrictions Covenants, Limitations, Easements and Approvals ("Covenants") of the plat of the Subdivision as follows:

- 1. These amended covenants will apply to lots in the Subdivision, numbered 122 through 189 inclusive.
- 2. The former Section 6.2 is deleted and replaced with the following new section:

03/06/2001 11:20:1 RECORDER PATRICIA J CRICK ALLEN COUNTY, IN

6.2 Dwelling Size.

6.2.1 No residence shall be built on Lots numbered 122 and 157 through 189 having a ground floor area upon the foundation (exclusive of one-story open porches, breezeways and garages), of less than 1,600 square feet for a one-story residence, or less than 2,000 square feet of total living area (excluding one-story open porches, breezeways and garages) for a residence that has more than one story.

6.2.2 No residence shall be built on Lots numbered 123 through 156 having a ground floor area upon the foundation (exclusive of one-story open porches, breezeways and garages) of less than 1,400 square feet for a one-story residence, or less than 1,800 square feet on the ground floor of a residence that has more than one story.

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

IN WITNESS WHEREOF, this instrument has been signed by the lot owners of The Falls of Beaver Creek, Section III, on the dates indicated below.

1. Lots Numbered: 123 through 166, 170, 172, 174 through 178, 184 through 185, 187, and 189

By:

Date: April 12, 2000

AUDITOR'S OFFICE

Duly entered for taxation. Subject to final acceptance for transfer.

MAR 6 2001

STATE OF INDIANA)

) SS:

COUNTY OF ALLEN)

AUDITOR OF ALLEN COUNTY

Before me, a Notary Public, in and for said County and State, this 12th day of April, 2000, personally appeared Joseph L. Zehr, known by me to be the duly elected and action president of RC Development Corp., and Indiana corporation, and acknowledged the execution of the foregoing document as the voluntary act and deed and on behalf of said corporation for the purposes and uses set forth in this document.

00 1780 S AUDITORS NUMBER

Lisa M. Rooney, Notary Public

Resident of Allen County, Indiana

My Commission Expires: June 29, 2007

North Eastern Way Mail to: 1210 Ruston Pass, Fort Wayne, IN 46825

This is to certify that the foregoing document has been reviewed by the Allen County Plan Commission.
As presented, the content of the restrictions contained in such document conforms to the requirements of the
Allen County Zoning Ordinance and the Allen County Subdivision Control Ordinance, and the document is now
eligible for recording. This certification does not extend to the form or validity of the document.

Dated:	5	March OI	

ALLEN COUNTY PLAN COMMISSION

Dennis A. Gordon, Executive Director

This instrument prepared by: Thomas J. Blee

Mail to: 1210 Ruston Pass, Fort Wayne IN 46825