

PHASE I



★ KEEP ATTACHED TO
LIBER 1228 PAGE 632
LIBER 1228
PAGE 621
ETC.
★

RCPT# 4662. STN 3
\$17.00 R04

STATE OF MICHIGAN
ST. JOSEPH COUNTY
RECORDED
21 APR 2004 4:05 47 PM
CYNTHIA L. JARRATT
REGISTER OF DEEDS

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→ SUPERSEDED
BY PHASE II
MASTER JOB
RECORDED
1-5-2006
LIBER 1350
PAGE 375
(IN EXHIBIT 1)

AMENDMENT TO DECLARATION OF BUILDING
RESTRICTIONS AND COVENANTS

THIS AMENDMENT is made this 19th day of March, 2004 by
PHEASANT RIDGE DEVELOPMENT COMPANY, INC., an Indiana corporation, of
58573 Glenriver Drive, Goshen, Indiana 46526 ("Declarant").

Background

Declarant is the Declarant under the Declaration of Restrictions dated June 29, 1998 and recorded June 30, 1998 in Liber 843, Page 160 of St. Joseph County Records (the "Declaration"). The Declaration imposed certain building restrictions and covenants on the "Property" as defined and described therein. Section 23 of the Declaration expressly authorizes the Declarant to amend the Declaration to remove portions of the Property from the terms of the Declaration. Declarant now desires to amend the Declaration to remove the property described in attached Exhibit "A" hereto from the Declaration (the "Released Property").

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING BACKGROUND AND THE TERMS AND CONDITIONS DESCRIBED HEREIN, THE DECLARANT HEREBY AMENDS THE DECLARATION AS FOLLOWS:

1. Release of Released Property. Pursuant to the authority reserved to the Declarant in Section 23 of the Declaration, the Released Property is hereby forever discharged and released from the terms of the Declaration.
2. Background. The Background set forth above is hereby incorporated into the terms of this Amendment to the Declaration.
3. Amendment. Except as amended by this Instrument, all terms, provisions, restrictions and covenants of the Declaration are hereby ratified and confirmed.

for
DW

3-19-04



In Witness Whereof, the undersigned have executed this Amendment to Declaration on the day and year set forth above.

DECLARANT

PHEASANT RIDGE DEVELOPMENT COMPANY, INC.

By: Jeffrey A. Chupp
Jeffrey A. Chupp
Its: President

STATE OF MICHIGAN)

COUNTY OF St. Joseph) ss.

The foregoing instrument was acknowledged before me on 19th March, 2004 by Jeffrey A. Chupp, President of Pheasant Ridge Development Company, Inc.

Gary E. Metz
Notary Public, St. Joseph County, Michigan
My commission expires: 8-10-07

GARY E. METZ
Notary Public, St. Joseph County, MI
My Commission Expires August 10, 2007

Prepared by and when recorded return to:
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