

115247

AMENDMENT OF RESTRICTIONS AND CONDITIONS

THIS AMENDED DECLARATION, made this 1st day of August, 1978, set forth by PAUL V. STUTZMAN and MARY K. STUTZMAN, the owner and developer, hereinafter referred to as DEVELOPER.

WITNESSETH:

WHEREAS, Developer is the owner of certain lots as set forth in the plat known as SECOND STUTZMAN SUBDIVISION, and

WHEREAS, said plat includes nine (9) lots designated as 8, 9, 10, 11, 12, 13, 14, 15 and 16 on said plat, and

WHEREAS, said plat is recorded in Plat Book Volume 6, Page 174-175, on July 6, 1978, Holmes County Record of Plats, and

WHEREAS, said plat contained on its face eight (8) restrictions and conditions, and

WHEREAS, Developer now desires to correct one clerical error in No. 7 of the restrictions and conditions on said recorded plat.

NOW THEREFORE, Developer hereby declares that Paragraph No. 7 shall be deleted in its entirety, and the following shall be substituted:

(7) The Developer, or his successor and assigns, reserves the right to construct and maintain multi-family apartment units on lots 10 and 11 herein.

IN WITNESS WHEREOF, the undersigned, being the owner and Developer have signed on the date first herein set forth.

Witnessed:

Paul A. Miller

Paul V. Stutzman
Paul V. Stutzman

Wanda L. Miller

Mary K. Stutzman
Mary K. Stutzman