

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

99029406

'99 APR -7 AM 9:21

**AMENDMENT TO DECLARATION** MORTIMER W. CARTER  
RECORDER

David J. Wilcox, Trustee under Trust Agreement dated July 30, 1996 and known as Trust No. 202615-96, executes this Amendment to Declaration.

**RECITALS**

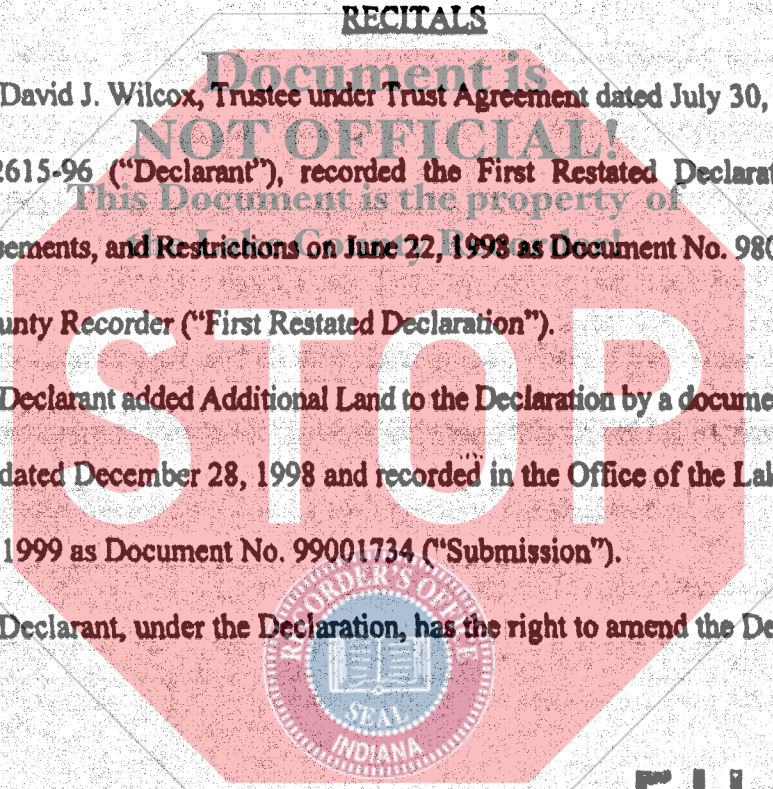
A. David J. Wilcox, Trustee under Trust Agreement dated July 30, 1996 and known as Trust No. 202615-96 ("Declarant"), recorded the First Restated Declaration of Covenants, Conditions, Easements, and Restrictions on June 22, 1998 as Document No. 98046488 in the Office of the Lake County Recorder ("First Restated Declaration").

B. Declarant added Additional Land to the Declaration by a document titled Submission to Declaration dated December 28, 1998 and recorded in the Office of the Lake County Recorder on January 11, 1999 as Document No. 99001734 ("Submission").

C. Declarant, under the Declaration, has the right to amend the Declaration from time to time.

202450 99-98

TICOR TITLE INSURANCE  
Crown Point, Indiana



**FILED**

APR 06 1999

**PETER BENJAMIN  
LAKE COUNTY AUDITOR**

000229

17  
13-  
254

d



NOW THEREFORE, Declarant amends the Declaration as follows:

1. Amendment to Architectural Standards. The following Section 11.9 (a)(iii) is added to the Declaration:

11.9 (a)(iii) Phase Three. For Lots shown on a plat for Ellendale Farm, Phase (Unit) Three, recorded in Plat Book 86, Page 2 of the Lake County Recorder, single story residential units will contain a minimum of 1,800 square feet of living area. Two story residential units will contain a minimum of 2,200 square feet of living area with a ground floor of at least 1,200 square feet. No bi-level residential units will be allowed. All construction will be "stick built" at the Lot.

2. Section 11.9 (c) is deleted in its entirety and the following inserted in its place:

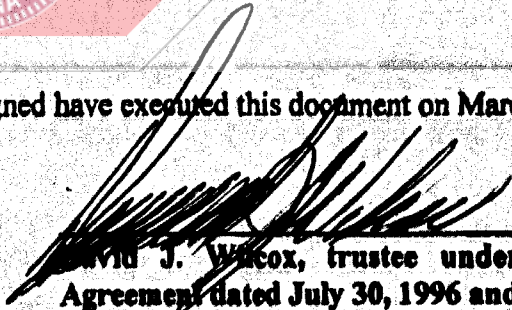
11.9 (c) Roof. Roof pitches must be 6:12 or steeper for Lots shown on the Plat for Ellendale Farm, Phase (Unit) One, recorded in Plat Book 82, Page 40 in the office of the Lake County Recorder. Except for the Townhome Lots, Roof pitches must be 8:12 or steeper for Lots shown on the Plat for Ellendale Farm, Phase Two, recorded in Plat Book 84, Page 30 in the office of the Lake County Recorder. Roof pitches for Lots 74-82 must be 8:12 or steeper, and all other Lots in such Phase (Unit) Three must be 6:12 or steeper for Lots shown on the Plat for Ellendale Farm, Phase (Unit) Three, recorded in Plat Book 86, Page 2 in the office of the Lake County Recorder.

3. The following Section 11.13 is added to the Declaration:

11.13 Minimum Requirements. If this Declaration fails to specifically state a standard for a Lot, the standards shall be set at the most restrictive standard contained in this Declaration for such item. The Declarant has the right to set such standard at a lesser standard, at the Declarant's sole discretion.

IN WITNESS WHEREOF, the undersigned have executed this document on March 31<sup>st</sup>, 1999.

Declarant:

  
David J. Wilcox, trustee under Trust Agreement dated July 30, 1996 and known as Trust N° 202615-96




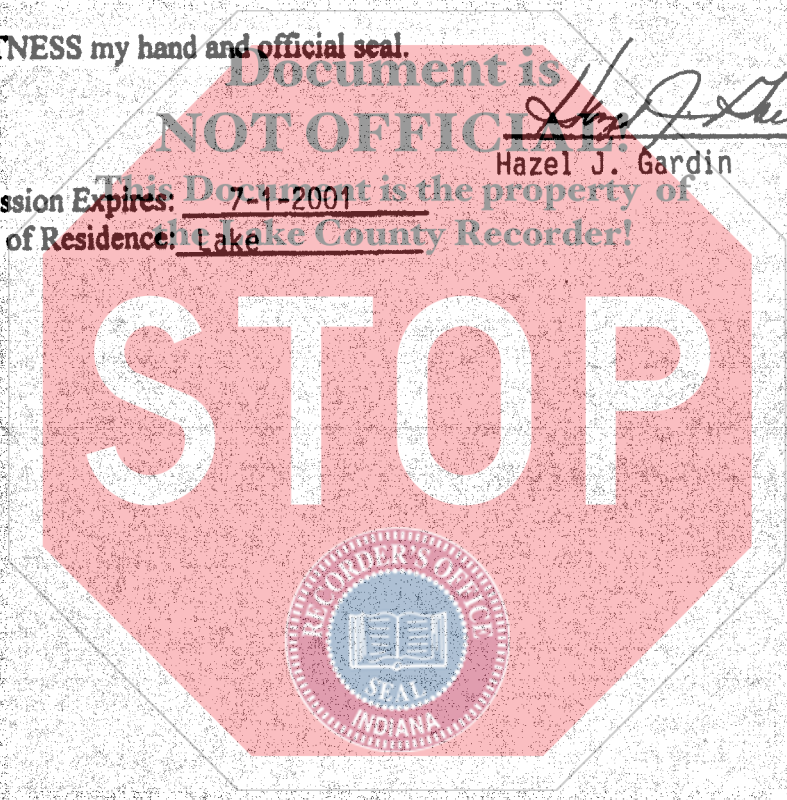
STATE OF LAKE )  
 ) SS:  
COUNTY OF PORTER )

On this 31st day of March, 1999, before me, the undersigned, a Notary Public in and for said County and State, personally appeared David J. Wilcox, trustee under Trust Agreement dated July 30, 1996 and known as Trust N<sup>o</sup> 202615-96, and acknowledged the execution of the foregoing instrument.

WITNESS my hand and official seal.

My Commission Expires: 7-1-2001  
My County of Residence: Lake

  
\_\_\_\_\_  
Hazel J. Gardin, Notary Public



This instrument prepared by Todd A. Etzler, Attorney at Law, 15 N. Franklin, Suite 200, Valparaiso, Indiana 46383-4859