

STATE OF INDIANA  
LAKE COUNTY  
FILED IN RECORD

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2000 MAR 24 PM 1:39

MORRIS W. CARTER  
RECORDER

RETURN TO: GLENN R. PATTERSON, ESQ.  
ANDERSON & TAUBER, P.C.  
9211 BROADWAY  
MERRILLVILLE, IN 46410

**FIRST AMENDMENT TO THE  
DECLARATION OF COVENANTS,  
CONDITIONS, RESTRICTIONS  
AND EASEMENTS FOR  
BRS INDUSTRIAL PARK, AN ADDITION  
TO THE TOWN OF MERRILLVILLE,  
LAKE COUNTY, INDIANA**

This First Amendment to the Declaration is made by **BRS DEVELOPMENT** (hereinafter referred to as the "Declarant").

**WHEREAS**, the Declarant did cause that certain Declaration of Covenants, Conditions, Restrictions And Easements For BRS Industrial Park, An Addition To The Town of Merrillville, Lake County, Indiana, to be executed and recorded in the Office of the Recorder of Lake County, Indiana on September 9, 1998, as Document No. 98071600 (the "Declaration"); and

**WHEREAS**, Declarant desires to amend the Declaration to correct various scrivener's errors therein, and to add thereto copies of the Articles of Incorporation and By-Laws of the Association, which were inadvertently omitted from Declaration.

**NOW, THEREFORE**, Declarant hereby declares that:

1. **AMENDMENTS**. The Declaration is hereby amended as follows:

a. Article I.C. of the Declaration is hereby amended and restated in its entirety as follows:

"C. "Association" shall mean BRS Industrial Park Owners Association, Inc., an Indiana nonprofit corporation, and its successors and assigns. The Association has been organized and shall be governed in accordance with the Articles of Incorporation and By-Laws, attached hereto as Exhibits "C" and "D", respectively."

b. Article I.N. of the Declaration is hereby amended and restated in its entirety as follows:

"N. "Regulations". Rules and Regulations concerning the use of the Property and the Lots may be promulgated by the Association; provided, however, that copies of such Rules and Regulations are furnished to each Lot Owner prior to the time that the same become effective."

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c. Article V.A. of the Declaration is hereby amended and restated in its entirety as follows:

"A. ASSOCIATION ORGANIZATION. The Association has been organized as an Indiana nonprofit corporation, and shall be governed by the terms and provisions of the Articles of Incorporation and By-Laws attached hereto respectively as Exhibits "C" and "D"."

2. EFFECT OF AMENDMENTS. The Declaration shall remain in full force and effect, except to the extent amended hereby, and except to the extent that any of the other terms and provisions of the Declaration are in direct conflict herewith.

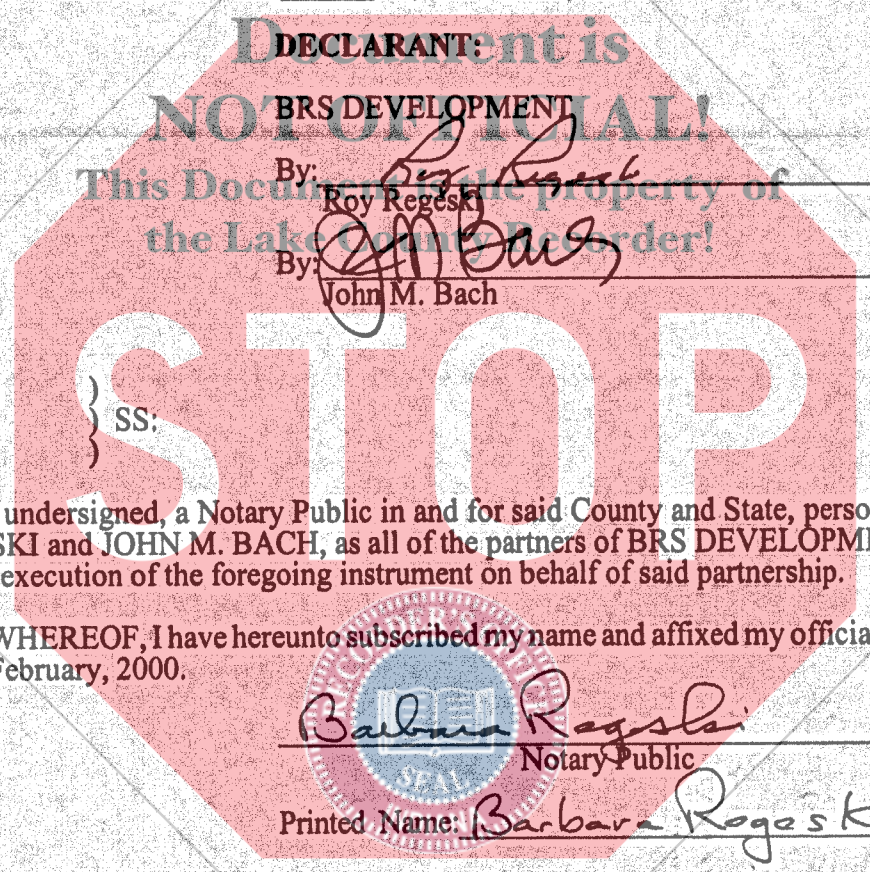
EXECUTED AND DECLARED this 18<sup>th</sup> day of February, 2000.

DECLARANT:

BRS DEVELOPMENT

By: Roy Regeski

By: John M. Bach



STATE OF INDIANA )  
COUNTY OF LAKE )

SS:

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared ROY REGESKI and JOHN M. BACH, as all of the partners of BRS DEVELOPMENT, and acknowledged the execution of the foregoing instrument on behalf of said partnership.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal this 18<sup>th</sup> day of February, 2000.

Barbara Regeski  
Notary Public  
Printed Name: Barbara Regeski

My Commission Expires:  
1/4/2008

County of Residence:  
Lake

This instrument prepared by Glenn R. Patterson, Esq., Anderson & Tauber, P.C., 9211 Broadway, Merrillville, Indiana 46410

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