

2017008483  
RECORDED: 02/09/2017 12:01:14 PM  
ANITA MATHER  
ALLEN COUNTY RECORDER  
FORT WAYNE, IN

**FIRST AMENDMENT OF DEDICATION, PROTECTIVE RESTRICTIONS,  
COVENANTS, LIMITATIONS, EASEMENTS AND APPROVALS  
APPENDED TO THE PLAT OF FOX HOLLOW, SECTION I,  
IN PERRY TOWNSHIP, ALLEN COUNTY, INDIANA**

**WHEREAS**, NWM Corp., Inc., an Indiana corporation, executed and placed of record that certain dedication, protective restrictions, covenants, limitations, easements and approvals appended to the Plat Fox Hollow, Section I, in Perry Township, Allen County, Indiana, recorded December 22, 2016, at Document Number 2016068520 in the Office of the Recorder of Allen County, Indiana (collectively the "Declaration"); and

**WHEREAS**, pursuant to Article 7.27.2 of the Declaration, the Declarant currently has the right to amend the Declaration; and

**WHEREAS**, capitalized terms used herein shall have the same meaning ascribed to them in the Declaration.

**NOW, THEREFORE**, the Declarant hereby amends the Declaration as follows:

1. The original Section 7.3 of the Declaration is deleted in its entirety, and Section 13.3 is amended and restated in its entirety, and shall now be as follows:

7.3 Building Lines. No residence shall be located on a Lot nearer to the front building setback line, or nearer to the side yard building setback line than the minimum building setback lines shown on the Plat. No residence shall be located nearer than a distance of five (5) feet to an interior Lot line; provided, however, the aggregate of both side yards shall be a minimum of ten (10) feet or the minimums as specified in the Allen County Control Subdivision Ordinance; whichever is the lesser. No dwelling shall be located on an interior Lot nearer than fifteen (15) feet to the rear Lot line.

① 2017-200

{28927/005/00589059-3JB}

AUDITOR'S OFFICE  
Duly entered for taxation. Subject  
to final acceptance for transfer.  
Feb 09 2017  
Nicholas D Jordan  
AUDITOR OF ALLEN COUNTY

2. Except as expressly modified or amended by this First Amendment, all other terms and provisions of the Declaration remain unchanged and shall remain in full force and effect.

IN WITNESS WHEREOF, the Declarant has executed this First Amendment effective as of this 8th day of February, 2017.

“Declarant”

NWM, CORP., an Indiana corporation

By:

~~Printed Name: Joseph L. Zehr  
Its: President~~

STATE OF INDIANA )  
 ) SS:  
COUNTY OF ALLEN )

Before me, the undersigned Notary Public in and for said County and State, personally appeared Joseph L. Zehr, the President of NWM Corp., and acknowledged execution of the above and foregoing this 8th day of February, 2017.

My Commission Expires:  
October 17, 2019

Resident of:  
Allen County, Indiana

Lisa A Downey  
Signature of Notary Public



Lisa A Downey  
Printed Name of Notary Public  
LISA A DOWNEY, Notary Public  
Allen County, State of Indiana  
My Commission Expires 10-17-2019

This instrument prepared by VINCENT J. HEINY, Attorney at Law, Haller & Colvin, P.C., 444 East Main Street, Fort Wayne, Indiana 46802, Telephone: (260) 426-0444. I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by Law.  
/s/ Vincent J. Heiny