

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

**WHEREAS**, North Eastern Development Corp ("Declarant"), formerly known as 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 IV, in Perry Township, Allen County, Indiana at Document Number 2019062501 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 Lots referenced in Article 6.8 are is amended to be Lots 121, 122, 123 and 124, with Lot 124 being added by this First Amendment. All remaining terms and provisions of Article 6.8 remains in full force and effect, and apply to Lots 121, 122, 122 and 124 in Fox Hollow, Section IV.

2. There is hereby added to Article 7.3 the following additional terms and provisions, which are in addition to the already existing terms in Article 7.3, said additions being as follows: For Lots 121, 122, 123 and 124 that abut ponds in the Subdivision, any dwelling or structure on such Lots shall not be located nearer than fifteen (15) feet to the rear Lot line as shown on the Plat and all other Lots no dwelling or structure shall be located nearer than twenty-five feet (25) to the rear Lot line as shown on the Plat.

3. The Lots referenced in Article 10 regarding sidewalks on certain Lots is amended to require sidewalks in front of all Lots in Fox Hollow, Section IV. All remaining terms of Article 10 remain in full force and effect, and apply to all Lots in Fox Hollow, Section IV.

**IN WITNESS WHEREOF**, the Declarant has executed this First Amendment effective as of this 5th of December, 2019.

**2020000868**

**RECORDED: 01/07/2020 04:21:04 PM**

**ANITA MATHER**

**ALLEN COUNTY RECORDER**

**FORT WAYNE, IN**

METROPOLITAN TITLE OF IN, LLC  
9604 COLDWATER ROAD SUITE 105  
FORT WAYNE, IN 46825  
NED1219

**"Declarant"**

North Eastern Development Corp.,  
an Indiana corporation

By: \_\_\_\_\_

Its: President

Printed Name: Joseph L. Zehr

STATE OF INDIANA     )  
                                  ) SS:  
COUNTY OF ALLEN     )

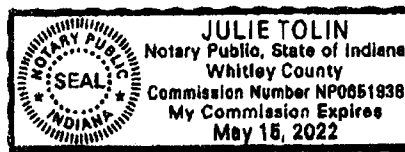
Before me, the undersigned Notary Public in and for said County and State, personally appeared Joseph L. Zehr, the President of North Eastern Development Corp., and acknowledged execution of the above and foregoing this 18th of December, 2019.

My Commission Expires:

\_\_\_\_\_  
Signature of Notary Public

Resident of:

\_\_\_\_\_  
Printed Name of Notary Public



This instrument prepared by VINCENT J. HEINY, Attorney at Law, Carson LLP., 301 W. Jefferson Blvd., Suite 200, Fort Wayne, Indiana 46802, Telephone: (260) 423-9411. 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