

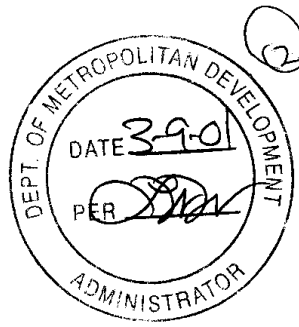
FILED
FEB 28 2001
LAWRENCE TOWNSHIP
ASSESSOR

MARTHA A. WONACKS
MARION COUNTY RECORDER

362020 MAR-95

AMENDMENT TO THE 1986
DECLARATION OF COVENANTS AND RESTRICTIONS
FOR TRANSFER

KESSLERWOOD EAST LAKE ASSOCIATION, INC.



THIS AMENDMENT to the September 30, 1986 DECLARATION OF COVENANTS AND RESTRICTIONS OF KESSLERWOOD EAST LAKE ASSOCIATION, INC. was passed at a special meeting of the Members of the Kesslerwood East Lake Association on January 9, 2001.

WITNESSETH

WHEREAS, on June 7, 2000, the Board of Directors of the Kesslerwood East Lake Association called and noticed an August 16, 2000 Special Members Meeting to discuss the desirability of amending the 1986 Declaration of Covenants and Restrictions of the Association by adding a Parking Covenant and Restriction, and, if the attendees were generally in favor, to receive their advice regarding the preferred language for such amendment; and

WHEREAS, as the members at the meeting generally favored the amendment, the amendment language was modified to accommodate their suggestions and the amendment was then, along with a proxy for a Special Members Meeting, circulated to association members; and

WHEREAS, after the Board of Directors, at their December 19, 2000 meeting, determined they had more proxies in their possession than the bylaw required 75% (95 lots x .75 = 71.25) of the Association Members entitled to vote, noticed a January 9, 2001 Special Members Meeting by mailing a notice to each Member addressed to the members address last appearing on the association books, postage prepaid. The notice contained a description of the meeting purpose and its date, time and place as required by the Association Bylaws; and

WHEREAS, at the Special Members Meeting held on January 9, 2001 at 7 PM at 5694 E Fall Creek Parkway N Dr, Indianapolis, IN the Secretary voted the 73 proxies he held in favor of the Parking Covenant and Restriction amendment to the 1986 Declaration of Covenants and Restrictions of Kesslerwood East Lake Association, Inc.; and

NOW, THEREFORE, as all requirements of the Association Bylaws and the 1986 Declaration of Covenants and Restrictions of Kesslerwood East Lake Association, Inc. have been meticulously complied with, upon recordation of this document by the Marion County Recorder, this Parking Covenant and Restriction amendment to the 1986 Declaration of Covenants and Restrictions of Kesslerwood East Lake Association, Inc. shall be effective.

PARKING COVENANT AND RESTRICTION

"No lot owner shall park, store, or otherwise cause to park or store, for a period exceeding seven (7) days, any boat, trailer, recreational vehicle (RV), bus, truck (except for a non-commercial pick up truck with a maximum load capacity of three-quarter (3/4) ton or less), or a wrecked (or inoperable) vehicle of any type upon the owners property adjoining Lake Kesslerwood East, unless said vehicle is parked, placed or stored within the confines of the members garage except that sail or manually operated boats may be stored out of doors if they are not visible from outside the property.

"No commercial motor vehicle or trailer shall be parked, stored, maintained or kept on an owners property unless the vehicle serves as the sole vehicular transportation of a resident of the property upon which it is

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parked, stored, maintained or kept and it is parked, placed or stored within the owners garage. Commercial motor vehicles in the course of making normal and reasonable service calls are exempt from this provision.

"Any exceptions to this covenant must be requested in writing and be approved by the Lake Kesslerwood East Association Board."

IN WITNESS WHEREOF, the President and the Secretary of the Association have executed this instrument on the 8th day of February, 2001.

Richard M. Tempero
 Richard M. Tempero, President

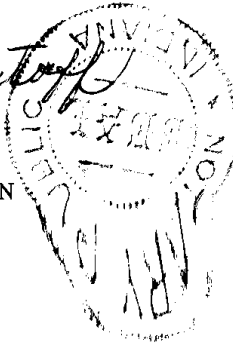
Lincoln F. Ford
 Lincoln F. Ford, Secretary

STATE OF INDIANA)
) SS:
 COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared Richard M. Tempero, President and Lincoln F. Ford, Secretary of Lake Kesslerwood East Association, Inc., who, first being duly sworn upon their oaths, hereby certify and state that the facts contained in such Affidavit are true and that they sign this Affidavit as their voluntary act and deed.

Witness my hand and Notarial seal, this 8th day of February, 2001.

Joy Y. Kostoff
 Notary Public
 Joy Y. Kostoff
 Resident of Marion County, IN



My Commission Expires:
 10-05-06

This instrument prepared by James A. Buck, Attorney at Law

CROSS REFERENCE

Lake Kesslerwood East Sec. 4	<u>86-102628</u>
Lake Kesslerwood East Sec. 5	<u>87-11751</u>
Lake Kesslerwood East Sec. 6	<u>88-62908</u>
Lake Kesslerwood East Sec. 7	<u>90-64338</u>
Lake Kesslerwood East Sec. 8	<u>89-27843</u>
Lake Kesslerwood East Sec. 9	<u>89-27846</u>
Lake Kesslerwood East Sec. 10	<u>89-68872</u>
Lake Kesslerwood East Sec. 11	<u>89-125100</u>
Lake Kesslerwood East Sec. 12	<u>90-64339</u>