

KNOW ALL MEN BY THESE PRESENTS: MARY L. WILLIAMS, PRESIDENT, AND SAMUEL J. WILLIAMS, EXECUTIVE VICE-PRESIDENT, OF WILLIAMS AT WHITELAND, INC., THE OWNER IN FEE SIMPLE OF THE FOLLOWING DESCRIBED REAL ESTATE IN PLEASANT TOWNSHIP, JOHNSON COUNTY, INDIANA.

A PART OF THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 13 NORTH, RANGE 4 EAST OF THE SECOND PRINCIPAL MERIDIAN, TOWN OF WHITELAND, PLEASANT TOWNSHIP, JOHNSON COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SOUTHWEST QUARTER SECTION; THENCE SOUTH 00 DEGREES 10 MINUTES 22 SECONDS EAST (PREVIOUS DEED BEARING) ON AND ALONG THE EAST LINE OF SAID SOUTHWEST QUARTER SECTION 863.54 FEET TO THE NORTHEAST CORNER OF PARK FOREST FIFTH SECTION AS RECORDED IN PLAT BOOK "C", PAGES 205-206, IN THE RECORDER'S OFFICE OF JOHNSON COUNTY, INDIANA; (THE FOLLOWING THREE (3) COURSES FOLLOW THE BOUNDARY OF SAID PARK FOREST FIFTH SECTION):  
THENCE NORTH 83 DEGREES 00 MINUTES 51 SECONDS WEST 240.85 FEET TO A POINT ON A NONTANGENT CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 8 DEGREES 20 MINUTES 29 SECONDS THE RADIUS POINT OF SAID CURVE BEARS NORTH 83 DEGREES 00 MINUTES 51 SECONDS WEST 275.00 FEET;  
THENCE SOUTHWESTERLY ALONG SAID CURVE 40.04 FEET ARC DISTANCE TO A POINT WHERE THE RADIUS POINT OF SAID CURVE BEARS NORTH 74 DEGREES 40 MINUTES 23 SECONDS WEST 275.00 FEET;  
THENCE NORTH 57 DEGREES 05 MINUTES 09 SECONDS WEST 179.56 FEET TO THE MOST EASTERLY CORNER OF LOT NO. 127 IN PARK FOREST SIXTH SECTION, AS RECORDED IN PLAT BOOK "C", PAGES 428A & B, OF SAID RECORDER'S RECORDS.

(THE FOLLOWING THREE (3) COURSES FOLLOW THE NORTHERLY AND NORTHEASTERLY BOUNDARY LINE OF SAID PARK FOREST SIXTH SECTION:  
THENCE NORTH 11 DEGREES 30 MINUTES 53 SECONDS WEST 265.02 FEET;  
THENCE NORTH 64 DEGREES 54 MINUTES 39 SECONDS WEST 178.12 FEET;  
THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST 341.60 FEET;  
THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 179.00 FEET;  
THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST 34.54 FEET;  
THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 247.77 FEET TO A POINT ON THE NORTH LINE OF SAID SOUTHWEST QUARTER SECTION;  
THENCE NORTH 89 DEGREES 11 MINUTES 24 SECONDS EAST ON AND ALONG SAID NORTH LINE 985.39 FEET TO THE PLACE OF BEGINNING, CONTAINING 13.7006 ACRES, MORE OR LESS, SUBJECT TO ALL LEGAL RIGHTS-OF-WAY, EASEMENTS AND RESTRICTIONS.

THIS SUBDIVISION CONTAINS TWENTY-FOUR LOTS NUMBERED ONE HUNDRED SEVENTEEN (117) THROUGH ONE HUNDRED TWENTY-FIVE (125); ONE HUNDRED EIGHTY-TWO (182) THROUGH ONE HUNDRED EIGHTY-SEVEN (187), AND TWO HUNDRED THIRTEEN (213) THROUGH TWO HUNDRED TWENTY-ONE (221), TOGETHER WITH STREETS, RIGHTS-OF-WAY AND EASEMENTS AS SHOWN ON THE PLAT HERewith.

HEREBY SUBDIVIDE SAID REAL ESTATE INTO LOTS AND STREETS IN ACCORDANCE WITH THE PLAT HEREON, SAID SUBDIVISION TO BE KNOWN AS "PARK FOREST EIGHTH SECTION," IN PLEASANT TOWNSHIP, JOHNSON COUNTY, INDIANA. THE SIZE OF THE LOTS AND THE WIDTHS OF THE STREETS ARE SHOWN IN FIGURES DENOTING FEET AND DECIMAL PARTS THEREOF. ALL STREETS AS SHOWN ON THIS PLAT AND HERETOFORE NOT DEDICATED, ARE HEREBY DEDICATED TO PUBLIC USE.

THERE ARE STRIPS OF GROUND MARKED "UTILITY AND DRAINAGE EASEMENT" SHOWN ON THIS PLAT WHICH ARE HEREBY RESERVED FOR PUBLIC UTILITIES, NOT INCLUDING TRANSPORTATION COMPANIES, FOR THE INSTALLATION AND MAINTENANCE OF POLES, MAINS, SEMERS, DRAINS, DUGS, LINES AND WIRES. PURCHASERS OF LOTS IN THIS SUBDIVISION SHALL TAKE TITLE SUBJECT TO THE EASEMENTS HEREBY CREATED AND SUBJECT AT ALL TIMES TO THE RIGHTS OF PROPER AUTHORITIES TO SERVICE THE UTILITIES AND THE EASEMENTS HEREBY CREATED, AND NO PERMANENT STRUCTURE OF ANY KIND, AND NO PART THEREOF, EXCEPT FENCES, SHALL BE BUILT, ERRECTED OR MAINTAINED ON SAID "UTILITY AND DRAINAGE EASEMENT".

THE LOTS IN THE SUBDIVISION AND THE USE OF THE LOTS IN THIS SUBDIVISION BY PRESENT AND FUTURE OWNERS OR OCCUPANTS SHALL BE SUBJECT TO THE FOLLOWING CONDITIONS AND RESTRICTIONS, WHICH SHALL RUN WITH THE LAND.

1. NO LOT SHALL BE USED EXCEPT FOR RESIDENTIAL PURPOSES AND NO BUILDING SHALL BE ERRECTED, ALTERED OR PLACED OR PERMITTED ON ANY LOT OTHER THAN THE ONE (1) SINGLE-FAMILY DWELLING, NOT TO EXCEED TWO (2) STORIES IN HEIGHT AND AN ATTACHED GARAGE AT LEAST 14 FEET IN WIDTH IS MANDATORY, AND A STORAGE BUILDING NOT TO EXCEED ONE STORY IN HEIGHT AND 160 SQUARE FEET OF FLOOR AREA, SAID STORAGE BUILDING SHALL CONFORM TO THE DESIGN AND EXTERIOR MATERIALS OF THE DWELLING.

2. NO DWELLING SHALL BE PERMITTED ON ANY LOT UNLESS THE GROUND FLOOR AREA OF THE MAIN STRUCTURE, EXCLUSIVE OF ONE STORY OPEN PORCHES AND GARAGES, SHALL BE NOT LESS THAN 1450 SQUARE FEET FOR A ONE-STORY DWELLING, NOR LESS THAN 1000 SQUARE FEET FOR A DWELLING OF MORE THAN ONE-STORY.

3. NO BUILDING SHALL BE LOCATED ON ANY LOT NEARER TO THE FRONT LOT LINE OR NEARER TO THE SIDE STREET THAN THE MINIMUM BUILDING SET-BACK LINES SHOWN ON THE RECORDED PLAT. NO BUILDING SHALL BE LOCATED NEARER THAN 12 FEET TO A SIDE YARD LINE, AND THE TOTAL SIDE YARD SET-BACK (BOTH SIDES) MUST BE AT LEAST 27 FEET. A SIX (6) FOOT SIDE YARD SET-BACK SHALL BE REQUIRED FOR AN ACCESSORY BUILDING NOT EXCEEDING 18 FEET IN HEIGHT, AND IF DETACHED FROM THE PRINCIPAL BUILDING IT SHALL BE LOCATED AT LEAST AS FAR BACK AS THE REAR OF THE PRINCIPAL BUILDING. NO BUILDING SHALL BE ERRECTED CLOSER THAN THIRTY (30) FEET TO THE REAR LOT LINE.

4. THE EXTERIOR FACING OF DWELLINGS PLACED ON SIXTEEN (16) LOTS IN THIS SUBDIVISION SHALL BE COMPRISED OF FORTY PERCENT (40%) MASONRY. THE AREA IN SQUARE FEET OF SAID DWELLING THAT IS TO BE COVERED BY MASONRY WILL BE DETERMINED BY MULTIPLYING EIGHT (8) TIMES FORTY PERCENT (40%) TIMES THE TOTAL PERIMETER LENGTH OF THE DWELLING FOUNDATION.

THE EXTERIOR FACING OF OF DWELLINGS PLACED ON EIGHT (8) LOTS IN THIS SUBDIVISION CAN BE OF TOTAL FRAME CONSTRUCTION (NO MASONRY EXTERIOR FACE REQUIRED). NO PRESSED BOARD MATERIAL OF MASONITE TYPE, OR VERTICAL ALUMINUM OR VINYL SIDING SHALL BE USED ON EXTERIOR FACE OF ANY DWELLING.

ONLY CEDAR, REDWOOD, OR COMPARABLE WOOD OF SAME QUALITY, OR HORIZONTAL VINYL OR HORIZONTAL ALUMINUM WILL BE PERMITTED IN LIEU OF MASONRY FOR THE EXTERIOR FACE OF ANY BUILDING. DWELLINGS WHICH HAVE TOTAL MASONRY EXTERIORS ARE PERMITTED.

5. NO STRUCTURE OF A TEE GARAGE, BARN OR OTHER OUTBUILDING RESIDENCE, EITHER TEMPORARY OR PERMANENT, SHALL BE ERRECTED ON ANY LOT.

6. LOT OWNERS AND BUILDERS SHALL BE RESPONSIBLE FOR THE INSTALLATION OF SEWER AND WATER LINES AND A PLAT OF THE SAME SHALL BE SUBMITTED TO THE RECORDER OF DEEDS.

7. NO SIGN OF ANY KIND, INCLUDING BUT NOT LIMITED TO, SIGNAGE, LIGHTS, OR OTHER DEVICES, SHALL BE ERRECTED ON ANY LOT EXCEPT AS PROVIDED IN THIS PLAT. SIGNAGE SHALL BE ERRECTED AT THE REAR OF THE LOT AND SHALL BE ERRECTED BY A BUILDER TO ADVERTISE THE PROPERTY.

8. NO NOXIOUS OR OFFENSIVE MATERIALS, INCLUDING BUT NOT LIMITED TO, OIL, GREASE, OR OTHER LIQUIDS, SHALL BE ERRECTED OR STORED ON ANY LOT. THE OWNER SHALL BE RESPONSIBLE FOR THE REMOVAL OF ANY SUCH MATERIALS FROM THE NEIGHBORHOOD.

9. NO OIL DRILLING, OIL MINING OPERATIONS OF ANY KIND, INCLUDING BUT NOT LIMITED TO, OIL WELLS, TANKS, TUNNELS, OR OTHER DEVICES, SHALL BE ERRECTED ON ANY LOT. NO DERRICK OR OR NATURAL GAS SHALL BE ERRECTED ON ANY LOT. OIL TANKS MUST BE CONCEALED FROM VIEW.

10. NO ANIMALS, LIVESTOCK, OR OTHER ANIMALS, INCLUDING BUT NOT LIMITED TO, CATTLE, HORSES, OR OTHER ANIMALS, SHALL BE ERRECTED OR KEPT ON ANY LOT EXCEPT AS PROVIDED IN THIS PLAT. ANIMALS SHALL BE ERRECTED IN A FENCED OR ENCLOSED AREA AND SHALL BE ERRECTED BY A BUILDER TO ADVERTISE THE PROPERTY.

11. NO LOT SHALL BE USED FOR ANY PURPOSE OTHER THAN THAT SPECIFIED IN THIS PLAT. WASTE MATTER, INCLUDING BUT NOT LIMITED TO, OIL, GREASE, OR OTHER LIQUIDS, SHALL BE ERRECTED OR STORED ON ANY LOT. THE OWNER SHALL BE RESPONSIBLE FOR THE REMOVAL OF ANY SUCH MATERIALS FROM THE NEIGHBORHOOD.

12. NO FENCE, WALL, HEDGE, OR OTHER OBSTRUCTION SHALL BE ERRECTED BETWEEN TWO ADJACENT LOTS EXCEPT AS PROVIDED IN THIS PLAT. A FENCE SHALL BE ERRECTED AT THE INTERSECTION OF THE STREET AND A STREET PROPERTY LINE AND A STREET PROPERTY LINE AND A STREET PROPERTY LINE.

13. ALL POWER AND TELEPHONE LINES SHALL BE ERRECTED ABOVE THE GROUND AND SHALL BE ERRECTED BY A BUILDER TO ADVERTISE THE PROPERTY.

14. FENCES, TREES, AND SHRUBS SHALL BE ERRECTED AND MAINTAINED BY THE OWNER AT ALL TIMES. A FIRE HYDRANT OR OTHER PUBLIC UTILITY SHALL BE ERRECTED AND MAINTAINED BY THE OWNER AT ALL TIMES.

15. EACH LOT SHALL BE KEPT OPEN AND UNIMPROVED. SHRUBS OR SCREEN PLANTINGS SHALL BE ERRECTED AND MAINTAINED BY THE OWNER AT ALL TIMES. IT IS THE RESPONSIBILITY OF THE OWNER TO MAINTAIN THE LOT AND SURROUNDINGS IN A NEAT AND WELL-KEPT CONDITION.

16. NO INDIVIDUAL WATER SUPPLY SYSTEM SHALL BE ERRECTED ON ANY LOT.

17. ANY MOTOR VEHICLE WHICH IS ERRECTED ON ANY LOT SHALL BE ERRECTED FOR NORMAL TRANSPORTATION PURPOSES.

18. TRAILERS, BOATS, RECREATIONAL VEHICLES, OR OTHER VEHICLES SHALL BE ERRECTED IN THE FRONT YARD OF THE LOT.

19. DRIVEWAY LIGHTS WITH A MINIMUM LUMEN OUTPUT OF 1000 LUMENS SHALL BE ERRECTED BY THE OWNER AT A LOCATION WITHIN ONE (1) FOOT OF THE FRONT YARD LINE.

20. ALL DRIVES SHALL BE CONCRETE OR ASPHALT AND SHALL BE ERRECTED TO THE FRONT YARD LINE.

21. ANY FIELD TILE OR UNDERDRAIN SHALL BE ERRECTED AND MAINTAINED BY THE OWNER AT ALL TIMES. THE OWNER SHALL BE RESPONSIBLE FOR THE REMOVAL OF ANY SUCH MATERIALS FROM THE NEIGHBORHOOD.

22. SWALES, DRAINAGE DITCHES, OR OTHER DRAINAGE SYSTEMS SHALL BE ERRECTED AND MAINTAINED BY THE OWNER AT ALL TIMES. THE OWNER SHALL BE RESPONSIBLE FOR THE REMOVAL OF ANY SUCH MATERIALS FROM THE NEIGHBORHOOD.

23. THESE RESTRICTIONS ARE APPLICABLE TO ALL LOTS IN THIS SUBDIVISION AND SHALL BE BINDING ON THE OWNER OF ANY LOT IN THIS SUBDIVISION FOR A PERIOD OF TWENTY-FIVE (25) YEARS FROM THE DATE OF RECORDING OF THIS PLAT. SUCCESSIONAL PERIODS OF TEN (10) YEARS SHALL BE ERRECTED BY A BUILDER TO ADVERTISE THE PROPERTY.

24. ENFORCEMENT SHALL BE THE RESPONSIBILITY OF THE OWNER OF ANY LOT IN THIS SUBDIVISION. THE OWNER SHALL BE RESPONSIBLE FOR THE REMOVAL OF ANY SUCH MATERIALS FROM THE NEIGHBORHOOD.

25. THESE COVENANTS MAY BE ENFORCED BY THE RECORDER OF DEEDS OR ANY OTHER AUTHORITY HAVING JURISDICTION OVER THE PROPERTY.

# WHITELAND, INDIANA

5. NO STRUCTURE OF A TEMPORARY CHARACTER, TRAILER, BASEMENT, TENT, SHACK, GARAGE, BARN OR OTHER OUTBUILDING SHALL BE USED ON ANY LOT AT ANY TIME AS A RESIDENCE, EITHER TEMPORARILY OR PERMANENTLY.

6. LOT OWNERS AND BUILDERS MUST FURNISH TO THE DEVELOPER COMPLETED CONSTRUCTION PLANS AND A PLOT PLAN PRIOR TO COMMENCING CONSTRUCTION.

7. NO SIGN OF ANY KIND SHALL BE DISPLAYED TO THE PUBLIC VIEW ON ANY LOT, EXCEPT ONE PROFESSIONAL SIGN NOT MORE THAN ONE SQUARE FOOT, ONE SIGN OF NOT MORE THAN FIVE SQUARE FEET ADVERTISING THE PROPERTY FOR SALE OR RENT, OR SIGNS USED BY A BUILDER TO ADVERTISE THE PROPERTY DURING THE CONSTRUCTION AND SALES PERIOD.

8. NO NOXIOUS OR OFFENSIVE ACTIVITY SHALL BE CARRIED ON UPON ANY LOT NOR SHALL ANYTHING BE DONE THEREON WHICH MAY BE OR MAY BECOME AN ANNOYANCE OR NUISANCE TO THE NEIGHBORHOOD.

9. NO OIL DRILLING, OIL DEVELOPMENT OPERATION, OIL REFINING, QUARRYING OR MINING OPERATIONS OF ANY KIND SHALL BE PERMITTED UPON OR IN ANY LOT, NOR SHALL OIL WELLS, TANKS, TUNNELS, MINERAL EXCAVATIONS OR SHAFTS BE PERMITTED UPON OR IN ANY LOT. NO DERICK OR OTHER STRUCTURE DESIGNED FOR USE IN BORING FOR OIL OR NATURAL GAS SHALL BE ERRECTED, MAINTAINED OR PERMITTED ON ANY LOT. ALL GAS AND OIL TANKS MUST BE CONCEALED.

10. NO ANIMALS, LIVESTOCK OR POULTRY OF ANY KIND SHALL BE RAISED, BREED OR KEPT ON ANY LOT EXCEPT THAT DOGS, CATS, OR OTHER HOUSEHOLD PETS MAY BE KEPT IF THEY ARE CONFINED IN A FENCED ENCLOSURE OR WITHIN THE PRINCIPAL BUILDING, AND PROVIDED THAT THEY ARE NOT KEPT, BREED, OR MAINTAINED FOR ANY COMMERCIAL PURPOSE.

11. NO LOT SHALL BE USED OR MAINTAINED AS DUMPING GROUND FOR RUBBISH, TRASH OR GARBAGE. WASTE MATTER OR MATERIAL SHALL BE KEPT ONLY IN SANITARY CONTAINERS, AND ALL INCINERATORS OR OTHER EQUIPMENT FOR THE STORAGE OR DISPOSAL OF SUCH MATERIAL SHALL BE KEPT IN A CLEAN AND SANITARY CONDITION. DURING THE CONSTRUCTION OF A RESIDENCE ALL CONSTRUCTION AND WASTE SHALL BE KEPT IN AN ENCLOSURE ON THE SUBJECT LOT AND NOT PERMITTED TO BE STREAM ABOUT AND ALL MATERIAL NOT DISPOSED OF ON THE SUBJECT LOT SHALL BE TRANSPORTED OUT OF PARK FOREST SUBDIVISION.

12. NO FENCE, WALL, HEDGE OR SHRUB PLANTING WHICH OBSTRUCTS THE SIGHT LINE AT ELEVATIONS BETWEEN TWO AND SIX FEET ABOVE ROADWAYS SHALL BE PLACED OR PERMITTED TO REMAIN ON ANY CORNER LOT WITHIN THE TRIANGULAR AREA FORMED BY THE STREET PROPERTY LINES AND A LINE CONNECTING THEM AT POINTS 25 FEET FROM THE INTERSECTION OF THE STREET PROPERTY LINES, OR IN THE CASE OF A ROUNDED PROPERTY CORNER, FROM THE INTERSECTION OF THE STREET PROPERTY LINES EXTENDED. THE SAME SIGHT LINE LIMITATIONS SHALL APPLY ON ANY LOT WITHIN 10 FEET FROM THE INTERSECTION OF A STREET PROPERTY LINE WITH THE EDGE OF A DRIVEWAY PAVEMENT.

13. ALL POWER AND TELEPHONE LINES ARE TO BE UNDERGROUND.

14. FENCES, TREES, AND SHRUBS ARE NOT PERMITTED WITHIN THE LIMITS OF THE STREET RIGHT-OF-WAY, NOR ARE THEY PERMITTED WITHIN FOUR (4) FEET IN ANY DIRECTION OF A FIRE HYDRANT OR BETWEEN THE HYDRANT AND THE RIGHT-OF-WAY LINE.

15. EACH LOT SHALL BE KEPT IN A NEAT AND PLEASING MANNER. SMALL BUSHES, SHRUBS OR GREEN PLANTINGS BETWEEN 4 FEET AND 10 FEET ABOVE THE GROUND SHALL NOT BE PERMITTED. IT IS THE INTENTION OF THIS RESTRICTION TO ASSURE THAT ALL LOTS AND SURROUNDINGS PRESENT A PARK-LIKE APPEARANCE.

16. NO INDIVIDUAL WATER SUPPLY SYSTEM OR SEWAGE DISPOSAL SYSTEM SHALL BE PERMITTED ON ANY LOT.

17. ANY MOTOR VEHICLE WHICH IS INOPERATIVE OR UNLICENSED, AND NOT BEING USED FOR NORMAL TRANSPORTATION SHALL NOT BE PERMITTED TO REMAIN ON ANY LOT.

18. TRAILERS, BOATS, RECREATIONAL VEHICLES, AND SIMILAR EQUIPMENT SHALL NOT BE KEPT OR STORED IN THE FRONT OR SIDE YARDS OF ANY LOT.

19. DRIVEWAY LIGHTS WITH PHOTOELECTRIC SWITCHES SHALL BE INSTALLED AND MAINTAINED BY THE OWNER AT A LOCATION WITHIN SIX (6) FEET OF THE DRIVEWAY AND WITHIN ONE (1) FOOT OF THE STREET RIGHT-OF-WAY LINE.

20. ALL DRIVES SHALL BE CONCRETE PAVED AND NOT LESS THAN TEN (10) FEET IN WIDTH.

21. ANY FIELD TILE OR UNDERGROUND DRAIN WHICH IS ENCOUNTERED IN CONSTRUCTION OF ANY IMPROVEMENT WITHIN THIS SUBDIVISION SHALL BE PERPETUATED, AND ALL OWNERS OF LOTS IN THIS SUBDIVISION AND THEIR SUCCESSORS SHALL COMPLY WITH THE INDIANA DRAINAGE CODE OF 1965, AND ALL AMENDMENTS THERETO.

22. SWALES, DRAINAGE DITCHES, AND REAR OR SIDE YARD SWALES SHALL NOT BE OBSTRUCTED BY VEGETATION, SHRUBS, OR FILL WHICH OBSTRUCTS SURFACE WATER FLOW. ONLY OPEN CHAIN LINK TYPE FENCE (NO PRIVACY WEAVING) IS PERMITTED ON ANY DRAINAGE AND UTILITY EASEMENT.

23. THESE RESTRICTIONS ARE HEREBY DECLARED TO BE COVENANTS RUNNING WITH THIS LAND AND SHALL BE BINDING ON ALL PARTIES AND ALL PERSONS CLAIMING UNDER THEM FOR A PERIOD OF TWENTY-FIVE (25) YEARS FROM THE DATE THESE COVENANTS ARE RECORDED AFTER WHICH TIME SAID COVENANTS SHALL BE AUTOMATICALLY EXTENDED FOR SUCCESSIVE PERIODS OF TEN YEARS, AT ANY TIME FOLLOWING RECORDATION, AND INSTRUMENT SIGNED BY A MAJORITY OF THE THEN OWNERS OF THE LOTS HAS BEEN RECORDED AGREEING TO CHANGE SAID COVENANTS IN WHOLE OR IN PART.

24. ENFORCEMENT SHALL BE BY PROCEEDINGS AT LAW OR IN EQUITY AGAINST ANY PERSON OR PERSONS VIOLATING OR ATTEMPTING TO VIOLATE ANY COVENANTS EITHER TO RESTRAIN VIOLATIONS OR TO RECOVER DAMAGES. INVALIDATION OF ANY OF THE OTHER PROVISIONS WHICH SHALL REMAIN IN FULL FORCE AND EFFECT.

25. THESE COVENANTS MAY BE ENFORCED BY LOT OWNERS OR OFFICIALS OF THE GOVERNMENTAL UNIT OF WHICH THE SUBDIVISION IS A PART.

WITNESS MY HAND AND SEAL THIS 29<sup>th</sup>

BY: WILLIAMS AT WHITELAND, INC.

MARY I. WILLIAMS  
PRESIDENT

STATE OF INDIANA ) SS:  
COUNTY OF JOHNSON)

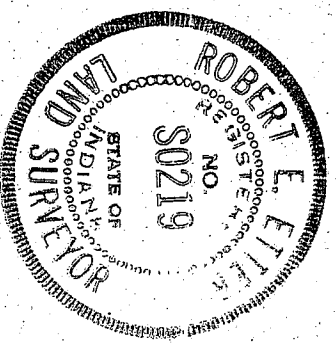
ELIZABETH McEWAN A  
HEREBY CERTIFY THAT MARY I. WILLIAMS  
EXECUTIVE VICE-PRESIDENT OF WILLIAMS A  
THE SAME PERSONS WHOSE NAMES ARE SUB  
BEFORE ME THIS DAY IN PERSON AND ACK  
TIFICATE AS THEIR OWN VOLUNTARY ACT  
SET FORTH.

MY COMMISSION EXPIRES:

JULY 28, 1993

I, ROBERT E. ETTER, HEREBY CERTIFY I  
LICENSED IN COMPLIANCE WITH THE LAWS  
CORRECTLY REPRESENTS A SURVEY COMPLE  
ALL MONUMENTS SHOWN HEREON WILL EXIST  
MATERIAL ARE ACCURATELY SHOWN; AND THE  
BOUNDARY SURVEY IS NOT MORE THAN ONE  
AND WIDTH OF STREETS AND EASEMENTS A  
DECIMAL PARTS THEREOF.

WITNESS MY SIGNATURE THIS 9<sup>th</sup> DAY OF



# CHICAGO TITLE

4-2-92 Location of Portion of Pa

92006156

VACATION OF A PORTION OF THE PLAT RESTRICTIONS  
OF SECTION EIGHT OF PARK FOREST,  
A SUBDIVISION OF WHITELAND, INDIANA

Williams at Whiteland, Inc., an Indiana Corporation, by and through its President Mary L. Williams and its Secretary Samuel J. Williams, all as authorized by a resolution properly adopted by the corporation, and Mitchell Gersh and Tanya Gersh, husband and wife, as the owners in fee simple of Lot 120 in said Section Eight, state that they are the sole owners of all lots within Section 8 of Park Forest Subdivision.

In order to achieve consistency of appearance and structural costs of all residences in Section Eight of Park Forest Subdivision, the undersigned hereby declare Section 4 of the Restrictions of Section Eight of Park Forest Subdivision to be vacated in its entirety and do substitute for Section 4 the following:

1. The exterior facing of dwellings placed on all lots in this subdivision (Section Eight of Park Forest Subdivision) shall be comprised of forty percent (40%) masonry. Area in square feet of said dwelling that is to be covered by masonry shall be determined by multiplying eight (8) times forty percent (40%) times total perimeter length of the dwelling foundation.

No pressed wood materials of Masonite type, or vertical aluminum or vertical vinyl siding shall be used on exterior face of any dwelling.

Only cedar, redwood, or comparable wood of same quality, or horizontal vinyl or horizontal aluminum will be permitted in lieu

of masonry for the exterior face of any buildings. Dwellings which have a total masonry exterior are permitted.

This vacation of this covenant of restriction that applies to Section Eight of Park Forest, a subdivision of the Town of Whiteland, Indiana, is submitted to the Plan Commission of the Town of Whiteland for its review and approval as authorized by I.C. Section 36-7-3-10 and if the same is approved by the Whiteland Plan Commission, this petition shall be recorded with the office of the Recorder of Johnson County as an amendment to the plat covenants of Section Eight of Park Forest Subdivision of the Town of Whiteland, Indiana.

Dated this 26th day of March, 1992.

WILLIAMS AT WHITELAND, INC.,

By: Mary L. Williams

Mary L. Williams, President

Attest:

Samuel J. Williams  
Samuel J. Williams, Secretary

Mitchell Gersh  
Mitchell Gersh

Tanya Gersh  
Tanya Gersh

STATE OF INDIANA )

) SS:

COUNTY OF JOHNSON )

Before me, a Notary Public in an for said County and State appear Mary L. Williams and Samuel J. Williams, President and Secretary respectively of Williams at Whiteland, Inc., and acknowledge their signature hereto on this 31st day of March, 1992.

My Commission Expires:

Oct. 29, 1995

Resident of Johnson County

O. Lenore Davis  
O. LENORE DAVIS  
Notary Public

STATE OF INDIANA )

) SS:

COUNTY OF JOHNSON )

Before me, a Notary Public in an for said County and State appear Mitchell Gersh and Tanya Gersh, husband and wife, and acknowledge their signature hereto on this 26th day of March, 1992.

My Commission Expires:

Oct. 29, 1995

Resident of Johnson County

O. Lenore Davis  
O. LENORE DAVIS  
Notary Public

This instrument prepared by Jack Rogers, Attorney at Law #6181-41, Franklin, Indiana.

APR 2 2 25 PM '92

RECEIVED FOR RECORD  
BOOK 64 PAGE 483  
JACQUOLINE E. KELLER  
JOHNSON COUNTY RECORDER