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MORGAN COUNTY RECORDER
KAREN BRUMETT
CSD Date 08/07/2003 Time 10:07:47
RECORDING: 72.00
I 200316007 Page 1 of 32

AMENDMENT TO
REAL ESTATE RESTRICTIONS
AND PROTECTIVE COVENANTS
OF
CEDARWOOD ESTATES - SECTION 1

Come now the undersigned, being a majority of the current owners of the 30 lots as shown on the plat of Cedarwood Estates, Section 1, and recorded in the office of the Recorder of Morgan County, Indiana at Book 256, page 198 and do agree and approve the following amendments to such covenants:

Paragraph 2 - "No building shall be erected, placed, or altered on any lot until the construction plans and specifications and the complete plot plan (conforming in all respects to the plot plan, as required by F.H.A.) have been approved by the Cedarwood Estates Homeowners Association, Inc., as to the quality and type of materials and workmanship, in harmony with external design and with existing structures of finished grade elevations. The ground floor of the main structure, exclusive of open porches and garages, shall not be less than 1,400 square feet, or at least 800 feet on the first floor of houses of more than one story. All drainage conduits or tubes for individual lot driveways shall be subject to approval as to size, material and quality of construction by the project engineer."

Paragraph 4 - "No swimming pool or associated structure shall be erected or placed on any lot until construction, including a plot plan have been approved by the Cedarwood Estates Homeowners Association, Inc."

Paragraph 6 - "Temporary Structures - No structures of a temporary character, trailer, basement, tent, shack, or other out-buildings shall be used on a lot as a residence, or for any other purpose, either temporarily or permanently. Mini barns and detached garages will be permitted when approved by the Cedarwood Estates Homeowners Association, Inc. For the purpose of this covenant, structures needed and used by the builders shall be allowed to remain during the building period."

m A. 10.

(198)

Paragraph 9 - "Fences - Ornamental fences or continuous shrub plantings, which would in any way serve the purpose of a fence shall be erected in the rear yard only, with the approval of the Cedarwood Estates Homeowners Association, Inc."

Paragraph 12 - "Cedarwood Estates Homeowners Association, Inc. - Each lot owner shall automatically be a member and shall enjoy the privileges and be bound by the obligations contained in the Articles of Incorporation and By-Laws of Cedarwood Estates Homeowners Association, Inc. This shall be a not-for-profit corporation organized pursuant to the corporation laws of the State of Indiana. This corporation shall replace all references in the original covenants to Gary Hillenburg, as developer, and the Architectural Control Committee designated in the original covenants. In exercising its duties, the corporation shall be bound by a vote of a simple majority of the then existing lot owners. Each lot shall be allocated only one vote, to be cast in the affairs of the corporation. In the case of a husband and wife, or other multiple ownership, each lot shall have one vote. Owners who own more than one lot shall have one vote per lot. The corporation, nor any members, or agents thereof shall be responsible for any defects in any plans, specifications, materials, or defects in any work done pursuant thereto. The corporation and its members shall not be deemed by virtue of any action of approval or disapproval taken by it to have made any representations or warranties as to the suitability of the design, engineering, method of construction, labor or materials used.

The corporations approval or disapproval, as required in these covenants shall be in writing. In the event that said written approval is not received from the corporation within fourteen days from the date of submission, it shall be deemed that the corporation has disapproved of the presented plans.

The violation of any restriction, as herein enumerated, shall give the corporation or any lot owner a member thereof, any and all rights for injunction, damages, or other action at law or equity which the corporation or any lot owner member may have to restrain and prohibit the same in keeping with the restrictions herein set out."

These amendments are approved by the lot owners for the respective lots within Cedarwood Estates, Section 1, whose signatures are affixed hereto and acknowledged by notaries public.

The undersigned owners of lots within Cedarwood Estates, a subdivision in Morgan County, Indiana, recorded at Book 256, page 198, in the office of the Morgan County Recorder, do hereby subscribe their approval to the above and foregoing amendments to the real estate restrictions and protective covenants so set out pursuant to the provisions for amendment thereof.

DENNIS E. SMITH
Lot No. 1

KIMBERLY A. SMITH
Lot No. 1

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Dennis E. Smith and Kimberly A. Smith, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this _____ day of _____, 2003.

(Signature) _____

My Commission Expires: _____ (Printed) _____
Residing in Morgan County

William G. Young
WILLIAM G. YOUNG
Lot No. 2

Sharon K. Young
SHARON K. YOUNG
Lot No. 2

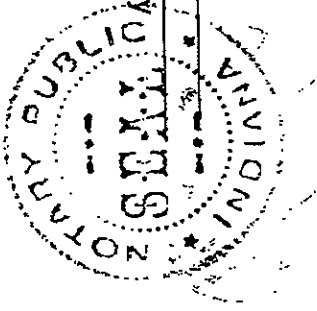
STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear William G. Young and Sharon K. Young, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 4 day of April, 2003.

My Commission Expires: _____
3-25-2008

(Signature) *Kay Watson*
(Printed) KAY WATSON
Residing in Morgan County



BRUCE A. CROOK

Lot No. 3

REBECCA K. CROOK

Lot No. 3

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Bruce A. Crook and Rebecca K. Crook, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this _____ day of _____, 2003.

(Signature) _____
(Printed) _____
Residing in Morgan County

My Commission Expires: _____

CHAD A CARTER
Lot No. 4

SUSAN CARTER
Lot No. 4

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Chad A. Carter and Susan Carter, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this _____ day of _____, 2003.

(Signature) _____
(Printed) _____
Residing in Morgan County

My Commission Expires: _____

LARRY B. MEACHAM
Lot No. 5

LINDA F. MEACHAM
Lot No. 5

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Larry B. Meacham and Linda F. Meacham, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this _____ day of _____, 2003.

(Signature) _____
(Printed) _____
Residing in Morgan County

My Commission Expires: _____

Gregory L. Pawlowski

GREGORY L. PAWLOWSKI

Lot No. 6

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Gregory L. Pawlowski, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 3 day of April, 2003.

(Signature) *Katy Watson*
(Printed) KRATY WATSON

Residing in Morgan County

My Commission Expires:

3-20-2008



Diana R. McClure
DIANA R. MCCLURE
Lot No. 7

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

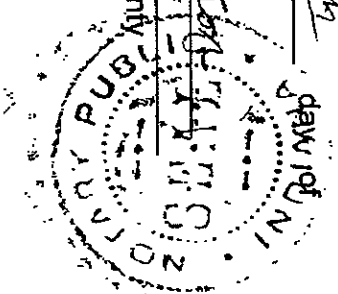
Before me, a notary public, in and for said county and state did personally appear Diana R. McClure, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 4th
April, 2003.

My Commission Expires:
3-20-2008

(Signature) *Ray Watson*
(Printed) Ray Watson

Residing in Morgan County



Michael C. Fox
MICHAEL C. FOX
Lot No. 8

Arlene F. Fox
ARLENE F. FOX
Lot No. 8

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

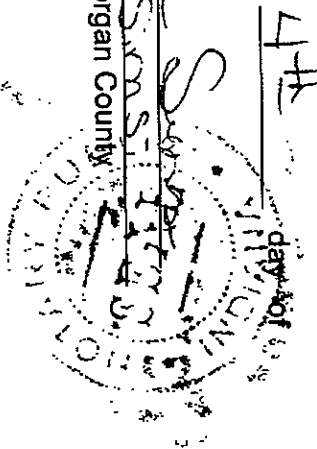
Before me, a notary public, in and for said county and state did personally appear Michael C. Fox and Arlene F. Fox, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 4th
April, 2003.

My Commission Expires:

11-8-2009

(Signature) *Diane S. Sapp*
(Printed) Diane S. Sapp
Residing in Morgan County



John M. Temple
JOHN M. TEMPLE
Lot No. 9

Ida M. Temple
IDA M. TEMPLE
Lot No. 9

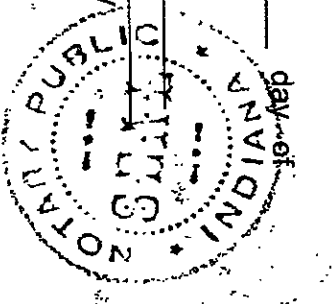
STATE OF INDIANA)
) SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear John M. Temple and Ida M. Temple, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 8th April, 2003.

(Signature) Ray Watson
(Printed) Ray Watson
Residing in Morgan County

My Commission Expires:
3-25-2008



ANTHONY ROBERT WILLIAMS
Lot No. 10

JOELLEN WILLIAMS
Lot No. 10

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Anthony Robert Williams and Joellen Williams, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this _____ day of _____, 2003.

(Signature) _____
(Printed) _____
Residing in Morgan County

My Commission Expires: _____

Chester P. Chappell
CHESTER P. CHAPPELL
Lot No. 11

Evelyn Chappell
EVELYN CHAPPELL
Lot No. 11

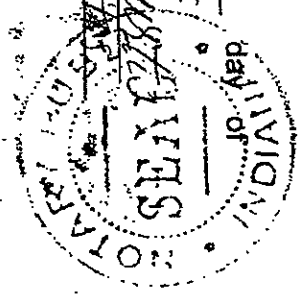
STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Chester P. Chappell and Evelyn Chappell, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 3rd
April, 2003.

(Signature) *Angela J. Chappell*
(Printed) Angela J. Chappell
Residing in Morgan County.

My Commission Expires:
Nov. 8, 2009



James R. Bryant
JAMES R. BRYANT
Lot No. 12

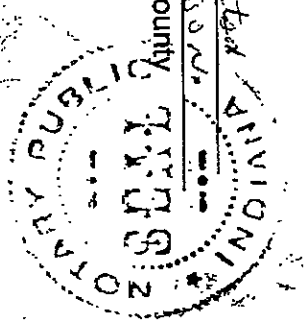
Linda J. Bryant
LINDA J. BRYANT
Lot No. 12

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)


Before me, a notary public, in and for said county and state did personally appear James R. Bryant and Linda Jane Bryant, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

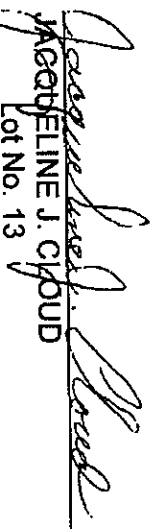
WITNESS, my hand and Notarial Seal this 14 day of April, 2003.

(Signature) *Kay Watson*
(Printed) KAY WATSON
Residing In Morgan County



My Commission Expires:
3-20-2008



HARRY D. CLOUD
Lot No. 13

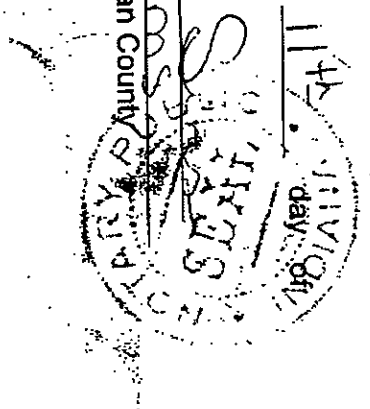

JACQUELINE J. CLOUD
Lot No. 13

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Harry D. Cloud and Jacqueline J. Cloud, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 11th day of April, 2003.

(Signature) 
(Printed) Diana S. Smith
Residing in Morgan County



My Commission Expires:
11-8-2009

DARRYL MEADOWS
Lot No. 14

JUDY MEADOWS
Lot No. 14

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Darryl Meadows and Judy Meadows, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this _____ day of _____, 2003.

(Signature) _____
(Printed) _____ Residing in Morgan County

My Commission Expires: _____

Randel Shirar
RANDEL SHIRAR
Lot No. 15

Debbie Shirar
DEBBIE SHIRAR
Lot No. 15

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

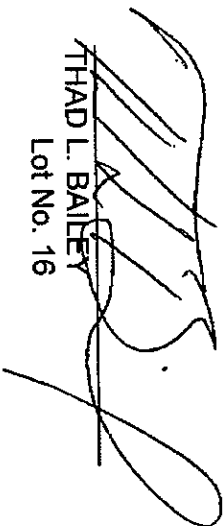
Before me, a notary public, in and for said county and state did personally appear Randel Shirar and Debbie Shirar, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 12th day of April, 2003.

My Commission Expires:
1-8-2009

(Signature) [Signature]
(Printed) Debbie Shirar
Residing in Morgan County




THAD L. BAILEY
Lot No. 16

STATE OF INDIANA)
) SS:
COUNTY OF MORGAN)

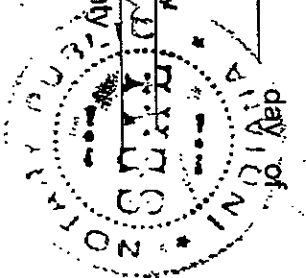
Before me, a notary public, in and for said county and state did personally appear Thad L. Bailey, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 17 day of April, 2003.

My Commission Expires:

3-20-2008

(Signature) Ray Watson
(Printed) Ray Watson
Residing in Morgan County



LECH S. PAPIEZ
Lot No. 17 and Lot No. 18

EVA PAPIEZ
Lot No. 17 and Lot No. 18

STATE OF INDIANA))
))SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Lech S. Papiez and Eva Papiez, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this _____ day of _____, 2003.

(Signature) _____
(Printed) _____
Residing in Morgan County

My Commission Expires: _____

PATRICIA KENNEDY
Lot No. 19

STATE OF INDIANA))
))SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Patricia Kennedy, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this _____ day of _____, 2003.

(Signature) _____
(Printed) _____ Residing in Morgan County

My Commission Expires: _____

Richard C. Zeronik
RICHARD C. ZERONIK
Lot No. 28

Patricia A. Zeronik
PATRICIA A. ZERONIK
Lot No. 20

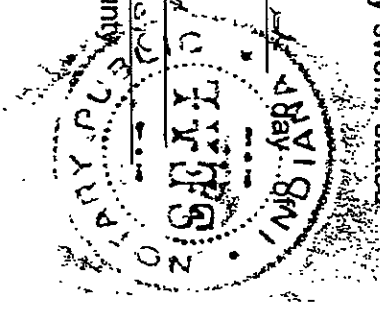
STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Richard C. Zeronik and Patricia A. Zeronik, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 14 day of April, 2003.

My Commission Expires:
4-14-08

(Signature) *Ray Watson*
(Printed) Ray Watson
Residing in Morgan County



George D. Ritter
GEORGE D. RITTER
Lot No. 21

Nancy M. Ritter
NANCY M. RITTER
Lot No. 21

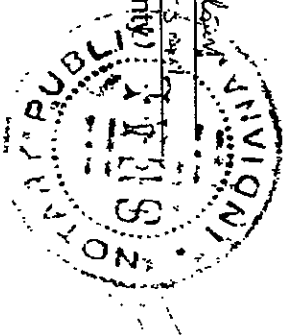
STATE OF INDIANA)
) SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear George D. Ritter and Nancy Ritter, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 3 day of April, 2003.

My Commission Expires:
3-25-2008

(Signature) *Kay W. Johnson*
(Printed) KAY W. JOHNSON
Residing in Morgan County)



Robert J. Merritt
ROBERT J. MERRITT

Lot No. 22

Diana M. Merritt
DIANA M. MERRITT

Lot No. 22

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

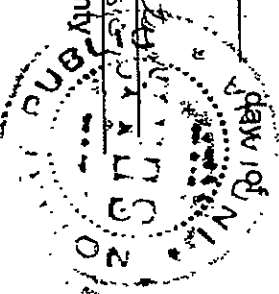
Before me, a notary public, in and for said county and state did personally appear Robert J. Merritt and Diana M. Merritt, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 4 day of April, 2003.

My Commission Expires:
3-20-2008

(Signature) Kay W. Roberts
(Printed) KAY W. ROBERTS

Residing in Morgan County



Allen F. Lieber
ALLEN F. LIEBER
Lot No. 23

ALLEN F. LIEBER
Lot No. 23

Janice K. Lieber
JANICE K. LIEBER
Lot No. 23

JANICE K. LIEBER
Lot No. 23

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

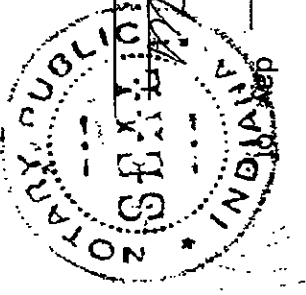
Before me, a notary public, in and for said county and state did personally appear Allen F. Lieber and Janice K. Lieber, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

April WITNESS, my hand and Notarial Seal this 12th day of April, 2003.

My Commission Expires:

November 6, 2009

(Signature) *Charles A. Lister*
(Printed) CHARLES A. LISTER
Residing in Morgan County



JERRY McCracken
Lot No. 24

JANET McCracken
Lot No. 24

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Jerry McCracken and Janet McCracken, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this _____ day of _____, 2003.

(Signature) _____
(Printed) _____ Residing in Morgan County
My Commission Expires: _____

Garrell A. Barrick
GARRELL A. BARRICK

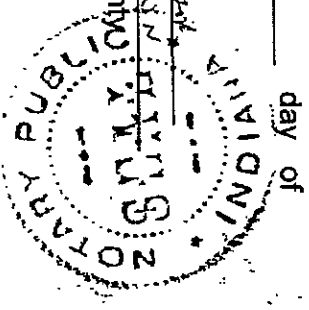
Lot No. 25

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Garrell A. Barrick, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 15 day of April, 2003.

(Signature) _____
(Printed) Ray Watson
My Commission Expires: 3-20-2008
Residing in Morgan County



JEFFREY W. BROWN, SR.
Lot No. 26

KIMBERLY A. BROWN
Lot No. 26

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Jeffrey W. Brown, Sr. and Kimberly A. Brown, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this _____ day of _____, 2003.

(Signature) _____
(Printed) _____
Residing in Morgan County

My Commission Expires: _____

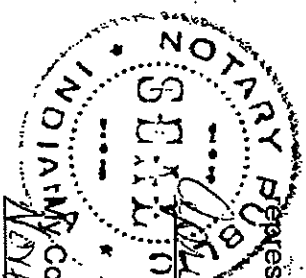
John T. Mullin II
JOHN T. MULLIN, II

Susan E. Mullin
SUSAN E. MULLIN

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear John T. Mullin, II and Susan E. Mullin, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 12th day of



(Signature) *Suzanne S. Custis*
(Printed) Suzanne S. Custis
Residing in Morgan County

William L. Thompson
WILLIAM L. THOMPSON

Lot No. 28

Betty L. Thompson
BETTY L. THOMPSON

Lot No. 28

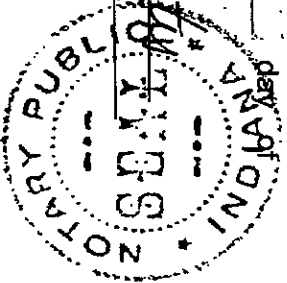
STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear William L. Thompson and Betty L. Thompson, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this 15th
April, 2003.

My Commission Expires:
November 8, 2009

(Signature) *Angela J. Curtis*
(Printed) ANGELA J. CURTIS
Residing in Morgan County



PAMELA P. McADDOO
Lot No. 29

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Pamela P. McAddoo, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this _____ day of _____, 2003.

(Signature) _____
(Printed) _____
Residing in Morgan County _____

My Commission Expires: _____

PATRICIA E. INGLE
Lot No. 30

MITCHELL B. INGLE
Lot No. 30

STATE OF INDIANA)
)SS:
COUNTY OF MORGAN)

Before me, a notary public, in and for said county and state did personally appear Patricia E. Ingle and Mitchell B. Ingle, who acknowledged the execution of the foregoing document, and who, having been duly sworn, stated that any representations contained therein are true.

WITNESS, my hand and Notarial Seal this _____ day of _____, 2003.

(Signature) _____
(Printed) _____
Residing in Morgan County

My Commission Expires: _____

This Instrument Prepared by:
Mark Peden
FOLEY FOLEY & PEDDEN
60 E. Morgan St.
P. O. Box 1435
Martinsville, IN 46151
(765) 342-8474