

Instrument
9609654253

16.00
④

12454.n1

9609654253
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 12-30-1996 At 12:03 pm.
DEC COV RES 16.00

**SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP**

THIS SUPPLEMENTAL DECLARATION made this 21 day of NOVEMBER,
1996 by Centex Homes, a Nevada general partnership as successor in interest to
Centex Homes Company, an Indiana general partnership ("Declarant"),

WITNESSETH:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following
described real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A.
(Hereinafter referred to as Stone Haven Section One)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and
Restrictions of Haverstick Property Ownership which was recorded in the Office of the
Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as
amended by a Supplemental Declaration which was recorded in the Office of the
Recorder of Hamilton County, Indiana on 12-30-96 as Instrument
No. 9654253 (the "Declaration"). The Declaration is incorporated herein by
reference and all of the terms and definitions as described therein are hereby adopted
and shall have the same meaning in this Supplemental Declaration.

C. Stone Haven Section One is part of the Real Estate described in
paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration
provides that all or part of the Real Estate may be annexed to Haverstick Property
Ownership, incorporated into the Declaration and the Owners thereof become members
of Haverstick Property Ownership in accordance with the conditions in paragraph 24 of
the Declaration and the filing of the Supplemental Declaration by Declarant. All
conditions relating to the annexation of Stone Haven Section One to the Tract of
Haverstick Property Ownership have been met, and Declarant, by execution of this
Supplemental Declaration, hereby incorporates Stone Haven Section One into
Haverstick Property Ownership.

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Stone Haven Section One and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Stone Haven Section One hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(t) of the Declaration.

2. Description of Lots. There shall be thirty (30) Lots, Numbered 60 through 89 in Stone Haven Section One as shown on the Supplemental Plat for Stone Haven Section One. Haverstick Property Ownership or the Tract now has eighty-nine (89) Lots.

3. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.

4. Supplemental Plat. The Supplemental Plat for Stone Haven Section One prepared by Weihe Engineers, Inc., certified by Allan H. Weihe, a registered land surveyor under the date of 11-1-06, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of 12-30-06 as Instrument No. 9154252

5. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.

6. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES as successor in interest to Centex Homes Company

By: Timothy K. McMahon
Timothy K. McMahon
Division President

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 21st day of NOVEMBER, 1996.



Linda A. Ghans
Notary Public
(Printed Signature)

My Commission Expires: _____
My County of Residence: _____

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans, 8888 Keystone Crossing, Suite 1201, Indianapolis, Indiana 46240.

Exhibit "A"

I, the undersigned, a registered land surveyor in the State of Indiana, hereby certify that the within plat represents a subdivision prepared under my supervision of the following described real estate in Clay Township, Hamilton County, Indiana, being a portion of the land surveyed by Curtis C. Huff, Registered Land Surveyor Indiana Number 50348, dated October 23, 1994, the plat of which is recorded as Instrument Number 9539188 in the Office of the Recorder of Hamilton County, Indiana.

A part of United Common Area Number 4 in Quail Run at Haverstick, Section 1A, a subdivision in Hamilton County, Indiana, the Secondary Plat of which is recorded as Instrument Number 9540438 in Plat Cabinet 1, slide 363, on file in the Office of the Recorder of Hamilton County, Indiana, and a part of an unrecorded common area in Quail Run at Haverstick, Section 1B, a subdivision in Hamilton County, Indiana, the Secondary Plat of which is recorded as Instrument Number 9246787, in Plat Cabinet 1, slide 880, on file in the Office of the Recorder of Hamilton County, Indiana, and a portion of the Northeast Quarter of Section 27, Township 18 North, Range 4 East, all in Clay Township, Hamilton County, Indiana, and being more particularly described as follows:

COMMENCING at the Southwest corner of the Northeast Quarter of Section 27, Township 18 North, Range 4 East; thence North 00 degrees 36 minutes 31 seconds West (assumed bearing) on and along the West line of said Northeast Quarter, 1328.33 feet to the Northwest most corner of said Quail Run at Haverstick, Section 1A; thence South 48 degrees 12 minutes 11 seconds East on and along the Northwest line of said subdivision 878.51 feet to the POINT OF BEGINNING of the within described subdivision; thence North 36 degrees 50 minutes 07 seconds East 195.42 feet to a point on a non-tangent curve, the radius point of which lies 175.00 feet North 36 degrees 50 minutes 07 seconds East from said point; an arc distance of 12.16 feet to the point of tangency of said curve at a point that is 175.00 feet South 40 degrees 49 minutes 29 seconds West of the radius point of said curve; thence North 49 degrees 10 minutes 31 seconds West 400.17 feet; thence North 40 degrees 49 minutes 29 seconds East 185.00 feet; thence North 13 degrees 55 minutes 24 seconds West 239.05 feet; thence North 00 degrees 49 minutes 29 seconds East 250.94 feet; thence North 16 degrees 58 degrees 31 seconds East 253.31 feet; thence South 73 degrees 14 minutes 02 seconds East 158.14 feet; thence North 16 degrees 45 minutes 58 seconds East 25.76 feet; thence South 73 degrees 14 minutes 02 seconds East 195.00 feet; thence South 16 degrees 45 minutes 58 seconds West 289.78 feet to the point of curvature of a curve to the left, the radius point of which lies 330.00 feet South 73 degrees 14 minutes 02 seconds East from said point of curvature; thence Southeasterly, curving to the left on said curve, an arc distance of 272.14 feet to the point of tangency of said curve at a point that is 330.00 feet South 59 degrees 30 minutes 58 seconds West from the radius point of said curve; thence South 30 degrees 29 minutes 02 seconds East 350.02 feet to the point of curvature of a curve to the right, the radius point of which lies 430.00 feet South 59 degrees 30 minutes 58 seconds West from said point of curvature; thence Southeasterly, curving to the right on said curve, an arc distance of 182.80 feet to a point that is 430.00 feet North 84 degrees 27 minutes 15 seconds East of the radius point of said curve; thence South 87 degrees 46 minutes 43 seconds East 60.49 feet to a point on a non-tangent curve, the radius point of which lies 20.00 feet North 85 degrees 23 minutes 48 seconds East from said point; thence Southeasterly, curving to the left on said curve, an arc distance of 30.06 feet to a point that is 20.00 feet South 00 degrees 40 minutes 31 seconds East from the radius point of said curve; thence South 01 degrees 36 minutes 37 seconds West 50.04 feet to a point on a non-tangent curve, the radius point of which lies 20.00 feet South 00 degrees 40 minutes 31 seconds East from said point; thence Southeasterly, curving to the left on said curve, an arc distance of 29.17 feet to a point of reverse curvature with a curve having a radius of 400.00 feet and a common radius point with the last described curve having a radius of 420.00 feet; thence Southeasterly, curving to the right on said curve having a radius of 480.00 feet, an arc distance of 326.33 feet to the point of tangency of said curve at a point that is 480.00 feet South 45 degrees 15 minutes 48 seconds East of the radius point of said curve; thence South 44 degrees 44 minutes 12 seconds West 44.96 feet; thence South 45 degrees 15 minutes 48 seconds East 50.00 feet; thence South 44 degrees 44 minutes 12 seconds West 79.97 feet to a point on the Northeastery line of said Quail Run at Haverstick, Section 1B; thence continuing South 44 degrees 44 minutes 12 seconds West 98.33 feet to a point 5.25 feet Northeast of the Northeast line of Lot 45 in said Quail Run at Haverstick, Section 1B; thence North 45 degrees 15 minutes 48 seconds West parallel with the Northeastery line of said Lot 45, a distance of 50.00 feet to a point on the common boundary between said Quail Run at Haverstick, Sections 1A and 1B, said point lying on the Southeastery right-of-way of Haverston Way, 5.25 feet Northeast of the North most corner of said Lot 45; thence North 44 degrees 44 minutes 12 seconds East on and along said common boundary and said right-of-way 95.96 feet to the North most corner of said Quail Run at Haverstick, Section 1B, and the East most corner of said Quail Run at Haverstick, Section 1A; thence North 48 degrees 12 minutes 11 seconds West on and along the North line of said Quail Run at Haverstick, Section 1A, a distance of 60.08 feet to a point on the Northeastery right-of-way of said Haverston Way; thence South 44 degrees 44 minutes 12 seconds West on and along said right-of-way 92.88 feet to a point 5.25 feet Northeast of the East most corner of Lot 46 in said Quail Run at Haverstick, Section 1A; thence North 45 degrees 15 minutes 48 seconds West parallel with the Northeastery line of said Lot 46, a distance of 50.00 feet; thence North 44 degrees 44 minutes 12 seconds East 90.31 feet to a point on the Northeastery line said Quail Run at Haverstick, Section 1A; thence North 48 degrees 12 minutes 11 seconds West on and along the Northeastery line of said Quail Run at Haverstick, Section 1A, a distance of 299.31 feet to the POINT OF BEGINNING, containing 13.879 acres, more or less.

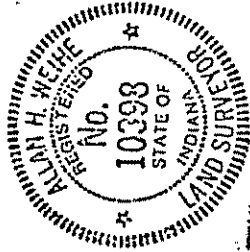
Subject to all legal easements and rights-of-way.

This subdivision consists of thirty lots, numbered 60 through 89, and an area designated BLOCK A, together with street rights-of-way, all as shown on the within plat. The size of the lots, Block A and the width of the street rights-of-way is shown in figures denoting feet and decimal parts thereof.

Witness my signature this 18th day of October, 1996

Alan H. Weibe

Alan H. Weibe, Reg. L.S. - Indiana #10398



Instrument
9709701433

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**SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP**

THIS SUPPLEMENTAL DECLARATION made this 31 day of OCTOBER, 1996 by Centex Homes, a Nevada general partnership as successor-in-interest to Centex Homes Company, an Indiana general partnership ("Declarant"),

W I T N E S S E I H:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following described real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A.

(Hereinafter referred to as Quail Run Section 1B)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and Restrictions of Haverstick Property Ownership which was recorded in the Office of the Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 (the "Declaration"). The Declaration is incorporated herein by reference and all of the terms and definitions as described therein are hereby adopted and shall have the same meaning in this Supplemental Declaration.

C. Quail Run Section 1B is part of the Real Estate described in paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or part of the Real Estate may be annexed to Haverstick Property Ownership, incorporated into the Declaration and the Owners thereof become members of Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the Declaration and the filing of the Supplemental Declaration by Declarant. All conditions relating to the annexation of Quail Run Section 1B to the Tract of Haverstick Property Ownership have been met, and Declarant, by execution of this Supplemental Declaration, hereby incorporates Quail Run Section 1B into Haverstick Property Ownership.

9709701433
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 01-15-1997 At 10:26 am.
DEC COV RES 17.00

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Quail Run Section 1B and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Quail Run Section 1B hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(t) of the Declaration.

2. Description of Lots. There shall be ten (10) Lots, Numbered 36 through 45 in Quail Run Section 1B as shown on the Supplemental Plat for Quail Run Section 1B. Haverstick Property Ownership or the Tract now has fifty-nine (59) Lots.

3. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.

4. Supplemental Plat. The Supplemental Plat for Quail Run Section 1B prepared by Stoeppelwerth & Associates, Inc., certified by Curtis C. Huff, a registered land surveyor under the date of April 3, 1996, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of June 13, 1996 as Instrument No. 96-9624670 in Plat Cabinet 1, Slide 680.

5. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.

6. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

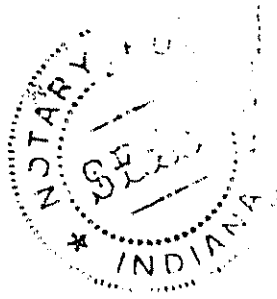
CENTEX HOMES, as successor-in-interest to
CENTEX HOMES COMPANY

By: Timothy K. McMahon
Timothy K. McMahon, Division President

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes, as successor-in-interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said partnership.

WITNESS my hand and Notarial Seal this 12th day of November, 1996.



ANITA A BRUN
Notary Public

Theresa A Brink
(Printed Signature)

My Commission Expires:

4-26-2000

My County of Residence:

Madison

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans, 8888 Keystone Crossing, Suite 1201, Indianapolis, Indiana 46240.

EXHIBIT "A"QUAIL RUN AT HAVERSTICK
SECTION 1B


I, the undersigned Registered Land Surveyor, hereby certify that the included plat correctly represents a subdivision of a part of the Northeast Quarter of Section 27, Township 18 North, Range 4 East in Hamilton County, Indiana, more particularly described as follows:

Commencing at the Southwest corner of said Quarter Section, said point also being the Southwest corner of Quail Run at Haverstick, Section 1A, recorded as Instrument #9540438; P.C. #1, Slide 565 in the Office of the Recorder of Hamilton County, Indiana; thence North 89 degrees 14 minutes 12 seconds East along the South line of said Quarter Section, said line also being the South line of said Quail Run at Haverstick, Section 1A, 1546.58 feet to the Southeast corner of said Quail Run at Haverstick, Section 1A; thence North 00 degrees 36 minutes 31 seconds West parallel with the West line of said Quarter Section, said line also being the East line of said Quail Run at Haverstick, Section 1A 45.00 feet to the POINT OF BEGINNING of this description; thence continuing North 00 degrees 36 minutes 31 seconds West 66.87 feet; thence North 48 degrees 12 minutes 11 seconds West 806.54 feet to a point on said Quail Run at Haverstick, Section 1A; the following 8 courses are along the eastern boundary of Quail Run at Haverstick, Section 1A; (1) South 44 degrees 44 minutes 12 seconds West 231.21 feet to a point of curvature of a curve concave easterly, the radius point being South 45 degrees 15 minutes 48 seconds East 20.00 feet from said point; (2) southeasterly along said curve 31.42 feet to a point on said curve, the radius point being North 44 degrees 44 minutes 12 seconds East 20.00 feet from said point; (3) South 44 degrees 44 minutes 12 seconds West 50.00 feet to a point on a non-tangent curve concave southerly, the radius point being South 44 degrees 44 minutes 12 seconds West 20.00 feet from said point; (4) northwesterly on said curve 31.42 feet to the point of tangency of said curve, the radius point being South 45 degrees 15 minutes 48 seconds East 20.00 feet from said point; (5) South 44 degrees 44 minutes 12 seconds West 39.68 feet to a point of curvature of a curve concave southeasterly, the radius point of said curve being South 45 degrees 15 minutes 48 seconds East 245.00 feet from said point; (6) southwesterly on said curve 129.23 feet to a point on said curve, the radius point being South 75 degrees 29 minutes 03 seconds East 245.00 feet from said point; (7) South 45 degrees 15 minutes 48 seconds East 349.45 feet; (8) North 89 degrees 14 minutes 12 seconds East parallel to the South line of said Northeast Quarter Section 670.98 feet to the place of beginning, containing 7.243 acres, more or less. Subject to all legal highways, rights-of-way, easements and restrictions of record.

This subdivision consists of 10 lots numbered 36-45 (all inclusive). The size of lots and widths of streets are shown in feet and decimal parts thereof.

Whitless my signature this 3rd day of APRIL, 1996.

METS/184651B
2/7/96


Curtis C. Huff
Registered Land Surveyor
No. 50348

**SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP**

Instrument
9709718060

THIS SUPPLEMENTAL DECLARATION made this 1st day of May 1997 by Centex Homes, a Nevada general partnership as successor in interest to Centex Homes Company, an Indiana general partnership ("Declarant"),

WITNESSETH:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following described real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A.

(Hereinafter referred to as Country Meadows Sections One A and One B)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and Restrictions of Haverstick Property Ownership which was recorded in the Office of the Recorder of Hamilton County, Indiana on June 23, 1995, as instrument No. 9540437 as amended by Supplemental Declarations, all of which were recorded in the Office of the Recorder of Hamilton County, Indiana on December 30, 1996 and January 15, 1997 as Instrument Nos. 9609654253 and 9709701433, respectively (the "Declaration"). The Declaration is incorporated herein by reference and all of the terms and definitions as described therein are hereby adopted and shall have the same meaning in this Supplemental Declaration.

C. Country Meadows Sections One A and One B is part of the Real Estate described in paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or part of the Real Estate may be annexed to Haverstick Property Ownership, incorporated into the Declaration and the Owners thereof become members of Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the Declaration and the filing of the Supplemental Declaration by Declarant. All conditions relating to the annexation of Country Meadows Sections One A and One B to the Tract of Haverstick Property Ownership have been met, and Declarant, by execution of this Supplemental Declaration, hereby incorporates Country Meadows Sections One A and One B into Haverstick Property Ownership.

9709718060
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 05-09-1997 At 03:00 pm.
DEC COV RES 18.00

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Country Meadows Sections One A and One B and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Country Meadows Sections One A and One B hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(t) of the Declaration.
2. Description of Lots. There shall be thirty-six (36) Lots, Numbered 1 through 36 in Country Meadows Sections One A and One B as shown on the Supplemental Plat for Country Meadows Sections One A and One B. Haverstick Property Ownership or the Tract now has eighty-nine (125) Lots.
3. Square Footage. All Dwelling Units located on Lots in Country Meadows Sections One A and One B shall have a minimum of 1200 square feet of finished living area (exclusive of garages, carports, basements and porches).
4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.
5. Supplemental Plat. The Supplemental Plat for Country Meadows Sections One A and One B prepared by Stoepelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of 4/22/97, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of 5/9/97 as Instrument No. 9704718058, 9707718059.

6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.

7. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

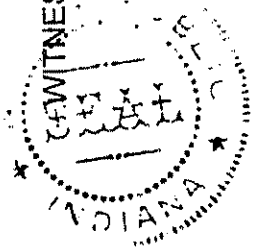
EXECUTED the day and year first above written.

CENTEX HOMES, as successor in interest to Centex Homes Company

By: [Signature]
Timothy K. McMahon
Division President

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes, as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.



BEFORE MY HAND AND NOTARIAL SEAL this 1st day of May, 1997.

[Signature]
Notary Public

Lorna Fallon
Notary Public, State of Indiana
Hamilton County
My Commission Expires 07/05/98

My Commission Expires: _____ My County of Residence: _____

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans, 8888 Keystone Crossing, Suite 1201, Indianapolis, Indiana 46240.

EXHIBIT "A"

DESCRIPTION OF PROPERTY

COUNTRY MEADOWS, SECTION ONE "A"

Commencing, at the Southwest corner of the Northeast Quarter of Section 27, Township 18 North, Range 4 East; thence North 89 degrees 14 minutes 12 seconds East (assumed bearing) on the South line of said Northeast Quarter 1546.58 feet to the Southeastly corner of QUAIL RUN AT HAVERSTICK, SECTION 1A, a subdivision in Hamilton County, Indiana, the Secondary Plat of which is recorded as Instrument Number 9540438 in Plat Cabinet 1 on Slide 565 in the Office of the Recorder of Hamilton County, Indiana; thence North 00 degrees 36 minutes 31 seconds West on the East line of said subdivision and the Northerly prolongation thereof, being the Easterly line of QUAIL RUN AT HAVERSTICK, SECTION 1B, a subdivision in Hamilton County, Indiana, the Secondary Plat of which is recorded as Instrument Number 9624670 in Plat Cabinet 1 on Slide 680 in said Recorder's Office, a total distance of 111.87 feet to the Northeastly corner of said QUAIL RUN AT HAVERSTICK, SECTION 1B, said corner being the PLACE OF BEGINNING of the within described subdivision; thence North 48 degrees 12 minutes 11 seconds West on the Northerly line of said QUAIL RUN AT HAVERSTICK, a distance of 756.48 feet; thence North 44 degrees 44 minutes 12 seconds East 79.97 feet; thence North 45 degrees 15 minutes 48 seconds West 50.00 feet; thence North 44 degrees 44 minutes 12 seconds East 44.96 feet to the point of curvature of a curve, the radius point of which lies 480.00 feet North 45 degrees 15 minutes 48 seconds West from said point of curvature; thence Northeastly, curving to the left on said curve, an arc distance of 326.53 feet to the point of curvature of a curve to the right having a radius of 20.00 feet, the radius point of which is 500.00 feet South 84 degrees 14 minutes 26 seconds East from the radius point of the last described curve; thence Northeastly, curving to the right on said curve, an arc distance of 29.17 feet to a point that is 20.00 feet North 00 degrees 40 minutes 41 seconds West of the radius point of said curve; thence North 01 degrees 36 minutes 35 seconds East 50.04 feet; thence North 89 degrees 19 minutes 29 seconds East 139.96 feet to the point of curvature of a curve, the radius point of which lies 20.00 feet North 00 degrees 40 minutes 31 seconds West from said point; thence Northeastly, curving to the left on said curve, an arc distance of 31.42 feet to a point that is 20.00 feet North 89 degrees 19 minutes 29 seconds East of the radius point of said curve; thence North 89 degrees 19 minutes 29 seconds East 50.00 feet to a point on a non-tangent curve having a radius of 20.00 feet, the radius point of which lies 90.00 feet North 89 degrees 19 minutes 29 seconds East from the radius point of the last described curve; thence Southeastly, curving to the left on said curve, an arc distance of 31.42 feet to the point of tangency of said curve, at a point that is 20.00 feet South 00 degrees 40 minutes 31 seconds East of the radius point of said curve; thence North 89 degrees 19 minutes 29 seconds East 113.42 feet to a point on a line that bears North 00 degrees 36 minutes 31 seconds West from the place of beginning; thence South 00 degrees 36 minutes 31 seconds East on said line 989.92 feet to the place of beginning, containing 8.070 acres, more or less.

COUNTRY MEADOWS, SECTION ONE "B"

Commencing, at the Southwest corner of the Northeast Quarter of Section 27, Township 18 North, Range 4 East; thence North 89 degrees 14 minutes 12 seconds East (assumed bearing) on the South line of said Northeast Quarter 1546.58 feet to the Southeastly corner of QUAIL RUN AT HAVERSTICK, SECTION 1A, a subdivision in Hamilton County, Indiana, the Secondary Plat of which is recorded as Instrument Number 9540438 in Plat Cabinet 1 on Slide 565 in the Office of the Recorder of Hamilton County, Indiana; thence North 00 degrees 36 minutes 31 seconds West on the East line of said subdivision and the Northerly prolongation thereof, being the Easterly line of QUAIL RUN AT HAVERSTICK, SECTION 1B, a subdivision in Hamilton County, Indiana, the Secondary Plat of which is recorded as Instrument Number 9624670 in Plat Cabinet 1 on Slide 680 in said Recorder's Office, and the Easterly line of COUNTRY MEADOWS AT HAVERSTICK, SECTION ONE A, a subdivision in Hamilton County, Indiana, per the Secondary Plat of which is recorded in said Recorder's Office as Instrument Number 9540438 in Plat Cabinet 1 on Slide 565, a total distance of 1101.79 feet to the Northeastly corner of said COUNTRY MEADOWS AT HAVERSTICK, SECTION ONE A, said corner being the PLACE OF BEGINNING of the within described subdivision; (the following five courses are on the Northerly line of said COUNTRY MEADOWS AT HAVERSTICK) 1.) thence South 89 degrees 19 minutes 29 seconds West 113.42 feet to the point of curvature of a curve, the radius point of which lies 20.00 feet North 00 degrees 40 minutes 31 seconds West of said point of curvature; 2.) thence Northwesterly, curving to the right on said curve, an arc distance of 31.42 feet to a point that is

20.00 feet South 89 degrees 19 minutes 29 seconds West of the radius point of said curve; 3.) thence South 89 degrees 19 minutes 29 seconds West 50.00 feet to a point on a non-tangent curve having a radius of 20.00 feet, the radius point of which lies 90.00 feet South 89 degrees 19 minutes 29 seconds West from the radius point of the last described curve; 4.) thence Southwesterly, curving to the right on said curve, an arc distance of 31.42 feet to the point of tangency of said curve at a point that is 20.00 feet South 00 degrees 40 minutes 31 seconds East of the radius point of said curve; 5.) thence South 89 degrees 19 minutes 29 seconds West 139.96 feet to the point of curvature of a curve to the right, the radius point of which lies 20.00 feet North 00 degrees 40 minutes 31 seconds West from said point of curvature; thence Northwesterly, curving to the right on said curve, an arc distance of 30.06 feet to a point on a curve having a radius of 480.00 feet, the radius point of which lies 500.00 feet South 85 degrees 25 minutes 47 seconds West from the radius point of the last described curve and is common with curve in the Westerly line of the aforesaid subdivision of COUNTRY MEADOWS AT HAVERSTICK, which has a radius of 480.00 feet; thence Northwesterly, curving to the left on said curve, an arc distance of 217.09 feet to the point of tangency of said curve at a point that is 480.00 feet North 59 degrees 30 minutes 58 seconds East of the radius point of said common curves; thence North 30 degrees 29 minutes 02 seconds West 321.26 feet; thence North 67 degrees 01 minute 23 seconds East 288.59 feet; thence North 89 degrees 19 minutes 29 seconds East 135.00 feet; thence North 00 degrees 40 minutes 31 seconds West 17.08 feet; thence North 89 degrees 19 minutes 29 seconds East 184.15 feet to a point on a line that bears North 00 degrees 36 minutes 31 seconds West from the place of beginning; thence South 00 degrees 36 minutes 31 seconds East on said line 630.00 feet to the place of beginning, containing 6.400 acres, more or less.

Subject to all legal easements and rights-of-way.

FIRST AMENDMENT TO DECLARATION OF COVENANTS AND RESTRICTIONS OF HAVERSTICK PROPERTY OWNERSHIP

141
2
18061
P

**Instrument
9709718061**

THIS FIRST AMENDMENT is made this 1st day of May, 1997 by Centex Homes, a Nevada general partnership as successor in interest to Centex Homes Company, an Indiana general partnership ("Declarant"),

W I T N E S S E I H:

WHEREAS, the following facts are true:

1. On June 23, 1995, Declarant filed of record in the Office of the Recorder of Hamilton County, Indiana, as Instrument No. 9540437 a Declaration of Covenants and Restrictions of Haverstick Property Ownership (the "Declaration").
2. Declarant desires to amend the Declaration to provide for the square footage of Dwelling Units to be constructed on the Real Estate (all such capitalized terms being defined in the Declaration).
3. Declarant has by Supplemental Declaration of Covenants and Restrictions of Haverstick Property Ownership added additional property to the Real Estate as follows:
 - (a) Supplemental Declaration of Covenants and Restrictions of Haverstick Property Ownership for Stone Haven Section One recorded December 30, 1996 as Instrument No. 9609654253; and
 - (b) Supplemental Declaration of Covenants and Restrictions of Haverstick Property Ownership for Quail Run Section 1B recorded January 15, 1997 as Instrument No. 9709701433.
3. Declarant is executing this First Amendment pursuant to Paragraph 25(b) of the Declaration.

NOW, THEREFORE, the Declaration is amended to read as follows:

1. Paragraph 23(b) of the Declaration is amended to read as follows: "All Dwelling Units located on Lots in Quail Run Phase 1A, Quail Run Section 1B and Stone Haven Section One shall have a minimum of 1300 square feet of finished living area (exclusive of garages, carports, basements and porches)."

9709718061
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 05-09-1997 At 03:00 pm.
AMEND DECL 14.00

2. To the extent not amended by this First Amendment, all other terms, provisions and conditions of the Declaration remain the same.

IN WITNESS WHEREOF, the undersigned has caused this First Amendment to be executed the day and year first above written.

CENTEX HOMES, as successor in interest to Centex Homes Company

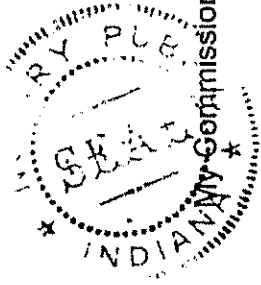
By: [Signature]
Timothy K. McMahon
Division President

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes, as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "First Amendment to Declaration of Haverstick Property Ownership" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 1st day of May, 1997.

[Signature]
Notary Public



~~~~~  
Lorna Fallon  
Notary Public, State of Indiana  
Hamilton County  
My Commission Expires 07/05/98  
~~~~~

(Printed Signature)

My County of Residence: _____

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans, 8888 Keystone Crossing, Suite 1201, Indianapolis, Indiana 46240.

Instrument
9709742618

SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP

16.00
(H)
2.00
none

THIS SUPPLEMENTAL DECLARATION made this 1st day of October, 1997 by Centex Homes, a Nevada general partnership as successor in interest to Centex Homes Company, an Indiana general partnership ("Declarant"),

W I N E S S E I T H:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following described real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A. (Hereinafter referred to as Country Meadows Section Two)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and Restrictions of Haverstick Property Ownership which was recorded in the Office of the Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as amended by Supplemental Declarations, recorded on December 30, 1996, January 15, 1997, and May 9, 1997 as Instrument Nos. 9609654253, 9709701433 and 9709718060, respectively and a First Amendment recorded on May 9, 1997 as Instrument No. 9709718061 (all of which were recorded in the Office of the Recorder of Hamilton County, Indiana (the "Declaration"). The Declaration is incorporated herein by reference and all of the terms and definitions as described therein are hereby adopted and shall have the same meaning in this Supplemental Declaration.

C. Country Meadows Section Two is part of the Real Estate described in paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or part of the Real Estate may be annexed to Haverstick Property Ownership, incorporated into the Declaration and the Owners thereof become members of Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the Declaration and the filing of the Supplemental Declaration by Declarant. All conditions relating to the annexation of Country Meadows Section Two to the Tract of Haverstick Property Ownership have been met, and Declarant, by execution of this Supplemental Declaration, hereby incorporates Country Meadows Section Two into Haverstick Property Ownership.

18517.n1

9709742618
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 10-07-1997 At 11:58 am.
DEC COV RES 16.00

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Country Meadows Section Two and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Country Meadows Section Two hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(t) of the Declaration.
2. Description of Lots. There shall be thirty (30) Lots, Numbered 37 through 66 in Country Meadows Section Two as shown on the Supplemental Plat for Country Meadows Section Two. Haverstick Property Ownership or the Tract now has one-hundred fifty-five (155) Lots.
3. Square Footage. All Dwelling Units located on Lots in Country Meadows Section Two shall have a minimum of 1200 square feet of finished living area (exclusive of garages, carports, basements and porches).
4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.
5. Supplemental Plat. The Supplemental Plat for Country Meadows Section Two prepared by Stoeppelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of September 26, 1997, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of 10/1/97 as Instrument No. 9709742617.

6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.

7. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES, as successor in interest to Centex Homes Company

[Handwritten Signature]

By: Timothy K. McMahan
Division President

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahan, by me known and by me known to be the Division President of Centex Homes, as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.

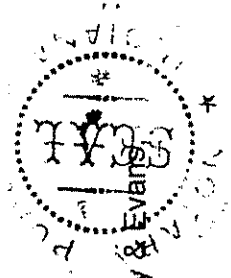
WITNESS my hand and Notarial Seal this 7 day of October, 1997.

[Handwritten Signature]

Notary Public
Edw. M. F. Haverstick
(Printed Signature)

My Commission Expires: _____ My County of Residence: _____

1-26-01 Ham. Co.



This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans, 8888 Keystone Crossing, Suite 1201, Indianapolis, Indiana 46240.

EXHIBIT A

COUNTRY MEADOWS
AT HAVERSTICK
SECTION TWO

I, the undersigned Registered Land Surveyor, hereby certify that to the best of my knowledge, information and belief, the attached plat correctly represents a subdivision of a part of the Northeast Quarter of Section 27, Township 18 North, Range 4 East in Clay Township, Hamilton County, Indiana being more particularly described as follows:

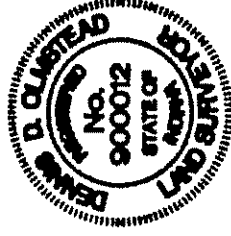
Commencing at the Southwest corner of the Northeast Quarter of Section 27, Township 18 North, Range 4 East; thence North 89 degrees 14 minutes 12 seconds East (assumed bearing) on the South line of said Northeast Quarter 1546.58 feet to the southeast corner of Quail Run at Haverstick, Section 1B, a subdivision in Hamilton County, Indiana, the Secondary Plat of which is recorded as Instrument Number 9624670 in Plat Cabinet 1 on Slide 680 in the Office of the Recorder of Hamilton County, Indiana; thence North 00 degrees 36 minutes 31 seconds West on and along the East line of said subdivision, parallel to the West line of said section 111.87 feet to the Northeast corner of said Quail Run at Haverstick, Section 1B, said point also being the Southeast corner of Country Meadows at Haverstick, Section One A, a subdivision in Hamilton County, Indiana, the secondary plat of which is recorded as Instrument Number 9718058 in Plat Cabinet 1 on Slide 774 in the Office of the Recorder of Hamilton County, Indiana; thence continuing North 00 degrees 36 minutes 31 seconds West on and along the East line of said subdivision parallel to the said West line 989.91 feet to the Northeast corner of said Country Meadows at Haverstick, Section One A, said point also being the Southeast corner of Country Meadows at Haverstick, Section One B, a subdivision in Hamilton County, Indiana, the secondary plat of which is recorded as Instrument Number 9718059 in Plat Cabinet 1 on Slide 775 in the Office of the Recorder of Hamilton County, Indiana; thence continuing North 00 degrees 36 minutes 31 seconds West on and along the East line of said subdivision, parallel to the said West line 630.00 feet to the POINT OF BEGINNING of this description; the following four (4) courses being on and along the North boundary of said Country Meadows at Haverstick, Section 1B: (1) South 89 degrees 19 minutes 29 seconds West 184.14 feet; (2) South 00 degrees 40 minutes 31 seconds East 17.09 feet; (3) South 89 degrees 19 minutes 29 seconds West 135.00 feet; (4) South 67 degrees 01 minutes 23 seconds West 288.59 feet; thence North 30 degrees 29 minutes 02 seconds West 38.77 feet to the point of curvature of a curve concave easterly, the radius point of said curve being North 59 degrees 30 minutes 58 seconds East 270.00 feet from said point; thence northerly along said curve 222.66 feet to the point of tangency of said curve, the radius point of said curve being South 73 degrees 14 minutes 02 seconds East 270.00 feet from said point; thence North 16 degrees 45 minutes 58 seconds East 357.78 feet to the point of curvature of a curve concave southeasterly, the radius point of said curve being South 73 degrees 14 minutes 02 seconds East 20.00 feet from said point; thence northeasterly along said curve 31.42 feet to the point of tangency of said curve, the radius point of said curve being South 16 degrees 45 minutes 58 seconds East 20.00 feet from said point; thence South 73 degrees 14 minutes 02 seconds East 0.94 feet; thence North 16 degrees 45 minutes 58 seconds East 50.00 feet to the point of curvature of a curve concave northeasterly, the radius point of said curve being North 16 degrees 37 minutes 34 seconds East 20.00 feet from said point; thence northeasterly along said curve 32.76 feet to the point of tangency of said curve, the radius point of said curve being South 69 degrees 31 minutes 30 seconds East 20.00 feet from said point, said point also being the point of curvature of a curve concave southeasterly, the radius point of said curve being South 69 degrees 31 minutes 30 seconds East 470.00 feet from said point; thence northeasterly along said curve 271.38 feet to the point of tangency of said curve, the radius point of said curve being South 36 degrees 26 minutes 30 seconds East 470.00 feet from said point; thence North 53 degrees 33 minutes 30 seconds East 77.41 feet; thence South 76 degrees 07 minutes 39 seconds East 276.52 feet; thence South 00 degrees 36 minutes 31 seconds East parallel to the West line of said Section 737.89 feet to the place of beginning, containing 10.048 acres, more or less. Subject to all legal highways, rights-of-way, easements and restrictions of record.

This subdivision consists of 30 lots numbered 37-66 (both inclusive). The size of lots and widths of streets are shown in feet and decimal parts thereof.

Witness my signature this 12th day of September, 1997.



Dennis D. Olmstead
Registered Land Surveyor
900012



Instrument
9709742620

16.00
(4)
2.00
none

SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP

THIS SUPPLEMENTAL DECLARATION made this 7th day of December, 1997 by Centex Homes, a Nevada general partnership as successor in interest to Centex Homes Company, an Indiana general partnership ("Declarant"),

W I T N E S S E I H:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following described real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A. (Hereinafter referred to as Stone Haven Section Three)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and Restrictions of Haverstick Property Ownership which was recorded in the Office of the Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as amended by Supplemental Declarations, recorded on December 30, 1996, January 15, 1997, and May 9, 1997 as Instrument Nos. 9609654253, 9709701433 and 9709718060, respectively and a First Amendment recorded on May 9, 1997 as Instrument No. 9709718061 (all of which were recorded in the Office of the Recorder of Hamilton County, Indiana (the "Declaration"). The Declaration is incorporated herein by reference and all of the terms and definitions as described therein are hereby adopted and shall have the same meaning in this Supplemental Declaration.

C. Stone Haven Section Three is part of the Real Estate described in paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or part of the Real Estate may be annexed to Haverstick Property Ownership, incorporated into the Declaration and the Owners thereof become members of Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the Declaration and the filing of the Supplemental Declaration by Declarant. All conditions relating to the annexation of Stone Haven Section Three to the Tract of Haverstick Property Ownership have been met, and Declarant, by execution of this Supplemental Declaration, hereby incorporates Stone Haven Section Three into Haverstick Property Ownership.

18518.n1

9709742620
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 10-07-1997 At 11:58 am.
DEC COV RES 16.00

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Stone Haven Section Three and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Stone Haven Section Three hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(t) of the Declaration.
2. Description of Lots. There shall be thirty-three (33) Lots, Numbered 126 through 158 in Stone Haven Section Three as shown on the Supplemental Plat for Stone Haven Section Three. Haverstick Property Ownership or the Tract now has one-hundred eighty-eight (188) Lots.
3. Square Footage. All Dwelling Units located on Lots in Stone Haven Section Three shall have a minimum of 1300 square feet of finished living area (exclusive of garages, carports, basements and porches).
4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.
5. Supplemental Plat. The Supplemental Plat for Stone Haven Section Three prepared by Stoepfelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of October 1, 1997, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of 10/7/97 as Instrument No. 9709742619.

6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.

7. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES, as successor in interest to Centex Homes Company

Timothy K. McMahon

By: Timothy K. McMahon
Division President

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes, as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 7 day of October, 1997.

E. F. Harbott
Notary Public
E. F. Harbott
(Printed Signature)

My Commission Expires: _____ My County of Residence: _____

1-26-01 Hamilton



This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans, 8888 Keystone Crossing, Suite 1201, Indianapolis, Indiana 46240.

Stone Haven at Haverstick
Section Three

I, the undersigned Registered Land Surveyor, hereby certify that to the best of my knowledge, information and belief, the attached plat correctly represents a subdivision of a part of the Northeast Quarter of Section 27, Township 18 North, Range 4 East and part of the Southeast Quarter of Section 22, Township 18 North, Range 4 East all in Clay Township, Hamilton County, Indiana being more particularly described as follows:

Commencing at the Southwest corner of the Northeast Quarter of Section 27, Township 18 North, Range 4 East; thence North 89 degrees 14 minutes 12 seconds East (assumed bearing) on the South line of said Northeast Quarter Section 1544.58 feet to the Southeast corner of Quail Run at Haverstick Section 18, a subdivision in Hamilton County, Indiana, the Secondary Plat of which is recorded as instrument Number 9024670 in Plat Cabinet 1 on Slide 680 in the Office of the Recorder of Hamilton County, Indiana; thence North 00 degrees 36 minutes 31 seconds West on the East line of said plat 111.87 feet to the Northeast corner of said Quail Run at Haverstick, Section 18, said point also being the Southeast corner of Country Meadows at Haverstick, Section 1A, a subdivision in Hamilton County, Indiana, the Secondary Plat of which is recorded as instrument Number 9718059 in Plat Cabinet 1 on Slide 775 in the Office of the Recorder of Hamilton County, Indiana; thence East line of said subdivision 989.81 feet to the Northeast corner of said Country Meadows at Haverstick, Section 1A, said point also being the Southeast corner of Country Meadows at Haverstick, Section 1B, a subdivision in Hamilton County, Indiana, the Secondary Plat of which is recorded as instrument Number 9718059 in Plat Cabinet 1 on Slide 775 in the Office of the Recorder of Hamilton County, Indiana; thence North 29 seconds West 113.41 feet to the point of curvature of a curve concave northerly, the radius point being North 00 degrees 40 minutes 31 seconds West 20.00 feet from said point; 2) northwesterly along said curve 31.42 feet to the point of tangency of said curve, the radius point being North 89 degrees 19 minutes 29 seconds East 20.00 feet from said point; 3) South 69 degrees 19 minutes 29 seconds West 50.00 feet to the point of curvature of a curve concave northerly, the radius point being South 89 degrees 19 minutes 29 seconds West 20.00 feet from said point; 4) southwesterly along said curve 31.42 feet to the point of tangency of said curve, the radius point being North 00 degrees 40 minutes 31 seconds West 20.00 feet from said point; 5) South 69 degrees 19 minutes 29 seconds West 139.96 feet to a point on the East boundary of Stone Haven at Haverstick, Section One, a subdivision in Hamilton County, Indiana, the Secondary Plat of which is recorded as instrument Number 9654252 in Plat Cabinet 1 on Slide 753 in the Office of the Recorder of Hamilton County, Indiana, said point also being the point of curvature of a curve concave northerly, the radius point being North 00 degrees 40 minutes 31 seconds West 20.00 feet from said point; 6) northwesterly along said boundary of Stone Haven at Haverstick, Section One and along said curve 30.06 feet to the point of tangency of said curve, the radius point being North 85 degrees 25 minutes 48 seconds East 20.00 feet from said point, said point also being the POINT OF BEGINNING of this description; the following eight (8) courses being on and along the East and North boundaries of said Stone Haven at Haverstick, Section One: 1) North 16 degrees 45 minutes 43 seconds West 60.49 feet to a point on a curve concave southeasterly, the radius point being South 84 degrees 27 minutes 15 seconds West 420.00 feet from said point; 2) northerly along said curve 182.81 feet to the point of tangency of said curve the radius point being South 59 degrees 30 minutes 58 seconds West 420.00 feet from said point; 3) North 30 degrees 29 minutes 02 seconds West 360.02 feet to the point of curvature of a curve concave easterly, the radius point being North 59 degrees 30 minutes 58 seconds East 330.00 feet from said point; 4) northerly along said curve 272.14 feet to the point of tangency of said curve, the radius point being South 73 degrees 14 minutes 02 seconds East 330.00 feet from said point; 5) North 16 degrees 45 minutes 58 seconds East 289.78 feet 6) North 73 degrees 14 minutes 02 seconds West 195.00 feet 7) South 16 degrees 45 minutes 58 seconds West 25.78 feet 8) North 73 degrees 14 minutes 02 seconds West 150.14 feet to the northwest corner of the aforesaid Stone Haven at Haverstick, Section One; thence North 83 degrees 42 minutes 20 seconds West 231.56 feet to a point on a curve concave easterly, the radius point being northerly along said curve 10.86 feet to a point on said curve, the radius point being South 89 degrees 49 minutes 23 seconds East 125.00 feet from said point; thence the radius point being South 89 degrees 51 minutes 20 seconds East 175.00 feet from said point; thence North 20 degrees 48 minutes 24 seconds East 175.00 feet to a point on a curve concave westerly, the radius point being South 59 degrees 30 minutes 58 seconds East 56.05 feet to the point of curvature of a curve concave westerly, the radius point of said curve being North 69 degrees 48 minutes 00 seconds West 20.00 feet from said point; thence northerly along said curve 283.94 feet; thence North 78 degrees 40 minutes 16 minutes 00 seconds East 625.00 feet from said point; thence North 81 degrees 01 minutes 12 seconds East 189.99 feet; thence South 42 degrees 00 minutes 36 seconds East 334.75 feet; thence South 19 degrees 18 minutes 15 seconds West 154.04 feet; thence South 56 degrees 40 minutes 37 seconds East 28.40 feet to a point on a curve concave southeasterly, the radius point being South 38 degrees 12 minutes 26 seconds East 530.00 feet from said point; thence southeasterly along said curve 289.68 feet to the point of tangency of said curve, the radius point being South 69 degrees 31 minutes 25 seconds East 530.00 feet from said point; thence South 69 degrees 31 minutes 25 seconds East 60.00 feet to the point on a curve concave easterly, the radius point being South 69 degrees 31 minutes 25 seconds East 20.00 feet; thence southerly along said curve 32.71 feet to the point of tangency of said curve, the radius point being North 16 degrees 45 minutes 58 seconds West 50.00 feet from said point; thence South 16 degrees 45 minutes 58 seconds West 0.94 feet to the point of curvature of a curve concave southeasterly, the radius point being South 16 degrees 45 minutes 58 seconds West 20.00 feet from said point; thence westerly along said curve 31.42 feet to the point of tangency of said curve the radius point being South 73 degrees 14 minutes 02 seconds West 357.78 feet to the point of curvature of a curve concave easterly, the radius point being South 73 degrees 14 minutes 02 seconds West 20.00 feet from said point; thence South 73 degrees 14 minutes 02 seconds West 270.00 feet from said point; thence southerly along said curve 222.86 feet to the point of tangency of said curve, the radius point being North 59 degrees 30 minutes 58 seconds East 270.00 feet from said point; thence South 30 degrees 29 minutes 02 seconds East 35.77 feet to the Northwest corner of the aforesaid Country Meadows at Haverstick, Section One B; thence continuing southeasterly, the radius point being South 59 degrees 30 minutes 58 seconds West 440.00 feet from said point; thence southeasterly along said curve 217.10 feet to the point of tangency of said curve, the radius point being South 85 degrees 25 minutes 48 seconds West 480.00 feet from said point, said point also being the place of beginning, containing 12.631 acres, more or less. Subject to all legal highway, rights-of-way, easements and restrictions of record.

Instrument
9809835941

9809835941 Record in
Filed for
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 07-02-1998 At 01:30 pm.
DEC COV RES 20.00

**SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP**

20.00
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6.00000000

THIS SUPPLEMENTAL DECLARATION made this 23rd day of JULY, 1998 by Centex Homes, a Nevada general partnership as successor in interest to Centex Homes Company, an Indiana general partnership ("Declarant"),

W I N E S S E I H:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following described real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A. (Hereinafter referred to as Lost Oaks Section One)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and Restrictions of Haverstick Property Ownership which was recorded in the Office of the Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as amended by Supplemental Declarations, recorded on December 30, 1996, January 15, 1997, May 9, 1997 and October 7, 1997, as Instrument Nos. 9609654253, 9709701433, 9709718060, 9709742620 and 9709742618, respectively and a First Amendment recorded on May 9, 1997 as Instrument No. 9709718061 (all of which were recorded in the Office of the Recorder of Hamilton County, Indiana (the "Declaration"). The Declaration is incorporated herein by reference and all of the terms and definitions as described therein are hereby adopted and shall have the same meaning in this Supplemental Declaration.

C. Lost Oaks Section One is part of the Real Estate described in paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or part of the Real Estate may be annexed to Haverstick Property Ownership, incorporated into the Declaration and the Owners thereof become members of Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the Declaration and the filing of the Supplemental Declaration by Declarant. All conditions relating to the annexation of Lost Oaks Section One to the Tract of Haverstick Property Ownership have been met, and Declarant, by execution of this Supplemental Declaration, hereby incorporates Lost Oaks Section One into Haverstick Property Ownership.

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Lost Oaks Section One and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Lost Oaks Section One hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(t) of the Declaration.
2. Description of Lots. There shall be 33 Lots, Numbered 67 through 99 in Lost Oaks Section One as shown on the Supplemental Plat for Lost Oaks Section One. Haverstick Property Ownership or the Tract now has 221 Lots.
3. Square Footage. All Dwelling Units located on Lots in Lost Oaks Section One shall have a minimum of 1,200 square feet of finished living area (exclusive of garages, carports, basements and porches).
4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.
5. Supplemental Plat. The Supplemental Plat for Lost Oaks Section One prepared by Stoepfelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of July 9, 1998, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of July 2, 1998 as Instrument No. 9809835940.

6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.

7. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES, as successor in interest to Centex Homes Company

[Handwritten Signature]

By: Timothy K. McMahon
Division President

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes, as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 23rd day of JUNE, 1998.



[Handwritten Signature]
Notary Public

~~~~~  
Lorna Fallon  
Notary Public, State of Indiana  
Hamilton County  
My Commission Expires 07/05/98  
~~~~~

(Printed Signature)

My County of Residence: _____

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans, 8888 Keystone Crossing, Suite 1500, Indianapolis, Indiana 46240.

**Instrument
9809858098**

9809858098 Record in
Filed for
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 10-14-1998 At 01:12 pm.
DEC COV RES 18.00

**SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP**

18.00
1.00
10/12

THIS SUPPLEMENTAL DECLARATION made this 2nd day of September, 1998
by Centex Homes, a Nevada general partnership as successor in interest to Centex
Homes Company, an Indiana general partnership ("Declarant"),

WITNESSETH:

WHEREAS, the following facts are true:

- A. Declarant is the sole owner of the fee simple title to the following described real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A. (Hereinafter referred to as Lost Oaks Section Two A)
- B. On June 23, 1995, Declarant executed a Declaration of Covenants and Restrictions of Haverstick Property Ownership which was recorded in the Office of the Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as amended by Supplemental Declarations, recorded on December 30, 1996, January 15, 1997, May 9, 1997, October 7, 1997 and July 2, 1998, as Instrument Nos. 9609654253, 9709701433, 9709718060, 9709742620, 9709742618 and 9809835941, respectively, and a First Amendment recorded on May 9, 1997 as Instrument No. 9709718061 (all of which were recorded in the Office of the Recorder of Hamilton County, Indiana (the "Declaration"). The Declaration is incorporated herein by reference and all of the terms and definitions as described therein are hereby adopted and shall have the same meaning in this Supplemental Declaration.
- C. Lost Oaks Section Two A is part of the Real Estate described in paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or part of the Real Estate may be annexed to Haverstick Property Ownership, incorporated into the Declaration and the Owners thereof become members of Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the Declaration and the filing of the Supplemental Declaration by Declarant. All conditions relating to the annexation of Lost Oaks Section Two A to the Tract of Haverstick Property Ownership have been met, and Declarant, by execution of this Supplemental Declaration, hereby incorporates Lost Oaks Section Two A into Haverstick Property Ownership.

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Lost Oaks Section Two A and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Lost Oaks Section Two A hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(k) of the Declaration.

2. Description of Lots. There shall be twenty-three (23) Lots, Numbered 100-104, 131-142 and 159-164 in Lost Oaks Section Two A as shown on the Supplemental Plat for Lost Oaks Section Two A. Haverstick Property Ownership or the Tract now has two hundred forty-four (244) Lots.

3. Square Footage. All Dwelling Units located on Lots in Lost Oaks Section Two A shall have a minimum of 1,200 square feet of finished living area (exclusive of garages, carports, basements and porches).

4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.

5. Supplemental Plat. The Supplemental Plat for Lost Oaks Section Two A prepared by Stoepelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of Sept. 23, 1998, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of October 14, 1998 as Instrument No. 9807858097.

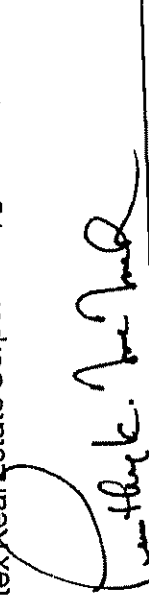
6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.

7. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES, as successor in interest to Centex
Homes Company

By: Centex Real Estate Corporation, general partner


By: _____

Timothy K. McMahon
Indianapolis Division President

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes, as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 28th day of September, 1998.



Notary Public

Edward F. Hackett
(Printed Signature)



My Commission Expires: _____

1-26-01

My County of Residence: _____

Ham. Co.

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans, 8888 Keystone Crossing, Suite 1500, Indianapolis, Indiana 46240.

EXHIBIT "A"

DESCRIPTION OF PROPERTY

LOST OAKS
AT HAVERSTICK
SECTION TWO A

I, the undersigned Registered Land Surveyor, hereby certify that to the best of my knowledge, information and belief, that the attached plat correctly represents a subdivision of a part of the Southeast Quarter of Section 22, Township 18 North, Range 4 East and part of the Southwest Quarter of Section 23, Township 18 North, Range 4 East in Hamilton County, Indiana, more particularly described as follows:

Commencing at the Southwest corner of the Southwest Quarter of Section 23, Township 18 North, Range 4 East; thence North 89 degrees 36 minutes 37 seconds East along the South line of said Section 23, 52.31 feet to the Southeast corner of Lost Oaks at Haverstick, Section One, recorded as Instrument Number 9809835940 in Plat Cabinet 2 on Slide 132 in the Office of the Recorder of Hamilton County, Indiana, said point also being the POINT OF BEGINNING of this description; the following sixteen (16) courses being on and along the North and East boundaries of said plat; 1) North 00 degrees 22 minutes 09 seconds West 164.98 feet; 2) North 89 degrees 37 minutes 51 seconds East 7.54 feet; 3) North 00 degrees 25 minutes 18 seconds West 190.17 feet; 4) North 19 degrees 30 minutes 31 seconds East 402.76 feet; 5) North 25 degrees 01 minutes 48 seconds West 135.37 feet to a point on a curve concave southeasterly, the radius point being South 32 degrees 27 minutes 14 seconds East 470.00 feet from said point; 6) southwesterly along said curve 14.82 feet to the point of tangency of said curve, the radius point being South 34 degrees 15 minutes 37 seconds East 470.00 feet from said point; 7) South 55 degrees 44 minutes 23 seconds West 283.52 feet to the point of curvature of a curve concave northerly, the radius point being North 34 degrees 15 minutes 37 seconds West 480.00 feet from said point; 8) westerly along said curve 272.66 feet to the point of tangency of said curve, the radius point being North 01 degrees 42 minutes 49 seconds West 480.00 feet from said point; 9) South 88 degrees 17 minutes 11 seconds West 27.87 feet to the point of curvature of a curve concave southeasterly, the radius point being South 01 degrees 42 minutes 49 seconds East 20.00 feet from said point; 10) southerly along said curve 31.42 feet to the point of tangency of said curve, the radius point being North 88 degrees 17 minutes 11 seconds East 20.00 feet from said point; 11) South 88 degrees 17 minutes 11 seconds West 50.00 feet to the point of curvature of a curve concave westerly, the radius point being South 88 degrees 17 minutes 11 seconds West 20.00 feet from said point; 12) westerly along said curve 31.42 feet to the point of tangency of said curve, the radius point being South 01 degrees 42 minutes 49 seconds East 20.00 feet from said point; 13) South 88 degrees 17 minutes 11 seconds West 83.29 feet to the point of curvature of a curve concave southerly, the radius point being South 01 degrees 42 minutes 49 seconds East 220.00 feet from said point; 14) southwesterly along said curve 198.20 feet to a point on a curve concave northerly, the radius point being North 53 degrees 19 minutes 52 seconds West 20.00 feet from said point; 15) North 53 degrees 19 minutes 52 seconds West 60.00 feet to a point on a curve concave northerly, the radius point being North 53 degrees 19 minutes 52 seconds West 20.00 feet from said point; (16) southeasterly along said curve 30.57 feet to the point of tangency of said curve, the radius point being North 34 degrees 15 minutes 05 seconds East 20.00 feet from said point; thence North 55 degrees 44 minutes 55 seconds West 20.27 feet; thence North 34 degrees 15 minutes 05 seconds East 7.35 feet to the point of curvature of a curve concave southerly, the radius point being South 55 degrees 44 minutes 55 seconds East 320.00 feet from said point; thence northeasterly along said curve 301.79 feet to the point of tangency of said curve, the radius point being South 01 degrees 42 minutes 49 seconds East 320.00 feet from said point; thence North 88 degrees 17 minutes 11 seconds East 201.16 feet to the point of curvature of a curve concave northerly, the radius point being North 01 degrees 42 minutes 49 seconds West 380.00 feet from said point; thence northeasterly along said curve 215.86 feet to the point of tangency of said curve, the radius point being North 34 degrees 15 minutes 37 seconds West 380.00 feet from said point; thence North 55 degrees 44 minutes 23 seconds East 283.52 feet to the point of curvature of a curve concave southerly, the radius point being South 34 degrees 15 minutes 37 seconds East 570.00 feet from said point; thence easterly along said curve 299.83 feet to the point of tangency of said curve, the radius point being South 04 degrees 07 minutes 19 seconds East 570.00 feet from said point; thence South 04 degrees 07 minutes 19 seconds East 570.00 feet from said point; thence South 04 degrees 07 minutes 19 seconds East 100.00 feet to the point of curvature of a curve concave southerly, the radius point being South 04 degrees 07 minutes 19 seconds East 470.00 feet from said point; thence easterly along said curve 04 degrees 07 minutes 19 seconds East 470.00 feet from said point; thence easterly along said curve 29.59 feet to the point of tangency of said curve, the radius point being South 00 degrees 30 minutes 55 seconds East 470.00 feet from said point; thence North 89 degrees 05 seconds East 160.00 feet; thence North 89 degrees 29 minutes 05 seconds East 15.46 feet; thence South 00 degrees 30 minutes 55 seconds East 81.82 feet; thence South 00 degrees 30 minutes 55 seconds East 229.28 feet; thence North 87 degrees 30 minutes 51 seconds West 49.03 feet; thence South 05 degrees 46 minutes 46 seconds East 130.00 feet to the point of curvature of a curve concave northerly, the radius point being North 05 degrees 46 minutes 46 seconds West 275.00 feet from said point; thence easterly along said curve 6.15 feet to the point of tangency of said curve, the radius point being North 07 degrees 03 minutes 40 seconds West 275.00 feet from said point; thence South 07 degrees 03 minutes 40 seconds East 173.05 feet; thence South 00 degrees 23 minutes 23 seconds East 44.87 feet to a point on the South line of the said Southwest Quarter; thence South 89 degrees 36 minutes 37 seconds West along the said South line 311.26 feet to the place of beginning, containing 9.444 acres, more or less. Subject to all legal highways, rights-of-way, easements and restrictions of record.

**Instrument
9809858100**

809858100
Filed for Record in
HAMILTON COUNTY, INDIANA
SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP
ON 10-14-1998 At 01:12 pm.
DEC COV RES 18.00

18.00
⑤
1.00
not

THIS SUPPLEMENTAL DECLARATION made this 20th day of September, 1998 by Centex Homes, a Nevada general partnership as successor in interest to Centex Homes Company, an Indiana general partnership ("Declarant"),

W I T N E S S E I H:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following described real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A. (Hereinafter referred to as Stone Haven Section Two A)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and Restrictions of Haverstick Property Ownership which was recorded in the Office of the Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as amended by Supplemental Declarations, recorded on December 30, 1996, January 15, 1997, May 9, 1997 and July 2, 1998 as Instrument Nos. 9609654253, 9709701433, 9709718060 and 9809835941, respectively, and a First Amendment recorded on May 9, 1997 as Instrument No. 9709718061 (all of which were recorded in the Office of the Recorder of Hamilton County, Indiana (the "Declaration"). The Declaration is incorporated herein by reference and all of the terms and definitions as described therein are hereby adopted and shall have the same meaning in this Supplemental Declaration.

C. Stone Haven Section Two A is part of the Real Estate described in paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or part of the Real Estate may be annexed to Haverstick Property Ownership, incorporated into the Declaration and the Owners thereof become members of Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the Declaration and the filing of the Supplemental Declaration by Declarant. All conditions relating to the annexation of Stone Haven Section Two A to the Tract of Haverstick Property Ownership have been met, and Declarant, by execution of this Supplemental Declaration, hereby incorporates Stone Haven Section Two A into Haverstick Property Ownership.

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Stone Haven Section Two A and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Stone Haven Section Two A hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(t) of the Declaration.

2. Description of Lots. There shall be eighteen (18) Lots, Numbered 90-93 and 112-125 in Stone Haven Section Two A as shown on the Supplemental Plat for Stone Haven Section Two A. Haverstick Property Ownership or the Tract now has Two (2) Lots.

3. Square Footage. All Dwelling Units located on Lots in Stone Haven Section Two A shall have a minimum of 1300 square feet of finished living area (exclusive of garages, carports, basements and porches).

4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.

5. Supplemental Plat. The Supplemental Plat for Stone Haven Section Two A prepared by Stoeppelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of Sept. 23, 1998, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of October 14, 1998 as Instrument No. 7809858099.

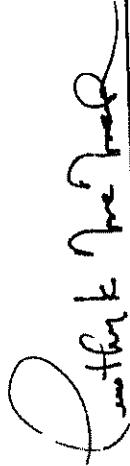
6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.

7. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES, as successor in interest to Centex
Homes Company

By: Centex Real Estate Corporation, general partner

By:  _____

Timothy K. McMahon
Indianapolis Division President

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes, as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 20th day of September, 1998.



Notary Public

Edward K. Hackett

(Printed Signature)



My Commission Expires: _____

1-26-01

My County of Residence: _____

Hamilton

9809858100
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L. CLARK
On 10-14-1998 At 01:12 PM.
DEC COV RES 18.00

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans, 8888 Keystone Crossing, Suite 1500, Indianapolis, Indiana 46240.

EXHIBIT "A"

DESCRIPTION OF PROPERTYSTONE HAVEN AT HAVERSTICK
SECTION TWO A

I, the undersigned, a registered land surveyor in the State of Indiana, hereby certify that the within plat represents a subdivision prepared under my supervision of the following described real estate located in the Northeast Quarter of Section 27, Township 18 North, Range 4 East in Clay Township, Hamilton County, Indiana, being more particularly described as follows:

COMMENCING at the Southwest corner of the Northeast Quarter of Section 27, Township 18 North, Range 4 East; thence North 00 degrees 36 minutes 31 seconds West (assumed bearing) on the West line of said Northeast Quarter 1528.53 feet to the Northwestern most corner of QUAIL RUN AT HAVERSTICK, SECTION ONE A, a subdivision in Hamilton County, Indiana, the Secondary Plat of which is recorded as Instrument Number 9540438 in Plat Cabinet Number 1 on Slide 565 in the Office of the Recorder of Hamilton County, Indiana, said corner being the POINT OF BEGINNING of this description; thence South 48 degrees 12 minutes 11 seconds East on the Northerly line of said subdivision 878.52 feet to the Southwest corner of STONE HAVEN AT HAVERSTICK SECTION ONE, a subdivision in Hamilton County, Indiana, the Secondary Plat of which is recorded at Instrument # 9654252 in Plat Cabinet No. 1, on Slide No. 753 in the Office of the Recorder of Hamilton County, Indiana; the following Five(5) Courses being on and along the West line of said STONE HAVEN AT HAVERSTICK, SECTION ONE; 1.) North 36 degrees 50 minutes 07 seconds East 195.42 feet to a point on a curve concave Northeasterly the radius point of said curve being North 36 degrees 50 minutes 07 seconds East 175.00 feet from said point; 2.) Northwesterly along said curve 12.18 feet to the point of tangency of said curve, the radius point of said curve being North 40 degrees 49 minutes 29 seconds East 175.00 feet from said point; 3.) North 49 degrees 10 minutes 31 seconds West 408.17 feet; 4.) North 40 degrees 49 minutes 29 seconds East 185.00 feet; 5.) North 13 degrees 55 minutes 24 seconds West 177.02 feet; thence North 89 degrees 10 minutes 31 seconds west 140.79 feet; thence North 00 degrees 49 minutes 29 seconds East 37.96 feet; thence North 89 degrees 10 minutes 31 seconds West 394.06 feet to a point on the West line of said Northeast Quarter; thence South 00 degrees 36 minutes 31 seconds East on and along the said West line 202.84 feet to the place of beginning, containing 6.248 acres, more or less. Subject to all legal Highways, Right-of-ways, easements and restriction of record.

UN 6

SUPPLEMENTAL DECLARATION OF COVENANTS AND RESTRICTIONS OF HAVERSTICK PROPERTY OWNERSHIP

THIS SUPPLEMENTAL DECLARATION made this 6th day of July 1999 by Centex Homes, a Nevada general partnership as successor in interest to Centex Homes Company, an Indiana general partnership ("Declarant"),

9909940002
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 07-06-1999 At 11:10:20 am.
DEC COV RES 19.00

W I N E S S E I H:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following described real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A. (Hereinafter referred to as Stone Haven Section Two B)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and Restrictions of Haverstick Property Ownership which was recorded in the Office of the Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as amended by Supplemental Declarations, recorded on December 30, 1996, January 15, 1997, May 9, 1997, July 2, 1998, and September 28, 1998 as Instrument Nos. 9609654253, 9709701433, 9709718060, 9809835941 and 9809858100, respectively, and a First Amendment recorded on May 9, 1997 as Instrument No. 9709718061 (all of which were recorded in the Office of the Recorder of Hamilton County, Indiana) (the "Declaration"). The Declaration is incorporated herein by reference and all of the terms and definitions as described therein are hereby adopted and shall have the same meaning in this Supplemental Declaration.

C. Stone Haven Section Two B is part of the Real Estate described in paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or part of the Real Estate may be annexed to Haverstick Property Ownership, incorporated into the Declaration and the Owners thereof become members of Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the Declaration and the filing of the Supplemental Declaration by Declarant. All conditions relating to the annexation of Stone Haven Section Two B to the Tract of Haverstick Property Ownership have been met, and Declarant, by execution of this Supplemental Declaration, hereby incorporates Stone Haven Section Two B into Haverstick Property Ownership.

NOW, THEREFORE, Declarant makes this Supplemental Declaration as

follows:

1. Declaration. Declarant hereby expressly declares that Stone Haven Section Two B and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Stone Haven Section Two B hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(t) of the Declaration.

2. Description of Lots. There shall be eighteen (18) Lots, Numbered 94-111 in Stone Haven Section Two B as shown on the Supplemental Plat for Stone Haven Section Two B. Haverstick Property Ownership or the Tract now has Two-Hundred and Eighty (280) Lots.

3. Square Footage. All Dwelling Units located on Lots in Stone Haven Section Two B shall have a minimum of 1300 square feet of finished living area (exclusive of garages, carports, basements and porches).

4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.

5. Supplemental Plat. The Supplemental Plat for Stone Haven Section Two B prepared by Stoepelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of April 14, 1999, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of 7/6/99 as Instrument No. 9909940001.

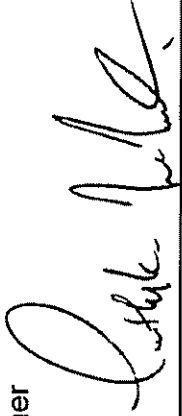
6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.

7. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES, as successor in interest to Centex Homes Company

By: Centex Real Estate Corporation, general partner



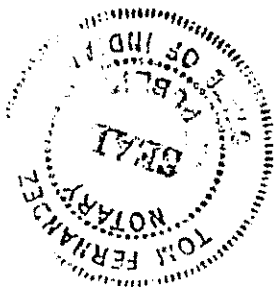
By: _____
Timothy K. McMahon
Indianapolis Division President

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes, as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 6th day of July, 1999.

Tom Fernandez Notary Public



Tom Fernandez
(Printed Signature)

My Commission Expires: April 18, 2007 My County of Residence: Marion

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans LLP, 8888 Keystone Crossing, Suite 1500, Indianapolis, Indiana 46240.

EXHIBIT A

Part of the Northeast Quarter of Section 27, Township 18 North, Range 4 East in Clay Township, Hamilton County, Indiana, being more particularly described as follows:

Commencing at the Southwest corner of said Quarter Section; thence North 00 degrees 36 minutes 31 seconds West (assumed bearing) along the West line of said Quarter Section 1731.37 feet to the POINT OF BEGINNING of this description; thence continuing North 00 degrees 36 minutes 31 seconds West along said West line 545.18 feet; thence South 89 degrees 49 minutes 23 seconds East 322.06 feet to the Southwest corner of Stone Haven at Haverstick, Section Three, the secondary plat recorded as instrument #97-42619 in the Office of the Recorder of Hamilton County, Indiana; thence along said subdivision for the next three (3) courses: (1) continuing South 89 degrees 49 minutes 23 seconds East 50.00 feet to a point on a curve concave Easterly, the radius southerly along said curve 10.88 feet to a point on said curve, the radius point being North 85 degrees 08 minutes 45 seconds East 125.00 feet from said point; (2) degrees 42 minutes 20 seconds East 231.56 feet to a point on the western boundary of Stone Haven at Haverstick, Section One, recorded as instrument #96-54252, P.C. #1. Slide #753 in the Office of the Recorder of Hamilton County, Indiana; the following three (3) courses along the western boundary of said Stone Haven at Haverstick, Section One: (1) South 16 degrees 58 minutes 31 seconds West 253.31 feet; (2) South 00 degrees 49 minutes 29 seconds West 250.94 feet; (3) South 13 degrees 55 minutes 24 seconds East 62.04 feet; thence North 89 degrees 10 minutes 31 seconds West 140.79 feet; thence North 00 degrees 49 minutes 29 seconds East 37.96 feet; thence North 89 degrees 10 minutes 31 seconds West 394.06 feet to the place of beginning, containing 6.867 acres, more or less. Subject to all legal highways, rights-of-way, easements and restrictions of record.

This subdivision consists of 18 lots, numbered 94-111, inclusive. The size of lots and widths are shown in feet and decimal parts thereof.

1430

**SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP**

199909258105
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 10-05-1999 At 09:50 a.m.
DEC CUV RES 16.00

THIS SUPPLEMENTAL DECLARATION made this 4th day of October, 1999 by Centex Homes, a Nevada general partnership as successor in interest to Centex Homes Company, an Indiana general partnership ("Declarant"),

W I N E S S E I H:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following described real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A, (Hereinafter referred to as Lost Oaks Section Two B)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and Restrictions of Haverstick Property Ownership which was recorded in the Office of the Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as amended by Supplemental Declarations, recorded on December 30, 1996, January 15, 1997, May 9, 1997, October 7, 1997, July 2, 1998, September 28, 1998, October 14, 1998 and July 6, 1999, as Instrument Nos. 9609654253, 9709701433, 9709718060, 9709742620, 9809835941, 9809858098, 98581000, 9858098, and 9940002, respectively and a First Amendment recorded on May 9, 1997 as Instrument No. 9709718061 (all of which were recorded in the Office of the Recorder of Hamilton County, Indiana (the "Declaration"). The Declaration is incorporated herein by reference and all of the terms and definitions as described therein are hereby adopted and shall have the same meaning in this Supplemental Declaration.

C. Lost Oaks Section Two B is part of the Real Estate described in paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or part of the Real Estate may be annexed to Haverstick Property Ownership, incorporated into the Declaration and the Owners thereof become members of Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the Declaration and the filing of the Supplemental Declaration by Declarant. All conditions relating to the annexation of Lost Oaks Section Two B to the Tract of Haverstick Property Ownership have been met, and Declarant, by execution of this Supplemental Declaration, hereby incorporates Lost Oaks Section Two B into Haverstick Property Ownership.

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Lost Oaks Section Two B and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Lost Oaks Section Two B hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(t) of the Declaration.
2. Description of Lots. There shall be forty-two (42) Lots, Numbered 105 through 130 and 143 through 158 in Lost Oaks Section Two B as shown on the Supplemental Plat for Lost Oaks Section Two B. Haverstick Property Ownership or the Tract now has Three Hundred Twenty-Two (322) Lots.
3. Square Footage. All Dwelling Units located on Lots in Lost Oaks Section Two B shall have a minimum of 1,200 square feet of finished living area (exclusive of garages, carports, basements and porches).
4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.
5. Supplemental Plat. The Supplemental Plat for Lost Oaks Section Two B prepared by Stoepelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of June 2, 1998, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of 12/5/99 as Instrument No. 9958104.

6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.

7. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES, as successor in interest to Centex Homes Company

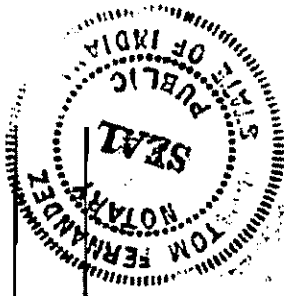
By: [Signature]
Timothy K. McMahon
Division President

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes, as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 4th day of October 1999.

Tammy K. Haney
Notary Public
Tammy K. Haney
(Printed Signature)



My Commission Expires: April 18, 2007 My County of Residence: Marion

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans LLP, 8888 Keystone Crossing, Suite 1500, Indianapolis, Indiana 46240.

EXHIBIT "A"

DESCRIPTION OF PROPERTY

Part of the Southwest Quarter of Section 23, Township 18 North, Range 4 East in Clay Township, Hamilton County, Indiana, being more particularly described as follows:

Commencing at the Southwest corner of said Quarter Section; thence North 89 degrees 36 minutes 37 seconds East (assumed bearing) along the South line of said Quarter Section, 363.57 feet to the POINT OF BEGINNING of this description; thence continuing North 89 degrees 36 minutes 37 seconds East along said South line 649.16 feet to a point on a curve concave Easterly, the radius point being South 78 degrees 24 minutes 55 seconds East 3285.76 feet from said point; thence Northerly along said curve 75.14 feet to the point of tangency, the radius point being South 77 degrees 06 minutes 18 seconds East 3285.76 feet from said point; thence North 12 degrees 53 minutes 42 seconds East 236.13 feet; thence South 77 degrees 06 minutes 18 seconds East 65.00 feet; thence North 12 degrees 53 minutes 42 seconds East 31.88 feet to the point of curvature of a curve concave Southeasterly, the radius point being South 77 degrees 06 minutes 18 seconds East 435.00 feet from said point; thence Northerly along said curve 221.27 feet to the point of tangency, the radius point being South 47 degrees 57 minutes 38 seconds East 435.00 feet from said point; thence North 42 degrees 02 minutes 22 seconds East 230.01 feet; thence North 36 degrees 29 minutes 26 seconds East 315.00 feet; thence North 01 degrees 39 minutes 23 seconds West 122.60 feet thence South 41 degrees 45 minutes 06 seconds West 345.15 feet; thence North 54 degrees 50 minutes 50 seconds West 237.91 feet to the point of curvature of a curve concave Southwesterly, the radius point being South 35 degrees 09 minutes 10 seconds West 520.00 feet; thence Westerly along said curve 323.71 feet to the point of tangency, the radius point being South 00 degrees 30 minutes 55 seconds East 520.00 feet from said point; thence South 29 degrees 29 minutes 05 seconds West 474.48 feet to the point of curvature of a curve concave Southerly, the radius point being South 00 degrees 30 minutes 55 seconds East 570.00 feet from said point; thence Westerly along said curve 35.88 feet to a point on a curve, the radius point being South 04 degrees 07 minutes 19 seconds West 570.00 feet from said point; thence South 04 degrees 07 minutes 19 seconds East 100.00 feet to a point on a curve concave Southerly the radius point being South 04 degrees 07 minutes 19 seconds East 470.00 feet from said point; thence easterly along said curve 29.59 feet to the point of tangency, the radius point being South 00 degrees 30 minutes 55 seconds East from said point; thence North 89 degrees 29 minutes 05 seconds East 81.82 feet; thence South 00 degrees 30 minutes 55 seconds East 160.00 feet; thence North 89 degrees 29 minutes 05 seconds East 15.46 feet; thence South 00 degrees 30 minutes 55 seconds East 226.21 feet; thence South 29 degrees 07 minutes 14 seconds West 229.28 feet; thence North 87 degrees 30 minutes 51 seconds West 49.03 feet; thence South 05 degrees 46 minutes 46 seconds East 130.00 feet to a point on a curve concave Northerly, the radius point being North 05 degrees 46 minutes 46 seconds West 275.00 feet; thence Westerly along said curve 6.15 feet to a point on said curve, the radius point being North 07 degrees 03 minutes 40 seconds West 275.00 feet from said point; thence South 07 degrees 03 minutes 40 seconds East 173.05 feet; thence South 00 degrees 23 minutes 23 seconds East 44.87 feet to the place of beginning, containing 19.130 acres, more or less, subject to all legal highways, rights-of-way, easements, and other restrictions of record.

1100
1100

SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP

199909960198
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 10-14-1999 At 09:41 am.
DEC COV RES 17.00

THIS SUPPLEMENTAL DECLARATION made this 6th day of October, 1999 by Centex Homes, a Nevada general partnership as successor in interest to Centex Homes Company, an Indiana general partnership ("Declarant"),

W I N E S S E S I H:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following described real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A. (Hereinafter referred to as Stone Haven Section Four)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and Restrictions of Haverstick Property Ownership which was recorded in the Office of the Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as amended by Supplemental Declarations, recorded on December 30, 1996, January 15, 1997, May 9, 1997, October 7, 1997, July 2, 1998, September 28, 1998, October 14, 1998 and July 6, 1999, as Instrument Nos. 9609654253, 9709701433, 9709718060, 9709742620, 9809835941, 9809858098, 98581000, 9858098, and 9940002, respectively and a First Amendment recorded on May 9, 1997 as Instrument No. 9709718061 (all of which were recorded in the Office of the Recorder of Hamilton County, Indiana (the "Declaration"). The Declaration is incorporated herein by reference and all of the terms and definitions as described therein are hereby adopted and shall have the same meaning in this Supplemental Declaration.

C. Stone Haven Section Four is part of the Real Estate described in paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or part of the Real Estate may be annexed to Haverstick Property Ownership, incorporated into the Declaration and the Owners thereof become members of Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the Declaration and the filing of the Supplemental Declaration by Declarant. All conditions relating to the annexation of Stone Haven Section Four to the Tract of Haverstick Property Ownership have been met, and Declarant, by execution of this Supplemental Declaration, hereby incorporates Stone Haven Section Four into Haverstick Property Ownership.

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Stone Haven Section Four and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Stone Haven Section Four hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(t) of the Declaration.
2. Description of Lots. There shall be twenty-three (23) Lots, Numbered 159-181 in Stone Haven Section Four as shown on the Supplemental Plat for Stone Haven Section Four. Haverstick Property Ownership of the Tract now has Three Hundred Forty-Five (345) Lots.
3. Square Footage. All Dwelling Units located on Lots in Stone Haven Section Four shall have a minimum of 1300 square feet of finished living area (exclusive of garages, carports, basements and porches).
4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.
5. Supplemental Plat. The Supplemental Plat for Stone Haven Section Four prepared by Stoeppelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of MAY 5, 1999, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of October 14, 1999 as Instrument No. 199909960197.

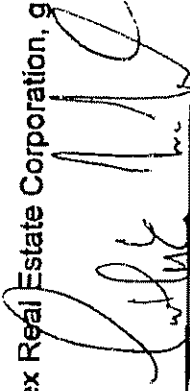
6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.

7 Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES, as successor in interest to Centex Homes Company

By: Centex Real Estate Corporation, general partner



By: _____
Timothy K. McMahan

Indianapolis Division President

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes, as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.

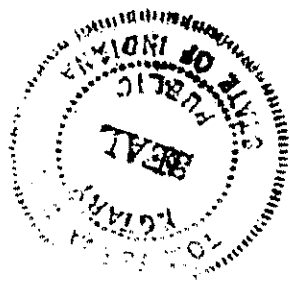
WITNESS my hand and Notarial Seal this 6th day of October, 1999.

Tom Fernandez
Notary Public

Tom Fernandez
(Printed Signature)

My Commission Expires: My County of Residence:

April 18, 2007 Marion



This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans LLP,
8888 Keystone Crossing, Suite 1500, Indianapolis, Indiana 46240.

1400
③

200000037449
Filed for Record in
HAMILTON COUNTY, INDIANA
**SECOND AMENDMENT TO DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP**
MAY 1 CLARK
DB-01-2000 At 11:02 am.
14.00

THIS SECOND AMENDMENT is made this 11th day of July, 2000, by Centex Homes, a Nevada general partnership ("Declarant").

W I T N E S S E I H:

WHEREAS, the following facts are true:

1. On June 23, 1995, Declarant filed of record in the Office of the Recorder of Hamilton County, Indiana (the "Recorder"), as Instrument No. 9540437 a Declaration of Covenants and Restrictions of Haverstick Property Ownership; on May 1, 1997, Declarant filed a First Amendment to Declaration of Covenants and Restrictions of Haverstick Property Ownership as Instrument No. 9709718061 with the Recorder; on December 30, 1996, Declarant filed with the Recorder a Supplemental Declaration as Instrument No. 9609654253; on January 15, 1997, Declarant filed with the Recorder a Supplemental Declaration as Instrument No. 9709701433; on May 9, 1997, Declarant filed with the Recorder a Supplemental Declaration as Instrument No. 9709718060; on October 7, 1997, Declaration filed a Supplemental Declaration with the Recorder as Instrument No. 9709742618; on October 10, 1997, Declaration filed a Supplemental Declaration with the Recorder as Instrument No. 9709742620; on July 2, 1998, Declarant filed a Supplemental Declaration with the Recorder as Instrument No. 9809835941; on October 14, 1998, Declarant filed a Supplemental Declaration with the Recorder as Instrument No. 9809858098; on October 14, 1998, Declarant filed a Supplemental Declaration with the Recorder as Instrument No. 9809858100; on July 6, 1999, Declarant filed a Supplemental Declaration with the Recorder as Instrument No. 9909940002; and on October 5, 1999, Declarant filed a Supplemental Declaration with the Recorder as Instrument No. 199909958105. (collectively, the "Declaration").

2. Declarant desires to amend the Declaration to comply with certain requirements of the Department of Housing and Urban Development ("HUD").

3. Declarant is executing this Second Amendment pursuant to Paragraph 25(b) of the Declaration.

NOW, THEREFORE, the Declaration is amended to read as follows:

1. Paragraph 9(c) is deleted in its entirety and replaced with the following provision:

(c) The Common Area and Limited Common Area in Haverstick shall be conveyed to or owned by the Corporation on the Applicable Date or earlier,

free and clear of all liens and encumbrances except for platted or recorded easements and real estate taxes not yet due and payable; provided, however, that the conveyance of the Common Area and Limited Common Area to the Corporation shall not prevent Declarant from improving the Common Area and Limited Common Area as Declarant deems appropriate (including, but not limited to construction of lakes and recreational facilities, including any recreational or similar facilities which are solely for the benefit of a particular section or phase of Haverstick) at any time prior to the Applicable Date.

2. Paragraph 12(b)(ii) is deleted in its entirety and replaced with the following provisions:

(ii) Class B. Class B Members shall be Declarant and all successors and assigns of Declarant designated by Declarant as Class B Members in a written notice mailed or delivered to the resident agent of the Corporation. Each Class B Member shall be entitled to four (4) votes for each Lot of which it is the Owner on all matters requiring a vote of the Members of the Corporation. The Class B membership shall cease and terminate upon the Applicable Date, which shall be the first to occur of (i) the date upon which the written resignation of the Class B Members as such is delivered to the resident agent of the Corporation, (ii) the date when seventy-five percent (75%) of all Lots in all platted and/or planned sections of Haverstick have been conveyed by Declarant, or (iii) January 1, 2010.

3. Paragraph 19(h) is amended to include the following provision:

Subject to the provisions of the mortgage documents, a failure of an Owner to pay any Regular Assessment, Additional Assessment or Special Assessment as provided herein shall not constitute a default under such mortgage documents.

4. A new paragraph 25(c) is added to the Declaration as follows:

(c) HUD Approval. Notwithstanding anything elsewhere contained herein or in any other document, so long as there are Class B Members, HUD shall have the right to review and approve amendments or changes to the Declaration and related documents relating to the following:

- (i) Expansion of Haverstick.
- (ii) Mergers and consolidation of any Real Estate, Common Area, Limited Common Area or the Association relating to Haverstick.
- (iii) The mortgaging or dedication of the Common Area or Limited Common Area.

(iv) The dissolution or amendment of the Declaration and related documents.

Specifically, HUD shall have the right to veto any amendments to the Declaration proposed by Declarant for so long as the Class B membership exists.

5. To the extent not amended by this Second Amendment, all other terms, provisions and conditions of the Declaration remain the same.

IN WITNESS WHEREOF, the undersigned has caused this Second Amendment to be executed the day and year first above written.

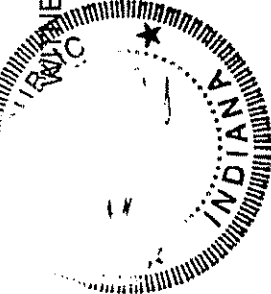
CENTEX HOMES, a Nevada general partnership

By: Centex Real Estate Corporation

By: *Timothy K. McMahan*
Timothy K. McMahan
Indianapolis Division President

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahan, by me known and by me known to be the Indianapolis Division President of Centex Homes, a Nevada general partnership, and acknowledged the execution of the foregoing "Second Amendment to Declaration of Haverstick Property Partnership" on behalf of said corporation.



I HEREBY CERTIFY my hand and Notarial Seal this 21st day of July, 2000.

Kristina R Kelso
Notary Public
Kristina R Kelso
(Printed Signature)

My Commission Expires: 7-11-07
My County of Residence: Indiana

This instrument prepared by: Timothy W. Withers, Esq., Bose McKinney & Evans LLP, 8888 Keystone Crossing, Suite 1500, Indianapolis, Indiana 46240.

200000037450
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 09-01-2000 At 11:02 am.
AMEND DECL 15.00

15.00
(b)

THIRD AMENDMENT TO DECLARATION OF COVENANTS AND RESTRICTIONS OF HAVERSTICK PROPERTY OWNERSHIP

THIS THIRD AMENDMENT is made this 21st day of July, 2000 by Centex Homes, a Nevada general partnership ("Declarant"),

WITNESSETH:

WHEREAS, the following facts are true:

1. On June 23, 1995, Declarant filed of record in the Office of the Recorder of Hamilton County, Indiana, as Instrument No. 9540437 a Declaration of Covenants and Restrictions of Haverstick Property Ownership, as amended by a Supplemental Declaration for Stone Haven Section One recorded December 30, 1996 as Instrument No. 9609654253; a Supplemental Declaration for Quail Run Section 1B recorded January 15, 1997 as Instrument No. 9709701433; a Supplemental Declaration for Country Meadows Sections One A and One B recorded May 9, 1997 as Instrument No. 9709718060; a Supplemental Declaration for Country Meadows Section Two recorded October 7, 1997 as Instrument No. 9709742617; a Supplemental Declaration for Stone Haven Section 3 recorded October 7, 1997 as Instrument No. 9709742618; a Supplemental Declaration for Stone Oaks Section One recorded July 2, 1998 as Instrument No. 9809833594; a Supplemental Declaration for Stone Haven Section Two A recorded on October 14, 1998 as Instrument No. 9809858100; a Supplemental Declaration for Lost Oaks Section Two A recorded on October 14, 1998 as Instrument No. 9809858100; a Supplemental Declaration for Stone Haven Section 2B recorded July 6, 1999 as Instrument No. 9809858098; a Supplemental Declaration for Lost Oaks Section 2B recorded October 5, 1999 as Instrument No. 9909940002; a Supplemental Declaration for Stone Haven Section 4 recorded on October 14, 1999, as Instrument No. 9909958105; a Supplemental Declaration for Stone Haven Section 4 recorded on May 9, 1997, as Instrument No. 970971806; and a Second Amendment recorded on 8//1996, as Instrument No. ~~970971806~~ all of which were recorded in the Office of the Recorder of Hamilton County, Indiana and are collectively referred to herein as the "Declaration").

2. Declarant desires to amend the Declaration with respect to the construction of fences and types of fences permitted on the Lots (all such capitalized terms being defined in the Declaration).

3. Declarant is executing this Third Amendment pursuant to Paragraph 25(b) of the Declaration.

NOW, THEREFORE, the Declaration is amended to read as follows:

1. Paragraphs 23(t), (u), (v), (w) and (x) of the Declaration are amended to read as follows: "(t) Any fences to be constructed on a Lot must be constructed in accordance with the provisions hereof and must be approved by the Architectural Review Board. The Architectural Review Board will not approve any fence unless it complies with the requirements of subparagraphs u, v, w and x.

(u) There shall be no fences whatsoever constructed in the front yard of any Lot.
(v) There shall be no fences or any other permanent improvements constructed in any part of any Lot which is part of the Limited Common Areas or adjoins the Vestal Ditch or the open drain portion of the Warren Legal Drain as shown on the recorded Plat.

(w) Except as otherwise required herein, fences shall be (i) a four (4) foot black or white vinyl fence; (ii) six (6) foot wood, shadowbox or dog-eared fence; or (iii) wood fence constructed with cedar treated gothic top spaced picket panels (42"x8" panels with 3-3/8" pickets and no more than 2-1/2" between

pickets), as more particularly shown on Exhibit A attached hereto and incorporated herein. Only wrought iron or similar type material and style fences of four feet or less will be allowed on any Lot adjoining the Lake.

(x) Any fences to be constructed on a Lot located on Haverton Way must be approved by the Architectural Review Board.

2. To the extent not amended by this Third Amendment, all other terms, provisions and conditions of the Declaration remain the same.

IN WITNESS WHEREOF, the undersigned has caused this Third Amendment to be executed the day and year first above written.

CENTEX HOMES, a Nevada general partnership

By: Centex Real Estate Corporation

[Handwritten Signature]

Timothy K. McMahon
Indianapolis Division President

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Indianapolis Division President of Centex Homes, a Nevada general partnership, and acknowledged the execution of the foregoing "Third Amendment to Declaration of Covenants and Restrictions of Haverstick Property Ownership" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 21st day of July, 2000.

[Handwritten Signature]

Notary Public
Christina R. Kelso

(Printed Signature)

My Commission Expires: 7-11-07

My County of Residence: Madison

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans, 8888 Keystone Crossing, Suite 1500, Indianapolis, Indiana 46240.

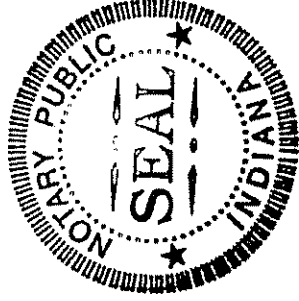
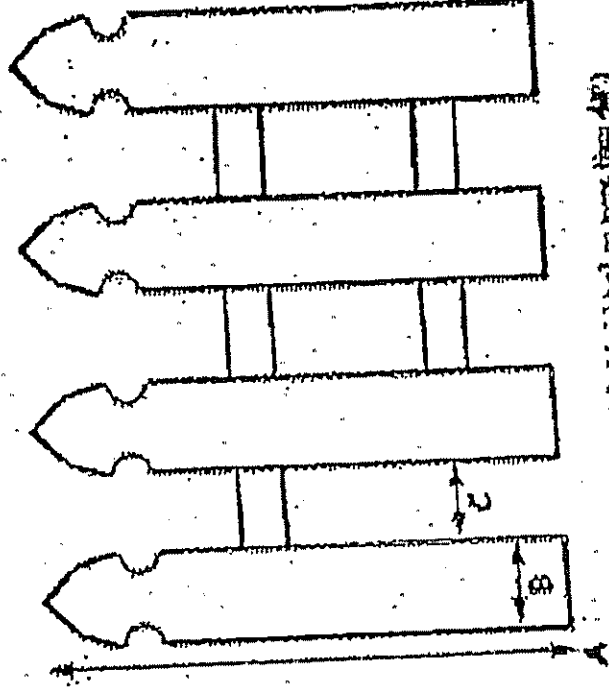


EXHIBIT "A"

Cedar Treated
Gothic Top
Spaced Ficket Panel
(42" X 8')



A = 42" (with an included height of no more than 48")
B = 3 3/8"
C = 2 1/2"

10.08 1.002
10.01

200000040349
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 08-16-2000 At 12:58 pm.
DEC COV RES 16.00

**SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTION OF
HAVERSTICK PROPERTY OWNERSHIP**

THIS SUPPLEMENTAL DECLARATION made this 5th day of July, 2000 by Centex Homes, a Nevada general partnership as successor in interest to Centex Homes Company, an Indiana general partnership ("Declarant"),

WITNESSETH:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following described real estate located in Hamilton County, Indiana, to-wit:

Sell legal description attached hereto made a part hereof and marked Exhibit A.

(Hereinafter referred to as Stone Haven Section Five)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and Restrictions of Haverstick Property Ownership which was recorded in the Office of the Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as amended by a Supplemental Declarations, recorded on December 30, 1996, January 15, 1997, May 9, 1997, October 7, 1997, July 2, 1998, September 28, 1998, October 14, 1998, July 6, 1999, and October 14, 1999, as Instrument Nos. 9609654253, 9709701433, 9709718060, 9709742620, 980989835941, 9709742618, 9809858100, 9809858098, 9909940002, 9909958105, 9909960198, respectively and a First Amendment recorded on May 9, 1997 as Instrument No. 9709718061 (all of which were recorded in the Office of the Recorder of Hamilton County, Indiana (the "Declaration"). The Declaration is incorporated herein by reference and all of the terms and definitions as described therein are hereby adopted and shall have the same meaning in this Supplemental Declaration.

C. Stone Haven Section Five is part of the Real Estate described in paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or part of the Real Estate may be annexed to Haverstick Property Ownership, incorporated into the Declaration and the Owners thereof become members of

Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the Declaration and the filing of the Supplemental Declaration by Declarant. All conditions relating to the annexation of Stone Haven Section Five to the Tract of Haverstick Property Ownership have been met, and Declarant, by execution of this Supplemental Declaration, hereby incorporates Stone Haven Section Five into Haverstick Property Ownership.

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Stone Haven Section Five and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and natures whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Stone Haven Section Five hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1 (t) of the Declaration.
2. Description of Lots. There shall be twenty-eight (28) Lots, Numbered 182 through 209 in Stone Haven Section Five as shown on the Supplemental Plat for Stone Haven Section Five. Haverstick Property Ownership or the Tract now has Three Hundred Seventy-Three (373) Lots.
3. Square Footage. All Dwelling Units located on Lots in Stone Haven Section Five shall have a minimum of 1300 square feet of finished living area (exclusive of garages, carports, basements and porches).
4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.
5. Supplemental Plat. The Supplemental Plat for Stone Haven Section Five prepared by Stoepfelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of 12/12/2000, 2000, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the

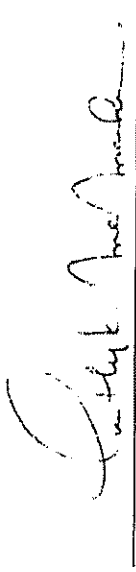
plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of 8-16, 2000 Instrument No. 200000040348

6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.
7. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES as successor in interest to Centex
Homes Company

By: Centex Real Estate Corporation, general Partner



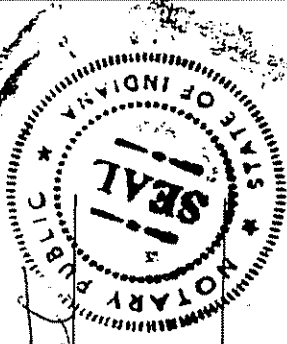
Timothy K. McMahon
Division President

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 10th day of JULY 2000.


Notary Public



LORI A WEST
(Printed Signature)

My Commission Expires: 5/22/08 My County of Residence: HAMILTON

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans, 8888 Keystone Crossing, Suite 1500, Indianapolis, Indiana 46240.

198 (5)

20000054648
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
On 11-01-2000 At 03:15 pm.
DEC CDV RES 19.00

**SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTION OF
HAVERSTICK PROPERTY OWNERSHIP**

THIS SUPPLEMENTAL DECLARATION made this 4th day of October, 2000 by Centex Homes, a Nevada general partnership as successor in interest to Centex Homes Company, an Indiana general partnership ("Declarant"),

WITNESSETH:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following described real estate located in Hamilton County, Indiana, to-wit:

Sell legal description attached hereto made a part hereof and marked Exhibit A.

(Hereinafter referred to as Settler's Ridge Section One)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and Restrictions of Haverstick Property Ownership which was recorded in the Office of the Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as amended by a Supplemental Declarations, recorded on December 30, 1996, January 15, 1997, May 9, 1997, October 7, 1997, July 2, 1998, September 28, 1998, October 14, 1998, July 6, 1999, October 14, 1999, and August 16, 2000, as Instrument Nos. 9609654253, 9709701433, 9709718060, 9709742620, 980989835941, 9709742618, 9809858100, 9809858098, 9909940002, 9909958105, 9909960198, 200000040348, and 2000-54648 respectively and a First Amendment recorded on May 9, 1997 as Instrument No. 9709718061 (all of which were recorded in the Office of the Recorder of Hamilton County, Indiana (the "Declaration"). The Declaration is incorporated herein by reference and all of the terms and definitions as described therein are hereby adopted and shall have the same meaning in this Supplemental Declaration.

C. Settler's Ridge Section One is part of the Real Estate described in paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or part of the Real Estate may be annexed to Haverstick Property Ownership,

incorporated into the Declaration and the Owners thereof become members of Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the Declaration and the filing of the Supplemental Declaration by Declarant. All conditions relating to the annexation of Settler's Ridge Section One to the Tract of Haverstick Property Ownership have been met, and Declarant, by execution of this Supplemental Declaration, hereby incorporates Settler's Ridge Section One into Haverstick Property Ownership.

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Settler's Ridge Section One and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and natures whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Settler's Ridge Section One hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1 (t) of the Declaration.
2. Description of Lots. There shall be twenty-seven (27) Lots, Numbered 1 through 27 in Settler's Ridge Section One as shown on the Supplemental Plat for Settler's Ridge Section One. Haverstick Property Ownership or the Tract now has Three Hundred Seventy-Three (433) Lots.
3. Square Footage. All Dwelling Units located on Lots in Settler's Ridge Section One shall have a minimum of 1,300 square feet of finished living area (exclusive of garages, carports, basements and porches).
4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.
5. Supplemental Plat. The Supplemental Plat for Settler's Ridge Section One prepared by Stoepelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of ~~2-7-2000~~ 2-3-2000, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the

plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of Nov 1st, 2000 Instrument No. 200000054647

6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.
7. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES as successor in interest to Centex
Homes Company

By: Centex Real Estate Corporation, general Partner



Timothy K. McMahon
Division President

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.



WITNESS my hand and Notarial Seal this 4 day of October 2000.

Jennifer Williams
Notary Public

Jennifer Williams
(Printed Signature)

My Commission Expires:

Jan 6 2007

My County of Residence:

Marion

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans, 600 East 96th Street, Suite 500, Indianapolis, Indiana 46240.

EXHIBIT A

SETTLER'S RIDGE AT HAVERSTICK
SECTION ONE

Commencing at the Northeast corner of the Southeast Quarter of Section 22, Township 18 North Range 4 East; thence South 00 degrees 26 minutes 10 seconds East, along the East line of said Quarter Section 784.63 feet to the POINT OF BEGINNING of this description; thence continuing along said East line 534.87 feet; thence North 89 degrees 28 minutes 16 seconds East 337.40 feet; thence South 00 degrees 31 minutes 32 seconds East 312.60 feet to a point on the Northern boundary of Lost Oaks At Haverstick, Section Two A, recorded as Instrument No. 980885097 in Plat Cabinet No. 2, on Slide No. 170 in the Office of the Recorder of Hamilton County, Indiana the following four (4) courses being on and along the said northern boundary of Lost Oaks at Haverstick: (1) a curve concave southerly, the radius point of said curve being South 05 degrees 42 minutes 49 seconds East 570.00 feet from said point; thence westerly along said curve 283.89 feet to the point of tangency of said curve, said point being North 34 degrees 15 minutes 37 seconds West 570.00 feet from the radius point of said curve; (2) South 55 degrees 44 minutes 23 seconds West 263.52 feet; (3) the point of curvature of a curve concave northerly, the radius point of said curve being North 34 degrees 15 minutes 37 seconds West 380.00 feet from said point; thence westerly along said curve 215.66 feet to the point of tangency of said curve, said point being South 01 degrees 42 minutes 49 seconds East 380.00 feet from the radius point of said curve; (4) South 88 degrees 17 minutes 11 seconds West 170.30 feet; thence North 33 degrees 17 minutes 37 seconds East 208.97 feet; thence North 00 degrees 25 minutes 18 seconds West 311.96 feet; thence North 23 degrees 15 minutes 09 seconds East 52.43 feet; thence North 05 degrees 07 minutes 39 seconds East 95.67 feet; thence North 69 degrees 09 minutes 22 seconds West 89.70 feet; thence South 24 degrees 01 minutes 19 seconds West 13.55 feet; thence North 68 degrees 32 minutes 45 seconds West 204.02 feet; thence North 74 degrees 27 minutes 58 seconds West 20.00 feet; thence North 20 degrees 50 minutes 39 seconds East 203.21 feet; thence South 69 degrees 09 minutes 22 seconds East 36.85 feet; thence North 20 degrees 50 minutes 39 seconds East 133.39 feet; thence North 59 degrees 37 minutes 26 seconds East 188.43 feet; thence South 89 degrees 15 minutes 16 seconds East 408.42 feet to the place of beginning. Containing 15.489 acres, more or less, subject to all legal highways, rights-of-ways, easements, and restrictions of record.

*** TOTAL PAGE.09 ***

19 pg home
100
(10)

200100032801
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
06-05-2001 10:51 am.
DEC COV RES 19.00

SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP

THIS SUPPLEMENTAL DECLARATION made this 4th day of JUNE,
2001 by Centex Homes, a Nevada general partnership as successor in interest to
Centex Homes Company, an Indiana general partnership ("Declarant"),

W I N E S S E I H:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following
described real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A.
(Hereinafter referred to as Stone Haven Section Six)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and
Restrictions of Haverstick Property Ownership which was recorded in the Office of the
Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as
amended by Supplemental Declarations, recorded on December 30, 1996, January 15,
1997, May 9, 1997, October 7, 1997, July 2, 1998, September 28, 1998, October 14,
1998, July 6, 1999, October 5, 1999, October 14, 1999, August 16, 2000, and
November 1, 2000, as Instrument Nos. 9609654253, 9709701433, 9709718060,
9709742620, 9809835941, 9809858098, 98581000, 9858098, 9940002, 9960198,
200000040348, 200000054645, and 200000054648 respectively, a First Amendment
recorded on May 9, 1997 as Instrument No. 9709718061, a Second Amendment
recorded on August 1, 2000, as Instrument No. 200000037449, and a Third
Amendment recorded on August 1, 2000, as Instrument No. 200000037450 (all of
which were recorded in the Office of the Recorder of Hamilton County, Indiana (the
"Declaration"). The Declaration is incorporated herein by reference and all of the terms
and definitions as described therein are hereby adopted and shall have the same
meaning in this Supplemental Declaration.

C. Stone Haven Section Six is part of the Real Estate described in paragraph
A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or
part of the Real Estate may be annexed to Haverstick Property Ownership,
incorporated into the Declaration and the Owners thereof become members of
Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the
Declaration and the filing of the Supplemental Declaration by Declarant. All conditions
relating to the annexation of Stone Haven Section Six to the Tract of Haverstick

Property Ownership have been met, and Declarant, by execution of this Supplemental Declaration, hereby incorporates Stone Haven Section Six into Haverstick Property Ownership.

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Stone Haven Section Six and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Stone Haven Section Six hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(t) of the Declaration.
2. Description of Lots. There shall be thirty-one (31) Lots, Numbered 210-240 in Stone Haven Section Six as shown on the Supplemental Plat for Stone Haven Section Six. Haverstick Property Ownership or the Tract now has Four Hundred Sixty-Four (464) Lots.
3. Square Footage. All Dwelling Units located on Lots in Stone Haven Section Six shall have a minimum of 1,300 square feet of finished living area (exclusive of garages, carports, basements and porches).
4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.
5. Supplemental Plat. The Supplemental Plat for Stone Haven Section Six prepared by Stoeppelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of MARCH 21, 2001, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County,

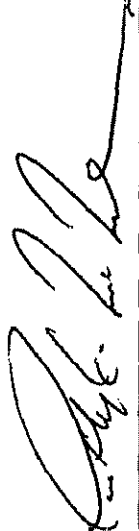
Indiana, as of 6-5-01 as Instrument No. 000100032800

6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.
7. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES, as successor in interest to Centex Homes Company

By: Centex Real Estate Corporation, general partner

By: 

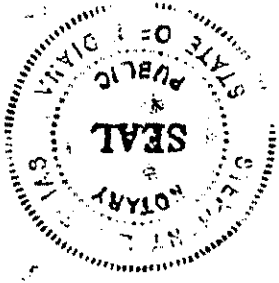
Timothy K. McMahon
Indianapolis Division President

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes, as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 4th day of JUNE, 2001.

Stephan Lyn Elias
Notary Public



Stephan Lyn Elias
(Printed Signature)

My Commission Expires: January 30, 2009 My County of Residence: Marion

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans LLP, 8888 Keystone Crossing, Suite 1500, Indianapolis, Indiana 46240.

EXHIBIT "A"

DESCRIPTION OF PROPERTYSTONE HAVEN AT HAVERSTICK
SECTION SIX

I, the undersigned Registered Land Surveyor hereby certify that the included plat correctly represents a subdivision of part of the East Half of the South Southeast Quarter of Section 22, Township 18 North, Range 4 East, in Clay Township, Hamilton County, Indiana, more particularly described as follows:

Commencing at the Northwest corner of the East Half of the Southeast Quarter of said Section; thence South 00 degrees 24 minutes 51 seconds East (assumed bearing) along the West line of the East half of the said Southeast Quarter Section 1773.59 feet to the POINT OF BEGINNING of this description; thence South 70 degrees 37 minutes 38 seconds East 137.96 feet; thence South 00 degrees 42 minutes 17 seconds East 92.84 feet; thence North 89 degrees 17 minutes 43 seconds East 33.89 feet to the point of curvature of a curve concave southerly, the radius point of said curve being South 00 degrees 42 minutes 17 seconds East 275.00 feet from said point; thence easterly along said curve 50.23 feet to a point on said curve, the radius point being South 09 degrees 45 minutes 37 seconds West 50.00 feet to a point on a curve concave southerly, the radius point of said curve being South 09 degrees 45 minutes 37 seconds West 225.00 feet from said point; thence easterly along said curve 96.18 feet to the point of tangency of said curve, the radius point being South 34 degrees 15 minutes 05 seconds West 225.00 feet from the said point; thence South 55 degrees 44 minutes 55 seconds East 18.69 feet to the point of curvature of a curve concave westerly, the radius point of said curve being South 34 degrees 15 minutes 05 seconds West 20.00 feet from said point; thence southerly along said curve 31.42 feet to the point of tangency of said curve, the radius point being North 55 degrees 44 minutes 55 seconds West 20.00 feet from said point; thence South 55 degrees 44 minutes 55 seconds East 50.00 feet to a point on a curve concave southerly, the radius point of said curve being South 55 degrees 44 minutes 55 seconds East 20.00 feet from said point; thence easterly along said curve 31.42 feet to the point of tangency of said curve, the radius point being South 34 degrees 15 minutes 05 seconds West 20.00 feet from said point; thence South 55 degrees 44 minutes 55 seconds East 55 seconds East 20.00 feet to a point on the western boundary of Lost Oaks at Haverstick, Section 1, a subdivision in Hamilton County, Indiana, the secondary plat of which is recorded as Instrument No. ~~200223545~~ 200223545 in Plat Cabinet No. 2 on slide No. 32 in the Office of the Recorder of Hamilton County, Indiana, the following five (5) courses being on and along the western boundary of said Lost Oaks Section 1: (1) a curve concave westerly, the radius point of said curve being South 34 degrees 15 minutes 05 seconds West 20.00 feet from said point; thence southerly along said curve 31.42 feet to the point of tangency of said curve, the radius point being North 55 degrees 44 minutes 55 seconds West 20.00 feet from said point; (2) South 34 degrees 15 minutes 05 seconds West 237.95 feet to the point of curvature of a curve concave northwesterly, the radius point of said curve being North 55 degrees 44 minutes 55 seconds West 570.00 feet from said point; (3) southwesterly along said curve 192.07 feet to the point of tangency of said curve, the radius point being North 36 degrees 26 minutes 30 seconds West 570.00 feet from the said point; (4) South 53 degrees 33 minutes 30 seconds West 441.65 feet to the point of curvature of a curve concave southeasterly, the radius point of said curve being South 36 degrees 26 minutes 30 seconds East 530.00 feet from said point; (5) southwesterly along said curve 18.33 feet to a point on said curve, the radius point being South 38 degrees 12 minutes 26 seconds East 530.00 feet from said point, said point also being on the eastern boundary of Stone Haven at Haverstick, Section 3, a subdivision in Hamilton County, Indiana, the secondary plat of which is recorded as Instrument No. ~~200223545~~ 200223545 in Plat Cabinet No. 2 on Slide No. 479 in the Office of the Recorder of Hamilton County, Hamilton County, Indiana; the following three (3) courses being on and along the eastern boundary of said Stone Haven Section 5: (1) North 56 degrees 40 minutes 37 seconds West 28.40 feet; (2) North 19 degrees 18 minutes 15 seconds East 154.04 feet; (3) North 42 degrees 00 minutes 36 seconds West 334.75 feet, said point also being a point on the eastern boundary of Stone Haven at Haverstick, Section 5, a subdivision in Hamilton County, Indiana, the secondary plat of which is recorded as Instrument No. ~~200223545~~ 200223545 in Plat Cabinet No. 2 on Slide No. 479 in the Office of the Recorder of Hamilton County, Indiana; the following five (5) courses being on and along the eastern boundary of said Stone Haven Section 5: (1) North 05 degrees 40 minutes 18 seconds West 246.34 feet; (2) North 52 degrees 02 minutes 30 seconds West 41.23 feet; (3) North 00 degrees 42 minutes 17 seconds West 115.00 feet; (4) North 89 degrees 17 minutes 43 seconds East 7.74 feet; (5) North 00 degrees 42 minutes 17 seconds West 190.00 feet; thence North 89 degrees 17 minutes 43 seconds East 395.01 feet to the place of beginning. Containing 12.202 acres, more or less, subject to all legal highways, rights-of-ways, easements, and restrictions of record.

1706
10/3/01
(17)

SUPPLEMENTAL DECLARATION OF COVENANTS AND RESTRICTIONS OF HAVERSTICK PROPERTY OWNERSHIP

THIS SUPPLEMENTAL DECLARATION made this 16th day of May, 2001, by Centex Homes, a Nevada general partnership as successor in interest to Centex Homes Company, an Indiana general partnership ("Dr...")

200100045182
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L. CLARK
07-23-2001 01:43 pm.
DEC COV RES 17.00

W I T N E S S E S !

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following described real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A. (Hereinafter referred to as Settler's Ridge, Section Two A)

B. On June 23, 1995, Declarant executed a Declaration of Covenants and Restrictions of Haverstick Property Ownership which was recorded in the Office of the Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as amended by Supplemental Declarations, recorded on December 30, 1996, January 15, 1997, May 9, 1997, October 7, 1997, July 2, 1998, September 28, 1998, October 14, 1998 July 6, 1999, October 5, 1999, October 14, 1999, August 16, 2000, November 1, 2000, and June 5, 2001, as Instrument Nos. 9609654253, 9709701433, 9709718060, 9709742620, 9809835941, 9809858098, 98581000, 9858098, 99400002, 9958105, 9960198, 200000040348, 200000054645, 200000054648, and 200100032801 respectively, a First Amendment recorded on May 9, 1997 as Instrument No. 9709718061, a Second Amendment recorded on August 1, 2000, as Instrument No. 200000037449, and a Third Amendment recorded August 1, 2000, as Instrument No. 200000037450 (all of which were recorded in the Office of the Recorder of Hamilton County, Indiana (the "Declaration"). The Declaration is incorporated herein by reference and all of the terms and definitions as described therein are hereby adopted and shall have the same meaning in this Supplemental Declaration.

C. Settler's Ridge Section Two A is part of the Real Estate described in paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides that all or part of the Real Estate may be annexed to Haverstick Property Ownership, incorporated into the Declaration and the Owners thereof become members of Haverstick Property Ownership in accordance with the conditions in paragraph 24 of the Declaration and the filing of the Supplemental Declaration by Declarant. All conditions relating to the annexation of Settler's Ridge Section Two A to the Tract of Haverstick Property Ownership have been met, and Declarant, by execution of this

Supplemental Declaration, hereby incorporates Settler's Ridge Section Two A into Haverstick Property Ownership.

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Settler's Ridge Section Two A and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Settler's Ridge Section Two A hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(t) of the Declaration.
2. Description of Lots. There shall be nineteen (19) Lots, Numbered 28 through 40 and 54 through 59 in Settler's Ridge Section Two A as shown on the Supplemental Plat for Settler's Ridge Section Two A. Haverstick Property Ownership of the Tract now has Four Hundred Eighty-Three (483) Lots.
3. Square Footage. All Dwelling Units located on Lots in Settler's Ridge Section Two A shall have a minimum of 1,300 square feet of finished living area (exclusive of garages, carports, basements and porches).
4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.
5. Supplemental Plat. The Supplemental Plat for Settler's Ridge Section Two A prepared by Stoeppelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of April 9, 2001, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of 11-23-01 as Instrument No. 200100045181.

- 6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.
- 7. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES, as successor in interest to Centex Homes Company

By: 
 Timothy K. McMahon
 Division President

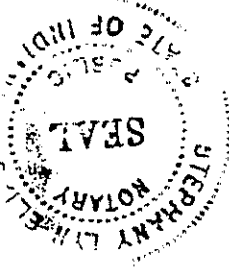
STATE OF INDIANA)
) SS:
 COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes, as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 17th day of May, 2001.


 Notary Public

Stephany Lynn Elias
 (Printed Signature)



My Commission Expires: January 30, 2009 My County of Residence: Marion

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans LLP, 8888 Keystone Crossing, Suite 1500, Indianapolis, Indiana 46240.

EXHIBIT "A"

DESCRIPTION OF PROPERTYSETTLER'S RIDGE AT HAVERSTICK
SECTION 2A

I, the undersigned Registered Land Surveyor hereby certify that the included plat correctly represents a subdivision of part of the Southeast Quarter of Section 22, Township 18 North, Range 4 East in Clay Township, Hamilton County, Indiana, more particularly described as follows:

Commencing at the Northeast Corner of said Quarter Section; thence South 88 degrees 53 minutes 27 seconds West, (Assumed Bearing) along the North line of said Quarter Section, 1,319.77 feet; thence South 00 degrees 24 minutes 51 seconds East xxx.xx feet to the POINT OF BEGINNING of this description; thence North 89 degrees 37 minutes 10 seconds East 144.60 feet; thence South 00 degrees 22 minutes 50 seconds East 5.00 feet; thence North 89 degrees 37 minutes 10 seconds East 190.00 feet; thence South 53 degrees 56 minutes 09 seconds East 113.16 feet; thence South 60 degrees 28 minutes 26 seconds East 135.88 feet; thence North 36 degrees 51 minutes 53 seconds East 35.82 feet; thence South 53 degrees 08 minutes 07 seconds East 50.00 feet; thence South 69 degrees 09 minutes 22 seconds East 202.89 feet; thence South 39 degrees 36 minutes 23 seconds West 6.99 feet; thence South 20 degrees 50 minutes 38 seconds West 133.39 feet; thence North 69 degrees 09 minutes 22 seconds West 36.85 feet; thence South 20 degrees 50 minutes 38 seconds West 203.21 feet; thence North 74 degrees 27 minutes 58 seconds West 243.82 feet; thence South 29 degrees 31 minutes 30 seconds West 165.36 feet; thence South 87 degrees 11 minutes 42 seconds West 316.35 feet; thence North 00 degrees 24 minutes 51 seconds West 610.81 feet to the place of beginning. Containing 7.985 acres, more or less, subject to all legal highways, rights-of-ways, easements, and restrictions of record.

Handwritten signature and circled number 14.

200200040523
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
06-05-2002 01:27 pm.
DEC COV RES 17.00

**SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP**

THIS SUPPLEMENTAL DECLARATION made this 10th day of May, 2002,
by Centex Homes, a Nevada general partnership as successor in interest to Centex Homes
Company, an Indiana general partnership ("Declarant"),

COPY

WITNESSETH:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the following described
real estate located in Hamilton County, Indiana, to-wit:

See legal description attached hereto made a part hereof and marked Exhibit A
(hereinafter referred to as "Settler's Ridge, Section Two B").

B. On June 23, 1995, Declarant executed a Declaration of Covenants and
Restrictions of Haverstick Property Ownership which was recorded in the Office of the
Recorder of Hamilton County, Indiana on June 23, 1995, as Instrument No. 9540437 as
amended by Supplemental Declarations, recorded on December 30, 1996, January 15,
1997, May 9, 1997, October 7, 1997, July 2, 1998, October 14, 1998 July 6, 1999,
October 5, 1999, October 14, 1999, August 16, 2000, November 1, 2000, June 5, 2001
and July 23, 2001, as Instrument Nos. 9609654253, 9709701433, 9709718060,
9709742618, 9709742620, 9809835941, 98581000, 9858098, 9940002, 9958105,
9960198, 200000040348, 200000054645, 200000054648, 200100032801 and
200100045182, respectively; and a First Amendment recorded on May 9, 1997 as
Instrument No. 9709718061, a Second Amendment recorded on August 1, 2000, as
Instrument No. 200000037449, and a Third Amendment recorded August 1, 2000, as
Instrument No. 200000037450 (all of which were recorded in the Office of the Recorder of
Hamilton County, Indiana (the "Declaration"). The Declaration is incorporated herein by
reference and all of the terms and definitions as described therein are hereby adopted and
shall have the same meaning in this Supplemental Declaration.

C. Settler's Ridge Section Two B is part of the Real Estate described in
paragraph A of the recitals of the Declaration. Paragraph 24 of the Declaration provides
that all or part of the Real Estate may be annexed to Haverstick Property Ownership,
incorporated into the Declaration and the Owners thereof become members of Haverstick
Property Ownership in accordance with the conditions in paragraph 24 of the Declaration
and the filing of the Supplemental Declaration by Declarant. All conditions relating to the
annexation of Settler's Ridge Section Two B to the Tract of Haverstick Property Ownership
have been met, and Declarant, by execution of this Supplemental Declaration, hereby
incorporates Settler's Ridge Section Two B into Haverstick Property Ownership.

NOW, THEREFORE, Declarant makes this Supplemental Declaration as follows:

1. Declaration. Declarant hereby expressly declares that Settler's Ridge Section Two B and all appurtenant easements, Common Area, Limited Common Area, Lots, improvements and property of every kind and nature whatsoever, real, personal and mixed, located thereon is hereby annexed to and becomes a part of Haverstick Property Ownership as if such originally had been included in the Declaration, and shall hereafter be held, transferred, sold conveyed and occupied subject to the covenants, restrictions and provisions of the Declaration, and the rules and regulations as adopted by the Board of Directors, as each may be amended from time to time. Settler's Ridge Section Two B hereafter and for all purposes shall be included in the definition of "Tract" as defined in paragraph 1(t) of the Declaration.

2. Description of Lots. There shall be thirteen (13) Lots, Numbered 41 through 53 in Settler's Ridge Section Two B as shown on the Supplemental Plat for Settler's Ridge Section Two B. Haverstick Property Ownership or the Tract now has Four Hundred Ninety-Six (496) Lots.

3. Square Footage. All Dwelling Units located on Lots in Settler's Ridge Section Two B shall have a minimum of 1,300 square feet of finished living area (exclusive of garages, carports, basements and porches).

4. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy of a Lot and/or Dwelling Unit shall constitute an agreement that the provisions of this Supplemental Declaration, the Declaration and any rules and regulations adopted pursuant thereto, as each may be amended from time to time, are accepted and ratified by each Owner, tenant and occupant, and all such provisions shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot and/or Dwelling Unit or the Property as if those provisions were recited and stipulated at length in each and every deed, conveyance, mortgage or lease thereof.

5. Supplemental Plat. The Supplemental Plat for Settler's Ridge Section Two B prepared by Stoeppelwerth & Associates, Inc., certified by Dennis D. Olmstead, a registered land surveyor under the date of May 8, 2002, setting forth the layout, location, identification and dimension of the Lots identified in this Supplemental Declaration is incorporated into the Declaration, added to the plans filed with the Declaration, and has been filed in the Office of the Recorder of Hamilton County, Indiana, as of June 5, 2002 as Instrument No. 20020040522.

6. To the extent that there are any inconsistencies in the terms and conditions of this Supplemental Declaration, the Declaration and any recorded Plat, the terms of such recorded Plat shall control.

7. Except to the extent modified or amended herein, all terms and conditions of the Declaration remain in full force and effect.

EXECUTED the day and year first above written.

CENTEX HOMES, as successor in interest to Centex Homes Company

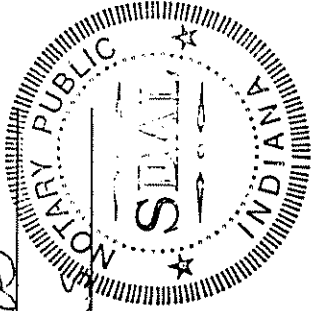
By: [Signature]
Timothy K. McMahon
Division President

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahon, by me known and by me known to be the Division President of Centex Homes, as successor in interest to Centex Homes Company, and acknowledged the execution of the foregoing "Supplemental Declaration of Haverstick Property Ownership" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 10th day of May, 2002.

[Signature]
Notary Public
Stephanie Lyn Elias
(Printed Signature)



My Commission Expires: January 31, 2009 My County of Residence: Marion

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans LLP, 600 E. 96th Street, Suite 500, Indianapolis, Indiana 46240.

EXHIBIT "A"

DESCRIPTION OF PROPERTY

SETTLER'S RIDGE SECTION 2B

I, the undersigned Registered Land Surveyor hereby certify that the included plat correctly represents a subdivision of part of the Southeast Quarter of Section 22, Township 18 North, Range 4 East in Clay Township, Hamilton County, Indiana, more particularly described as follows:

Commencing at the Northeast corner of said Quarter Section; thence South 88 degrees 53 minutes 27 seconds West (Assumed Bearing) along the North line of said Quarter Section, 990.45 feet to the POINT OF BEGINNING; thence South 01 degrees 08 minutes 07 seconds East 195.51 feet; thence South 88 degrees 51 minutes 53 seconds West 8.67 feet; thence South 01 degrees 08 minutes 07 seconds East 137.21 feet; thence South 01 degrees 58 minutes 18 seconds East 360.14 feet to a point on the North line of Settler's Ridge at Haverstick Section Two A, Recorded as Instrument #200100045181 in Plat Cabinet #2 on Slide #632 in the Office of the Recorder of Hamilton County, Indiana; the following 3 courses being on and along the North line of said Settler's Ridge at Haverstick Section Two A; (1) South 89 degrees 37 minutes 10 seconds West 190.00 feet; (2) North 00 degrees 22 minutes 50 seconds West 5.00 feet; (3) South 89 degrees 37 minutes 10 seconds West 144.60 feet; thence North 00 degrees 24 minutes 51 seconds West along the said West Line, 683.62 feet to the Northwest corner of the East Half of the Southeast Quarter Section; thence North 88 degrees 53 minutes 27 seconds East along the North line of said Quarter Section, 329.32 feet to the place of beginning, Containing 5.197 acres, more or less, subject to all legal highways, rights-of-ways, easements, and restrictions of record.

1400 1/30/02
1400 (D)

COPY

FOURTH AMENDMENT TO DECLARATION OF
COVENANTS AND RESTRICTIONS OF
HAVERSTICK PROPERTY OWNERSHIP

THIS FOURTH AMENDMENT is made this 15th day of July, 2002 by Centex Homes, a Nevada general partnership by Centex Real Estate Corporation, a Nevada corporation, its managing general partner ("Declarant"),

200200050125
Filed for Record in
HAMILTON COUNTY, INDIANA
MARY L CLARK
07-15-2002 03:25 pm.
AMEND DECL 14.00

WITNESSETH:

WHEREAS, the following facts are true:

1. On June 23, 1995, Declarant filed of record in the Office of the Recorder of Hamilton County, Indiana, as Instrument No. 9540437 a Declaration of Covenants and Restrictions of Haverstick Property Ownership, as amended by a Supplemental Declaration for Stone Haven Section One recorded December 30, 1996 as Instrument No. 9609654253; a Supplemental Declaration for Quail Run Section 1B recorded January 15, 1997 as Instrument No. 9709701433; a Supplemental Declaration for Country Meadows Sections One A and One B recorded May 9, 1997 as Instrument No. 9709718060; a Supplemental Declaration for Country Meadows Section Two recorded October 7, 1997 as Instrument No. 9709742617; a Supplemental Declaration for Stone Haven Section 3 recorded October 7, 1997 as Instrument No. 9709742618; a Supplemental Declaration for Lost Oaks Section One recorded July 2, 1998 as Instrument No. 9809835941; a Supplemental Declaration for Stone Haven Section Two A recorded on October 14, 1998 as Instrument No. 9809858100; a Supplemental Declaration for Lost Oaks Section Two A recorded on October 14, 1998 as Instrument No. 9809858098; a Supplemental Declaration for Stone Haven Section 2B recorded July 6, 1999 as Instrument No. 9909940002; a Supplemental Declaration for Lost Oaks Section 2B recorded October 5, 1999 as Instrument No. 99909958105; a Supplemental Declaration for Stone Haven Section 4 recorded on October 14, 1999, as Instrument No. 99909960198; a Supplemental Declaration for Stone Haven Section 5 recorded on August 16, 2000 as Instrument No. 200000040348; a Supplemental Declaration for Lost Oaks Section Three recorded on November 1, 2000 as Instrument No. 200000054645; a Supplemental Declaration for Settler's Ridge Section One recorded on November 1, 2000 as Instrument No. 200000054648; a Supplemental Declaration for Stone Haven Section 6 recorded on June 5, 2001 as Instrument No. 200100032801; and a Supplemental Declaration for Settler's Ridge Section 2A recorded on June 23, 2001 as Instrument No. 200100045182; a First Amendment recorded on May 9, 1997, as Instrument No. 970971806; a Second Amendment recorded on August 1, 2000, as Instrument No. 200000037449, and a Third Amendment recorded on August 1, 2000 as Instrument No. 200000034750 (all of which were recorded in the Office of the Recorder of Hamilton County, Indiana and are collectively referred to herein as the "Declaration").

2. Declarant desires to amend the Declaration with respect to the requirements for amending the Declaration.

3. Declarant is executing this Fourth Amendment pursuant to Paragraph 25(b) of the Declaration.

NOW, THEREFORE, the Declaration is amended to read as follows:

1. Paragraph 25(a)(v) of the Declaration is amended to read as follows:

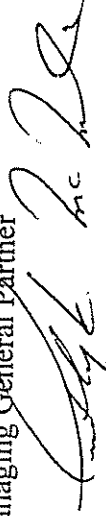
“(a)(v) No amendment to this Declaration shall be adopted which changes (1) the applicable share of an Owner’s liability for the Common Expenses, or the method of determining the same, or (2) the provisions of this Declaration of Paragraph 19 with respect to casualty insurance to be maintained by the Corporation, or (3) the provisions of Paragraph 20 of this Declaration with respect to reconstruction or repair of the Common Area or Limited Common Area in the event of fire or any other casualty or disaster, or (4) the provisions of Paragraph 16 of this Declaration establishing the Architectural Review Board and providing for its functions, or (5) the provisions of Paragraph 17 of this Declaration with respect to the commencement of assessments on any Lot, or (6) the provisions of Paragraph 23 of this Declaration with respect to amendments solely by Declarant or (7) the provisions of Paragraph 24 with respect to Declarant’s right to expand the Real Estate and the Expansion Real Estate that is subject to this Declaration, without, in each and any of such circumstances, the unanimous approval of all Owners, including Declarant so long as Declarant owns any Lot, and of all Mortgagees whose mortgage interests have been made known to the Board of Directors in accordance with the provisions of this Declaration.”

2. To the extent not amended by this Fourth Amendment, all other terms, provisions and conditions of the Declaration remain the same.

IN WITNESS WHEREOF, the undersigned has caused this Fourth Amendment to be executed the day and year first above written.

CENTEX HOMES, a Nevada general partnership

By: Centex Real Estate Corporation, a Nevada corporation
Its: Managing General Partner

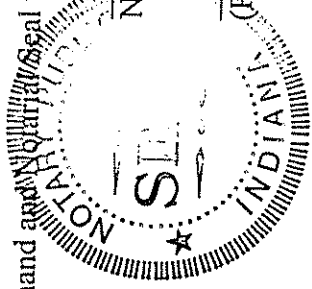
By: 

Timothy K. McMahon
Indianapolis Division President

STATE OF INDIANA)
) SS:
COUNTY OF HAMILTON)

Before me, a Notary Public in and for said County and State, personally appeared Timothy K. McMahan, by me known and by me known to be the Indianapolis Division President of Centex Real Estate Corporation, a Nevada corporation, the managing general partner of Centex Homes, a Nevada general partnership, and acknowledged the execution of the foregoing "Fourth Amendment to Declaration of Covenants and Restrictions of Haverstick Property Ownership" on behalf of said corporation and general partnership.

WITNESS my hand and seal this 15 day of July, 2009.



Stephanie Lynn Elias
Notary Public

Stephanie Lynn Elias
(Printed Signature)

My Commission Expires:

January 30, 2009

My County of Residence:

Marion

This instrument prepared by Tammy K. Haney, Attorney at Law, Bose McKinney & Evans LLP,
600 East 96th Street, Suite 500, Indianapolis, Indiana 46240.