

9252059

SUPPLEMENTAL DECLARATION OF
COVENANTS AND RESTRICTIONS
WATERSTONE

STONEWICK

HAMILTON CO. IN

92 DEC 31 AM: 5:00

This Supplemental Declaration, dated as of the 15th day of December, 1992, by WATERSTONE LAND COMPANY, L.P., an Indiana limited partnership,

WITNESSES THAT:

WHEREAS, the following facts are true:

A. Declarant is the sole owner of the fee simple title to the real estate located in Hamilton County, Indiana, more particularly described in Exhibit A attached hereto and incorporated herein by this reference.

B. This Declaration is a Supplemental Declaration as that term is defined in the Declaration of Covenants and Restrictions.

C. Declarant intends to subdivide the Parcel into Lots upon each of which a Residence may be constructed.

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

1. Definitions. Words, phrases and terms that are defined in the Declaration of Covenants and Restrictions have the same meaning in this Supplemental Declaration except as herein otherwise provided. The following words, phrases and terms, as used in this Supplemental Declaration, unless the context clearly requires otherwise, mean the following:

"Declaration of Covenants and Restrictions" means the Declaration of Covenants and Restrictions of Waterstone dated as of December 15, 1992 and recorded in the Office of the Recorder of Hamilton County, Indiana as Instrument Number 9252059, as amended from time to time.

"Lot" means a numerically designated subdivided parcel of land depicted on a Plat.

"Owner" means any Person, including Declarant, who at any time owns the fee simple title to a Lot.

"Parcel" means that part of the real estate described in Exhibit A which is subject to the covenants, restrictions, easements, charges and liens imposed by the Declaration of Covenants and Restrictions.

This Instrument Recorded 12-31-92
Sharon K. Cherry, Recorder, Hamilton County, IN

"Plat" means the secondary plat of a Section within the Parcel.

"Section" means that part of the Parcel which is depicted on a Plat.

"Stonewick" means the name by which the Parcel shall be known.

"Tract" means the real estate, including the Parcel, that is subject to the covenants, restrictions, easements, charges and liens imposed by the Declaration of Covenants and Restrictions.

2. Declaration. Declarant hereby declares that, in addition to the covenants, restrictions, easements, charges and liens imposed by the Declaration of Covenants and Restrictions, the Parcel shall be held, transferred, sold, conveyed and occupied subject to the Declaration of Covenants and Restrictions and subject to the covenants, restrictions, easements, charges and liens hereinafter set forth.

3. Land Use. Lots may be used only for residential purposes as provided in the Declaration of Covenants and Restrictions. No portion of any Lot may be sold or subdivided such that there will be thereby a greater number of houses in a Section than the number of original Lots shown on a Plat of such Section.

4. Construction of Residences.

(a) Lot Development Plans. Prior to commencement of any construction on a Lot, a Lot Development Plan shall be submitted to the Architectural Review Board in accordance with the requirements of Paragraph 14 of the Declaration of Covenants and Restrictions. The Architectural Review Board may require as part of a Lot Development Plan a report of a subsurface soils investigation of the Lot made by a qualified soils engineer, which report shall include recommendations for the foundations of the proposed Residence. Each Owner shall comply with the terms and provisions of Paragraph 14 of the Declaration of Covenants and Restrictions and the requirements of the Architectural Review Board established pursuant to the authority granted by the Declaration of Covenants and Restrictions.

(b) Size of Residence. Except as otherwise provided herein, no residence may be constructed on any Lot unless such Residence, exclusive of open porches, attached garages and basements, shall have a ground floor area of 1,600 square feet if a one-story structure, or

1,200 square feet if a higher structure, but in the case of a building higher than one story, there must also be at least 400 square feet in addition to the ground floor area and the total floor area shall not be less than 1,800 square feet.

(c) Temporary Structures. No trailer, shack, tent, boat, basement, garage or other outbuilding may be used at any time as a dwelling, temporary or permanent, nor may any structure of a temporary character be used as a dwelling.

(d) Building Location and Finished Floor Elevation. No building may be erected between the building line shown on a Plat and the front Lot line, and no structure or part thereof may be built or erected nearer than five (5) feet to any side Lot line or nearer than twenty (20) to any rear Lot line; provided that the aggregate of side yard shall not be less than fifteen (15) feet. A minimum finished floor elevation, shown on the development plan for each Section, has been established for each Lot and no finished floor elevation with the exception of flood protected basements shall be constructed lower than said minimum without the written consent of the Architectural Review Board. Demonstration of adequate storm water drainage in conformity with both on-Lot and overall project drainage plans shall be a prime requisite for alternative finished floor elevations. Before construction commences, the finished floor elevation shall be physically checked on the Lot and certified by a licensed professional engineer or a licensed land surveyor.

(e) Driveways. All driveways shall be paved and maintained dust free.

(f) Yard Lights. If street lights are not installed in the Parcel, then each Owner or his builder shall install and maintain a light in operable condition on his Lot at a location, having a height and of a type, style and manufacture approved by the Architectural Review Board prior to the installation thereof. Each such light fixture shall also have a bulb of a maximum wattage approved by Architectural Review Board to insure uniform illumination on each Lot and shall be equipped with a photo electric cell or similar device to insure automatic illumination from dusk to dawn each day.

(g) Storage Tanks. Any gas or oil storage tanks used in connection with a Lot shall be either buried or

located in a Residence such that they are completely concealed from public view.

(h) Construction and Landscaping. All construction upon, landscaping of and other improvement to a Lot shall be completed strictly in accordance with the Lot Development Plan approved by the Architectural Review Board. All landscaping specified on the landscaping plan approved by the Architectural Review Board shall be installed on the Lot strictly in accordance with such approved plan within thirty (30) days following substantial completion of the Residence unless the Board agrees to a later landscaping completion date. Unless a delay is caused by strikes, war, court injunction or acts of God, the Owner of any Lot which on the date of purchase from Declarant is not improved with a Residence shall commence construction of a Residence upon the Lot within three (3) years from the date the Owner acquired title thereto and shall complete construction of such Residence within one (1) year after the date of commencement of the building process, but in no event later than four (4) years after the date the Owner acquired title to the Lot unless such Lot is adjacent to a Lot upon which the Owner has constructed a Residence in which such Owner permanently resides. If the Owner fails to commence or complete construction of a Residence within the time periods specified herein, or if the Owner should, without Declarant's written approval, sell, contract to sell, convey, or otherwise dispose of, or attempt to sell, convey or otherwise dispose of, the Lot before completion of construction of a Residence on the Lot, then, in any of such events, Declarant may:

(i) re-enter the lot and divest the Owner of title thereto by tendering to the Owner or to the Clerk of the Circuit Court of Hamilton County the lesser of (i) the same net dollar amount as was received by Declarant from such Owner as consideration for the conveyance by Declarant of the Lot, together with such actual costs, if any, as the Owner may prove to have been incurred in connection with the commencement of construction of a Residence on the Lot and (ii) the then fair market value of the Lot, as determined by averaging two (2) appraisals made by qualified appraisers appointed by the Judge of the Hamilton County Circuit or Superior Court;

(ii) obtain injunctive relief to force the Owner to proceed with construction of any

Residence; a Lot Development Plan for which has been approved by the Architectural Review Board upon application by such Owner; or

(iii) pursue other remedies at law or in equity as may be available to Declarant.

The failure of the Owner of a Lot to apply for approval of, or receive approval from, the Architectural Review Board of a Lot Development Plan shall not relieve such Owner from his obligation to commence and complete construction of a Residence upon the Lot within the time periods specified herein. For the purposes of this subparagraph (h), construction of a Residence will be deemed "completed" when the exterior of the Residence (including but not limited to the foundation, walls, roof, windows, entry doors, gutters, downspouts, exterior trim, paved driveway and landscaping) has been completed in conformity with the Lot Development Plan.

(i) Mailboxes. All mailboxes installed upon Lots shall be uniform and shall be of a type, color and manufacture approved by the Architectural Review Board. Such mailboxes shall be installed upon posts approved as to type, size and location by the Architectural Review Board.

(j) Septic Systems. No septic tank, absorption field or any other on-site sewage disposal system (other than a lateral main connected to a sanitary sewerage collection system operated by the City of Carmel or a successor public agency or public utility) shall be installed or maintained on any Lot.

(k) Water Systems. No private or semi-private water supply system may be located upon any Lot which is not in compliance with regulations or procedures adopted or established by the Indiana State Board of Health, or other civil authority having jurisdiction. To the extent that domestic water service is available from a water line located within 200 feet of the lot line maintained by a public or private utility company, each Owner shall connect to such water line to provide water for domestic use on the Lot and shall pay all connection, availability or other charges lawfully established with respect to connections thereto. Notwithstanding the foregoing, an Owner may establish, maintain and use an irrigation water well on his Lot as long as the well does not adversely affect the normal pool level of any Lake.

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(1) Drainage. In the event storm water drainage from any Lot or Lots flows across another Lot, provision shall be made by the Owner of such Lot to permit such drainage to continue, without restriction or reduction, across the downstream Lot and into the natural drainage channel or course, although no specific drainage easement for such flow of water is provided on the Plat. To the extent not maintained by the Drainage Board, "Drainage Easements" reserved as drainage swales shall be maintained by the Owner of the Lot upon which such easements are located such that water from any adjacent Lot shall have adequate drainage along such swale. Lots within the Parcel may be included in a legal drain established by the Drainage Board. In such event, each Lot in the Parcel will be subject to assessment by the Drainage Board for the costs of maintenance of the portion of the Drainage System and/or the Lakes included in such legal drain, which assessment will be a lien against the Lot. The elevation of a Lot shall not be changed so as to affect materially the surface elevation or grade of surrounding Lots. Perimeter foundation drains, sump pump drains and downspouts shall not be outletted into streets or street-rights-of-way. These drains shall be connected whenever feasible into a subsurface drainage tile. Each Owner shall maintain the subsurface drains and tiles located on his Lot and shall be liable for the cost of all repairs thereto or replacements thereof.

5. Maintenance of Lots.

(a) Vehicle Parking. No camper, motor home, truck, trailer, boat or disabled vehicle may be parked or stored overnight or longer on any Lot in open public view.

(b) Signs. Except for such signs as Declarant may in its absolute discretion display in connection with the development of Waterstone or the Parcel and the sale of Lots therein and such signs as may be located on the Community Area, no sign of any kind shall be displayed to the public view on any Lot except that one sign of not more than four (4) square feet may be displayed at any time for the purpose of advertising the property for sale or for rent, or may be displayed by a builder to advertise the property during construction and sale.

(c) Fencing. No fence, wall, hedge or shrub planting higher than eighteen (18) inches shall be permitted between the front property line and the front building set-back line except where such planting is located on a Landscape Easement or is part of Residence landscaping and the prime root thereof is within four (4)

feet of the Residence. Trees shall not be deemed "shrubs" unless planted in such a manner as to constitute a "hedge". No chain link fence shall be erected upon a Lot. No fence shall be erected or maintained on or within any Landscape Easement except such as may be installed by Declarant and subsequently replaced by the Corporation in such manner as to preserve the uniformity of such fence. In no event may any fence be erected or maintained on any Lot without the prior approval of the Architectural Review Board, which may establish design standards for fences and further restrictions with respect to fencing, including limitations on (or prohibition of) the installation of fences in the rear yard of a Lot and along the bank of any Lake. All fences shall be kept in good repair. No fence, wall, hedge or shrub planting which obstructs sight lines at elevations between two (2) and six (6) feet above the street shall be placed or permitted to remain on any corner lot within the triangular area formed by the street property lines and a line connecting points 25 feet from the intersection of said street lines, or in the case of a street line with the edge of a driveway pavement or alley line. No tree shall be permitted to remain within such distances of such intersections unless the foliage line is maintained at sufficient height to prevent obstruction of such sight lines.

(d) Vegetation. An Owner shall not permit the growth of weeds and volunteer trees and bushes on his Lot, and shall keep his Lot reasonably clear from such unsightly growth at all times. If an Owner fails to comply with this Restriction, the Board of Directors shall cause the weeds to be cut and the Lot cleared of such growth at the expense of the Owner thereof and the Corporation shall have a lien against the cleared Lot for the expense thereof.

(e) Nuisances. No noxious or offensive activity shall be carried on upon any Lot nor shall anything be done thereon which may be, or may become, an annoyance or nuisance to the neighborhood. Barking dogs shall constitute a nuisance.

(f) Garbage and Refuse Disposal. No Lot shall be used or maintained as a dumping ground for trash. Rubbish, garbage or other waste shall be kept in sanitary containers out of public view. All equipment for storage or disposal of such materials shall be kept clean and sanitary.

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(g) Livestock and Poultry. No animals, livestock or poultry of any kind shall be raised, bred or kept on any Lot, except that dogs, cats or other household pets may be kept provided that they are not kept, bred or maintained for any commercial purpose. The owners of such permitted pets shall confine them to their respective Lots such that they will not be a nuisance. Owners of dogs shall so control or confine them so as to avoid barking which will annoy or disturb adjoining Owners.

(h) Outside Burning. No trash, leaves, or other materials shall be burned upon a Lot if smoke therefrom would blow upon any other Lot and, then, only in acceptable incinerators and in compliance with all applicable legal requirements.

(i) Antennas and Receivers. No satellite receiver, down-link or exterior antenna shall be permitted on any Lot without the prior written consent of the Architectural Review Board. Unless consent thereto is granted by a majority of the Owners, the Architectural Review Board shall not give its consent to the installation of any exterior television antenna if television reception is available from underground cable connections serving the Lot, nor shall it give its consent to the installation of any other exterior antenna unless all Owners of Lots within 200 feet of the Lot upon which the proposed antenna would be erected consent in writing to the installation thereof. No satellite receiver or down-link approved by the Architectural Review Board shall be located on a Lot in such a manner as to be visible at ground level from a public way or from any other Lot.

(j) Exterior Lights. Except for Path Lights, no exterior lights shall be erected or maintained between the building line and rear lot line so as to shine or reflect directly upon another Lot.

(k) Electric Bug Killers. Electric bug killers, "zappers" and other similar devices shall not be installed at a location or locations which will result in the operation thereof becoming a nuisance or annoyance to other Owners and shall only be operated when outside activities require the use thereof and not continuously.

6. General Community Rules. Each Lot shall be subject to the guidelines, rules, regulations and procedures adopted by the Architectural Review Board pursuant to Paragraph 16(a)(iii) of the Declaration of Covenants and Restrictions, and each Owner of a Lot shall at all times comply therewith.

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7. Assessments. The Board of Directors may make Assessments to cover any costs incurred in enforcing these covenants or in undertaking any maintenance or other activity that is the responsibility of the Owner of a Lot hereunder but which such Owner has not undertaken as required hereunder. Any such Assessment shall be assessed only against those Owners whose failure to comply with the requirements of these covenants necessitated the action to enforce these covenants or the undertaking of the maintenance or other activity.

8. Enforcement. The right to enforce each of the foregoing Restrictions by injunction, together with the right to cause the removal by due process of law of structures erected or maintained in violation thereof, is reserved to Declarant, the Corporation, the Architectural Review Board, the Owners of the Lots in the Parcel, their heirs and assigns, and to the Zoning Authority, their successors and assigns, who are entitled to such relief without being required to show any damage of any kind to Declarant, the Corporation, the Architectural Review Board, any Owner or Owners, or such Zoning Authority by or through any such violation or attempted violation. Under no circumstances shall Declarant, the Corporation or the Architectural Review Board be liable for damages of any kind to any Person for failure to abide by, enforce or carry out any provision or provisions of this Supplemental Declaration. There shall be no rights of reversion or forfeiture of title resulting from any violations.

9. Severability. Invalidation of any of these covenants and restrictions or any part thereof by judgment or court order shall not affect or render the remainder of said covenants and restrictions invalid or inoperative.

10. Non-Liability of Declarant. Declarant shall have no duties, obligations or liabilities hereunder except such as are expressly assumed by Declarant, and no duty of, or warranty by, Declarant shall be implied by or inferred from any term or provision of this Supplemental Declaration.

11. General Provisions. This Supplemental Declaration may be amended at any time in the manner provided in Paragraph 23 of the Declaration of Covenants and Restrictions except that no amendment adopted pursuant to Paragraph 23(a) of the Declaration of Covenants and Restrictions shall be effective as against a Mortgagee who subsequently acquires title to a Lot unless approved by at least two-thirds (2/3) of the Mortgagees who hold first mortgages on the Lots in the Parcel (based on one vote for each first mortgage owned) or at least two-thirds (2/3) of the Owners of the Lots in the Parcel (excluding Declarant).

Except as the same may be amended from time to time, the foregoing restrictions will be in full force and effect until

January 1, 2023, at which time they will be automatically extended for successive periods of ten (10) years, unless by a vote of the majority of the then Owners of Lots in the Parcel it is agreed that these Restrictions shall terminate in whole or in part.

IN WITNESS WHEREOF, this Supplemental Declaration has been executed as of the date first above written.

WATERSTONE LAND COMPANY, L.P.

By *George P. Sweet*
George P. Sweet
General Manager

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared George P. Sweet, the General Manager of Waterstone Land Company, L.P., an Indiana limited partnership, who acknowledged execution of the foregoing Supplemental Declaration of Covenants and Restrictions for and on behalf of said partnership.

WITNESS my hand and Notarial Seal this 22 day of December 1992.

Marie M. Vlick
Notary Public Residing in
Hendricks County
Marie M. Vlick



My Commission Expires:
May 24, 1995

This instrument prepared by Tom Charles Huston, Attorney at Law, 1313 Merchants Bank Bldg., 11 S. Meridian St., Indianapolis, Indiana 46204.

TCH00698

9252059

EXHIBIT A

Land Description - Stonewick

Part of the Southwest Quarter of Section 33, Township 18 North, Range 4 East in Hamilton County, Indiana, being more particularly described as follows:

Beginning at the Southeast Corner of said Southwest Quarter Section; thence North 00 degrees 26 minutes 39 seconds West (assumed bearing) along the east line of said southwest quarter section a distance of 2233.13 feet; thence South 68 degrees 12 minutes 19 seconds West a distance of 18.43 feet to a point on a curve having a radius of 175.00 feet, the radius point of which bears South 83 degrees 46 minutes 32 seconds West; thence northerly along said curve an arc distance of 17.64 feet to a point which bears North 78 degrees 00 minutes 00 seconds East from said radius point; thence North 12 degrees 00 minutes 00 seconds West a distance of 105.57 feet; thence South 90 degrees 00 minutes 00 seconds West a distance of 809.26 feet; thence South 00 degrees 00 minutes 00 seconds East a distance of 244.85 feet; thence South 77 degrees 31 minutes 41 seconds West a distance of 203.58 feet; thence South 20 degrees 00 minutes 00 seconds West a distance of 1246.54 feet; thence South 88 degrees 00 minutes 00 seconds West a distance of 126.86 feet; thence South 66 degrees 00 minutes 00 seconds West a distance of 134.78 feet; thence South 00 degrees 00 minutes 00 seconds East a distance of 370.76 feet; thence South 70 degrees 00 minutes 00 seconds East a distance of 774.63 feet; thence South 00 degrees 00 minutes 00 seconds East a distance of 200.00 feet to the south line of said quarter section; thence North 89 degrees 32 minutes 05 seconds East along said south line a distance of 1015.59 feet to the Point of Beginning. Containing 69.792 acres, more or less.

0252059

This Instrument Recorded 12-31-92
Sharon K. Chery, Recorder, Hamilton County, IN

OWNER/SUBDIVIDER
WATERSTONE LAND COMPANY L.P.
9502 ANGOLA COURT
INDIANAPOLIS, IN. 46226
(317) 875-7755

SURVEYOR
SCHNEIDER ENGINEERING CORP.
3020 NORTH POST RD.
INDIANAPOLIS, IN. 46226
(317) 898-8282

STONEWICK

SECTION 1 SECONDARY PLAT

PART OF S.W.1/4 SECTION 33-T18N-R4E HAMILTON COUNTY, INDIANA

DATE OF SUBMISSION: JUNE 3, 1992
DATE OF APPROVAL: AUGUST 6, 1992

FOR LAND DESCRIPTION
SEE SHEET 2 OF 2

SOURCE OF TITLE:
INSTR. # 9211113

THE INSTRUMENT WAS PREPARED
BY EDWARD D. GIACOLETTI
REGISTERED LAND SURVEYOR-INDIANA #50560
3020 NORTH POST ROAD
INDIANAPOLIS, INDIANA 46226
TELEPHONE (317) 898-8282
DATE: 12/11/92

PLAN COMMISSION: UNDER AUTHORITY PROVIDED BY TITLE 36, ACTS OF 1901, P.L. 309 ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF INDIANA, AND ALL ACTS AMENDATORY OR SUPPLEMENTARY THERETO, AND AN ORDINANCE ADOPTED BY THE COMMON COUNCIL OF THE CITY OF CARMEL, INDIANA, THIS PLAN WAS GIVEN APPROVAL BY THE CITY OF CARMEL, AS FOLLOWS:

ADOPTED BY THE CARMEL PLAN COMMISSION AT A MEETING HELD AUGUST 6, 1992, CARMEL, CLAY COUNTY, INDIANA

BY: [Signature]
DIRECTOR
DEPARTMENT OF COMMUNITY DEVELOPMENT
CARMEL, INDIANA

I, EDWARD D. GIACOLETTI, HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR, LICENSED IN COMPLIANCE WITH THE LAWS OF THE STATE OF INDIANA, THAT THE WITHIN PLAT IS A REPRESENTATION OF THE LANDS SURVEYED, SUBDIVIDED AND PLATTED UNDER MY DIRECT SUPERVISION AND CONTROL ON 12/9/92

DULY ENTERED FOR TAXATION
Subject to final acceptance for transfer
31 day of December 1992

[Signature] Auditor
Hamilton County

[Signature]
EDWARD D. GIACOLETTI
REGISTERED LAND SURVEYOR
INDIANA - #50560

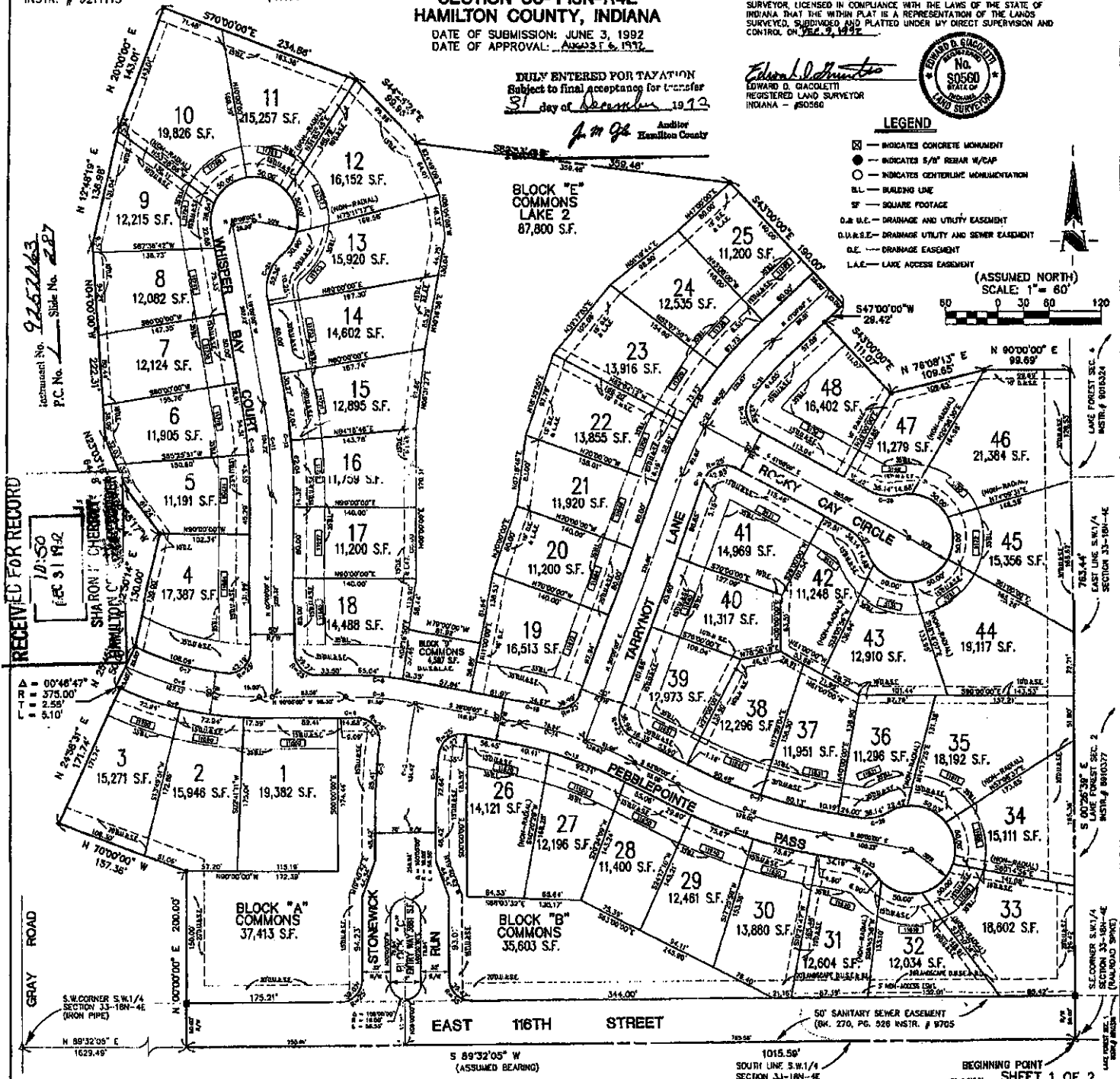
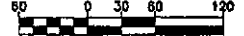


LEGEND

- ☒ — INDICATES CONCRETE MONUMENT
- — INDICATES 5/8" REBAR W/CAP
- — INDICATES CENTERLINE MONUMENTATION
- — BUILDING LINE
- — SQUARE FOOTAGE
- D.U.E. — DRAINAGE AND UTILITY EASEMENT
- D.U.A.S.E. — DRAINAGE UTILITY AND SEWER EASEMENT
- D.E. — DRAINAGE EASEMENT
- L.A.E. — LAKE ACCESS EASEMENT

(ASSUMED NORTH)

SCALE: 1" = 60'



RECEIVED FOR RECORD
10:50
DEC 31 1992
Instrument No. 9257263
Slide No. 227

EAST 116TH STREET
S 00°29'30" E
LAKE FOREST SEC. 2
INSTR. # 890377
E 00°29'30" E
LAKE FOREST SEC. 1
INSTR. # 890374
E 00°29'30" E
LAKE FOREST SEC. 4
INSTR. # 890374
E 00°29'30" E
LAKE FOREST SEC. 3
INSTR. # 890374

EAST 116TH STREET

S 89°32'05" W
(ASSUMED BEARING)

50' SANITARY SEWER EASEMENT
(SH. 270, PG. 926 INSTR. # 8705)

1015.56'
SOUTH LINE S.W.1/4
SECTION 33-18N-4E

BEGINNING POINT
SHEET 1 OF 2

LAND DESCRIPTION

Part of the Southwest Quarter of Section 33, Township 18 North, Range 4 East in Hamilton County, Indiana, being more particularly described as follows:

Beginning at the Southeast Corner of said Southwest Quarter Section; thence South 89 degrees 32 minutes 05 seconds West (assumed bearing) along the South line of said Southwest Quarter Section a distance of 1015.59 feet; thence North 00 degrees 00 minutes 00 seconds East a distance of 200.00 feet; thence North 70 degrees 00 minutes 00 seconds West a distance of 157.36 feet; thence North 24 degrees 58 minutes 31 seconds East a distance of 171.74 feet to a curve having a radius of 375.00 feet, the radius point of which bears North 24 degrees 58 minutes 31 seconds East; thence Northwesterly along the arc of said curve a distance of 5.10 feet to a point which bears South 25 degrees 45 minutes 18 seconds West from said radius point; thence North 25 degrees 45 minutes 18 seconds East a distance of 50.00 feet; thence North 12 degrees 50 minutes 14 seconds East a distance of 130.00 feet; thence North 36 degrees 55 minutes 17 seconds West a distance of 61.24 feet; thence North 23 degrees 03 minutes 18 seconds West a distance of 84.78 feet; thence North 04 degrees 03 minutes 00 seconds West a distance of 222.31 feet; thence North 12 degrees 48 minutes 19 seconds East a distance of 136.98 feet; thence North 20 degrees 00 minutes 00 seconds East a distance of 143.01 feet; thence South 70 degrees 00 minutes 00 seconds East a distance of 234.86 feet; thence South 44 degrees 28 minutes 24 seconds East a distance of 99.96 feet; thence South 82 degrees 53 minutes 44 seconds East a distance of 359.46 feet; thence South 43 degrees 00 minutes 00 seconds East a distance of 190.00 feet; thence South 47 degrees 00 minutes 00 seconds West a distance of 29.42 feet; thence South 43 degrees 00 minutes 13 seconds East a distance of 111.07 feet; thence North 76 degrees 08 minutes 00 seconds East a distance of 109.65 feet; thence North 90 degrees 00 minutes 00 seconds East a distance of 99.89 feet to the East line of said Quarter Section (the next described course being along the West line of Lake Forest Section 4, a subdivision in Hamilton County, Indiana, the plot of which is recorded as Instrument Number 9016324, Lake Forest Section 2, a subdivision in Hamilton County, Indiana, recorded as Instrument Number 8910377, Lake Forest Section 1, a subdivision in Hamilton County, Indiana, recorded as Instrument Number 8910376, in the Office of the Recorder of Hamilton County Indiana); thence South 00 degrees 26 minutes 39 seconds East along said East line a distance of 763.44 feet to the Beginning Point, containing 24.056 acres, more or less.

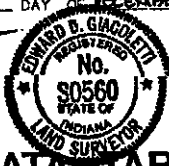
I THE UNDERSIGNED, HEREBY CERTIFY THAT THE WITHIN PLAT IS A REPRESENTATION OF THE LANDS SURVEYED, SUBDIVIDED AND PLATTED UNDER MY DIRECT SUPERVISION AND CONTROL AND THAT IT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

THIS SUBDIVISION CONSISTS OF 48 LOTS, NUMBERED 1 THROUGH 48 TOGETHER WITH STREETS, EASEMENTS AND BLOCKS AS SHOWN HEREON.

THE SIZE OF LOTS AND BLOCKS AND WIDTHS OF STREETS AND EASEMENTS ARE SHOWN IN FIGURES DENOTING FEET AND DECIMAL PARTS THEREOF.

WITNESS MY SIGNATURE THIS 9TH DAY OF DECEMBER, 1992

Edward D. Giacoletti
EDWARD D. GIACOLETTI
REGISTERED LAND SURVEYOR
INDIANA - #50560



CURVE DATA TABLE

CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
C-1	849.50	79.84	38.38	72.61	S03°12'15" W	06°24'30"
C-2	684.50	131.42	65.91	131.21	S09°30'00" W	11°00'00"
C-3	719.50	85.41	42.76	85.38	S03°24'03" W	06°48'06"
C-4	400.00	14.68	7.34	14.68	N88°56'58" W	02°00'00"
C-5	425.00	81.98	40.92	81.47	N84°30'00" W	11°00'00"
C-6	450.00	88.39	43.33	88.26	N84°30'00" W	11°00'00"
C-7	325.00	108.08	54.85	107.59	S73°46'21" E	19°03'18"
C-8	350.00	157.33	80.02	156.01	S77°07'21" E	25°45'18"
C-9	375.00	168.57	85.73	167.15	S77°07'21" E	25°45'18"
C-10	675.00	100.35	50.31	100.23	N05°00'00" W	10°00'00"
C-11	600.00	104.72	52.48	104.59	N05°00'00" W	10°00'00"
C-12	825.00	109.08	54.68	108.94	N05°00'00" W	10°00'00"
C-13	475.00	132.89	66.78	132.21	N71°00'00" W	18°00'00"
C-14	600.00	138.83	70.27	138.17	S71°00'00" E	18°00'00"
C-15	325.00	34.87	17.34	34.67	N77°06'28" W	03°47'03"
C-16	525.00	18.35	8.17	16.35	N83°53'31" W	01°47'03"
C-17	575.00	170.61	85.83	169.98	S71°30'00" E	17°00'00"
C-18	600.00	178.02	89.57	177.37	S71°30'00" E	17°00'00"
C-19	825.00	185.44	93.41	184.76	S71°30'00" E	17°00'00"
C-20	375.00	5.15	2.57	5.15	S20°23'38" W	00°47'12"
C-21	375.00	64.05	32.11	63.98	S42°06'24" W	08°47'12"
C-22	400.00	188.90	98.03	188.76	N33°30'00" E	27°00'00"
C-23	425.00	200.28	102.03	198.43	S33°30'00" W	27°00'00"
C-24	50.00	52.38	26.87	50.00	S20°00'00" W	00°00'00"
C-25	50.00	36.14	18.90	35.38	N59°17'43" E	41°24'36"
C-26	50.00	36.14	18.90	35.38	N78°17'43" E	41°24'36"
C-27	50.00	36.14	18.90	35.38	N40°17'43" W	41°24'36"
C-28	50.00	36.14	18.90	35.38	S61°42'17" E	41°24'36"

STONEWICK

**SECTION 1
SECONDARY PLAT
PART OF S.W.1/4
SECTION 33-T18N-R4E
HAMILTON COUNTY, INDIANA**

OWNER/SUBDIVIDER
WATERSTONE LAND COMPANY L.P.
9502 ANGOLA COURT
INDIANAPOLIS, IN. 46268
(317) 875-7755

THIS INSTRUMENT WAS PREPARED BY EDWARD D. GIACOLETTI REGISTERED LAND SURVEYOR-INDIANA #50560 3020 NORTH POST ROAD INDIANAPOLIS, INDIANA 46228 TELEPHONE (317) 968-9282 DATE: 12/11/92

THE UNDERSIGNED, OWNERS OF THE REAL ESTATE SHOWN AND DESCRIBED HEREIN AND RECORDED IN THE OFFICE OF THE RECORDER OF HAMILTON COUNTY, INDIANA, DO HEREBY CERTIFY THAT WE HAVE LAID OFF, PLATTED, AND SUBDIVIDED AND DO HEREBY LAY OFF, PLAT AND SUBDIVIDE SAID REAL ESTATE IN ACCORDANCE WITH THE WITHIN PLAT.

THIS SUBDIVISION SHALL BE KNOWN AND DESIGNATED AS STONEWICK SECTION 1 AN ADDITION IN HAMILTON COUNTY, INDIANA.

ALL STREETS SHOWN ON THIS PLAT AND NOT HERETOFORE DEDICATED ARE HEREBY DEDICATED TO THE PUBLIC.

TITLE TO THE FOREGOING REAL ESTATE IS SUBJECT TO A CERTAIN DECLARATION OF COVENANTS AND RESTRICTIONS OF WATERSTONE DATED DECEMBER 15, 1992 AND TO A CERTAIN SUPPLEMENTAL DECLARATION OF COVENANTS AND RESTRICTIONS FOR STONEWICK OF EVEN DATE, RECORDED AS INSTRUMENT NOS. 9252258 AND 9252259 RESPECTIVELY IN THE OFFICE OF THE RECORDER OF HAMILTON COUNTY, INDIANA, AS THE SAME MAYBE AMENDED. SUCH DECLARATIONS AND THE COVENANTS AND RESTRICTIONS SET FORTH THEREIN RUN WITH THE LAND DESCRIBED HEREON AND ARE INCORPORATED HEREIN BY REFERENCE. EACH OWNER OF A LOT DEPICTED ON THIS PLAT SHALL TAKE TITLE TO SUCH LOT SUBJECT TO THE TERMS AND CONDITIONS OF SUCH DECLARATIONS.

STATE OF INDIANA }
COUNTY OF MARION }

DATED THIS 9 DAY OF December

WATERSTONE LAND COMPANY L.P.
9502 ANGOLA COURT
INDIANAPOLIS, INDIANA 46268
(317)875-7755

BY *George P. Sweet*
GEORGE P. SWEET (GENERAL MANAGER)

BEFORE ME THE UNDERSIGNED NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED GEORGE P. SWEET, GENERAL MANAGER OF WATERSTONE LAND COMPANY L.P. AND ACKNOWLEDGED EXECUTING THE FOREGOING RECORD PLAT FOR AND ON BEHALF OF SAID CORPORATION.

WITNESS MY HAND AND NOTARIAL SEAL THIS 9 DAY OF December

Marce M. Urlick
NOTARY PUBLIC *Marce M. Urlick*

MY COMMISSION EXPIRES: May 24, 1995

COUNTY OF RESIDENCE: Meridian

PLAN COMMISSION: UNDER AUTHORITY PROVIDED BY TITLE 36, ACTS OF 1981, P.L. 309 ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF INDIANA, AND ALL ACTS AMENDATORY OR SUPPLEMENTARY THERETO, AND AN ORDINANCE ADOPTED BY THE COMMON COUNCIL OF THE CITY OF CARMEL, INDIANA, THIS PLAT WAS GIVEN APPROVAL BY THE CITY OF CARMEL, AS FOLLOWS:

ADOPTED BY THE CARMEL PLAN COMMISSION AT A MEETING HELD August 6, 1992 CARMEL/CLAY PLAN COMMISSION

BY: *John Johnson*
DIRECTOR
DEPARTMENT OF COMMUNITY DEVELOPMENT
CARMEL, INDIANA

THIS PLAT WAS GIVEN APPROVAL BY THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF CARMEL, INDIANA, AT A MEETING HELD ON THE 9TH DAY OF DECEMBER, 1992

Ted Johnson
TED JOHNSON, MAYOR
Vaughn A. Story
VAUGHN A. STORY, MEMBER
Rick McKinney
RICK MCKINNEY, MEMBER
Susan W. Jones
SUSAN W. JONES, CLERK-TREASURER

RECEIVED FOR RECORD
10:50 AM
DEC 31 1992
SHARON K. CHERRY
HAMILTON COUNTY RECORDER
Instrument No. 9252063
P.C. No. 1 Slide No. 287

STONEWICK

**SECTION 2
SECONDARY PLAT
PART OF S.W.1/4
SECTION 33-T18N-R4E
HAMILTON COUNTY, INDIANA**

DATE OF APPROVAL: 5-4-94

95 MAY-9 4:11:23

Handwritten: 953448
543

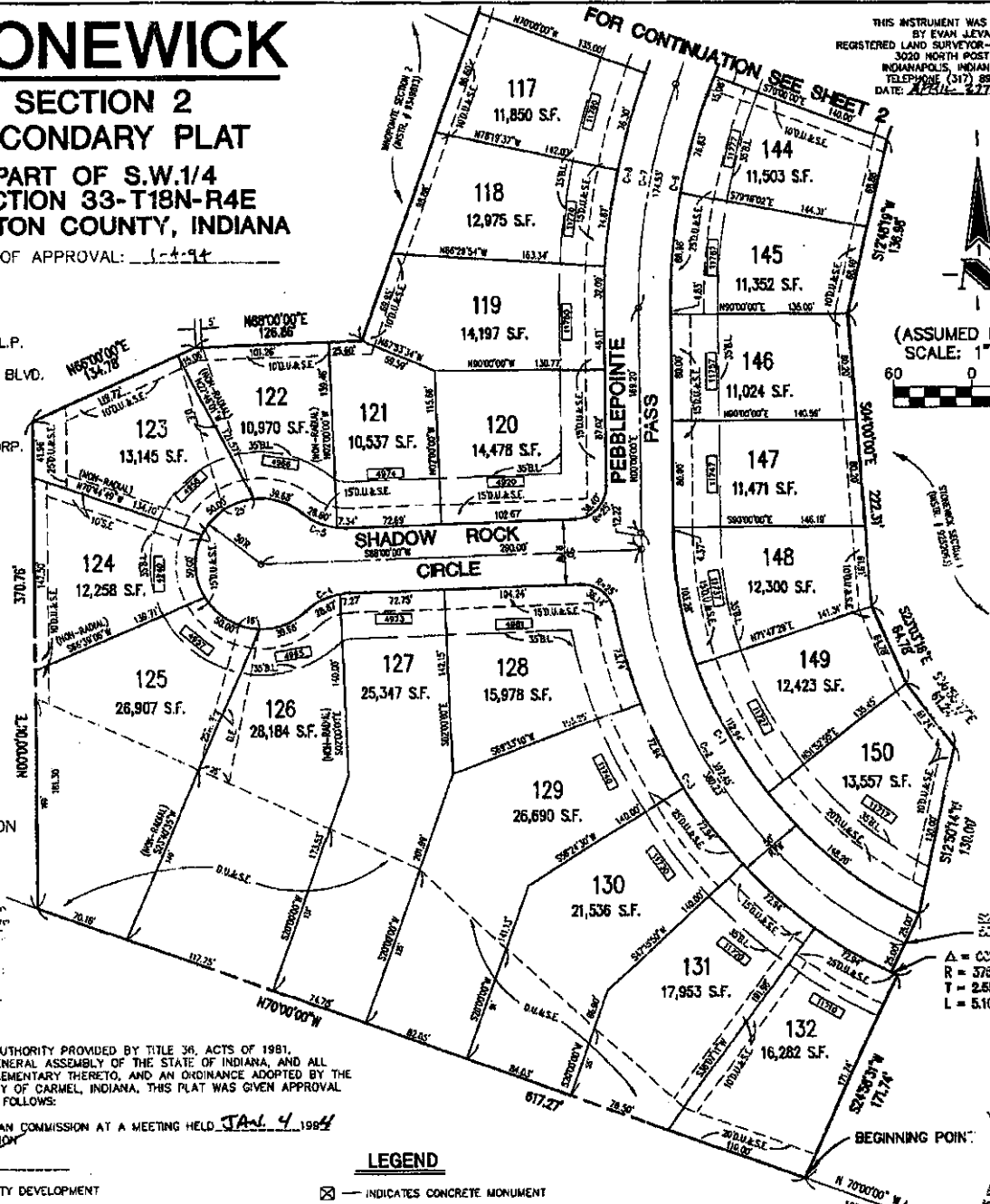
THIS INSTRUMENT WAS PREPARED
BY EVAN LEVANS
REGISTERED LAND SURVEYOR-INDIANA #970024
3020 NORTH POST ROAD
INDIANAPOLIS, INDIANA 46226
TELEPHONE (317) 898-5285
DATE: APRIL 27, 1995



(ASSUMED NORTH)
SCALE: 1" = 60'
60 0 30 60

OWNER/SUBDIVIDER
BRENNICK LAND COMPANY L.P.
C/O GEORGE P. SWEET
12722 HAMILTON CROSSING BLVD.
CARMEL, IN. 46032
(317) 574-3400

SURVEYOR
SCHNEIDER ENGINEERING CORP.
3020 NORTH POST RD.
INDIANAPOLIS, IN. 46226
(317) 898-8282



FOR LAND DESCRIPTION
SEE SHEET 3 OF 3

PLAN COMMISSION: UNDER AUTHORITY PROVIDED BY TITLE 36, ACTS OF 1981, P.L. 309 ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF INDIANA, AND ALL ACTS AMENDATORY OR SUPPLEMENTARY THERETO, AND AN ORDINANCE ADOPTED BY THE COMMON COUNCIL OF THE CITY OF CARMEL, INDIANA, THIS PLAT WAS GIVEN APPROVAL BY THE CITY OF CARMEL, AS FOLLOWS:

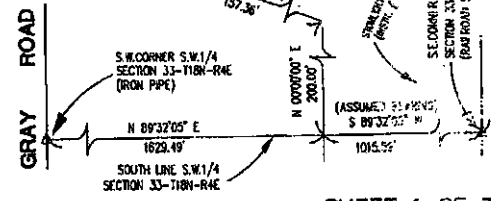
ADOPTED BY THE CARMEL PLAN COMMISSION AT A MEETING HELD JAN 4 1994
CARMEL PLAN COMMISSION

BY: *[Signature]*
DIRECTOR
DEPARTMENT OF COMMUNITY DEVELOPMENT
CARMEL, INDIANA

LEGEND

- ⊗ — INDICATES CONCRETE MONUMENT
- ⊙ — INDICATES 5/8" REBAR W/CAP
- — INDICATES CENTERLINE MONUMENTATION
- B.L. — BUILDING LINE
- SF — SQUARE FOOTAGE
- D.& U.E. — DRAINAGE AND UTILITY EASEMENT
- D.U.&S.E. — DRAINAGE UTILITY AND SEWER EASEMENT
- D.E. — DRAINAGE EASEMENT
- ⊠ — STREET ADDRESS

NOTE:
THE AREA DESCRIBED IN A STORM SEWER EASEMENT RECORDED AS INSTRUMENT NO. 92-39215 AND THE AREA DESCRIBED IN A SANITARY SEWER RECORDED AS INSTRUMENT NO. 92-39214 IN THE OFFICE OF THE RECORDER OF HAMILTON COUNTY, INDIANA, AND FURTHER DESCRIBED AS BECOMING NULL AND VOID UPON THE RECORDING OF SUBDIVISION PLATS OF SUBSEQUENT SECTIONS OF WATERSTONE IS HEREIN REPLACED WITH PLATTED EASEMENTS AND/OR DEDICATED PUBLIC RIGHT-OF-WAY.



EAST 116TH STREET SHEET 1 OF 3
JOB # 810.22

STONEWICK

SECTION 2 SECONDARY PLAT

PART OF S.W.1/4
SECTION 33-T18N-R4E
HAMILTON COUNTY, INDIANA

DATE OF APPROVAL: 1-1-92

FOR LAND DESCRIPTION
SEE SHEET 3 OF 3

9534419
543

95 MAY -8 AM 11:23
Mary J. Evans
Hamilton County Recorder

PLAN COMMISSION: UNDER AUTHORITY PROVIDED BY TITLE 36, ACTS OF 1981, P.L. 309 ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF INDIANA, AND ALL ACTS AMENDATORY OR SUPPLEMENTARY THERETO, AND AN ORDINANCE ADOPTED BY THE COMMON COUNCIL OF THE CITY OF CARMEL, INDIANA, THIS PLAT WAS GIVEN APPROVAL BY THE CITY OF CARMEL, AS FOLLOWS:

ADOPTED BY THE CARMEL PLAN COMMISSION AT A MEETING HELD JAN. 4, 1994 CARMEL CITY PLAN COMMISSION

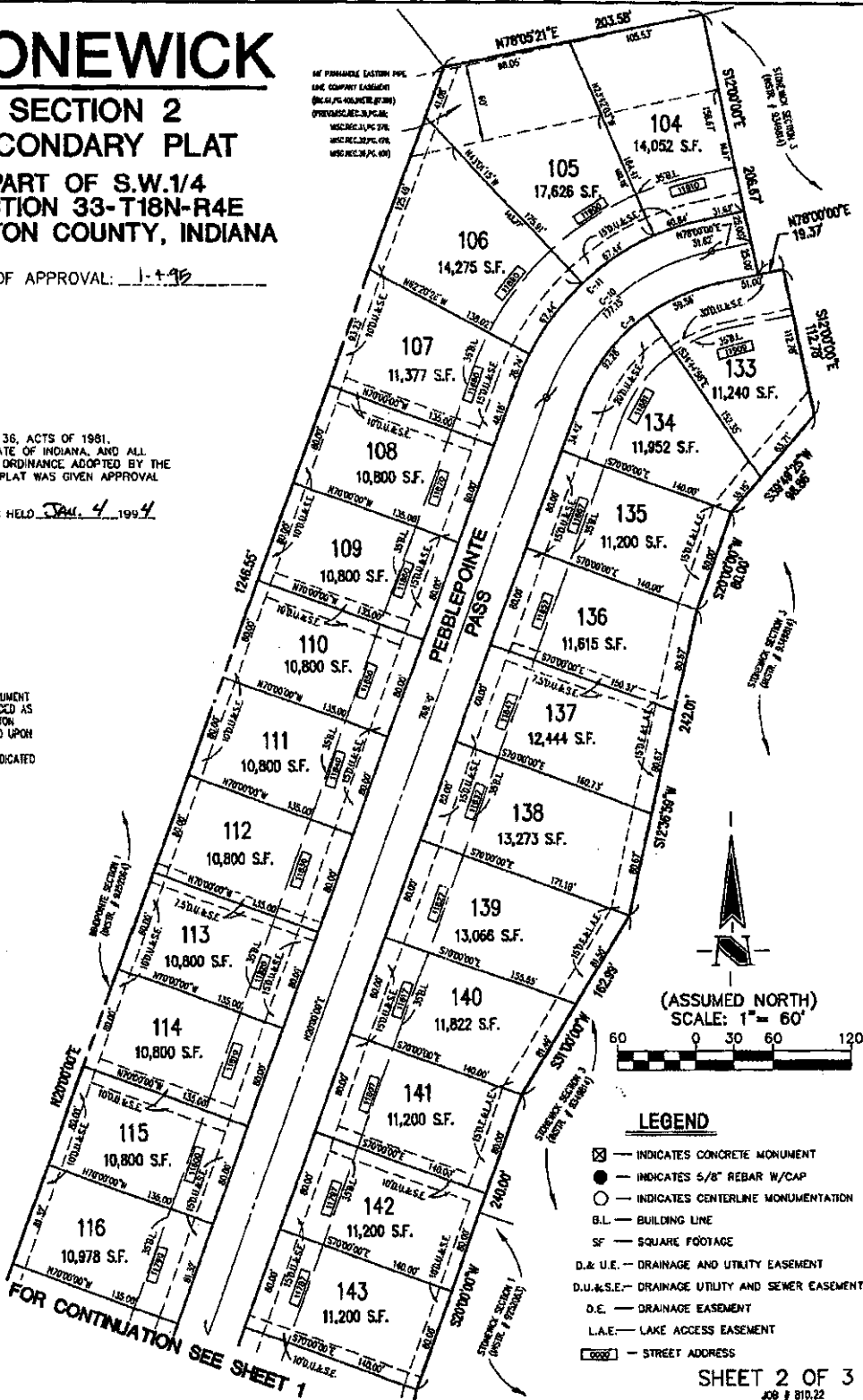
BY: [Signature]
DIRECTOR
DEPARTMENT OF COMMUNITY DEVELOPMENT
CARMEL, INDIANA

NOTE:
THE AREA DESCRIBED IN A STORM SEWER EASEMENT RECORDED AS INSTRUMENT NO. 92-38715 AND THE AREA DESCRIBED BY A SANITARY SEWER EASEMENT AS INSTRUMENT NO. 92-39214 IN THE OFFICE OF THE RECORDER OF HAMILTON COUNTY, INDIANA, AND FURTHER DESCRIBED AS BECOMING NULL AND VOID UPON THE RECORDING OF SUBDIVISION PLATS OF SUBSEQUENT SECTIONS OF WATERSTONE IS HEREBY REPLACED WITH PLATTED EASEMENTS AND/OR DEDICATED PUBLIC RIGHT-OF-WAY.

OWNER/SUBDIVIDER
BRENNICK LAND COMPANY L.P.
C/O GEORGE P. SWEET
12722 HAMILTON CROSSING BLVD.
CARMEL, IN. 46032
(317) 574-3400

SURVEYOR
SCHNEIDER ENGINEERING CORP.
3020 NORTH POST RD.
INDIANAPOLIS, IN. 46226
(317) 898-8282

THIS INSTRUMENT WAS PREPARED
BY EVAN J. EVANS
REGISTERED LAND SURVEYOR-INDIANA #910024
3020 NORTH POST ROAD
INDIANAPOLIS, INDIANA 46226
TELEPHONE (317) 898-8282
DATE: APRIL 27, 1995



LEGEND

- ☒ — INDICATES CONCRETE MONUMENT
- — INDICATES 5/8" REBAR W/CAP
- — INDICATES CENTERLINE MONUMENTATION
- B.L. — BUILDING LINE
- SF — SQUARE FOOTAGE
- D.& U.E. — DRAINAGE AND UTILITY EASEMENT
- D.U.& S.E. — DRAINAGE UTILITY AND SEWER EASEMENT
- D.E. — DRAINAGE EASEMENT
- L.A.E. — LAKE ACCESS EASEMENT
- — STREET ADDRESS

THIS INSTRUMENT WAS PREPARED
BY EVAN J. EVANS
REGISTERED LAND SURVEYOR - INDIANA #910024
3030 NORTH POST ROAD
INDIANAPOLIS, INDIANA 46226
TELEPHONE (317) 574-3400
DATE: APRIL 27TH, 1995

95 MAY -8 AM 11:23
George P. Sweet
HAMILTON COUNTY RECORDER

STONEWICK

OWNER/SUBDIVIDER
BRENNICK LAND COMPANY L.P.
C/O GEORGE P. SWEET
12722 HAMILTON CROSSING BLVD.
CARMEL, IN. 46032
(317) 574-3400

SECTION 2 SECONDARY PLAT PART OF S.W.1/4 SECTION 33-T18N-R4E HAMILTON COUNTY, INDIANA

LAND DESCRIPTION

Part of the Southwest Quarter of Section 33, Township 18 North, Range 4 East in Hamilton County, Indiana, being more particularly described as follows:

Commencing at the Southeast Corner of said Southwest Quarter Section also being the Southeast Corner of Stonewick Section 1, a subdivision in Hamilton County, Indiana the Plat of which is recorded as Instrument Number 9252063 in the Office of the Recorder of Hamilton County, Indiana (the next three (3) described courses being along the South and West lines thereof); thence South 89 degrees 32 minutes 05 seconds West (assumed bearing) along the South line of said Southwest Quarter Section a distance of 1015.59 feet; thence North 00 degrees 00 minutes 00 seconds East a distance of 200.00 feet; thence North 70 degrees 00 minutes 00 seconds East a distance of 157.36 feet to the BEGINNING POINT; thence continuing North 70 degrees 00 minutes 00 seconds West a distance of 617.27 feet to the Southeast Corner of Windpointe Section 2, a subdivision in Hamilton County, Indiana the Plat of which is recorded as Instrument Number 9349813 in the Office of the Recorder of Hamilton County, Indiana (the next four (4) described courses being along the East lines of said Windpointe Section 2 and Windpointe Section 1, a subdivision in Hamilton County, Indiana the Plat of which is recorded as Instrument Number 9252034 in the Office of the Recorder of Hamilton County, Indiana); thence North 00 degrees 00 minutes 00 seconds East a distance of 370.78 feet; thence North 66 degrees 00 minutes 00 seconds East a distance of 134.78 feet; thence North 68 degrees 00 minutes 00 seconds East a distance of 126.86 feet; thence North 20 degrees 00 minutes 00 seconds East a distance of 1246.56 feet; thence North 78 degrees 05 minutes 21 seconds East a distance of 203.58 feet to the west line of Stonewick Section 3, a subdivision in Hamilton County, Indiana the Plat of which is recorded as Instrument Number 9349814 in the Office of the Recorder of Hamilton County, Indiana (the next sixteen (16) described courses being along the West lines of said Stonewick Section 3 and Stonewick Section 1); thence South 12 degrees 00 minutes 00 seconds East a distance of 206.67 feet; thence North 78 degrees 00 minutes 00 seconds East a distance of 19.37 feet; thence South 12 degrees 00 minutes 00 seconds East a distance of 112.78 feet; thence South 30 degrees 49 minutes 25 seconds West a distance of 98.86 feet; thence South 20 degrees 00 minutes 00 seconds West a distance of 80.00 feet; thence South 12 degrees 36 minutes 59 seconds West a distance of 242.01 feet; thence South 31 degrees 00 minutes 00 seconds West a distance of 162.99 feet; thence South 20 degrees 00 minutes 00 seconds West a distance of 240.00 feet; thence South 12 degrees 48 minutes 19 seconds West a distance of 136.98 feet; thence South 04 degrees 00 minutes 00 seconds East a distance of 222.31 feet; thence South 23 degrees 03 minutes 16 seconds East a distance of 64.78 feet; thence South 36 degrees 55 minutes 17 seconds East a distance of 81.24 feet; thence South 12 degrees 50 minutes 14 seconds West a distance of 130.00 feet; thence South 25 degrees 45 minutes 18 seconds West a distance of 50.00 feet to a curve having a radius of 375.00 feet, the radius point of which bears North 25 degrees 45 minutes 18 seconds East; thence Southeastery along said curve an arc distance of 5.10 feet to a point which bears South 24 degrees 58 minutes 31 seconds West from said radius point; thence South 24 degrees 58 minutes 31 seconds West a distance of 171.74 feet to the Beginning Point, containing 17.278 acres, more or less.

THIS SUBDIVISION CONSISTS OF 47 LOTS, NUMBERED 104 THROUGH 150 TOGETHER WITH STREETS AND EASEMENTS AS SHOWN HEREON.

THE SIZE OF LOTS AND WIDTHS OF STREETS AND EASEMENTS ARE SHOWN IN FIGURES DENOTING FEET AND DECIMAL PARTS THEREOF.

CROSS-REFERENCE IS HEREBY MADE TO SURVEY PLAT RECORDED AS INSTRUMENT NUMBER 92-27760 IN THE OFFICE OF THE RECORDER OF HAMILTON COUNTY, INDIANA.

I, THE UNDERSIGNED, HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR, LICENSED IN COMPLIANCE WITH THE LAWS OF THE STATE OF INDIANA AND THAT THE WITHIN PLAT REPRESENTS A SUBDIVISION OF THE LANDS SURVEYED WITHIN THE CROSS REFERENCED SURVEY PLAT, AND THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF THERE HAS BEEN NO CHANGE FROM THE MATTERS OF SURVEY REVEALED BY THE CROSS-REFERENCE SURVEY ON ANY LINES THAT ARE COMMON WITH THE NEW SUBDIVISION. I FURTHER CERTIFY THAT THE SAID SUBDIVISION WAS PLATTED UNDER MY DIRECT SUPERVISION AND CONTROL AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

WITNESS MY SIGNATURE THIS 27TH DAY OF APRIL, 1995

Evan J. Evans
EVAN J. EVANS
REGISTERED LAND SURVEYOR
INDIANA - #910024



CURVE DATA TABLE

CURVE	ARC LENGTH	CHORD	TANGENT	CHORD BEARING	BEARING	DELTA
C-1	52.50	52.50	52.50	330.00	S30.00W	60.00
C-2	50.00	50.00	50.00	330.00	S30.00W	60.00
C-3	375.00	360.71	185.49	146.88	S36.12W	59.91
C-4	50.00	50.00	50.00	330.00	S30.00W	60.00
C-5	50.00	50.00	50.00	330.00	S30.00W	60.00
C-6	50.00	50.00	50.00	330.00	S30.00W	60.00
C-7	50.00	50.00	50.00	330.00	S30.00W	60.00
C-8	50.00	50.00	50.00	330.00	S30.00W	60.00
C-9	50.00	50.00	50.00	330.00	S30.00W	60.00
C-10	50.00	50.00	50.00	330.00	S30.00W	60.00
C-11	50.00	50.00	50.00	330.00	S30.00W	60.00

THE UNDERSIGNED, OWNERS OF THE REAL ESTATE SHOWN AND DESCRIBED HEREIN AND RECORDED IN THE OFFICE OF THE RECORDER OF HAMILTON COUNTY, INDIANA, DO HEREBY CERTIFY THAT WE HAVE LAD OFF, PLATTED, AND SUBDIVIDED AND DO HEREBY LAY OFF, PLAT AND SUBDIVIDE SAID REAL ESTATE IN ACCORDANCE WITH THE WITHIN PLAT

THIS SUBDIVISION SHALL BE KNOWN AND DESIGNATED AS STONEWICK SECTION 2 AN ADDITION IN HAMILTON COUNTY, INDIANA.

ALL STREETS SHOWN ON THIS PLAT AND NOT HERETOFORE DEDICATED ARE HEREBY DEDICATED TO THE PUBLIC.

TITLE TO THE FOREGOING REAL ESTATES IS SUBJECT TO A CERTAIN DECLARATION OF COVENANTS AND RESTRICTIONS OF WATERSTONE DATED DECEMBER 31, 1992 AND TO A CERTAIN SUPPLEMENTAL DECLARATION OF COVENANTS AND RESTRICTIONS FOR STONEWICK OF EVEN DATE, RECORDED AS INSTRUMENT NO. 9252058 AND 9252059, RESPECTIVELY IN THE OFFICE OF THE RECORDER OF HAMILTON COUNTY, INDIANA, AS THE SAME MAYBE AMENDED. SAID DECLARATION AND THE COVENANTS AND RESTRICTIONS SET FORTH THEREIN RUN WITH THE LAND DESCRIBED HEREON AND ARE INCORPORATED HEREIN BY REFERENCE. EACH OWNER OF A LOT DEPICTED ON THIS PLAT SHALL TAKE TITLE TO SUCH LOT SUBJECT TO THE TERMS AND CONDITIONS OF SUCH DECLARATION.

STATE OF INDIANA } DATED THIS 4 DAY OF MAY, 1995

COUNTY OF MARION } BRENNICK LAND COMPANY L.P.
12722 HAMILTON CROSSING BLVD.
CARMEL, INDIANA 46032
(317) 574-3400

BY *George P. Sweet*
GEORGE P. SWEET (GENERAL MANAGER)

BEFORE ME, THE UNDERSIGNED NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED GEORGE P. SWEET OF BRENNICK LAND COMPANY, L.P. AND ACKNOWLEDGED EXECUTING THE FOREGOING RECORD PLAT FOR AND ON BEHALF OF SAID CORPORATION.

WITNESS MY HAND AND NOTARIAL SEAL THIS 4 DAY OF MAY, 1995

Maria M. Urick
NOTARY PUBLIC *Maria M. Urick*

MY COMMISSION EXPIRES:

May 4, 1999

COUNTY OF RESIDENCE:

Hamilton

PLAN COMMISSION: UNDER AUTHORITY PROVIDED BY TITLE 36, ACTS OF 1981, P.L. 309 ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF INDIANA, AND ALL ACTS AMENDATORY OR SUPPLEMENTARY THERETO, AND AN ORDINANCE ADOPTED BY THE COMMON COUNCIL OF THE CITY OF CARMEL, INDIANA, THIS PLAT WAS GIVEN APPROVAL BY THE CITY OF CARMEL, AS FOLLOWS:

ADOPTED BY THE CARMEL PLAN COMMISSION AT A MEETING HELD JAN 4, 1994

CARMEL/CLAY PLAN COMMISSION

BY *Steve Brown*
DIRECTOR
DEPARTMENT OF COMMUNITY DEVELOPMENT
CARMEL, INDIANA

THIS PLAT WAS GIVEN APPROVAL BY THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF CARMEL, INDIANA, AT A MEETING HELD ON THE 200 DAY OF MAY, 1995

Ted Johnson
TED JOHNSON, MAYOR

Steve Brown
STEVE BROWN, MEMBER

Rick McKinney
RICK MCKINNEY, MEMBER

PLAN COMMISSION UNDER AUTHORITY PROVIDED BY TITLE 36, ACTS OF 1981, P.L. 309 ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF INDIANA, AND ALL ACTS AMENDATORY OR SUPPLEMENTARY THEREOF, AND AN ORDINANCE ADOPTED BY THE COMMON COUNCIL OF THE CITY OF CARMEL, INDIANA, THIS PLAN WAS GIVEN APPROVAL BY THE CITY OF CARMEL, AS FOLLOWS:

ADOPTED BY THE CARMEL PLAN COMMISSION AT A MEETING HELD ON Dec. 1, 1992, CARMEL, INDIANA.

BY: [Signature]
DIRECTOR
DEPARTMENT OF COMMUNITY DEVELOPMENT
CARMEL, INDIANA

Instrument No. **9349814**
P.C. No. Slide No. 364

STONEWICK

SECTION 3
SECONDARY PLAT
PART OF S.W.1/4
SECTION 33-T18N-R4E
HAMILTON COUNTY, INDIANA

OWNER/SUBDIVIDER
WATERSTONE LAND COMPANY L.P.
9502 ANGOLA COURT
INDIANAPOLIS, IN. 46268
(317) 875-7755

SURVEYOR
SCHNEIDER ENGINEERING CORP.
3020 NORTH POST RD.
INDIANAPOLIS, IN. 46226
(317) 558-8282


FOR LAND DESCRIPTION
SEE SHEET 3 OF 3

SOURCE OF TITLE:
INSTR. # 921113

THIS INSTRUMENT WAS PREPARED
BY EDWARD D. GIACOLETTI
REGISTERED LAND SURVEYOR-INDIANA, #00660
3020 NORTH POST ROAD
INDIANAPOLIS, INDIANA 46226
TELEPHONE (317) 558-8282
DATE: 10/12/93

I, EDWARD D. GIACOLETTI, HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR, LICENSED IN COMPLIANCE WITH THE LAWS OF THE STATE OF INDIANA THAT THE WITHIN PLAT IS A REPRESENTATION OF THE LANDS SURVEYED, SUBDIVIDED AND PLATTED UNDER MY DIRECT SUPERVISION AND CONTROL, ON 10/12/93.

[Signature]
EDWARD D. GIACOLETTI
REGISTERED LAND SURVEYOR
INDIANA - #00660



LEGEND

- ⊗ INDICATES CONCRETE MONUMENT
- INDICATES 5/8" REBAR W/CAP
- INDICATES CENTERLINE MONUMENTATION
- BL. - BUILDING LINE
- SF - SQUARE FOOTAGE
- D.A. U.E. - DRAINAGE AND UTILITY EASEMENT
- D.U.S.E. - DRAINAGE UTILITY AND SEWER EASEMENT
- D.E. - DRAINAGE EASEMENT
- P.E. - PATHWAY EASEMENT
- L.A.E. - LAKE ACCESS EASEMENT

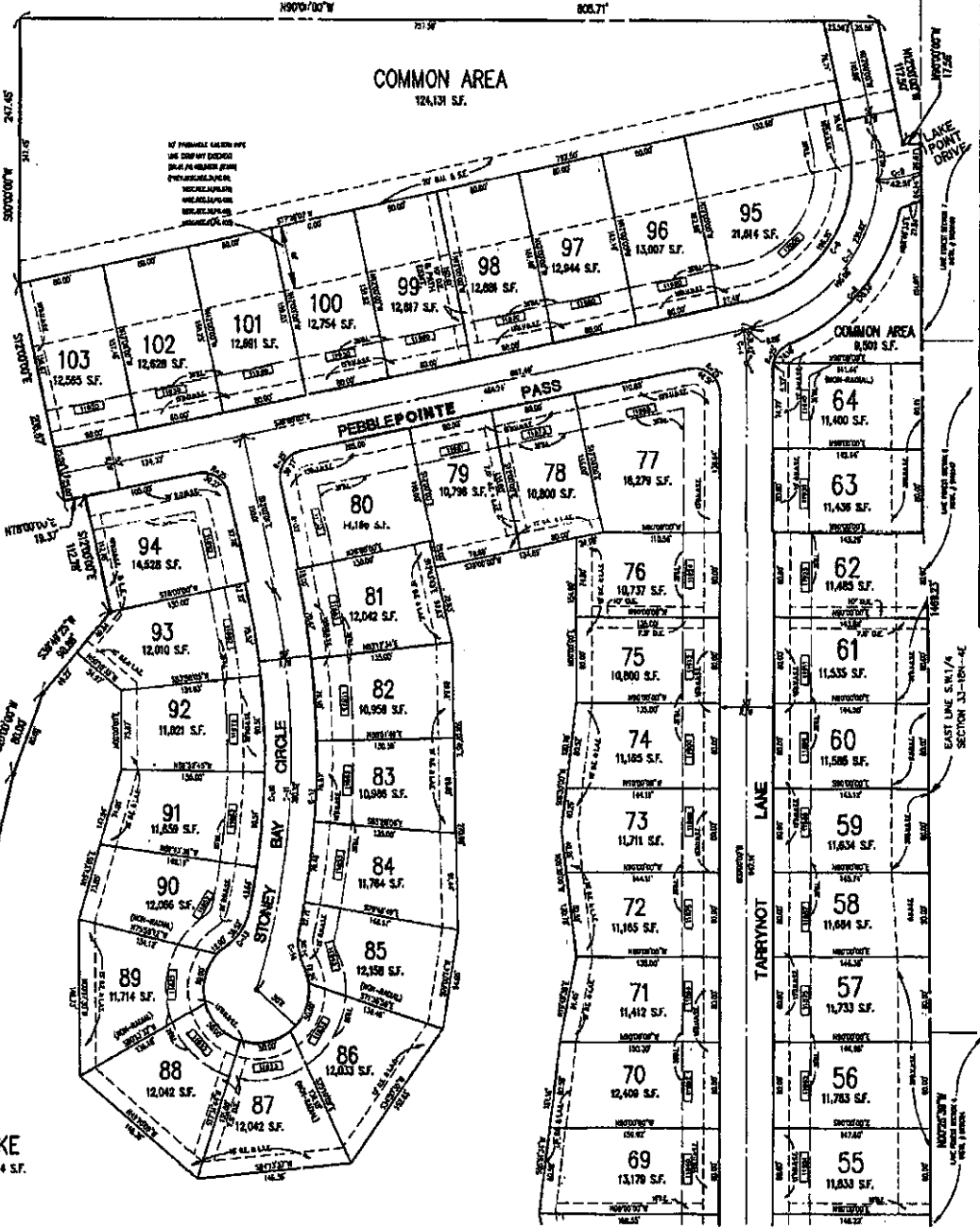
(ASSUMED NORTH)

SCALE: 1" = 60'



NOTE:
THE AREA SHOWN IS A DRAFT COPY
(ASSET) RECORDED AS INSTRUMENT NO. 93-2011 IN THE
OFFICE OF THE RECORDER OF HAMILTON COUNTY, INDIANA, AND
THESE RECORDS DO NOT BECOME FINAL UNTIL THE
RECORDS OF SUBDIVISION PLATS OF SUBSEQUENT SECTIONS
OF THIS SECTION IS EACH RECORDED WITH PLATTED EASEMENTS
WHICH DEFINE PLATTED NOTES-SF-WAY.

RECEIVED
FOR RECORD
93 OCT 13 AM 11:38
SHARON K. CHERRY
RECORDER
HAMILTON CO., IN.



Instrument No. 9349814
 P.C. No. 1 Slide No. 3167

STONEWICK

**SECTION 3
 SECONDARY PLAT
 PART OF S.W.1/4
 SECTION 33-T18N-R4E
 HAMILTON COUNTY, INDIANA**

DATE OF APPROVAL: 12/1/1992

OWNER/SUBDIVIDER
 WATERSTONE LAND COMPANY L.P.
 3502 ANGOLA COURT
 INDIANAPOLIS, IN. 46268
 (317) 875-7755

SURVEYOR
 SCHNEIDER ENGINEERING CORP.
 3020 NORTH POST RD.
 INDIANAPOLIS, IN. 46226
 (317) 898-8282

PLAN COMMISSION: UNDER AUTHORITY PROVIDED BY TITLE 36, ACTS OF 1981, P.L. 309 ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF INDIANA, AND ALL ACTS AMENDATORY OR SUPPLEMENTARY THERE TO, AND AN ORDINANCE ADOPTED BY THE COMMON COUNCIL OF THE CITY OF CARMEL, INDIANA, THIS PLAT WAS GIVEN APPROVAL BY THE CITY OF CARMEL, AS FOLLOWS:

ADOPTED BY THE CARMEL PLAN COMMISSION AT A MEETING HELD Dec 1 1992, CARMEL, INDIANA PLAN COMMISSION

BY: [Signature]
 DIRECTOR
 DEPARTMENT OF COMMUNITY DEVELOPMENT
 CARMEL, INDIANA

I, EDWARD D. GIACOLETTI, HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR, LICENSED IN COMPLIANCE WITH THE LAWS OF THE STATE OF INDIANA THAT THE WITHIN PLAT IS A REPRESENTATION OF THE LANDS SURVEYED, SUBDIVIDED AND PLATTED UNDER MY DIRECT SUPERVISION AND CONTROL ON 10/12/1992

[Signature]
 EDWARD D. GIACOLETTI
 REGISTERED LAND SURVEYOR
 INDIANA - 05560



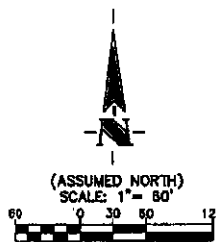
LEGEND

- ☒ — INDICATES CONCRETE MONUMENT
- — INDICATES 5/8" REBAR W/DAP
- — INDICATES CENTERLINE MONUMENTATION
- BL — BUILDING LINE
- SF — SQUARE FOOTAGE
- D.A.U.E. — DRAINAGE AND UTILITY EASEMENT
- D.U.A.S.C. — DRAINAGE UTILITY AND SEWER EASEMENT
- D.E. — DRAINAGE EASEMENT
- P.E. — PATHWAY EASEMENT
- L.A.E. — LAKE ACCESS EASEMENT

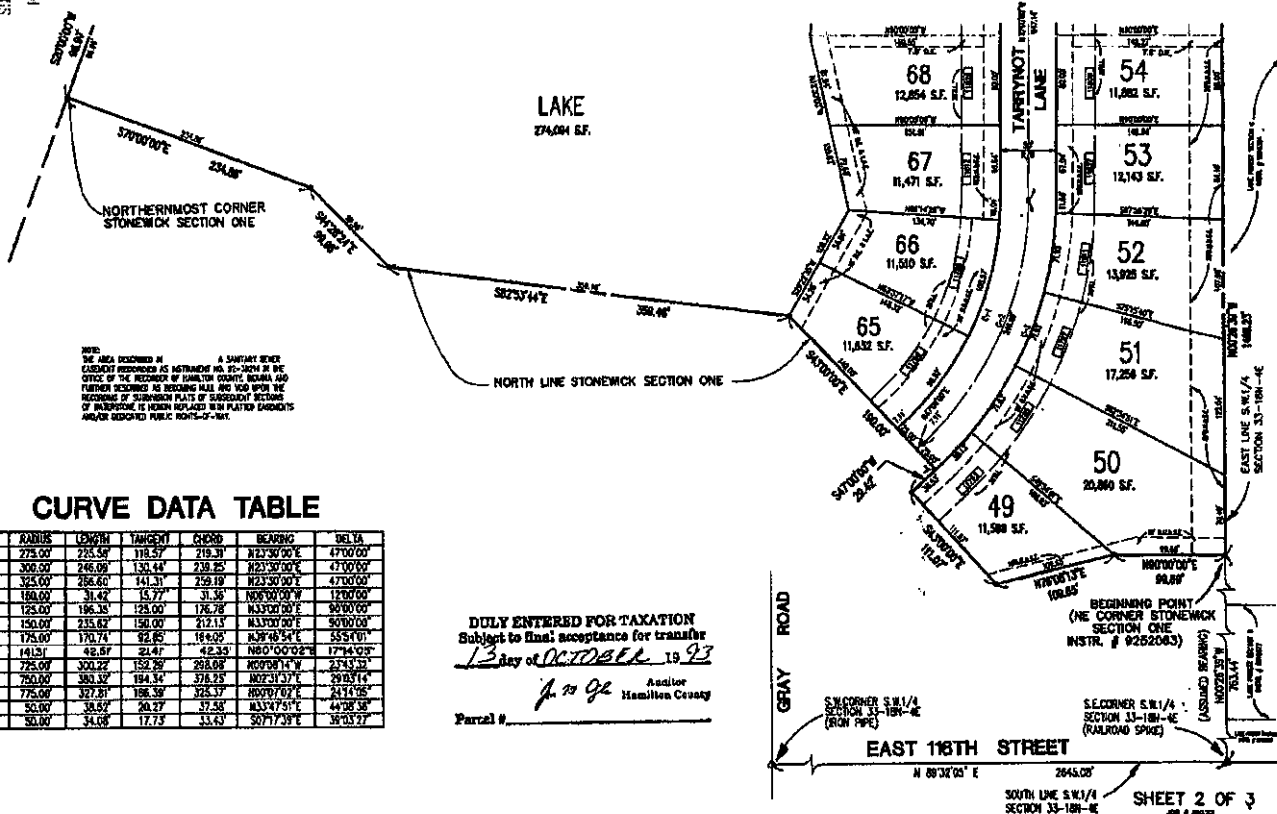
FOR LAND DESCRIPTION
 SEE SHEET 3 OF 3

SOURCE OF TITLE:
 INSTR. # 921113

THIS INSTRUMENT WAS PREPARED
 BY EDWARD D. GIACOLETTI
 REGISTERED LAND SURVEYOR—INDIANA #05560
 3020 NORTH POST ROAD
 INDIANAPOLIS, INDIANA 46226
 TELEPHONE: (317) 898-8282
 DATE: 10/12/92



RECEIVED FOR RECORD
 93 OCT 13 AM 11:39
 SHAW-WALK CHERRY
 RECORDER
 HAMILTON CO. IN



FOR CONTINUATION SEE SHEET 1

CURVE DATA TABLE

CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
C-1	775.00	255.50	118.57	219.31	S23°30'00"E	47°00'00"
C-2	308.00	246.00	130.44	238.25	S23°30'00"E	47°00'00"
C-3	325.00	258.60	141.31	259.49	S23°30'00"E	47°00'00"
C-4	180.00	31.42	15.77	31.36	S08°00'00"W	12°00'00"
C-5	125.00	186.33	128.00	176.78	N33°00'00"E	90°00'00"
C-6	150.00	235.62	150.00	212.13	N33°00'00"E	90°00'00"
C-7	170.74	170.74	92.85	168.05	N39°48'54"E	55°54'01"
C-8	140.51	63.87	24.47	42.51	N60°00'00"E	17°44'00"
C-9	775.00	320.22	152.96	268.08	N09°00'14"W	23°43'51"
C-10	780.00	380.32	194.32	378.25	N07°31'37"E	29°03'14"
C-11	775.00	327.81	156.38	325.37	N09°00'00"E	23°44'00"
C-12	50.00	38.65	20.27	37.38	N33°47'51"E	44°08'38"
C-13	50.00	34.08	17.75	33.63	S07°17'38"E	35°03'27"

DULY ENTERED FOR TAXATION
 Subject to final acceptance for transfer
13 day of OCTOBER 19 93
[Signature] Auditor
 Hamilton County
 Parcel # _____

THIS INSTRUMENT WAS PREPARED BY EDWARD D. GACOLETTI REGISTERED LAND SURVEYOR - INDIANA #00660 3029 NORTH POST ROAD INDIANAPOLIS, INDIANA 46228 TELEPHONE (317) 886-4229 DATE: 10/13/93

STONEWICK

Instrument No. 9349814
P.C. No. 1 Slide No. 364

OWNER/SUBDIVIDER
WATERSTONE LAND COMPANY L.P.
9502 ANGOLA COURT
INDIANAPOLIS, IN 46268
(317) 875-7755

SECTION 3 SECONDARY PLAT PART OF S.W.1/4 SECTION 33-T18N-R4E HAMILTON COUNTY, INDIANA

RECEIVED
FOR RECORD
93 OCT 13 AM 11:39
SILVIA R. QUERRY
RECORDER
HAMILTON CO., IN

LAND DESCRIPTION

Part of the Southwest Quarter of Section 33, Township 18 North, Range 4 East in Hamilton County, Indiana, being more particularly described as follows:

Commencing at the Southeast Corner of said Southwest Quarter Section (said corner also being the southeast corner of Stonewick Section 1, a subdivision in Hamilton County, Indiana, the plat of which is recorded as instrument # 9252063 in the Office of the Recorder of Hamilton County, Indiana); thence North 00 degrees 26 minutes 39 seconds West (assumed bearing) along the East line of said Southwest Quarter Section and the east line of said Stonewick Section 1 a distance of 763.44 feet to the northeast corner of said Stonewick Section 1 and the Beginning Point; thence continuing North 00 degrees 26 minutes 39 seconds East along the east line of said Quarter Section a distance of 1469.23 feet; thence North 90 degrees 00 minutes 00 seconds West a distance of 17.56 feet; thence North 12 degrees 00 minutes 00 seconds West a distance of 117.50 feet; thence North 90 degrees 00 minutes 00 seconds West a distance of 808.71 feet; thence South 00 degrees 00 minutes 00 seconds West a distance of 247.45 feet; thence South 12 degrees 00 minutes 00 seconds East a distance of 206.87 feet; thence North 78 degrees 00 minutes 00 seconds East a distance of 119.37 feet; thence South 12 degrees 00 minutes 00 seconds East a distance of 112.78 feet; thence South 39 degrees 49 minutes 25 seconds West a distance of 98.85 feet; thence South 20 degrees 00 minutes 00 seconds West a distance of 80.00 feet; thence South 12 degrees 36 minutes 59 seconds West a distance of 242.01 feet; thence South 31 degrees 00 minutes 00 seconds West a distance of 182.99 feet; thence South 20 degrees 00 minutes 00 seconds West a distance of 96.99 feet to the northernmost corner of Stonewick Section 1 (the next eight (8) described courses being along the north line of said Stonewick Section 1); thence South 70 degrees 00 minutes 00 seconds East a distance of 238.86 feet; thence South 44 degrees 28 minutes 24 seconds East a distance of 99.98 feet; thence South 82 degrees 53 minutes 44 seconds East a distance of 359.46 feet; thence South 43 degrees 00 minutes 00 seconds East a distance of 180.00 feet; thence South 47 degrees 00 minutes 00 seconds West a distance of 29.42 feet; thence South 43 degrees 00 minutes 00 seconds East a distance of 111.07 feet; thence North 78 degrees 08 minutes 13 seconds East a distance of 109.65 feet; thence North 90 degrees 00 minutes 00 seconds East a distance of 99.69 feet to the Beginning Point, containing 28.485 acres, more or less.

THIS SUBDIVISION CONSISTS OF 55 LOTS, NUMBERED 49 THROUGH 103 TOGETHER WITH STREETS, EASEMENTS AND COMMON AREAS AS SHOWN HEREON.

THE SIZE OF LOTS AND COMMON AREAS AND WIDTHS OF STREETS AND EASEMENTS ARE SHOWN IN FIGURES DENOTING FEET AND DECIMAL PARTS THEREOF.

CROSS-REFERENCE IS HEREBY MADE TO SURVEY PLAT RECORDED AS INSTRUMENT NUMBER 92-27760 IN THE OFFICE OF THE RECORDER OF HAMILTON COUNTY, INDIANA.

I, THE UNDERSIGNED, HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR, LICENSED IN COMPLIANCE WITH THE LAWS OF THE STATE OF INDIANA AND THAT THE WITHIN PLAT REPRESENTS A SUBDIVISION OF THE LANDS SURVEYED WITHIN THE CROSS REFERENCED SURVEY PLAT, AND THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF THERE HAS BEEN NO CHANGE FROM THE MATTERS OF SURVEY REVEALED BY THE CROSS-REFERENCE SURVEY ON ANY LINES THAT ARE COMMON WITH THE NEW SUBDIVISION. I FURTHER CERTIFY THAT THE SAID SUBDIVISION WAS PLATTED UNDER MY DIRECT SUPERVISION AND CONTROL AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF:

WITNESS MY SIGNATURE THIS 12TH DAY OF OCTOBER, 1993.

Edward D. Giacoletti
EDWARD D. GACOLETTI
REGISTERED LAND SURVEYOR
INDIANA - #00560



THE UNDERSIGNED, OWNERS OF THE REAL ESTATE SHOWN AND DESCRIBED HEREIN AND RECORDED IN THE OFFICE OF THE RECORDER OF HAMILTON COUNTY, INDIANA, DO HEREBY CERTIFY THAT WE HAVE LAID OFF, PLATTED, AND SUBDIVIDED AND DO HEREBY LAY OFF, PLAT AND SUBDIVIDE SAID REAL ESTATE IN ACCORDANCE WITH THE WITHIN PLAT.

THIS SUBDIVISION SHALL BE KNOWN AND DESIGNATED AS STONEWICK SECTION 3 AN ADDITION IN HAMILTON COUNTY, INDIANA.

ALL STREETS SHOWN ON THIS PLAT AND NOT HERETOFORE DEDICATED ARE HEREBY DEDICATED TO THE PUBLIC.

THIS PLAT CONSTITUTES A SUPPLEMENTARY DECLARATION FOR THE PURPOSES OF PARAGRAPH 3 OF THE DECLARATION OF COVENANTS AND RESTRICTIONS FOR WATERSTONE DATED AS OF DECEMBER 15, 1992 AND RECORDED DECEMBER 31, 1992 AS INSTRUMENT NO. 9252058 IN THE OFFICE OF THE RECORDER OF HAMILTON COUNTY, INDIANA, AS THE SAME MAYBE AMENDED. SAID DECLARATION AND THE COVENANTS AND RESTRICTIONS SET FORTH THEREIN RUN WITH THE LAND DESCRIBED HEREON AND ARE INCORPORATED HEREIN BY REFERENCE. EACH OWNER OF A LOT DEPICTED ON THIS PLAT SHALL TAKE TITLE TO SUCH LOT SUBJECT TO THE TERMS AND CONDITIONS OF SUCH DECLARATION.

STATE OF INDIANA }
COUNTY OF MARION }

DATED THIS 12TH DAY OF Oct., 1993

WATERSTONE LAND COMPANY L.P.
9502 ANGOLA COURT
INDIANAPOLIS, INDIANA 46268
(317) 875-7755

George P. Sweet
BY: George P. Sweet (GENERAL MANAGER)

BEFORE ME THE UNDERSIGNED NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED GEORGE P. SWEET OF WATERSTONE LAND CO., L.P., AND ACKNOWLEDGED EXECUTING THE FORGOING RECORD PLAT FOR AND ON BEHALF OF SAID CORPORATION.

WITNESS MY HAND AND NOTARIAL SEAL THIS 12TH DAY OF Oct., 1993.

Jeanette A. Kibler
JEANETTE A. KIBLER
NOTARY PUBLIC



MY COMMISSION EXPIRES:

5-27-95

COUNTY OF RESIDENCE:

Marion

PLAN COMMISSION: UNDER AUTHORITY PROVIDED BY TITLE 36, ACTS OF 1981, P.L. 309 ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF INDIANA, AND ALL ACTS AMENDATORY OR SUPPLEMENTARY THERETO, AND AN ORDINANCE ADOPTED BY THE COMMON COUNCIL OF THE CITY OF CARMEL, INDIANA, THIS PLAT WAS GIVEN APPROVAL BY THE CITY OF CARMEL, AS FOLLOWS:

ADOPTED BY THE CARMEL PLAN COMMISSION AT A MEETING HELD Dec. 1, 1992.
CARMEL PLAY PLAN COMMISSION

BY: *[Signature]*
DIRECTOR
DEPARTMENT OF COMMUNITY DEVELOPMENT
CARMEL, INDIANA

THIS PLAT WAS GIVEN APPROVAL BY THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF CARMEL, INDIANA, AT A MEETING HELD ON THE 12TH DAY OF October, 1993.

[Signature]
TED JOHNSON, MAYOR

[Signature]
RICK MCKINNEY, MEMBER
[Signature]
SUSAN W. REPP, CLERK - TREASURER

ACCOM

9443437

INSTRUMENT OF DESIGNATION

This Instrument of Designation, dated as of the 12th day of October, 1994, by BRENWICK LAND COMPANY, L.P., an Indiana limited partnership (formerly known as Waterstone Land Company, L.P.),

RECEIVED
FOR RECORD
OCT 14 PM 1:40
SHARON K. CHERRY
RECORDER
HAMILTON CO. IN

This Instrument Recorded OCT 14 1994 WITNESSETH THAT:
Sharon K. Cherry, Recorder, Hamilton County, IN

A. Brenwick Land Company, L.P. is the Declarant under the Declaration of Covenants and Restrictions for Waterstone dated December 15, 1992 and reformed December 31, 1992 as Instrument No. 9252058 in the Office of the Recorder of Hamilton County, Indiana (the "Declaration").

B. Paragraph 6(c) of the Declaration authorizes Declarant by the execution and recordation of an Instrument of Designation to grant to the owners of certain Lots the right to the exclusive use of a Common Dock.

C. Declarant desires to designate Common Docks as appurtenant to various Lots in Waterstone.

NOW, THEREFORE, Declarant hereby declares that:

1. Definitions. Words, phrases and terms that are defined in the Declaration have the same meaning in this Instrument of Designation except as herein otherwise provided.

2. Installation of Common Docks. Declarant intends, but is not obligated, to install Common Docks at the locations shown on the "Community Boat Dock Location Exhibit" (the "Exhibit") attached hereto.

3. Designation. To the extent some or all of the Common Docks are installed as depicted on the Exhibit, Declarant hereby grants to the Owners of each of the Lots which are numerically designated on the Exhibit as having assigned thereto a Common Dock the right to the exclusive use of the Common Dock depicted thereon as being assigned to such Lot, subject to the terms and provisions of the Declaration and all other applicable Restrictions. Subject to the provisions of Paragraph 4 of this Instrument of Designation, such right of exclusive use shall be appurtenant to such Lot, shall pass with title to the Lot and may not be separated from the title to such Lot.

4. Reserved Rights of Declarant. Declarant reserves the right prior to the Applicable Date to revoke any designation of a Common Dock set forth herein or on the Exhibit; provided, however, that Declarant may not revoke any designation with respect to

a Lot the title to which has been conveyed by Declarant without the written consent of the then Owner of such Lot.

5. **Non- Liability of Declarant.** Declarant shall have no duties, obligations or liabilities hereunder except such as are expressly assumed by Declarant and no duty of, or warranty by Declarant shall be implied by or inferred from any term or provision of this Instrument of Designation.

IN WITNESS WHEREOF this Instrument of Designation has been executed as of the date first above written.

BRENNICK LAND COMPANY, L.P.

By 

Tom Charles Huston, Assistant General Manager

STATE OF INDIANA)
) SS.
COUNTY OF MARION)

Before me, a Notary Public and for said County and State, personally appeared Tom Charles Huston, the Assistant General Manager of Brennick Land Company, L.P., an Indiana limited partnership, (formerly known as State One Banc Company, L.P.) who acknowledged the execution of the foregoing Instrument of Designation for and on behalf of said partnership.

WITNESS my hand and Notarial Seal this 12th day of October, 1994.


Notary Public Residing in Greene County, Indiana

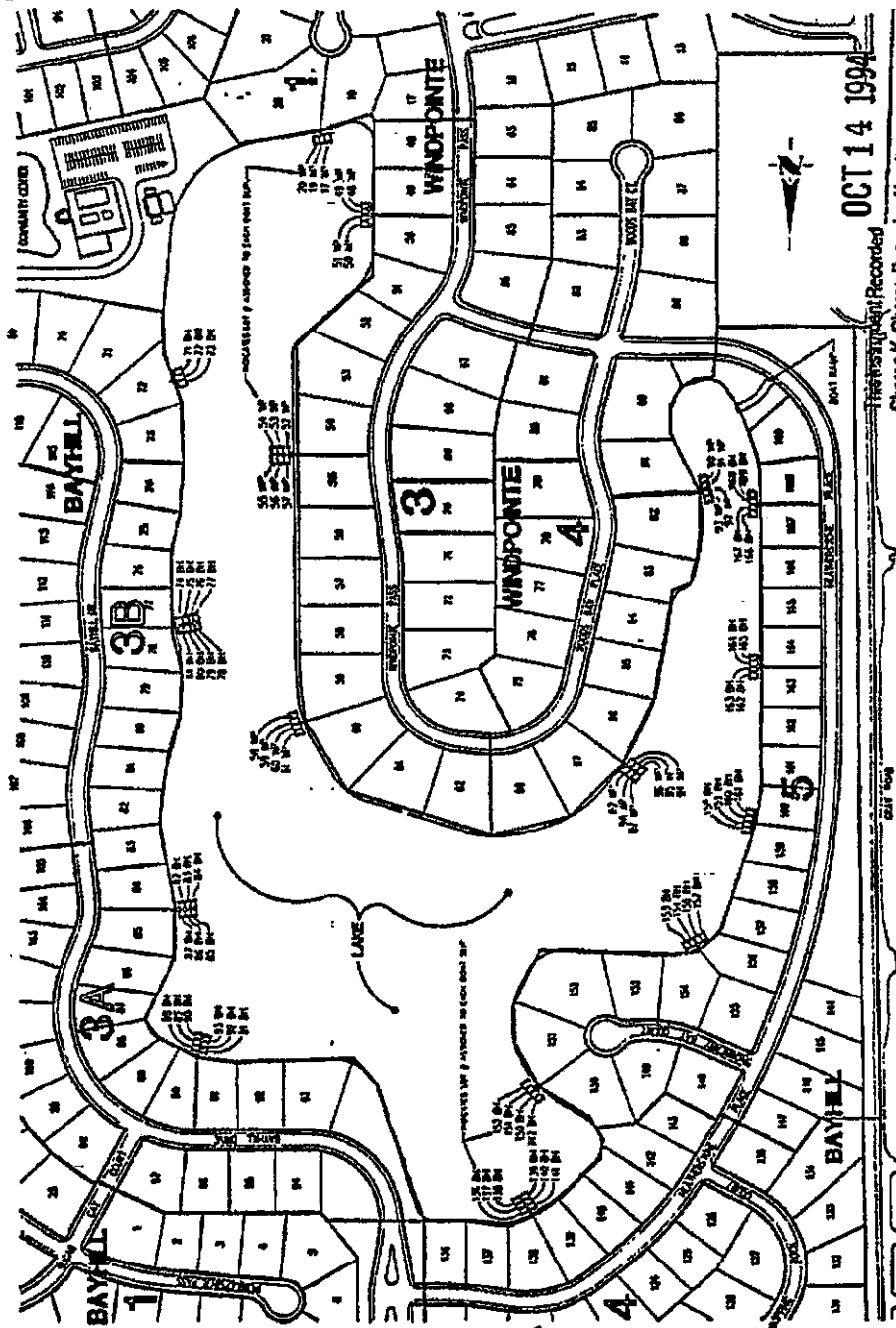
My Commission Expires

Von Leigh Wilson

(printed name)

August 13, 1998

This instrument prepared by Tom Charles Huston, Attorney at Law, 1313 Merchants Bank Building, 411 South Meridian Street, Indianapolis, Indiana 46204.



OCT 14 1994

Preparation Recorded
Sharon K. Clerry, Recorder, Hamilton County, IN

COMMUNITY BOAT DOCK LOCATION EXHIBIT

9443437