

AMENDMENT TO DECLARATION OF RESTRICTIONS

This document is an Amendment to the Declaration of Restrictions dated October 18, 1999, and recorded on November 4, 1999, in the office of the Recorder of Hamilton County as Instrument #9964843 for the **Roudebush Woods** subdivision.

WITNESSETH:

WHEREAS, the Declaration of Restrictions by Roudebush Development Company, LLC, an Indiana Limited Liability Company dated October 18, 1999, and Recorded on November 4, 1999, as Instrument #9964843 in the office of the Recorder of Hamilton County, Indiana contains certain errors and omission, and

WHEREAS, the Declarant, Roudebush Development Company, LLC, having discovered such errors and omission agree to now cure same.


Now, THEREFORE, the Developer, Roudebush Development Company, LLC declares that the following is intended to be a "Nunc Pro Tunc" style Amendment to the Declaration above identified, to have same effect as if the following had been contained in the Declaration dated October 18, 1999 to-wit:

PARAGRAPH 11.E Responsibilities of the Association, is amended by adding subparagraph (vi). As part of the Primary Plat approval of the Roudebush Project, being the combined property of the Roudebush Woods subdivision, the Roudebush Farms subdivision and the Roudebush Village Center subdivision, the Developer committed to the construction of a swimming pool along with additional recreational facilities that would be accessible to all residents of the Roudebush Project. The swimming pool is to be constructed within the confines of the Village Center parcel but shall be for the benefit of only the residents of Roudebush Woods and Roudebush Farms. The pool is to be dedicated jointly to the Roudebush Woods Property Owners Association, Inc. and the Roudebush Farms Property Owners Association, Inc. (Associations). The pool shall be managed and operated by the Associations. Each separate Association shall appoint two members to serve on the Roudebush Pool Committee (Committee). The Committee shall be responsible for the management of the pool including but not limited to, establishing appropriate annual dues for each homeowner within the Roudebush Project, establishing a guest policy, establishing hours of operations, establishing a lifeguard policy, establishing a rental policy, contracting with the providers of pool maintenance and repair contracts and procuring the appropriate liability and property insurance on behalf of the Associations.

The foregoing concludes the Amendment to the herein above referenced Declaration of Restrictions.

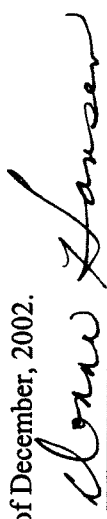
IN WITNESS WHEREOF, the undersigned, being the Developer herein, has hereunto affixed its duly authorized signature this 9<sup>th</sup> day of December, 2002.

ROUDEBUSH DEVELOPMENT COMPANY, LLC

By:   
Corby D. Thompson, Chief Operating Officer

Before me, a Notary Public in and for the County of Hamilton and State of Indiana, personally appeared Corby D. Thompson, Chief Operating Officer, Roudebush Development Company, LLC, an Indiana Limited Liability Company and acknowledged his signature to the foregoing document for and in behalf of said Corporation.

Witness my hand and Notarial Seal this 9<sup>th</sup> day of December, 2002.

  
Notary Public - Donna Hansen  
Residing In Hamilton County, Indiana

Commission Expires  
May 18, 2007

This instrument Prepared by Corby D. Thompson, Chief Operating Officer, Roudebush Development Company LLC