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Instrument  
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Filed for Record in  
HAMILTON COUNTY, INDIANA  
MARY L CLARK  
On 05-28-1998 At 10:48 am.  
AMEND DECL 10.00

**AMENDMENT TO DECLARATION OF RESTRICTIONS**

This document is an Amendment to the Declaration of Restrictions dated October 12, 1996, and recorded on October 17, 1996, in the office of the Recorder of Hamilton County as Instrument #9609644104.

**WITNESSETH:**

WHEREAS, the Declaration of Restrictions by T. & A. Development, L.P., an Indiana Limited Partnership dated October 12, 1996, and recorded on October 17, 1996, as Instrument #9609644104 in the office of the Recorder of Hamilton County, Indiana contains certain errors of omission, and

WHEREAS, the Developer, T. & A. Development, L.P., having discovered such omissions agree to now cure same.


Now, THEREFORE, the Developer, T. & A. Development, L.P. 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 12, 1996, to-wit:

PARAGRAPH 3. C. - Fences and Trees. - is amended by adding - "Any fencing installed at a distance of five feet (5') or less from the west property line of lots numbered 14 and 15 shall be restricted to a height no greater than four feet (4'). Any fencing installed at a distance greater than five feet (5') from the west property line of lots numbered 14 and 15 may be up to six feet (6') in height."

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

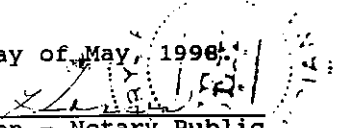
IN WITNESS WHEREOF, the undersigned, being the Developer herein has hereunto affixed its duly authorized signature this 12th day of May, 1998.

T. & A. DEVELOPMENT, L.P.

  
Corby D. Thompson, Secretary  
K. E. Thompson, Inc., General Partner

Before me, a Notary Public in and for the County of Hamilton and State of Indiana, personally appeared Corby D. Thompson and Gregory D. Thompson, Treasurer and Vice President respectively of K. E. Thompson, Inc., an Indiana Corporation as General Partner of T. & A. Development, L.P., and acknowledged their signatures to the foregoing document for and in behalf of said corporation.

Witness my hand and Notarial Seal this 12th day of May, 1998.  
Commission Expires 05/18/99  
County of Hamilton

  
Donna Hansen - Notary Public

This instrument was prepared by: Corby D. Thompson, Secretary,  
K. E. Thompson, Inc.