

**AMENDMENT TO THE PRIMARY DEDICATION, DECLARATION, PROTECTIVE  
RESTRICTIONS, COVENANTS, LIMITATIONS, EASEMENTS, AND APPROVALS  
APPENDED TO AND AS PART OF THE DEDICATION AND PLAT OF  
GLEN HOLLOW, SECTIONS 1 AND 2, A SUBDIVISION IN ABOITE TOWNSHIP,  
ALLEN COUNTY, INDIANA**

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The undersigned duly elected and authorized Secretary of Glen Hollow Homeowner's Association, Inc. certifies that in accordance with the provisions of Article X of the Primary Dedication, Declaration, Protective Restrictions, Covenants, Limitations, Easements, and Approvals Appended to and as Part of the Dedication and Plat of Glen Hollow, Sections I and II (hereinafter collectively referred to as, the "Restrictive Covenants") fifty one percent (51%) of the Owners have approved the proposed amendment as evidenced by their written acknowledgement attached hereto, and together with the written consent of Oakmont Development Co., LLC, do now hereby amend and modify the Restrictive Covenants of the following Glen Hollow Sections:

Glen Hollow, Section I, including tracts 1 to 37, recorded in Plat Book G, page 83, legally described in Exhibit A;

Glen Hollow, Section II, including tracts 38 to 77, recorded in Plat Book G, page 152, legally described in Exhibit B;

**BY DELETING SECTION 17. FENCES, FROM ARTICLE III OF SAID DEDICATION, DECLARATION, PROTECTIVE RESTRICTIONS, COVENANTS, LIMITATIONS, EASEMENTS, AND APPROVALS, IN ITS ENTIRETY WHICH CURRENTLY READS AS FOLLOWS:**

**"ARTICLE III.**

**AFFIRMATIVE AND PROTECTIVE COVENANTS**

Section 17. Fences. No fence shall be constructed on any Lot that is not a split-rail or picket-type fence. Said split-rail fences on Lots shall be limited to three (3) rails and not exceed four (4) feet in height. Picket-type fences shall not exceed four (4) feet in height. No Owner shall construct such a fence to contain said Owner's entire yard. The plans and specifications, as well as the proposed location of any proposed fence on any Lot, shall be approved by the Declarant pursuant to the terms and conditions set forth in Article III, Section 21.1, until such time as Declarant conveys such authority and approval rights to the Architectural Control Committee, as defined herein. All fences constructed on a corner Lot shall not extend into or encroach upon the space between said building line and the street on the street side of said corner Lot. In addition

to the foregoing, fences shall be of wood, vinyl or wrought iron construction (no aluminum or chain link-type fence will be allowed) and meet all applicable requirements of the Allen County Zoning Ordinances.”

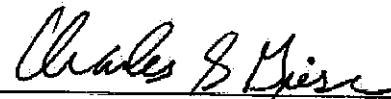
**AND BY SUBSTITUTING, THEREFORE, A NEW SECTION 17. FENCES, TO READ AS FOLLOWS:**

“ARTICLE III.  
AFFIRMATIVE AND PROTECTIVE COVENANTS”

Section 17. Fences. No fence shall be constructed on any Lot that is not a split-rail or picket-type fence. Said split-rail fences on Lots shall be limited to three (3) rails. For Lots located adjacent to a pond, a fence shall not exceed four (4) feet in height and for all other Lots, a fence shall not exceed six (6) feet in height. No Owner shall construct such a fence to contain said Owner’s entire yard. The plans and specifications, as well as the proposed location of any proposed fence on any Lot, shall be approved by the Architectural Control Committee pursuant to the terms and conditions set forth in Article III, Section 21.2. All fences constructed on a corner Lot shall not extend into or encroach upon the space between said building line and the street on the street side of said corner Lot. In addition to the foregoing, fences shall be of wood, vinyl or wrought iron construction (no aluminum or chain link-type fence will be allowed) and meet all applicable requirements of the Allen County Zoning Ordinances.”

Further, this document may be executed in multiple counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

Glen Hollow Homeowners Association, Inc.



Charles S Giese, Secretary

STATE OF INDIANA        )  
                                  ) SS:  
COUNTY OF ALLEN        )

The undersigned, a notary public in and for the above County and State, residing in Allen County, Indiana, certifies and witnesses that \_\_\_\_\_, the Secretary of Glen Hollow Homeowners Association, Inc., appeared before me in person and acknowledged the signature and delivered the instrument as a free and voluntary act, for the uses and purposes named in the instrument this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

My Commission Expires:

\_\_\_\_\_

\_\_\_\_\_  
Notary Public  
Resident of Allen County, IN

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law.

/s/ Michael D. Hawk

Prepared by: Michael D. Hawk, #22386-02, Hawk, Haynie, Kammeyer & Smith, LLP,  
116 East Berry Street, Suite 302, Fort Wayne, Indiana 46802.

Return to: [mdhawk@hawkhaynie.com](mailto:mdhawk@hawkhaynie.com)

**EXHIBIT "A"**

**EXHIBIT "B"**

**APPROVAL**

IN WITNESS WHEREOF, the duly authorized agent of Oakmont Development Co. LLC, an Indiana limited liability company, as the Declarant identified in Glen Hollow, Sections I and II, hereby approves this Amendment as its free and voluntary act, and have set their hand and seal hereto as of the date noted opposite their signature.

OAKMONT DEVELOPMENT CO, LLC

\_\_\_\_\_

By: \_\_\_\_\_

Its: \_\_\_\_\_