

FIRST AMENDMENT TO DEDICATION, PROTECTIVE RESTRICTIONS,
COVENANTS, LIMITATIONS, EASEMENTS AND APPROVALS
APPENDED TO AS PART OF THE DEDICATION AND
PLAT OF NORTHWEST PASSAGE, A SUBDIVISION OF WASHINGTON
TOWNSHIP, ALLEN COUNTY, INDIANA

WHEREAS, Maggos Northwest Development, Inc., an Indiana corporation, has previously recorded a certain Dedication, Protective Restrictions, Covenants, Limitations, Easements and Approvals Appended to as Part of the Dedication and Plat of Northwest Passage, a Subdivision in Washington Township, Allen County, Indiana, as Document 90-016167, on April 30, 1990, appearing in Plat Cabinet B, page 20 (the "Original Dedication"). Article VIII, Section 7(a) of the Original Dedication specifies certain restrictions on the type of structures which may be created on any lot. The purpose of this First Amendment is to alter, amend and restate the provisions of Article VIII, Section 7(a) of the Original Dedication clarifying the restrictions so as to make clear that above-ground pools are a prohibited structure; and

WHEREAS, the undersigned, constituting at least seventy-five percent (75%) of the lot owners of Northwest Passage hereby consent to the amendment of the Original Dedication; and

NOW THEREFORE, effective upon recording of this Amendment, Article VIII, Section 7(a) of the Original Dedication shall be amended and replaced with the following provisions:

Section 7(a). No structure of a temporary character, trailer, boat trailer, camper or camper trailer, basement, tent, shack, garage, barn, above-ground pool higher than 12" off the ground or other outbuilding shall be constructed, erected, or located or used on any lot for any purpose, including use as a residence, either temporarily or permanently; provided, however, that basements may be constructed in connection with the construction and use of any residential building.