

AMENDMENT TO THE DECLARATION OF RESTRICTION FOR
HARBOR ISLAND SUBDIVISION, PLAT THREE
CATAWBA ISLAND TOWNSHIP, OTTAWA COUNTY, OHIO

Whereas, the Declaration of Restrictions for Lots No. 54 and 55 of Harbor Island Subdivision Plat Three was recorded in Volume 277, page 1 et seq. and amended in Volume 381, page 909 et seq., Ottawa County Deed Records,

Whereas, condominium units situated upon Lots No. 51, 52 and 53 and Lots No. 56 and 57 in Harbor Island Subdivision Plat Three were all conveyed subject to the Declaration of Restrictions recorded in Volume 277, page 1 et seq., Ottawa County Deed Records, and

Whereas, the Harbor Island Association, Inc. is a not for profit corporation consisting in part of the lot owners of the above described lots in Harbor Island Subdivision, Plat Three, and as such is the representative of said owners, and

Whereas, paragraph 14(B) and the introductory paragraph to said Declarations authorizes amendments to the Declaration, and

Whereas, lot and unit owners in excess of 75% of the voting power for said subdivision have signed consents to amend the Declaration as set forth below,

Now Therefore, the Declaration of Restrictions for Lot No. 54 and 55 of Harbor Island Subdivision Plat Three is hereby amended as follows:

Paragraph 9 of the Declaration of Restrictions shall now state as follows:

9. No boat house or boat dock shall be constructed, placed or kept on any lot, and any watercraft unless stored inside a building on the premises.

A. Decks as defined in paragraph F-1 shall not extend more than fifteen (15) feet into the restricted front set back as defined for given properties. Steps must be included within the allotted fifteen (15) feet. Banisters, decorations, landscaping, or adornments in the restricted area for the deck are not to exceed a height of thirty (30) inches and are not to be view obstructing.

B. Patios as defined in paragraph F-2 shall not extend more than fifteen (15) feet into the restricted front set back as defined for given properties.

C. Dock walks as defined in paragraph F-3 shall not exceed a width of sixty (60) inches and must extend

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MISSOURI PUBLIC RECORDS
CATAWBA ISLAND TOWNSHIP, OHIO

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Feb. 25, 1994

RECORDED
AT VOL. 387 PG. 36
OF _____
DEED RECORD
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the full width of a lot and be no more than twelve (12) inches above the existing top of the bulkhead.

D. Walks as defined in paragraph F-4 extending from decks or residences to dock walk or bulkhead shall not exceed a width of forty-eight (48) inches.

E. Post and winch swivel-lift structures, similar in design to the Follansbee Mister Lifter, for the moorage of jet skis and other similar types of personal watercraft, may be erected along the boat channel bulkheads provided the lift structure is first approved by the Harbor Island Association Board of Trustees, pursuant to the provisions of paragraph 6 of the restrictions, which approval shall not be unreasonably withheld.

All other provisions of the Declaration of Restrictions for Lots No. 54 and 55 of Harbor Island Subdivision Plat Three and the amendments thereto not affected by the foregoing amendment shall remain in full force and effect.

In Witness Whereof, and on behalf of the Harbor Island Association, Inc., the majority of its Board of Trustees have hereunto set their hands this 8th day of February, 1994.

Signed and Acknowledged
in the Presence of:

HARBOR ISLAND ASSOCIATION, INC.

1 Margaret J. Sotgiu
1 Sarah Wilk
2 Lyle Johnson
2 John A. Kowalski
3 Kyle Johnson
3 John J. Kowalski

By: Margaret Marcinko
Margaret Marcinko, Trustee

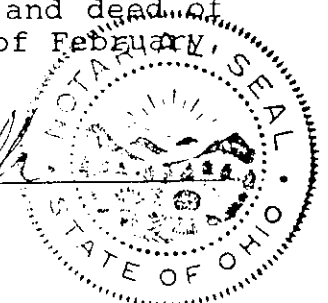
By: Thomas Logan
Thomas Logan, Trustee

By: Gene Probasco
Gene Probasco, Trustee

State of Ohio)
) ss.
Ottawa County)

Before me, personally appeared the above named Margaret Marcinko, Trustee of the Harbor Island Association, Inc., who acknowledged that she did execute the foregoing instrument, and that the same is her free act and deed and free act and deed of said Harbor Island Association, Inc., this 21st day of February, 1994.

George W. ...
Notary Public
My commission expires on date
5/31/97 O.R.C.

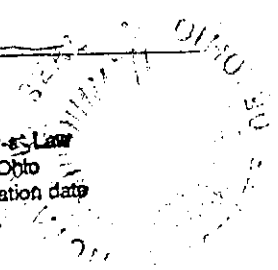


State of Ohio)
) ss.
Ottawa County)

Before me, personally appeared the above named Thomas Logan, Trustee of the Harbor Island Association, Inc., who acknowledged that he did execute the foregoing instrument, and that the same is his free act and deed and free act and deed of said Harbor Island Association, Inc., this 3 day of February, 1994.

Kyle Johansen
Notary Public

Kyle J. Johansen, Attorney-at-Law
Notary Public - State of Ohio
My Commission has no expiration date
Section 147.03 R.C.

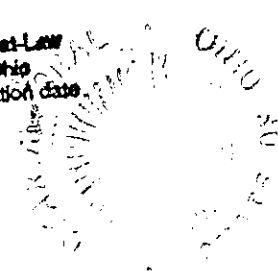


State of Ohio)
) ss.
Ottawa County)

Before me, personally appeared the above named Gene Probasco, Trustee of the Harbor Island Association, Inc., who acknowledged that he did execute the foregoing instrument, and that the same is his free act and deed and free act and deed of said Harbor Island Association, Inc., this 3 day of February, 1994.

Kyle Johansen
Notary Public

Kyle J. Johansen, Attorney-at-Law
Notary Public - State of Ohio
My Commission has no expiration date
Section 147.03 R.C.



Instrument Prepared By:

WILBER AND WILBER, LAWYERS
211 East Second Street
Port Clinton, Ohio 43452