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FIRST AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS

DEERWOOD VI INDEPENDENCE TOWNSHIP, MICHIGAN

CONDITIONS, COVENANTS, RESTRICTIONS, RESERVATION AND GRANTS AFFECTING THE PROPERTY OF:

REMACK ASSOCIATES A MICHIGAN PARTNERSHIP

J. M. 96 11122 A.M.

OK - a.K.

THIS FIRST AMENDMENT, is made and entered into effective, as of May 15, 1996, by Remack Associates, a Michigan partnership, the address of which is 2550 S. Telegraph Koad, Suite 109, Bloomfield Hills, NII 48302 (the "Declarant") and the owners of all Lots within the Deerwood VI subdivision as referenced herein.

RECITALS:

On September 6, 1995, Declarant executed the Declaration of Protective Covenants (the "Declaration"), which Declaration was recorded on November 1, 1995, at Liber 15787, Page 593, Oakland County Records. The Declaration imposes certain restrictions and conditions upon the development of lots within the Deerwood VI subdivision, which property is more particularly described in the Declaration.

Declarant and the owners and/or purchasers of all of the Lots within the Deerwood VI subdivision now desire to amend the Declaration to increase the minimum living area for certain types of dwellings as set forth below:

ACCORDINGLY, the Declaration is hereby amended as follows:

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1. <u>Amendment of Paragraph 4.2(A)</u>. Paragraph 4.2(A) of the Declaration is hereby deleted in its entirety and replaced as follows:

A. For one-story dwellings, not less than 2,500 square feet;

2. <u>Amendment of Paragraph 4.2(C)</u>. Paragraph 4.2(C) of the Declaration is hereby deleted in its entirety and replaced as follows:

C. For two-story dwellings, not less than 2,800 square feet;

3. Exception. The terms of this Amendment shall not apply to Lots 314, 315, 318, 319, 320 and 340, which shall instead be governed by Paragraph 4.2(A) and 4.2(C) of the original Declaration.

4 <u>Continuous Effect</u>. To the extent not modified herein, the remaining terms and conditions of the Declaration shall remain in full force and effect.

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The parties hereof have caused this First Amendment to be executed effective as of the date set forth above.

WITNESSES:

REMACK ASSOCIATES, a Michigan partnership

The A.J. MACKSEY COMPANY, By: a Michigan ecrooration, Partner

By: Alfred J. Macksey, Jr. President Its:_____

And: RESOURCE MANAGEMENT SERVICES, INC., a Michigan corporation, Partner

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Aurice M. KNOWLOS

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STATE OF MICHIGAN COUNTY OF OAKLAND

Stuart H. Mahler

Its: Vice-President

On this 13th, day of May, 1996, before me, a Notary Public, appeared Alfred J. Macksey, Jr., to me personally known, who being by me duly sworn, did say that he is President of The A.J. Macksey Company, Partner of Remack Associates, the Partnership named in and which executed the within instrument, and that said instrument was signed and sealed in behalf of said Partnership, and said Alfred J. Macksey, Jr. acknowledged said instrument to be the free act and deed of said Partnership.

Notary Public Autor M. Souther Notary Public Autor M. Souther My Commission Expires Wards 4, 1972

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STATE OF MICHIGAN

COUNTY OF OAKLAND

On this <u>15th</u> day of May, 1996, before me, a Notary Public, appeared Smart H. Mahler, to me personally known, who being by me duly sworn, did say that he is Vice-President of Resource Management Services, Inc., Partner of Remack Associates, the Partnership named in and which executed the within instrument, and that said instrument was signed and sealed in behalf of said Partnership, and said Stuart H. Mahler acknowledged said instrument to be the free act and deed of said Partnership.

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Notary Public Lucide M. Kinwites County, MI

My Commission Expires: Mounty, Mi

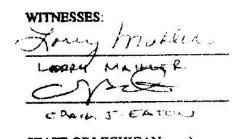
Drafted by and when recorded return to:

Scott A. Steinhoff, Esq. WISE & MARSAC 255 E. Brown Street, Suite 210 Birmingham, MI 48009 (810) 642-4345

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HI 16456 C222

THE UNDERSIGNED, as owner and/or purchaser of Lot 349, hereby consents to the execution and recording of the First Amendment to Declaration of Protective Covenants, by which (03-69-362-614) this Consent is Attached.



STATE OF MICHIGAN) SS: COUNTY OF One (M.)

On this 1944 day of 199 before me, a notary public in and for seid county, appeared 5 county appeared 5 county has he has executed the foregoing document of his own act and deed.

° f *****.‴Ç. Notary Public County, MI My Commission Expires:

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STATE OF MICHIGAN) SS:

COUNTY OF (DESicion)

On this 14 4 day of 19 50000 11 1996, before me, a notary public in and for said ____, who, being duly sworn, state that he has executed the foregoing document of his own act and deed.

_____ Nctary Public County, MI

My Commission Expires:

JULIE M. WILLETT MOTATY PORT O GARDANI CONTENT OF THE MAN COMMENCE OF THE CARE OF T

16456K22

THE UNDERSIGNED, as owner and/or purchaser of Lot 340, hereby consents to the execution and recording of the First Amendment to Declaration of Protective Covenants, to which this Consent is Attached. (S'-C9-3SI-C59)

WITNESSES: CRID J EATON

Local MANIOR

STATE OF MICHIGAN) SS: COUNTY OF Or (1990)

Yow Yow Thomas Rheta RhETA

In J. CALT Notary Public County, MI My Commission Expires: 11-10-98

STATE OF MICHIGAN)) SS: COUNTY OF _____)

On this _____ day of _____. 199_, before me, a notary public in and the said county, appeared ______ who, being duly sworn, state that he has executed the foregoing document of his own act and deed.

_____, Notary Public County, MI My Commission Expires:

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THE UNDERSIGNED, as owner and/or purchaser of Lot 317 & 318, hereby consents to the execution and recording of the First Amendment to Declaration of Protective Covenants, to which this Consent is Attached. (5131768) C9-3C3 C11

WITNESSES:	
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CRA.L	J. ENIM

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) SS: COUNTY OF Oak Son

STATE OF MICHIGAN

On this 14 day of 5 une. 1996, before me, a notary public in and for said county, appeared Contract for the maximum of his own act and deed.

um in 199 Notary Public Day Deo County, MI My Commission Expires 10 30 30 31 44 LB 11 1 Jan Black - Jan Start Start Start My Respect - Start Start Start

STATE OF MICHIGAN) SS: COUNTY OF _____)

On this _____ day of _____, 199_, before me, a notary public in and for said county, appeared ______, who, being duly sworn, state that he has executed the foregoing document of his own act and deed.

_____, Notery Public ______ County, MI My Commission Expires:

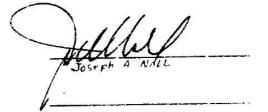


THE UNDERSIGNED, as owner and/or purchaser of Lot 345, hereby consents to the execution and recording of the First Amendment to Declaration of Protective Covenants, to which this Convent is Attached.

WITNES ALATEL & AMALSET

STATE OF MICHIGAN

COUNTY OF Or bland



On this <u>27th</u> day of <u>June</u> 1996, before me, a notary public in and for said county, appeared <u>June</u>, who, being duly sworn, state that he has executed the foregoing document of his own act and deed.

) SS:

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Jusice No Koroules' Kenter Notary Public actived County, MI My Commission Expires: Grave 2 1997

STATE OF MICHIGAN)
) SS:
COUNTY OF)

On this _____ day of ______, 199_, before me, a notary public in and for said county, appeared ______, who, being duly sworn, state that he has executed the foregoing document of his own act and deed.

_____, Notary Public County, MI My Commission Expires: Sent by: WIGE, MAREAC

610:

ING 16456PC 226

CONSENT TO FIRST AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS

THE UNDERSIGNED, as owner and/or purchaser of Lot 314, hereby consents to the execution and recording of the First Amendment to Declaration of Protective Covenants, to which this Consent is attached. 10 5 643) 05 69

WITNESSES STATE OF MICHIGAN

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ROBERTSON JARNES 2

) SS:

COUNTY OF DAKLAUD)

On this 1/ day of May, 1996, before me, a notary public in and for said county, appeared Kim gereiy A DERL, who, being duly sworn, stated that he has executed the foregoing document as his own free act and deed.

Notary Public unry, MI Commission Expires

STATE OF MICHIGAN)) \$\$: COUNTY OF OAKLAND)

On this 11 day of May, 1996, before me, a notary public in and for said county, appeared James A. Rebertscal, who, being duly sworn, stated that he has executed the foregoing document as his own free act and deed.

COULS **Notary** Public

ODAC DEMANC COU County, MI My Commission Paperes:

www.w.ROTi 00/4cs/age/Rest Anspe

DECLARATION OF PROTECTIVE COVENANTS IN 164561 227 3194 THE UNDERSIGNED, as owner and/or purchaser of Lot 12, hereby consents to the execution and recording of the First Amendment to Declaration of Protective Covenants, to which this Consent is attached. 5134 28 CV- 25 613 370 65 64 57 3 WITNESSES: ANNE 1. Willing St Acie/G. Anderson, III Lorraine M. Hall STATE OF MICHIGAN)) SS: COUNTY OF Oakland) On this 31 day of May, 1996, before me, a notary public in and for said county appeared Thomas W. Hall II , who, being duly sworn, stated that he has executed the foregoing document as his own free act and deed. and equall Acie G. Anderson Notary Public County, MI Oakland My Commission Expires: ACE C ANDERSON TO NOTARY PUBLIC STATE OF MADE OAKLAND COUNTY STATE OF MICHIGAN MY COMMISSION EXPLOCT 75 191)) SS: COUNTY OF Oakland On this 31 day of May, 1996, before me, a notary public in and for said county, appeared Lorraine M. Hall , who, being duly sworn, stated that he has executed the foregoing document as his own free act and deed. cont le decente Acie G, Anderson Notary Public Oakland County, MI My Commission Expires: ACIE G ANDERSON III **MY PUBLIC STATE OF MSCHEGAN** OAKLAND CITENTY Y COMMISSION EXP OCT 25,1990 /Bity100/dec/age/Stee.d