

AMENDMENT CERTIFICATETOBRIDGESIDERESTRICTIONS, RESERVATIONS AND COVENANTS(Fifth Amendment Certificate)

This Amendment Certificate to Bridgeside Restrictions, Reservations and Covenants ("Fifth Amendment Certificate") is made, executed, acknowledged and delivered this 10 day of Aug., 1999 in the City of North Olmsted, County of Cuyahoga and State of Ohio by Shore West Construction Company, an Ohio corporation (hereinafter referred to as "Shore West").

RECITALS:

A. On the 9th day of August, 1995 Bridgeside Restrictions, Reservations and Covenants were filed for record by Shore West with the Recorder of Lorain County, Ohio at O.R. Volume 1126, Page 000001 (the "Restrictions"), designating the real property described in Exhibit "A" therein as Bridgeside Subdivision No. 1 ("Subdivision No. 1").

B. On the 13th day of September, 1995, an Amendment Certificate to Bridgeside Restrictions, Reservations and Covenants (First Amendment Certificate) was filed for record by Shore West with the Recorder of Lorain County, Ohio at O.R. Volume 1144, Page 000789 which added provisions to the Restrictions regarding swimming pools (the "First Amendment Certificate").

SW-014

C. On the 27th day of October, 1995, an Amendment Certificate to Bridgeside Restrictions, Reservations and Covenants (Second Amendment Certificate) was filed for record by Shore West with the Recorder of Lorain County, Ohio at O.R. Volume 1168, Page 516 which subjected Bridgeside Subdivision No. 2 to the Restrictions (the "Second Amendment Certificate").

D. On the 21st day of June, 1996, an Amendment Certificate to Bridgeside Restrictions, Reservations and Covenants (Third Amendment Certificate) was filed for record by Shore West with the Recorder of Lorain County, Ohio at O.R. Volume 1297, Page 1 which provided for certain landscape easements in Subdivision No. 1 (the "Third Amendment Certificate").

E. On the 24th day of December, 1998, an Amendment Certificate to Bridgeside Restrictions, Reservations and Covenants (Fourth Amendment Certificate) was filed for record by Shore West with the Recorder of Lorain County, Ohio at Recorder's File Number 980585052 which subjected Bridgeside Subdivision No. 4 to the Restrictions (the "Fourth Amendment Certificate").

F. Shore West is the owner of the real property described in Exhibits "A" and "B" of the Restrictions, and is the owner of the real property known as Subdivision No. 2 and Subdivision No. 4 except real property that prior to the date of this Fifth Amendment Certificate has been: (1) subdivided and conveyed to third parties; (2) conveyed for public roadways, or (3) otherwise conveyed and not owned by Shore West on the date of this Fifth Amendment Certificate.

ARTICLE II

ADDITION OF LAND

1. Bridgeside Subdivision No. 5. The real property described in Exhibit A which is identified in Exhibit A as Parkside Subdivision No. 2, shall be known as Bridgeside Subdivision No. 5 (herein referred to as "Subdivision No. 5") is hereby subject to the terms of the Restrictions.

2. Restrictions Upon Subdivision No. 5. Subdivision No. 5 will be developed pursuant to the same terms, conditions and restrictions as Subdivision No. 1, Subdivision No. 2 and Subdivision No. 4 so that the term Subdivision No. 1 wherever it appears in the Restrictions, the First Amendment Certificate, the Second Amendment Certificate, the Third Amendment Certificate and the Fourth Amendment Certificate shall be read to include Subdivision No. 2, Subdivision No. 4 and Subdivision No. 5 and the term Bridgeside shall mean Subdivision No. 1, Subdivision No. 2, Subdivision No. 4 and Subdivision No. 5.

ARTICLE III

RATIFICATION OF RESTRICTIONS

The Restrictions, the First Amendment Certificate, the Second Amendment Certificate, the Third Amendment Certificate and the Fourth Amendment Certificate are hereby ratified and affirmed.

IN WITNESS WHEREOF, Shore West Construction Company has hereto set its hand as of the date first above written.

SIGNED IN THE PRESENCE OF:

SHORE WEST CONSTRUCTION
COMPANY

Marilyn Scott

MARILYN SCOTT
[Print Name]

By: Frederic C. Bower
Frederic C. Bower, President

Yvonne Solomon

Yvonne Solomon
[Print Name]

STATE OF OHIO)
) SS:
COUNTY OF CUYAHOGA)

BEFORE ME, a notary public in and for said county and state, personally appeared the above-named SHORE WEST CONSTRUCTION COMPANY, an Ohio corporation, by Frederic C. Bower, its President, who acknowledged to me that he did sign the foregoing document on behalf of said corporation, and that the same is his free act and deed individually, and as such officer, and the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at North Olmsted, Ohio, this 10 day of Aug., 1999.

Marilyn Scott
NOTARY PUBLIC

MARILYN SCOTT
Notary Public, State of Ohio, Cuy. Cty.
My Commission Expires August 22, 2000

This instrument prepared by:

Edwin A. Kennedy, Esq.
Arter & Hadden
1100 Huntington Building
925 Euclid Avenue
Cleveland, Ohio 44115

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446242

**LEGAL DESCRIPTION OF
PARKSIDE SUBDIVISION NO. 2
AVON LAKE, OHIO
10.8293 ACRES**

Situated in the City of Avon Lake, County of Lorain and State of Ohio, being known as part of Avon Township Section No. 29 and more definitely described as follows:

Commencing in the centerline of Walker Road at it's intersection with the centerline of Bridgeside Drive, as shown by the plat of Bridgeside Subdivision No. 1 as recorded in P.V. 55, Pg. 20-22 of Lorain County plat records;

Thence North 89°28'00" East along the centerline of Walker Road a distance of 349.64 feet;

Thence South 00°29'28" East a distance of 50.00 feet to a point on the southerly line of lands conveyed to the City of Avon Lake as recorded in O.R.V. 807, Pg. 935 of Lorain County Records;

Thence North 89°28'00" East along the southerly line of lands conveyed to the City of Avon Lake, a distance of 70.15 feet;

Thence South 00°26'52" East along the westerly line of lands conveyed to Steven L. Sylvester, as recorded in D.V. 1327, Pg. 349 of Lorain County records, a distance of 300.02 feet;

Thence North 89°28'00" East, along Sylvester's southerly line, a distance of 125.00 feet to a point on the westerly line of lands conveyed to George P. and Alice Kelly as recorded in D.V. 1308, Pg. 628 of Lorain County records;

Thence South 00°26'52" East, along Kelly's westerly line, a distance of 1422.30 feet to the Principal Place of Beginning;

Thence continuing South 00°26'52" East along Kelly's westerly line a distance of 1319.85 feet to a 1" square bar found;

Thence South 89°27'32" West along the northerly line of lands conveyed to Grace E. Fetting as recorded in O.R.V. 953 Page 179 of Lorain County records, a distance of 352.79 feet to a 1" diameter pipe found;

Thence North 00°29'28" West along the easterly line of lands conveyed to Shore West Construction as recorded in O.R.V. 913 Page 70 of Lorain County Records and the easterly line of Bridgeside Subdivision No. 2, as recorded in P.V. 58 Page 33-35 of Lorain County Plat Records, a distance of 1357.27 feet;

Thence North $89^{\circ}30'32''$ East a distance of 145.00 feet;

Thence South $00^{\circ}29'38''$ East a distance of 37.11 feet;

Thence North $89^{\circ}30'32''$ East a distance of 208.79 feet to the Principal Place of Beginning. Said bounds enclose a parcel containing 10.8293 acres to be the same more or less; subject to all legal highways. This legal description prepared by Michael A. Straub, P.S. #7055 of R. E. Warner & Associates and based on a field survey and plat calculations. The basis of bearings is the centerline of Walker Road as aforesaid.

MARY ANN JANISON
LOCALITY

1999 AUG 13 P 1:59

RECEIVED FOR RECORD

EXH

A

400 mfm