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GINA PIMENTEL RECORDER STATE OF INDIANA LAKE COUNTY RECORDED AS PRESENTED

2024-015729

12:37 PM 2024 Jun 13

Cross-Reference: 2004-066368

AMENDMENT TO THE P.O.A AGREEMENT, DECLARATIONS, AND RESTRICTIONS OF PROPERTY OWNERSHIP OF WESTON RIDGE COTTAGE HOMES

These Amendments were executed as of the date set forth below.

WITNESSETH:

WHEREAS, the Weston Ridge Cottage Homes residential subdivision located in Lake County was established by a certain P.O.A. Agreement, Declarations, and Restrictions of Property Ownership which was dated August 3, 2004 and recorded as Instrument No. 2004066368, in the Office of the Recorder of Lake County, Indiana (Hereinafter, the "Declarations"); and

WHEREAS, Plats filed with the Office of the recorder of Lake County, Indiana established the Lots, Dwelling Units and Common Areas comprising said subdivision; and

WHEREAS, Weston Ridge Cottage Homes Property Owners Association, Inc. (sometimes referred to as the "Corporation") is an Indiana nonprofit corporation that was formed on January 16, 2007, upon the filing of Articles of Incorporation with the Indiana Secretary of State; and

WHEREAS, the Weston Ridge Cottage Homes Property Owners Association, Inc. is responsible for the management and operation of the Weston Ridge Cottage Homes community; and

WHEREAS, the Board of Directors of the Weston Ridge Cottage Homes Property Owners Association, Inc. recommended that certain provisions of the Declarations be amended as set forth below; and

WHEREAS, after notice was duly given, a Special Meeting of the members of Weston Ridge Cottage Homes Property Owners Association, Inc. was held on April 12, 2024 for the purpose of informing the members of the need for certain amendments to the Declarations; and

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WHEREAS, the Board of Directors conducted a vote by written ballot on the amendments below and Seventy-Five (75) percent of the members within Weston Ridge Cottage Homes approved the following amendments; and

WHEREAS, the written ballots of the members are part of the permanent records of the Weston Ridge Cottage Homes Property Owners Association, Inc. and true and correct copies of the ballots are attached hereto and incorporated herein; and

WHEREAS, all terms used in these amendments shall have the same meanings as given to such terms in the Declarations, as applicable.

NOW, THEREFORE, the Declarations which are applicable to all members and residents within Weston Ridge Cottage Homes are hereby amended as follows:

- 1. Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" is deleted and replaced by the following:
 - <u>Purpose of Assessments</u>. The assessments levied and collected by P.O.A shall be used for the purpose of P.O.A expenses, improvements, and maintenance of the common areas and outlots, wetlands, drainage easements and structures, detention basins, landscaping upon or around the entrance way, landscaping along and adjacent to Bull Run Drive, 105th Place, Woodmar Lane, and 106th Place, all as deemed necessary by the P.O.A. In addition, and at the discretion of the Board of Directors, the P.O.A. may utilize assessments for purposes of providing amenities to the Lots and private areas of the P.O.A. which amenities include snow removal and salting of members' driveways and 8 private lanes, grass cutting and fertilization of members' lots, mulching of trees only, irrigation, pruning of small shrubs/bushes no taller than 6 feet on landscaping placed only around the foundation perimeter of members' homes (all trees and/or landscape placed outside of the foundation perimeter of members' homes and/or not within 6 feet of the perimeter of the members' homes are excluded from pruning), and lane sealing and maintenance of 8 private lanes (hereinafter "Amenities"). The nature and extent of the Amenities shall be determined by the Board of Directors. The members indemnify and hold the P.O.A. harmless from any liability due to the P.O.A.'s negligence, or the negligence of the P.O.A.'s vendors, in supplying such amenities.

All other provisions of the Declarations shall remain the same.

2. Acceptance and Ratification. The acceptance of a deed of conveyance or the act of occupancy by any one Lot shall constitute a ratification of this Amendment, and such provision shall be covenants running with the land and shall bind any person having at any time any interest or estate in a Lot in the Weston Ridge Cottage Homes subdivision as

though such provision was recited and stipulated at length in each and every deed, conveyance, mortgage or lease.

3. <u>Certification</u>. The undersigned officers of Weston Ridge Cottage Homes Property Owners Association, Inc. hereby represent and certify that all requirements for and conditions precedent to the foregoing amendment have been fulfilled and satisfied, and that the attached homeowner approval ballots are true and accurate copies of the originals that are part of the records of Weston Ridge Cottage Homes Property Owners Association, Inc.

Executed this day of June, 2024.

Weston Ridge Cottage Homes Property Owners Association, Inc. by:

Printed: Linda Brinks, President

Attest:

rinted: JAMES KOELING, Secreta

STATE OF INDIANA)
COUNTY OF (CKC)



COUNTY OF CATCO	Martin 2, 2301
Indiana nonprofit corporation, who acknowled behalf of said corporation and its members,	the Secretary ty Owners Association, Inc. respectively, an edged the execution of the foregoing for and on
Witness my hand and Notarial Seal this	oth day of June, 2024.
Signature of Notary Public	My Commission Expires:
Printed Name of Notary Public	County of Residence:

"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/ Peter S. Kovacs, Esq.

This instrument was prepared by and should be returned to: Peter Kovacs, Peter Kovacs Law P.C., 11650 Olio Road, Suite 1000, PMB 275, Fishers, IN 46037, 317-900-9152

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment	to the Declarations
I do not approve of the proposed Amend Declarations	lment to the
Member Name Printed: Catherine L	Be11
Address of Property in Weston Ridge: 11701 L).105 PP
Signature of Member: 6 Member: 63	elf

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declarations
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: ANN MARIE BOGUSZ
Address of Property in Weston Ridge: 10563 Woodman Kome
Signature of Member: An Maria Breases

Amendment to be voted on:

Choose one

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Tapprove of the proposed Amendment to the Declaration
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: Sue Christo fore !!i
Address of Property in Weston Ridge: 10502 Woodner Lane
Signature of Member: Sul Christofulli

Amendment to be voted on:

Chaosa ana

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declarations
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: Rosemary Cousineau
Address of Property in Weston Ridge: 10545 Woodmar Ln.
Signature of Member: Rosemary Cousinesaus

Amendment to be voted on:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Choose one:	
	I approve of the proposed Amendment to the Declarations
	I <u>do not</u> approve of the proposed Amendment to the Declarations
Member Name	e Printed: Mary C. Dawd
Address of Pro	perty in Weston Ridge: 11705 W. 107th Pl.
Signature of N	Member: Mary C Dowd 5+. John, IN 4633

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declarations
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: Lawrence Franks
Address of Property in Weston-Ridge: 10520 Bull Run Dr.
Signature of Member: Courone L. Frank

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve	of the proposed Amendment to the Declarations
I <u>do not</u> ap Declaratio	prove of the proposed Amendment to the ons
Member Name Printed: _	CRAIG + SYLVIA GREENHILL
Address of Property in W	leston Ridge: 11827 W. 106th Place
Signature of Member:	Einig Greenhall

Amendment to be voted on:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Choose one:
I approve of the proposed Amendment to the Declarations
I <u>do not</u> approve of the proposed Amendment to the Declarations
Member Name Printed: Richard P. Hoover
Address of Property in Weston Ridge: 10517 Warpung Live
Signature of Member: Ruly at P. Wasser

Amendment to be voted on:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Choose one:	
	I approve of the proposed Amendment to the Declarations
	I <u>do not</u> approve of the proposed Amendment to the Declarations
Member Name	e Printed: Inma Johnsen
Address of Pro	operty in Weston Ridge: 10564 Woodmar Same St. John
Signature of N	Member: Jahr

Amendment to be voted on:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

C	h	0	0	S	e	0	n	e	:
		-	_	_	_	_		•	

Tapprove of the proposed Amendment to the Declaration
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: Michael J. King
Address of Property in Weston Ridge: 10577 Woodmar LN.
Signature of Member: Muchael J. K

5/22/2024

Choose one:

WRITTEN BALLOT

Amendment to be voted on:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declaration
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: Jenny L Krantz
Address of Property in Weston Ridge: 1821 W 106th PL
Signature of Member: Jenny L. Grants

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Tapprove of the proposed Amendment to the Declarations
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: LORNA M. McAULEY
Address of Property in Weston Ridge: 10576 WOOD MAR LN
Signature of Member Jonne M. McQueley

Amendment to be voted on:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Choose one: Gen Mely I approve of the proposed Amendment to the Declarations
I <u>do not</u> approve of the proposed Amendment to the Declarations
Member Name Printed: <u>Gerardette Melyon</u>
Address of Property in Weston Ridge: 105/4 Woodman Lang.
Signature of Member: <u>Herarde de Melyn</u>

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declarat	ions
I <u>do not</u> approve of the proposed Amendment to the Declarations	
MARY ELLEN MIZE Member Name Printed: STANLEY E. MIZE	
Address of Property in Weston Ridge: 10574 WOOD MAR LI	<u>v</u>

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declarations
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: Debra Mizwicki
Address of Property in Weston Ridge: 10560 Bull Run Dr.
Signature of Member: Ollia Minjunck

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Amendment to be voted on:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

choose one:	
	I approve of the proposed Amendment to the Declarations
	I <u>do not</u> approve of the proposed Amendment to the Declarations
Member Nam	e Printed: Joyce A. Paun
Address of Pro	pperty in Weston Ridge: いると い いんぱん やし
Signature of N	Member: Jayre A Paur

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declarations
I <u>do not</u> approve of the proposed Amendment to the Declarations
Member Name Printed: Richard C. Phillips
Address of Property in Weston Ridge: 10530 Bull Ron Dr.
Signature of Member: Right Coppellar

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declarations
I <u>do not</u> approve of the proposed Amendment to the Declarations
Member Name Printed: Donna Poppe
Address of Property in Weston Ridge: 10539 Woodmar Ln
Signature of Member: Jonna Poppe

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Purpose of Assessments. The assessments levied and collected by (4)P.O.A shall be used for the purpose of P.O.A expenses, improvements, and maintenance of the common areas and outlots, wetlands, drainage easements and structures, detention basins, landscaping upon or around the entrance way, landscaping along and adjacent to Bull Run Drive, 105th Place, Woodmar Lane, and 106th Place, all as deemed necessary by the P.O.A. In addition, and at the discretion of the Board of Directors, the P.O.A. may utilize assessments for purposes of providing amenities to the Lots and private areas of the P.O.A. which amenities include snow removal and salting of members' driveways and 8 private lanes, grass cutting and fertilization of members' lots, mulching of trees only, irrigation, pruning of small shrubs/bushes no taller than 6 feet on landscaping placed only around the foundation perimeter of members' homes (all trees and/or landscape placed outside of the foundation perimeter of members' homes and/or not within 6 feet of the perimeter of the members' homes are excluded from pruning), and lane sealing and maintenance of 8 private lanes (hereinafter "Amenities"). The nature and extent of the Amenities shall be determined by the Board of Directors. The members indemnify and hold the P.O.A. harmless from any liability due to the P.O.A.'s negligence, or the negligence of the P.O.A.'s vendors, in supplying such amenities.

	I approve of the proposed Amendment to the Declarations

_____ I <u>do not</u> approve of the proposed Amendment to the Declarations

Member Name Printed: hathryn 1 teinsma

Address of Property in Weston Ridge: 10544 Woodmar Lang

Signature of Member: Thum & Kelmana

Amendment to be voted on:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Choose one:
I approve of the proposed Amendment to the Declarations
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: Bethany Roach
Address of Property in Weston Ridge: 10528 Wood mar Lane
Signature of Member: Joth any Toach

Amendment to be voted on:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Choose one:				
I appro	ove of the propose	ed Amendm	ent to the Declaratio	ns
I <u>do no</u> Declar	<u>t</u> approve of the prations	roposed An	nendment to the	
Member Name Printe	ed: Jane	Sun	DE	
Address of Property i	n Weston Ridge: _	11707	WIOSTLPC	
Signature of Membe	r: Jane Su	nde		

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declaration
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: GRACE TERPSTEA
Address of Property in Weston Ridge: 10501 Woodman LN.
Signature of Member:

Amendment to be voted on:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Choose	one:
--------	------

I approve of the proposed Amendment to the Declarations
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: Martin E. Thompson
Address of Property in Weston Ridge: 10600 Woodmarkn
Signature of Member: Much & Thompson

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declarations
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: Ronald Valentino
Address of Property in Weston Ridge: 10565 WOODMAN W
Signature of Member: Royal Volume

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declarations
I <u>do not</u> approve of the proposed Amendment to the Declarations
Member Name Printed: Richard Vander Woude
Address of Property in Weston Ridge: 10575 Woodmar Lane
Signature of Member: The Unle White

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declaration
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: WILLIAM W (LITE TERTHET-
Address of Property in Weston Ridge: 16815 Loodon An LA
Signature of Member: www.locatuf

Amendment to be voted on:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

Choose one:
I approve of the proposed Amendment to the Declarations
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: Do VAL d Woo
Address of Property in Weston Ridge: 11823 W 106th PC, St. John
Signature of Member: Conald

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declarations
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: <u>JAMES A. LAMBERT</u>
Address of Property in Weston Ridge: 10527 WOODIYAR LN,
Signature of Member: Ames a fambert

Amendment to be voted on:

Choose one:

Should Section B, Paragraph 4 (Pages 8-9) of the Declarations entitled "Purpose of Assessments" be deleted and replaced by the following language:

I approve of the proposed Amendment to the Declarations
I do not approve of the proposed Amendment to the Declarations
Member Name Printed: JAMES KOELING
Address of Property in Weston Ridge: 11795 W 106 H C.
Signature of Member: Lockery