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NANCY ABBOTT
MEDINA COUNTY RECORDER
MEDINA, OH

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MEDINA COUNTY RECORDER

NANCY DONAHUE ABBOTT

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**SUBSEQUENT AMENDMENT TO MASTER DECLARATION OF
COVENANTS, CONDITIONS, EASEMENTS AND RESTRICTIONS
OF FOX MEADOW**

("Amended Master Declaration")

THIS SUBSEQUENT AMENDMENT TO THE MASTER DECLARATION made as of the 24th day of January, 2005, by EVERGREEN LAND DEVELOPMENT, LTD., an Ohio Limited Liability Company (referred to herein as the "Declarant").

R E C I T A L S

WHEREAS, original Declarant filed with the Medina County Recorder on January 11, 1995, at Volume OR 1002, Pages 794-874, the Master Declaration of Covenants, Conditions, Easements and Restrictions of Fox Meadow ("Master Declaration") for certain real property ("PHASE 1") in Montville Township, Medina County, Ohio, owned by Declarant and legally described in "Exhibit A" attached thereto; and

WHEREAS, Declarant reserves the right from time to time to add additional property to the PHASE 1 property and subject to the same provisions of the Master Declaration in accordance with Section 1-3-Expansion and Contraction of the Property (a); and

WHEREAS, Successor Declarant is desirous of adding additional property by this Subsequent Amendment to the Master Declaration to include additional real property known as PHASE 5 property marked and legally described in "Exhibit B" attached

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hereto and shown on the recorded Subdivision plat for Fox Meadow Subdivision PHASE 5 recorded in Plat Volume 2002 PL 000038 of Medina County Recorders Records.

NOW, THEREFORE, Declarant, for itself and its successors and assigns, declares that the land known as PHASE 5 property described in "Exhibit B" attached hereto and shown on the recorded subdivision plat for Fox Meadows Subdivision Phase 5 recorded in Plat Volume 2002 PL 000038 of Medina County Recorders Records shall become a part of and shall be subject to the Covenants and Restrictions set forth in the Master Declaration, except as the same may be modified by Subsequent Amendment.

IN WITNESS WHEREOF, EVERGREEN LAND DEVELOPMENT, LTD., has signed this document this 24th day of January, 2005.

SIGNED IN THE PRESENCE OF:

EVERGREEN LAND DEVELOPMENT, LTD.

By: Joseph Beccia
Joseph Beccia, President

STATE OF OHIO)
) ss:
COUNTY OF MEDINA)

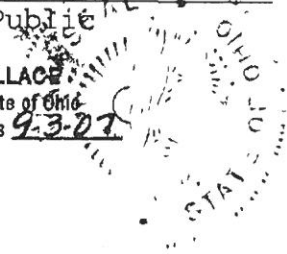
Before me, a Notary Public, in and for said County and State, personally appeared the above named EVERGREEN LAND DEVELOPMENT, LTD., by Joseph Beccia, its President, who acknowledged that he did sign the foregoing instrument and that the same is his free act and deed personally as such officer and the free act and deed of said limited liability company.

IN TESTIMONY WHEREOF, I have hereunto set my hand and
affixed my seal this 24th day of January, 2005.



Notary Public

JULIA L. WALLACE
Notary Public, State of Ohio
My Commission Expires 9-3-07



PREPARED BY:
Ray E. Larabee
Larabee Hertrick & Kray, LLP
325 N. Broadway, P.O. Box 445
Medina, OH 44258
(330) 725-0531

Exhibit **B**

Situated in the Township of Montville, County of Medina and State of Ohio and known as being Sublot Nos. 235 thru 291 in Fox Meadow Subdivision Phase 5 of a part of Original Montville Township Lot Nos. 31, 41, 42, 51, 52 and 61 as shown by the recorded plat in Document No. 2002PL000038 of Medina County Records, as appears by said plat, be the same more or less but subject to all legal highways.

<u>S/L's</u>	<u>PPN#</u>	<u>S/L's</u>	<u>PPN#</u>
235	030-11A-21-029	271	030-11A-21-051
236	030-11A-21-030	272	030-11A-21-052
237	030-11A-21-031	273	030-11A-21-053
238	030-11A-17-064	274	030-11A-21-054
239	030-11A-17-065	275	030-11A-21-071
240	030-11A-17-066	276	030-11A-21-070
241	030-11A-17-067	277	030-11A-21-069
242	030-11A-17-068	278	030-11A-21-068
243	030-11A-17-070	279	030-11A-21-067
244	030-11A-17-071	280	030-11A-21-066
245	030-11A-17-072	281	030-11A-21-065
246	030-11A-17-073	282	030-11A-21-064
247	030-11A-17-074	283	030-11A-21-063
248	030-11A-17-075	284	030-11A-21-062
249	030-11A-17-076	285	030-11A-21-061
250	030-11A-17-078	286	030-11A-21-060
251	030-11A-17-079	287	030-11A-21-059
252	030-11A-17-080	288	030-11A-21-058
253	030-11A-17-081	289	030-11A-21-057
254	030-11A-17-082	290	030-11A-21-056
255	030-11A-17-083	291	030-11A-21-055
256	030-11A-21-035		
257	030-11A-21-036		
258	030-11A-21-037		
259	030-11A-21-038		
260	030-11A-21-039		
261	030-11A-21-040		
262	030-11A-21-041		
263	030-11A-21-042		
264	030-11A-21-043		
265	030-11A-21-044		
266	030-11A-21-045		
267	030-11A-21-046		
268	030-11A-21-047		
269	030-11A-21-048		
270	030-11A-21-049		

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