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Amend/Rest

LIBER 9624 PAGE 775

86170059

AMENDMENT TO DECLARATION
OF COVENANTS, CONDITIONS AND RESTRICTIONS

WHEREAS, a Declaration of Covenants, Conditions and Restrictions is presently of record at Liber 7807, Page 749 et seq., Oakland County Records, appertaining to real property described as:

"Lot No. 1 through 158, inclusive; Heatherwoods Village No. 1 Subdivision, being part of the South 1/2 of Section 14, Town 3 North, Range 11 East, Rochester Hills (formerly Avon Township), Oakland County, Michigan, and the common areas therein, designated as Arlington Park and Whitney Park, as recorded in Liber 172, Pages 23, 24, 25 and 26 of Plats, Oakland County Records."

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And further pertaining to annexed portions of additional real property as described in the attachment to this amendment,

AND WHEREAS, a meeting of members was convened on June 30, 1985, pursuant to Article IV, Section 5 of the Declaration of Covenants, Conditions and Restrictions aforementioned, and a two-thirds majority of the members then voting having voted in favor of the following corporate resolution, the resolution was adopted as an amendment to the Declaration of Covenants, Conditions and Restrictions.

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"RESOLVED that Article IV, Section 3 of the Declaration of Covenants, Conditions and Restrictions, recorded at Liber 7807, Page 729 et seq., Oakland County Records, is hereby amended. The existing language: "Until January 1 of the year immediately following the conveyance of the first lot to an owner, the maximum annual assessment shall be \$25 per lot", shall be and is hereby replaced by the following: "The maximum annual assessment shall be \$50 per lot, subject to revision as provided in this Article."

NOV 5 1985

CERTIFIED as a duly authorized resolution of the Heatherwoods Village Home Owners Association, a Michigan membership-basis non-profit corporation, this 18 day of October, 1986.

9.00

[Signature]

NOV. 5 86

LINE 5024 PAGE 376

HEATHERWOODS VILLAGE HOMEOWNERS ASSOCIATION, INC.

WITNESSES:

[Signature]
Marilyn S. Snell
[Signature]
Marilyn S. Snell

[Signature]
GRACE PRESTON, President
[Signature]
Diane M. Praet, Secretary

Subscribed and sworn to before me this 22nd day of October, 1986.

ADDITIONAL WITNESSES:

[Signature]
P. David Palmiere
Notary Public
Oakland County, Michigan
My commission expires: 8-8-88

[Signature]
Kathleen M. Meyer
[Signature]
Cindy A. Martin

Drafted by:

P. DAVID PALMIERE (P26796)
74 W. Long Lake Road, Suite 1
Bloomfield Hills, MI 48013

When recorded return to:

Heatherwoods Village
Homeowners Association
Grace Preston, President
740 Hollinger
Rochester Hills, MI 48063

STATE OF MICHIGAN)
) ss
COUNTY OF OAKLAND)

On this 22nd day of October, 1986, before me personally appeared Grace Preston and Diane M. Praet who being duly sworn, depose and say that they have read the foregoing Amendment to Declaration of Covenants, Conditions and Restrictions by them subscribed, know the contents thereof, and say the same is true of their own knowledge except as to those matters stated to be upon information and belief, and as to those matters, they believe them to be true.

* President & Secretary of
Heatherwoods Village Homeowners Ass. Inc.

[Signature]
P. David Palmiere, Notary Public
Oakland County, Michigan
My commission expires: 8-8-88

NOV.

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LOCAL 46124 PAGE 777

ATTACHMENT TO
AMENDMENT TO DECLARATION
OF COVENANTS, CONDITIONS AND RESTRICTIONS

A parcel of land located in part of the South $\frac{1}{2}$ of Section 14, T. 3 N., R. 11 E., Avon Township, Oakland County, Michigan, being described as: Commencing at the S.W. corner of Section 14, T. 3 N., R. 11 E., N. $00^{\circ} 14' 16''$ E., 1421.75 ft. along the West line of said Section 14 to the POINT OF BEGINNING; thence continuing N. $00^{\circ} 14' 16''$ E., 60.00 ft.; thence S. $89^{\circ} 42' 52''$ E., 600.00 ft.; thence N. $00^{\circ} 14' 16''$ E., 1160.54 ft.; thence N. $89^{\circ} 13' 52''$ W., 217.56 ft. to the S.E. corner of Lot 60 of "Supervisor's Plat No. 2" as recorded in L. 54A, P. 92, Oakland County Records; thence along the East line of said Lot 60, N. $01^{\circ} 44' 31''$ E., 379.08 ft. to the East and West $\frac{1}{2}$ line of said Section 14, also being the South line of said "Supervisor's Plat No. 2"; thence along said $\frac{1}{2}$ line and plat line, N. $88^{\circ} 07' 12''$ E., 2305.06 ft. to the Center of said Section 14 also being the S.E. corner of said "Supervisor's Plat No. 2"; thence continuing along the East and West $\frac{1}{2}$ line of said Section 14, N. $01^{\circ} 51' 19''$ W., 1348.56 ft. to the N.W. corner of "Eysters Blower Park Sub.", as recorded in L. 39, P. 5, Oakland County Records; thence along the West line of said subdivision; S. $00^{\circ} 50' 00''$ W., 1223.98 ft.; thence S. $88^{\circ} 29' 00''$ W., 1369.67 ft. to the North and South $\frac{1}{2}$ line of said Section 14; thence along said North and South $\frac{1}{2}$ line, S. $01^{\circ} 51' 19''$ W., 1083.56 ft.; thence N. $89^{\circ} 41' 30''$ W., 214.00 ft.; thence S. $01^{\circ} 48' 59''$ W., 10.00 ft.; thence $1^{\circ} 89^{\circ} 41' 33''$ W., 60.00 ft.; thence N. $01^{\circ} 48' 59''$ E., 10.00 ft.; thence N. $89^{\circ} 41' 30''$ W., 707.77 ft.; thence S. $00^{\circ} 00' 32''$ W., 360.82 ft.; thence N. $87^{\circ} 55' 46''$ W., 117.00 ft.; thence S. $00^{\circ} 00' 32''$ W., 372.33 ft. to the South line of said Sec. 14; thence along said South line, N. $89^{\circ} 30' 48''$ W., 150.00 ft.; thence N. $00^{\circ} 00' 32''$ E., 732.65 ft.; thence N. $89^{\circ} 41' 30''$ W., 750.06 ft.; thence N. $00^{\circ} 14' 16''$ E., 691.59 ft.; thence N. $89^{\circ} 42' 52''$ W., 600.00 ft. to the Point of Beginning. ~~East part of the S.E. $\frac{1}{2}$ of Sec. 14, T. 3 N., R. 11 E., Avon Township, Oakland County, Michigan, Beginning at a point N. $87^{\circ} 58' 41''$ E., 722.82 ft. and S. $00^{\circ} 13' 35''$ W., 180.14 ft. from the center of said Sec. 14; thence S. $00^{\circ} 13' 35''$ W., 200.00 ft.; thence S. $87^{\circ} 58' 41''$ E., 150.00 ft.; thence N. $00^{\circ} 13' 35''$ E., 200.00 ft.; thence N. $87^{\circ} 58' 41''$ E., 150.00 ft. to the Point of Beginning. Also, subject to easements and right-of-ways of record including 45' wide easement for ingress and egress to the above described exception with a centerline described as beginning at a point N. $87^{\circ} 58' 41''$ E., 1348.56 ft. from the center of Section 14, T. 3 N., R. 11 E., Avon Township, Oakland County, Michigan thence S. $41^{\circ} 34' 33''$ W., 72.67 ft.; thence S. $65^{\circ} 53' 43''$ W., 117.95 ft.; thence S. $44^{\circ} 56' 37''$ W., 170.35 ft.; thence S. $55^{\circ} 16' 36''$ W., 95.10 ft.; thence S. $34^{\circ} 34' 37''$ W., 163.06 ft.; thence S. $78^{\circ} 38' 42''$ W., 97.88 ft.; thence N. $88^{\circ} 48' 10''$ W., 199.15 ft. to the point of ending. Area of the parcel, excluding the exception, is 150.55 acres which includes additional part of Whitney Park in Proposed Heather Woods Village No. 2 and Thornridge Park and Baker Park in Proposed Heather Woods Village No. 3.~~