

**PROPOSED AMENDMENT**

**[identical amendment for each section of Brunson Acres (comprising Geist Landing subdivision) with respective info to be filled in]**

Cross Reference: Instrument No. \_\_\_\_\_ recorded on \_\_\_\_\_, 19\_\_ in the office of Recorder of Marion County, Indiana re: Brunson Acres Section \_\_

**AMENDMENT TO PLAT COVENANTS AND RESTRICTIONS  
OF  
BRUNSON ACRES SECTION \_\_  
(Geist Landing Subdivision)**

The Plat Covenants and Restrictions of BRUNSON ACRES SECTION \_\_, located in Lawrence Township, Marion County, Indiana, were imposed upon the land contained in the plat of such real estate and originally recorded with such plat as Instrument No. \_\_\_\_\_ on \_\_\_\_\_, 19\_\_ in the office of the Recorder of Marion County, Indiana (the “Original Covenants”). The lots in Brunson Acres Section I through and including Section VII (collectively, “Brunson Acres Sections I-VII”), comprise the subdivision commonly known as Geist Landing Subdivision.

Geist Landing Neighborhood Association, Inc. (the “Association”), an Indiana nonprofit corporation created by owners of lots in Geist Landing Subdivision, was formed to address neighborhood needs and concerns and to preserve and improve the health, safety, welfare and desirability of the neighborhood, among other purposes. The Board of Directors of the Association has considered the need for certain amendments to the plat covenants and restrictions of Brunson Acres Sections I-VII and has proposed that the amendment described below should apply to each Section and all lots in Brunson Acres Sections I-VII.

The Association collected the Vote and Written Consent of a majority of the Owners of Brunson Acres Section \_\_ prior to January 1, 2020 consistent with the requirements of Paragraph [17] of the Original Covenants.

The Vote / Written Consents are a part of the records of the Association and also attached as an exhibit here.

NOW, THEREFORE, the Plat Covenants and Restrictions for Brunson Acres Section \_\_ are amended as follows:

## **AMENDMENT TO PARAGRAPH [17] OF THE ORIGINAL COVENANTS**

The provision in the Original Covenants relating to automatic extension or amendment of covenants is hereby amended to provide that the covenants may be amended by a majority of the owners of the lots without regard to the timing of the automatic renewal of the Original Covenants. Paragraph [17] of the Original Covenants is hereby deleted and replaced with the following:

The within covenants, limitations and restrictions shall run with the land and shall be binding on all parties and persons claiming under them. Such provisions shall be in full force and effect until January 1, 2020, at which time said covenants shall be automatically extended for successive periods of ten (10) years unless by vote of the majority of the then owners of the lots it is agreed to change the covenants in whole or in part. Additionally, the covenants may be amended at any time thereafter upon the written consent of a majority of the then owners of the lots. Invalidation of any of the covenants by judgment or court order shall in no way affect any of the other provisions which shall remain in full force and effect.

[signature page follows]

IN WITNESS WHEREOF, Geist Landing Neighborhood Association, Inc., for and on behalf of, and pursuant to the vote of the current owners of the lots in Brunson Acres Section \_\_\_\_, hereby executes this Amendment to Plat Restrictions and Covenants this \_\_\_\_ day of \_\_\_\_\_, 2019.

GEIST LANDING NEIGHBORHOOD ASSOCIATION, INC., for and on behalf of current owners of lots in Brunson Acres Section \_\_\_\_

By: \_\_\_\_\_  
Linda Sillery, President

By: \_\_\_\_\_  
Dianne Francis, Secretary

STATE OF INDIANA            )  
  ) SS:  
COUNTY OF \_\_\_\_\_ )

Before me, a Notary Public in and for said County and State, personally appeared Linda Sillery and Dianne Francis, President and Secretary, respectively, of Geist Landing Neighborhood Association, Inc., who acknowledged the execution of the foregoing Amendment to Plat Restrictions and Covenants on behalf of said corporation.

Witness my hand and notarial seal this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
(Printed Signature)

My Commission Expires:  
\_\_\_\_\_

My County of Residence:  
\_\_\_\_\_

This instrument was prepared by \_\_\_\_\_, [law firm], [street address], Indianapolis, Indiana 462\_\_\_\_.

I affirm under penalties of perjury that I have taken reasonable care to redact each social security number in this document, unless required by law.” /s/ [printed name of preparer]