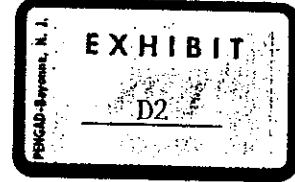


200100031010
Filed for Record in
DELAWARE COUNTY, OHIO
KAY E. CONKLIN
08-20-2001 12:46 PM.
RESTRIC SUP 28.00
OR. book 120 Page 1552 - 1556
INSTRUMENT

SUPPLEMENTAL DECLARATION TO
THE DECLARATION OF COVENANTS AND RESTRICTIONS
FOR LIBERTY COMMUNITY INFRASTRUCTURE
FINANCING AUTHORITY
DELAWARE COUNTY, OHIO



WHEREAS, Triangle Properties, Inc. ("Triangle") an Ohio corporation as Developer, caused the execution of the Declaration of Covenants, and Restrictions for Liberty Community Infrastructure Financing Authority Delaware County ("the Declaration") on March 26, 2001 and recorded March 28, 2001 in Official Records Volume 0082, Page 0171, Recorder's Office, Delaware County, Ohio.

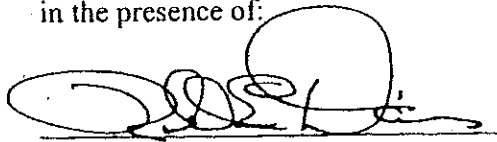
WHEREAS, Triangle desires to amend and supplement the Declaration by the addition of certain parcels of real estate.

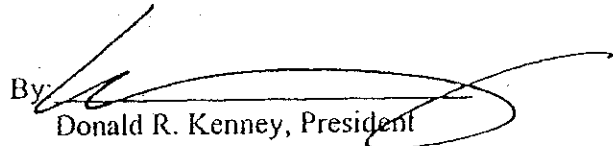
NOW THEREFORE, pursuant to Article III, Expansion, of the Declaration, the Developer does hereby submit certain parcels of real estate now owned by the Developer, as more fully described in Exhibit "A" attached hereto, to the provisions setforth in the Declaration, and said real estate is hereby made subject to the restrictions, assessments and charges as setforth in the Declaration.

IN WITNESS WHEREOF, the Developer has caused the execution of this Supplemental Declaration to be executed this 17 day of August, 2001.

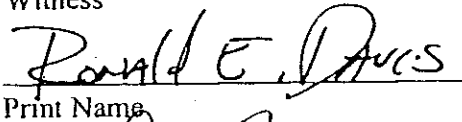
Signed and acknowledged
in the presence of:

Triangle Properties, Inc.



By: 
Donald R. Kenney, President

Witness


Print Name


Witness


Print Name

Provisions contained in any deed or other instrument for the conveyance of a dwelling which restrict the sale, rental or use of the property because of race or color are invalid under federal law and are unenforceable.

200100031010
SCOTT MILLER BOX

Folkerts Law Firm, P.C.

STATE OF OHIO
COUNTY OF FRANKLIN, SS

BE IT REMEMBERED, that on this 17th day of August, 2001, before me, the subscriber, a Notary Public in and for said County, personally appeared the above named Triangle Properties, Inc., by Donald R. Kenney, its President, who acknowledged that he did sign the foregoing instrument and that the same is the free act and deed of said Corporation, and the free act and deed of himself personally and as such officer.

IN TESTIMONY THEREOF, I have hereunto subscribed my name and affixed my seal on this day and year aforesaid.



Notary Public



RONALD E. DAVIS, Attorney-At-Law
NOTARY PUBLIC, STATE OF OHIO
My commission has no expiration date
Section 147.03 R.C.

This instrument prepared by:
Ronald E. Davis, Esq.
Folkerth, Haddow & Davis
341 South Third Street, Suite 200
Columbus, Ohio 43215
(614) 228-2945
i:/red/r2980.doc

DESCRIPTION OF 16.539 ACRES
BAUDER TRACT
SELDOM SEEN ROAD [TOWNSHIP ROAD 121]
TOWNSHIP OF LIBERTY, DELAWARE COUNTY, OHIO

Situate in the State of Ohio, County of Delaware, Township of Liberty, lying in Farm Lot 1, Section 3, Township 3, Range 19, United States Military District, and being all of that 16.6 acre tract conveyed to Donald Scott and Tony R. Bauder by deed of record in Deed Book 549, Page 97, records of the Recorder's Office, Delaware County, Ohio, and being more particularly described as follows:

Begin, for Reference, at a railroad spike found (0.2' down) at the common corner of Farm Lots 1, 2, 9, and 10, same being at an angle point in the centerline of Seldom Seen Road [Township Road 121-40 feet right-of-way);

Thence South 87°30'58" East, a distance of 408.12 feet, along the centerline of said Seldom Seen Road and the line common to that 8.201 acre tract conveyed to John Brula by deed of record in Deed Book 662, Page 268, and Farm Lots 1 and 10, to a railroad spike set at the common corner of said 16.6 acre and that 1.00 acre tract conveyed to Joanne M. Dillon by deed of record in Official Record 20, Page 625, said railroad spike being at the Point of True Beginning;

Thence the following two (2) courses and distances, along the line common to said 16.6 acre and 1.00 acre tracts:

1. North 01°59'41" East, a distance of 243.88 feet, (passing an iron pin found at a distance of 21.78 feet), to an iron pin found (0.3' down);
2. North 87°24'42" West, a distance of 179.92 feet, to an iron pin found (0.1' up) in the easterly line of said 8.201 acre tract;

Thence North 01°59'21" East, a distance of 1187.49 feet, along the line common to said 16.6 acre and 8.201 acre tracts, to an iron pin found at the common corner of said 16.6 acre and 8.201 acre tracts, said iron pin being in the southerly line of that 328.718 acre tract (Parcel No. One) conveyed to Triangle Properties, Inc. by deed of record in Official Record 53, Page 391;

Thence South 87°02'24" East, a distance of 534.67 feet, along the line common to said 16.6 acre and 328.718 acre tracts, to a rebar found at the common corner of said 16.6 acre tract and that original 88.116 acre tract conveyed to John F. and Mary Jo Lane by deed of record in Deed Book 436, Page 374;

Thence South 01°58'50" West, a distance of 1427.26 feet (passing an iron pin set at a distance of 20.00 feet), along the line common to said 16.6 acre and original 88.116 acre tracts, to a railroad spike found (0.18' North) at the common corner of said 16.6 acre

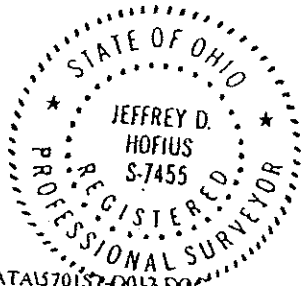
DESCRIPTION ON FOR
CLERK'S OFFICE ONLY
16-26-00

and original 88.116 acre tracts, same being in the centerline of said Seldom Seen Road and the line common to said Farm Lots 1 and 10;

Thence North 87°30'58" West, a distance of 354.94 feet, along the centerline of said Seldom Seen Road and the line common to said 16.6 acre tract and Farm Lots 1 and 10, to the Point of True Beginning, and containing 16.539 acres, more or less, and being subject to all easements, rights-of-way and restrictions of record.

All iron pins set are ¼ inch iron pipes, 30 inches in length, with a yellow cap bearing the name "R. D. Zande".

The bearings given in the above description are based on the bearing of South 86°37'11" East for the centerline of Home Road [County Road 124] as established by a network of GPS observations performed in April of 2000.



R. D. Zande & Associates, Inc.

Jeffrey D. Hofius 10/24/00
Jeffrey D. Hofius Date
Registered Surveyor No. 7455

P:\5701SISURVEY\DATA\5701S7-0012.DOC
October 02, 2000

APPROVED FOR
Transfer
Chris Bauserman
Delaware County Engineer

EXHIBIT A

DESCRIPTION OF 9.436 ACRES
RALSTON TRACT
SELDOM SEEN ROAD [TOWNSHIP ROAD 121]
TOWNSHIP OF LIBERTY, DELAWARE COUNTY, OHIO

Situate in the State of Ohio, County of Delaware, Township of Liberty, lying in Farm Lot 2, Section 3, Township 3, Range 19, United States Military District, and being all of that 9.438 acre tract conveyed to Gene S. and Darla M. Ralston by deed of record in Deed Book 382, Page 370, and being more particularly described as follows:

Beginning, at a railroad spike set at the common corner of the said 9.438 acre tract and "SELDOM SEEN HEIGHTS SUBDIVISION", a subdivision of record in Plat Book 7, Page 71, said railroad spike being in the centerline of Seldom Seen Road [Township Road 121-40' Right-of-Way], and in the line common to Farm Lots 2 and 9;

Thence North 01°58'12" East, a distance of 1435.71 feet, along the line common to the said 9.438 acre tract, said "SELDOM SEEN HEIGHTS SUBDIVISION", and "SELDOM SEEN HEIGHTS SUBDIVISION NORTH ADDITION", a subdivision of record in Plat Book 7, Page 95, to a stone found (0.3' up) at the common corner of the said 9.438 acre tract and "SELDOM SEEN HEIGHTS SUBDIVISION NORTH ADDITION", same being in the southerly line of that 328.718 acre tract (Parcel No. One) conveyed to Triangle Properties, Inc. by deed of record in Official Record 53, Page 391;

Thence South 86°52'07" East, a distance of 286.41 feet, along the line common to the said 9.438 acre and 328.718 acre tracts, to an iron pin found (1.0' up) at the common corner of the said 9.438 acre tract and that 8.201 acre tract conveyed to John Brula by deed of record in Deed Book 662, Page 268;

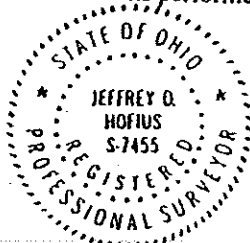
Thence South 01°57'51" West, a distance of 1434.39 feet, along the line common to the said 9.438 acre and 8.201 acre tracts (passing an 5/8 inch iron pin found at a distance of 1409.60 feet(0.20' West)), to a railroad spike found (0.2' down) at the common corner of the said 9.438 acre and 8.201 acre tracts, same being in the centerline of said Seldom Seen Road and in the line common to Farm Lots 2 and 9, said railroad spike also being North 87°07'58" West, a distance of 20.74 feet (0.2' down), from a railroad spike found at the common corner of Farm Lots 1, 2, 9 and 10;

Thence North 87°07'58" West, a distance of 286.52 feet, along the centerline of said Seldom Seen Road and the line common to the said 9.438 acre tract and Farm Lots 2 and 9, to the Point of Beginning, and containing 9.436 acres, more or less, and being subject to all easements, rights-of-way, and restrictions of record.

All iron pins set are 3/4 inch iron pipes, 30 inches in length, with a yellow cap bearing the name "R. D. Zande".

The bearings given in the above description are based on the bearing of South 86°37'11" East for the centerline of Home Road [County Road 124] as established by a network of GPS observations performed in April of 2000.

Curtis Bartsch
Delaware County Engineer



R. D. Zande & Associates, Inc.

Jeffrey D. Hofius 10/26/00
Jeffrey D. Hofius Date
Registered Surveyor No. 7455