

EIGHTH AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF TAMARRON

THIS EIGHTH AMENDMENT TO THE DECLARATION OF COVENANTS,
CONDITIONS AND RESTRICTIONS OF TAMARRON is made on February 16,
2004, by TAMARRON LIMITED PARTNERSHIP, an Indiana limited partnership, and
THOMAS G. BUCCI, of legal age, (collectively, "Declarant").

BACKGROUND FACTS:

- a. On August 18, 1992, Declarant caused to be recorded a *Declaration of Covenants, Conditions and Restrictions of Tamarron* as Instrument Number 214046 in Miscellaneous Record 216, page 19 ("Original Declaration").
- b. The Original Declaration was amended by subsequently recorded instruments on [1] July 8, 1994, as Instrument Number 411086 in Miscellaneous Record 227, page 133 ("First Amendment"); [2] July 29, 1994, as Instrument Number 412340 in Miscellaneous Record 227, page 451 ("Second Amendment"); [3] September 16, 1994, as Instrument Number 415232 in Miscellaneous Record 228, page 570 ("Third Amendment"); [4] April 11, 1995, as Instrument Number 504135 in Miscellaneous Record 231, page 695 ("Fourth Amendment"); [5] October 1, 1997, as Instrument Number 716576 in Miscellaneous Record 248, page 187 (another instrument entitled "Fourth Amendment" whose title was subsequently corrected by an instrument recorded on October 23, 1997, as Instrument Number 717914 in Miscellaneous Record 248, page 414 – "Fifth Amendment" – which Fifth Amendment attaches the erroneously titled Fourth Amendment as an Exhibit); [6] February 3, 2003,

as Instrument Number 2003002948 ("Sixth Amendment"); and [7] February 12, 2004, as Instrument Number 2004002873 ("Seventh Amendment"). Collectively, these amendments are called the "Amended Declarations.

- c. All references to recording mean that the recording occurred in the office of the Recorder of Monroe County, Indiana.
- d. Collectively, the Original Declaration and the Amended Declarations are called the "Declaration."
- e. Declarant desires to amend further the Declaration by making the fencing provisions previously applicable only to Tamarron Village and Tamarron Vista as described in Section 4.11 of the Sixth Amendment applicable to all of Tamarron.

THE AMENDMENT:

NOW, THEREFORE, THE FOLLOWING AMENDMENT IS MADE:

- 1. Section 4.11 of the Sixth Amendment is revised to read as follows: "No continuous or 'stockade' type fencing of any height shall be allowed anywhere in Tamarron. In specific instances, upon approval by the Committee, sections of privacy fencing, in combination with landscaping or other Committee approved screening methods, may be allowed. No fencing of any type shall be allowed in any area in Tamarron designated as 'common' area."
- 2. All other provisions of the Declaration will remain unchanged.

DATED: February 16, 2004.

"DECLARANT"

Thomas G. Bucci

THOMAS G. BUCCI, President
Tamarron Development Corporation
General Partner of Tamarron Limited Partnership

Thomas G. Bucci

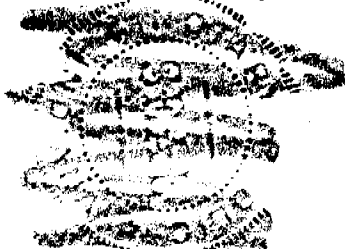
THOMAS G. BUCCI, individually

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

Subscribed and sworn to before me, a Notary Public in and for said county and state, on February 16, 2004, at which time THOMAS G. BUCCI, individually and in his representative capacity, personally appeared and acknowledged the execution of the above instrument.

My Commission Expires:
1/27/07

Shelley M. Peckart
Shelley M. Peckart Notary Public
A resident of Monroe County, Indiana



This Instrument Prepared By
MORRIS H. ERICKSON, Attorney at Law
Sturbridge Center, 810 Auto Mall Road
Bloomington, Indiana 47401
Telephone: (812) 335-1111