THIRD SUPPLEMENT TO

DECLARATION OF COVENANTS, EASEMENTS, RESTRICTIONS, ASSESSMENTS, AND ASSESSMENT LIENS FOR OLENTANGY MEADOWS

THIS THIRD SUPPLEMENT to the DECLARATION OF COVENANTS, EASEMENTS, RESTRICTIONS, ASSESSMENTS, AND ASSESSMENT LIENS FOR OLENTANGY MEADOWS (the "Third Supplement") is made as of the 27 day of March 2006, by DOMINION HOMES, INC., an Ohio corporation ("Developer").

WHEREAS, on October 28, 2004, Developer filed that certain Declaration of Covenants, Easements, Restrictions, Assessments and Assessment Liens for Olentangy Meadows recorded at Instrument Number 200400048363 (O.R. Book 556, Page 257), as supplemented by that certain First Supplement to Declaration of Covenants, Easements, Restrictions, Assessments, and Assessment Liens for Olentangy Meadows dated October 24, 2005, recorded at Instrument Number 200500046626 (O.R. Book 666, Page 62), and further supplemented by that certain Second Supplement to Declaration of Covenants, Easements, Restrictions, Assessments, and Assessment Liens for Olentangy Meadows dated March 15, 2006, recorded at Instrument Number 200600008744 (O.R. Volume 693, Page 2576) (collectively, the "Declaration"), in the office of the Recorder, Delaware County, Ohio;

WHEREAS, pursuant to the terms of the Declaration, Developer reserved the right to annex additional property and to submit any such property to the covenants, easements, restrictions, assessment liens and other provisions contained in the Declaration;

WHEREAS, Developer is the owner of all the real property located in Delaware County, Ohio, more particularly described in <u>Exhibit A</u> attached hereto and incorporated herein by reference and desires to submit such property to the covenants, easements, conditions, restrictions, assessments, assessment liens and other provisions contained in the Declaration; and

WHEREAS, the real property described in <u>Exhibit A</u> is Additional Property as such term is defined in the Declaration.

NOW THEREFORE, pursuant to the powers reserved in the Declaration, Developer hereby declares that:

1. Additional Property. All the real property described in Exhibit A shall be held, sold, conveyed, encumbered, leased, occupied and improved, subject to the covenants, easements, conditions, restrictions, assessments, assessment liens and other provisions contained in the Declaration as the same is supplemented and amended from time to time, which shall run with the real property described in Exhibit A and shall be binding upon, and inure to the benefit of, all parties now or hereafter having any right, title or interest in such property or any part thereof, and their heirs, personal and legal representatives, successors and assigns.

The Grantor Has Complied With
Section 319.202 Of The R.C.
DATE OF TRANSFER NOT NECESSARY
Delaware County Auditor By

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- 2. <u>Defined Words and Phrases</u>. Unless otherwise defined herein, capitalized words and phrases herein shall have the meaning assigned to such words and phrases in the Declaration.
- 3. <u>Effect of Amendment</u>. In the case of conflict between the Declaration and this Third Supplement, the terms of this Third Supplement shall control. Any term or provision of the Declaration not amended by this Third Supplement shall remain the same and in full force and effect.

IN WITNESS WHEREOF, Developer has caused the execution this Third Supplement as of the date first above written.

DOMINION HOMES, INC., an Ohio corporation

T. A. Ward II, Real Estate

Counsel

200600010465
Filed for Record in
DELAWARE COUNTY, DHIO
ANDREW D BRENNER
03-29-2006 At 11:10 am.
DECLAR SUPP 36.00
DR Book 696 Page 2251 - 2253

STATE OF OHIO

) SS:

COUNTY OF FRANKLIN)

The foregoing instrument was acknowledged before me this 27 day of March, 2006, by T. A. Ward II, Real Estate Counsel of Dominion Homes, Inc., an Ohio corporation on behalf of the corporation.

{Seal}

My Commission Expires

This instrument prepared by: T.A. Ward II, Esq. Dominion Homes, Inc. 5000 Tuttle Crossing Boulevard Dublin, Ohio 43016 JANIS A. ECKSTEIN Notary Public, State of Onio My Commission Expires 07-27-07

200600010465 ALLIANCE BRIAN

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EXHIBIT A

Situated in the State of Ohio, County of Delaware, City of Columbus, and being more particularly described as follows:

Being Lot Numbers Two Hundred Nineteen (219) through Two Hundred Forty-seven (247), inclusive, of OLENTANGY MEADOWS, SECTION 2, PART 2, as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Cabinet 3, Slide 404, Recorder's Office, Delaware County, Ohio.