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2008R-07669

PATRICIA A. MANLEY
REGISTER OF DEEDS
MARQUETTE COUNTY, MI

RECORDED ON
07/11/2008 04:38PM
PAGES: 10

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DECLARATION AMENDMENT

Pursuant to that Resolution of the shareholders of Dead River Campers, Inc. adopted in July, 2001 by more than two-thirds (2/3rds) of the shareholders authorized to vote on said Resolution and that unanimous Consent Resolution of the Board of Directors, a true copy of which is attached hereto as Exhibit I, Dead River Campers, Inc., whose address is 128 W. Spring Street, Marquette, MI 49855 ("Association") hereby amends that Declaration dated March 2, 2000 made by Dead River Campers, Inc. and recorded on March 2, 2000 in Liber 161 of Miscellaneous Records, page 257 et seq., Marquette County Records, as follows:

A. 1. The Association has acquired and now owns additional lands as referenced in Exhibit I and legally described on Exhibit A-1 attached to this Declaration Amendment to be included as part of the ("Development") in the Declaration. (Such additional lands are referenced herein as the "Development Addition".)

B. 1. The Association has caused portions of the Development Addition to be divided into Lots as described on the assessor's plat identified in the attached Exhibit B-1 and/or metes and bounds descriptions also described in Exhibit B-1, each of which shall constitute a Lot as defined in the Declaration, as amended hereby.

C. 1. The Association wishes to provide for the development and continued use of the Development Addition as a community suitable for single family living and, at the same time wishes to maintain, insofar as possible, the natural and recreational character of this beautiful property.

D. 1. It is essential to the value of all the Lots that the Development Addition be perpetually maintained in a manner consistent with high environmental and residential standards.


E. 1. To accomplish this, the Association desires to impose the same building and use restrictions, covenants and conditions, as set forth in the Declaration, upon and for the benefit of all the Lots and the Development as a whole, including the additional lands described in Exhibit A-1 and the Lots described in Exhibit B-1.

F. 1. The Association is willing sell the additional Lots described in Exhibit B-1, but all buyers and subsequent owners must accept such Lots subject to the use restrictions set forth in the Declaration dated March 2, 2000 and recorded on March 2, 2000 in Liber 161 of Miscellaneous Record, page 257, Marquette County Records.

All terms, conditions and use restrictions set forth in Sections 1-10 of the Declaration dated March 2, 2000 shall encumber and run with the land described in Exhibits A-1 and B-1 attached hereto.

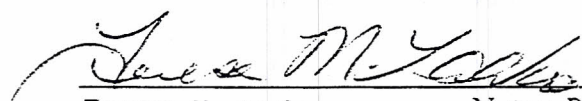
The Association has signed this Declaration Amendment to be effective as of May 1, 2008.

DEAD RIVER CAMPERS, INC.


By: Peter Dishnow
Its: President

STATE OF MICHIGAN)
) ss:
COUNTY OF MARQUETTE)

The foregoing instrument was acknowledged before me this 9th day of July, 2008 by Peter Dishnow, President of Dead River Campers, Inc., a Michigan corporation, on behalf of the corporation.


Teresa M. Laakso , Notary Public
Marquette County, Michigan
My commission expires: 12/7/2011

Instrument Prepared by:
Ronald E. Greenlee
Kendricks, Bordeaux, Adamini,
Chilman & Greenlee, P.C.
128 W. Spring Street
Marquette, MI 49855

EXHIBIT A-1

The following described lands are located in the Township of Negaunee, County of Marquette and State of Michigan:

Parcel I:

That part of the fractional North Half of the Southeast Quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$) of Section 8, Township 48 North, Range 26 West lying above the contour line at elevation 1355 feet above sea level acquired by Grantor in that Warranty Deed recorded in Liber 440, page 731, Marquette County Records;

AND

Parcel II:

That part of the fractional Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ of NW $\frac{1}{4}$) of Section 8, Township 48 North, Range 26 West lying above the contour line at elevation 1355 feet above sea level acquired by Grantor in that Warranty Deed recorded in Liber 440, page 731, Marquette County Records;

AND

That part of the fractional Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ of NW $\frac{1}{4}$), Section 8, Township 48 North, Range 26 West lying above the waters of the Dead River Basin a/k/a the Hoist Basin a/k/a the Dead River Storage Basin (water elevation approximately 1340 \pm feet above sea level) and below elevation 1355 \pm feet above sea level, EXCEPTING THEREFROM: Lots 3, 4 and 5 of Assessor's Plat No. 10 of the Dead River Basin AND the West 130 feet of the fractional Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ of NW $\frac{1}{4}$), Section 8, Township 48 North, Range 26 West.

AND

Parcel III:

That part of the fractional Southeast Quarter of Southwest Quarter (SE $\frac{1}{4}$ of SW $\frac{1}{4}$) and that part of the fractional Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ of SE $\frac{1}{4}$) of Section 8, Township 48 North, Range 26 West lying above the contour line at elevation 1355 feet above sea level acquired by Grantor in that Warranty Deed recorded in Liber 440, page 731, Marquette County Records;

AND

That part of the fractional Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ of SW $\frac{1}{4}$) and that part of the fractional Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ of SE $\frac{1}{4}$), Section 8, Township 48 North, Range 26 West lying above the waters of the Dead River Basin a/k/a the Hoist Basin a/k/a the Dead River Storage Basin (water elevation approximately 1340 \pm feet above sea level) and below elevation 1355 \pm feet above sea level, EXCEPTING THEREFROM: Lot 1 of Assessor's Plat No. 1 of the Dead River Basin.

EXHIBIT B-1

The following described lands are located in the Township of Negaunee, County of Marquette and State of Michigan:

Lot 1 through 13 of Assessor's Plat No. 27 of the Dead River Basin as recorded at Plat Document 2008P-00001 on June 2, 2008 and Liber 13 of Plats, page 4105, Marquette County Records, Marquette, Michigan.

And

A parcel of land being part of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ of NW $\frac{1}{4}$) of Section Eight (8), Township 48 North, Range 26 West, Negaunee Township, Marquette County, Michigan described as:

Commencing at the North $\frac{1}{4}$ Corner of Section 8; thence S00°39'15"W 1325.47 feet along the North-South $\frac{1}{4}$ Line of Section 8 to the North $\frac{1}{16}$ Corner of Section 8; thence N87°35'47"W 295.17 feet along the North $\frac{1}{16}$ Line of Section 8 to the Point of Beginning; thence S57°58'43"W 683.31 feet to the Southeasterly End of a Shoreline Traverse, being N57°58'43"E 168.00 feet from the Water's Edge of the Dead River Storage Basin; thence the following two courses along said Shoreline Traverse:

- 1) N36°12'01"W 114.26 feet
- 2) N60°54'00"W 256.34 feet

to the East Line of the West 130.00 feet of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 8, being N00°10'10"W 202.00 feet from said Water's Edge; thence N00°10'10"W 182.02 feet along said East Line to the North $\frac{1}{16}$ Line of Section 8; thence S87°35'47"E 872.12 feet along said $\frac{1}{16}$ Line to the Point of Beginning, plus the land between the Shoreline Traverse and the Water's Edge of the Dead River Storage Basin.

And

A parcel of land being part of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ of NW $\frac{1}{4}$) of Section Eight (8), Township 48 North, Range 26 West, Negaunee Township, Marquette County, Michigan described as:

Commencing at the North $\frac{1}{4}$ Corner of Section 8; thence S00°39'15"W 1325.47 feet along the North-South $\frac{1}{4}$ Line of Section 8 to the North $\frac{1}{16}$ Corner of Section 8 and the Point of Beginning; thence continuing S00°39'15"W 86.12 feet along said $\frac{1}{4}$ Line; thence S57°58'43"W 862.80 feet to the Southeasterly End of a Shoreline Traverse, being N57°58'43"E 159 feet from the Water's Edge of the Dead River Storage Basin; thence N36°12'01"W 240.00 feet along said Shoreline Traverse, being N57°58'43"E 168.00 feet from said Water's Edge; thence N57°58'43"E 683.31 feet to the North $\frac{1}{16}$ Line of Section 8; thence S87°35'47"E 295.17 feet along said $\frac{1}{16}$ Line to the Point of Beginning, plus the land between the Shoreline Traverse and the Water's Edge of the Dead River Storage Basin.

And

A parcel of land being part of the Southeast Quarter of the Northwest Quarter (SE ¼ of NW ¼) of Section Eight (8), Township 48 North, Range 26 West, Negaunee Township, Marquette County, Michigan described as:

Commencing at the North ¼ Corner of Section 8; thence S00°39'15"W 1325.47 feet along the North-South ¼ Line of Section 8 to the North 1/16 Corner of Section 8; thence continuing S00°39'15"W 86.12 feet along said ¼ Line to the Point of Beginning; thence continuing S00°39'15"W 707.95 feet along said ¼ Line to the 1355 foot Elevation Contour Line; N.A.V.D. 1988 on the Northerly Line of Lot 4, Assessor's Plat No. 10 of Dead River Basin; thence the following five courses along the Northerly Line of Lots 4 and 5 of said Plat:

- 1) S49°09'09"W 33.17 feet to a found concrete monument;
- 2) S41°47'02"W 109.16 feet to a found concrete monument;
- 3) N63°37'46"W 156.59 feet to a found concrete monument;
- 4) N55°22'13"W 281.80 feet to a found concrete monument;
- 5) S57°58'43"W 131.74 feet to a found concrete monument

on the Southeasterly End of a Shoreline Traverse, being N57°58'43"E 149.00 feet from the Water's Edge of the Dead River Storage Basin; thence N36°12'01"W 240.00 feet along said Shoreline Traverse, being N57°58'43"E 159.00 feet from said Water's Edge; thence N57°58'43"E 862.80 feet to said North-South ¼ Line and the Point of Beginning, plus the land between the Shoreline Traverse and the Water's Edge of the Dead River Storage Basin.

And

A parcel of land being part of the Southwest Quarter (SW ¼) of Section Eight (8), Township 48 North, Range 26 West, Negaunee Township, Marquette County, Michigan described as:

Commencing at the South ¼ Corner of Section 8; thence N89°03'00"W 1063.23 feet along the South Line of Section 8 to the Point of Beginning; thence continuing N89°03'00"W 255.00 feet along the South Line of Section 8 to the West 1/16 line of Section 8; thence N01°28'41"E 548.42 feet along said West 1/16 Line to the Easterly Line of Lot 1, Assessor's Plat No. 1 of Dead River Basin; thence N32°32'55"E 79.18 feet along said Easterly Line of Lot 1 to a found concrete monument on the Westerly End of a Shoreline Traverse, being S32°32'55"W 179.00 feet from the Water's Edge of the Dead River Storage Basin; thence the following three courses along said Shoreline Traverse:

- 1) S37°55'19"E 81.18 feet
- 2) S27°04'32"W 95.07 feet
- 3) S87°16'45"E 197.09 feet

being S00°39'15"W 184.00 feet from said Water's Edge; thence S00°39'15"W 461.19 feet parallel with the North-South ¼ Line of Section 8 to the South Line of Section 8 and the Point of Beginning, plus the land between the Shoreline Traverse and the Water's Edge of the Dead River Storage Basin and subject to restrictions, reservations, rights-of-way and easements of record, together with and subject to a 33 foot wide easement for ingress, egress and utilities being 16.5 feet on both sides of a centerline described as:

Commencing at the South ¼ Corner of Section 8; thence N89°03'00"W 31.69 feet along the South Line of Section 8 to the centerline of an existing road and the Easement Point of Beginning; thence the following 11 courses along said centerline:

- 1) N58°21'42"E 85.88 feet
- 2) N48°34'31"E 105.40 feet
- 3) N57°42'24"W 175.39 feet
- 4) N82°36'38"W 335.09 feet
- 5) S80°42'51"W 124.59 feet
- 6) N89°44'35"W 203.15 feet
- 7) N65°45'19"W 156.97 feet
- 8) S87°05'23"W 392.99 feet
- 9) N72°36'39"W 79.10 feet
- 10) N49°31'53"W 68.58 feet
- 11) N39°55'21"W 86.40 feet

to the Easterly Line of Lot 1, Assessor's Plat No. 1 of Dead River Basin and the Easement Point of Ending.

AND

A parcel of land being part of the Southwest Quarter (SW ¼) of Section Eight (8), Township 48 North, Range 26 West, Negaunee Township, Marquette County, Michigan described as:

Commencing at the South ¼ Corner of Section 8; thence N89°03'00"W 500.00 feet along the South Line of Section 8 to the Point of Beginning; thence continuing N89°03'00"W 563.23 feet along said South Line; thence N00°39'15"E 408.19 feet parallel with the North-South ¼ Line of Section 8 to the 1355' Elevation Contour Line, N.A.V.D. 1988; thence the following ten courses along said Contour Line:

- 1) N74°20'08"E 7.18 feet
- 2) N39°07'37"E 53.98 feet
- 3) N63°09'48"E 19.43 feet
- 4) N87°18'28"E 67.33 feet
- 5) N78°16'54"E 84.41 feet
- 6) N88°07'04"E 52.35 feet
- 7) N78°26'01"E 105.22 feet
- 8) S81°21'37"E 108.53 feet
- 9) S89°00'08"E 58.76 feet
- 10) S84°10'34"E 34.63 feet

thence S00°39'15"W 494.40 feet parallel with said North-South ¼ Line to the South Line of Section 8 and the Point of Beginning, subject to restrictions, reservations, rights-of-way and easements of record, together with and subject to a 33 foot wide easement for ingress, egress and utilities being 16.5 feet on both sides of a Centerline described as:

Commencing at the South ¼ Corner of Section 8; thence N89°03'00"W 31.69 feet along the South Line of Section 8 to the centerline of an existing road and the Easement Point of Beginning; thence the following 11 courses along said centerline:

- 1) N58°21'42"E 85.88 feet
- 2) N48°34'31"E 105.40 feet
- 3) N57°42'24"W 175.39 feet
- 4) N82°36'38"W 335.09 feet
- 5) S80°42'51"W 124.59 feet
- 6) N89°44'35"W 203.15 feet

- 7) N65°45'19"W 156.97 feet
- 8) S87°05'23"W 392.99 feet
- 9) N72°36'39"W 79.10 feet
- 10) N49°31'53"W 68.58 feet
- 11) N39°55'21"W 86.40 feet

to the Easterly Line of Lot 1, Assessor's Plat No. 1 of Dead River Basin and the Easement Point of Ending.

AND

A parcel of land being part of the Southwest Quarter (SW ¼) of Section Eight (8), Township 48 North, Range 26 West, Negaunee Township, Marquette County, Michigan described as:

Commencing at the South ¼ Corner of Section 8; thence N89°03'00"W 350.00 feet along the South Line of Section 8 to the Point of Beginning; thence continuing N89°03'00"W 150.00 feet along said South Line; thence N00°39'15"E 492.40 feet parallel with the North-South ¼ Line of Section 8 to the 1355' Elevation Contour Line, N.A.V.D. 1988; thence the following three courses along said Contour Line:

- 1) S75°24'55"E 58.54 feet
- 2) N84°41'37"E 43.52 feet
- 3) S89°14'01"E 49.89 feet

thence S00°39'15"W 483.51 feet parallel with said North-South ¼ Line to the South Line of Section 8 and the Point of Beginning, subject to restrictions, reservations, rights-of-way and easements of record, together with and subject to a 33 foot wide easement for ingress, egress and utilities being 16.5 feet on both sides of a Centerline described as:

Commencing at the South ¼ Corner of Section 8; thence N89°03'00"W 31.69 feet along the South Line of Section 8 to the centerline of an existing road and the Easement Point of Beginning; thence the following 11 courses along said centerline:

- 1) N58°21'42"E 85.88 feet
- 2) N48°34'31"E 105.40 feet
- 3) N57°42'24"W 175.39 feet
- 4) N82°36'38"W 335.09 feet
- 5) S80°42'51"W 124.59 feet
- 6) N89°44'35"W 203.15 feet
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- 9) N72°36'39"W 79.10 feet
- 10) N49°31'53"W 68.58 feet
- 11) N39°55'21"W 86.40 feet

to the Easterly Line of Lot 1, Assessor's Plat No. 1 of Dead River Basin and the Easement Point of Ending.

AND

A parcel of land being part of the Southwest Quarter (SW ¼) of Section Eight (8), Township 48 North, Range 26 West, Negaunee Township, Marquette County, Michigan described as:

Commencing at the South ¼ Corner of Section 8 which is the Point of Beginning; thence N89°03'00"W 350.00 feet along the South Line of Section 8; thence N00°39'15"E 483.51 feet parallel with the North-South ¼ Line of Section 8 to the Westerly End of a Shoreline Traverse, being S00°39'15"W 35 feet from the Water's Edge of the Dead River Storage Basin; thence S83°57'21"E 351.55 feet along said Shoreline Traverse to said North-South ¼ Line, being S00°39'15"W 30 feet from said Water's Edge; thence S00°39'15"W 452.29 feet along said North-South ¼ Line to the Point of Beginning, plus the land between the Shoreline Traverse and the Water's Edge of the Dead River Storage Basin and subject to restrictions, reservations, rights-of-way and easements of record, together with and subject to a 33 foot wide easement for ingress, egress and utilities being 16.5 feet on both sides of a Centerline described as:

Commencing at the South ¼ Corner of Section 8; thence N89°03'00"W 31.69 feet along the South Line of Section 8 to the centerline of an existing road and the Easement Point of Beginning; thence the following 11 courses along said centerline:

- 1) N58°21'42"E 85.88 feet
- 2) N48°34'31"E 105.40 feet
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- 9) N72°36'39"W 79.10 feet
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- 11) N39°55'21"W 86.40 feet

to the Easterly Line of Lot 1, Assessor's Plat No. 1 of Dead River Basin and the Easement Point of Ending.

AND

A parcel of land being part of the Southwest Quarter (SW ¼) of Section Eight (8), Township 48 North, Range 26 West, Negaunee Township, Marquette County, Michigan described as:

Commencing at the South ¼ Corner of Section 8 which is the Point of Beginning; thence N00°39'15"E 452.29 along the North-South ¼ Line of Section 8 to the 1355 foot Elevation Contour Line N.A.V.D. 1988; thence the following 19 courses along said Contour Line:

- 1) S81°06'38"E 59.04 feet
- 2) S67°41'01"E 63.51 feet
- 3) S88°42'07"E 47.16 feet
- 4) S75°00'10"E 185.40 feet
- 5) S51°28'14"E 84.50 feet
- 6) S88°20'49"E 40.88 feet
- 7) S53°06'42"E 89.31 feet
- 8) S13°53'32"E 46.84 feet
- 9) S30°40'58"E 38.92 feet

- 10) S56°31'33"E 42.57 feet
- 11) S49°24'53"E 31.23 feet
- 12) S18°14'37"E 11.19 feet
- 13) S65°38'40"E 70.68 feet
- 14) S81°51'06"E 31.12 feet
- 15) S74°05'07"E 66.45 feet
- 16) S38°42'45"E 12.93 feet
- 17) S67°49'43"E 65.09 feet
- 18) S60°06'42"E 69.52 feet
- 19) S46°12'06"E 32.42 feet

to the South Line of Section 8; thence N89°07'07"W 931.95 feet along said South Line to the South ¼ Corner of Section 8 and the Point of Beginning and subject to restrictions, reservations, rights-of-way and easements of record, together with and subject to a 33 foot wide easement for ingress, egress and utilities being 16.5 feet on both sides of a Centerline described as:

Commencing at the South ¼ Corner of Section 8; thence N89°03'00"W 31.69 feet along the South Line of Section 8 to the centerline of an existing road and the Easement Point of Beginning; thence the following 11 courses along said centerline:

- 1) N58°21'42"E 85.88 feet
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to the Easterly Line of Lot 1, Assessor's Plat No. 1 of Dead River Basin and the Easement Point of Ending.

EXHIBIT I

BOARD OF DIRECTORS
CONSENT RESOLUTION


The undersigned, being all of the directors of Dead River Campers, Inc., a Michigan corporation, pursuant to Section 525 of the Michigan Business Corporation Act, and Article II, Section 9 of the By-laws of the Corporation, and pursuant to the authority granted to the Board in that shareholder resolution approved in July, 2001 by more than 2/3rds of the outstanding shareholders hereby consent that the records of this Corporation may show the following resolution was adopted on May 1, 2008 with like effect as if a meeting of the Board of Directors had been duly called and convened:

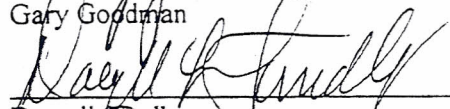
RESOLVED, that the lands acquired from HBEELHA Corp. in that deed recorded at Document 2007R-13470, Marquette County Records, are and shall be hereafter encumbered by that Declaration of Restrictive Covenants Dated March 2, 2000 and recorded on March 2, 2000 in Liber 161, pages 257-331, of Miscellaneous Records, Marquette County Records and that Peter Dishnow, President of Dead River Campers, Inc. is authorized to execute and record a Declaration Amendment implementing this action.

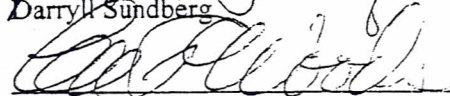
It is agreed the action hereby consented to may be entered in the minute book of the Corporation and such action shall be valid corporate action as though it had been authorized at a meeting of the Board of Directors.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seal as of the date first written above.

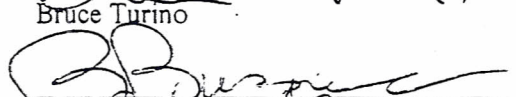

Peter Dishnow

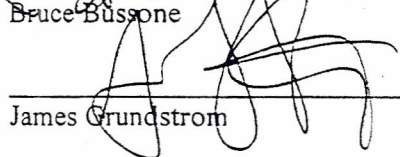

Gary Goodman


Darryll Sundberg

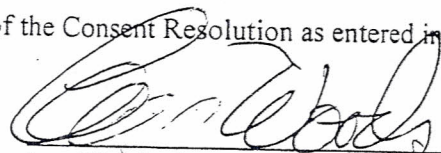

Lee Woods


Bruce Turino


Bruce Bussone


James Grundstrom

I certify that this is a true and complete copy of the Consent Resolution as entered into the corporate minute book.


Lee Woods, Secretary