

Doc No **T05722060**

Certified, filed and/or recorded on
Jun 15, 2020 4:30 PM

Office of the Registrar of Titles
Hennepin County, Minnesota
Martin McCormick, Registrar of Titles
Mark Chapin, County Auditor and Treasurer

Deputy 153

Pkg ID 2019075E

Document Recording Fee

\$46.00

Document Total

\$46.00

Existing Certs

1411090

DECLARATION AMENDMENT

THIS DECLARATION AMENDMENT (Amendment) is made on March 27, 2020 2020 by Hometime Video Publishing, Inc., a(n) Wisconsin Corporation (Declarant) and accepted by Minnehaha Creek Watershed District (MCWD), a special purpose local unit of government with purposes and powers pursuant to Minnesota Statutes chapters 103B and 103D.

RECITALS

WHEREAS Declarant owns real property within the City of City of Orono, Hennepin County, Minnesota, platted and legally described as:

Lot 6, Block 1, Creekside in Orono

(the Property) and no one other than Declarant, has any right, title or interest in the Property; and

WHEREAS in fulfillment of a condition of approval of MCWD permit no. 04-232, Declarant recorded a declaration committing to performance of certain maintenance requirements and to adhere to certain restrictions on activities in wetland buffer area on the Property, and such Declaration was filed and recorded on the Property in the Office of the Registrar of Titles, Hennepin, Minnesota, as document no. T4071992 on January 31, 2005 (the Declaration);

WHEREAS the site plan for the work permitted under MCWD permit no. 04-232 was modified from that shown in Attachment A to the Declaration, and MCWD's approval of the revision to the site plan was conditioned on amendment of the Declaration to incorporate the revised site plan showing the buffer width changes on the Property requiring maintenance in accordance with the terms of the Declaration, and Declarant and MCWD wish to amend the Declaration to replace Attachment A solely with respect to the Property, with the revised site plan as shown in Attachment A-1 to this Amendment.

NOW, THEREFORE, Declarant makes and MCWD accepts this Amendment, and both parties declare that the Declaration, as amended, constitutes covenants to run with the Property in perpetuity, and further declares that the Property will be owned, used, occupied and conveyed subject to the covenants, restrictions, easements, charges and liens set forth in the Declaration, as amended, all of which will be binding on all persons owning or acquiring any right, title or interest in the Property, and their heirs, successors, personal representatives and assigns. The Declaration is amended as follows:

- A. The site plan attached to the Declaration as Attachment A is deleted, solely for the Property, and is replaced with Attachment A-1 to this Amendment.
- B. Prior Declaration Amended. The Declaration is amended on the filing of this Amendment for recordation with the Office of the Registrar of Titles, Hennepin County, Minnesota.
- C. Except as expressly amended hereby, all terms of the Declaration remain valid, effective and legally enforceable.
- D. Recitals. The recitals set forth above are expressly incorporated herein.

IN WITNESS WHEREOF, the undersigned has executed this instrument the day and year first set forth.

DECLARANT:
HOMETIME VIDEO PUBLISHING, INC.

Dean D. Johnson
By: Dean D. Johnson
President
Hometime Video Publishing, Inc.

State of Minnesota

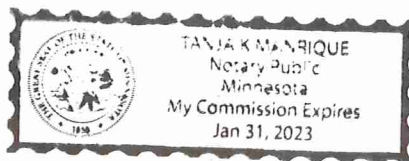
County of Hennepin

This instrument was acknowledged before me on March 27, 2020, by Dean D. Johnson, as President of Hometime Video Publishing, Inc., a Wisconsin corporation, on behalf of such entity.

T. Manrique (Signature of notarial officer) •
(Stamp)

Notary Public Title (and Rank)

My commission expires:



Minnehaha Creek Watershed District accepts the above Amendment:

By:

Its:

ADMINISTRATOR

Date:

STATE OF MINNESOTA)

) ss.

COUNTY OF Hennepin)

This instrument was acknowledged before me on May 14, 2020 by James Wiske, as Administrator of Minnehaha Creek Watershed District on behalf of the organization.

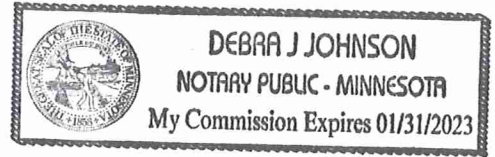
(Signature of Notarial Officer)

Assistant Operations Manager

(Title)

My commission expires: Jan 31, 2023

This Instrument Was Drafted By:
Minnehaha Creek Watershed District



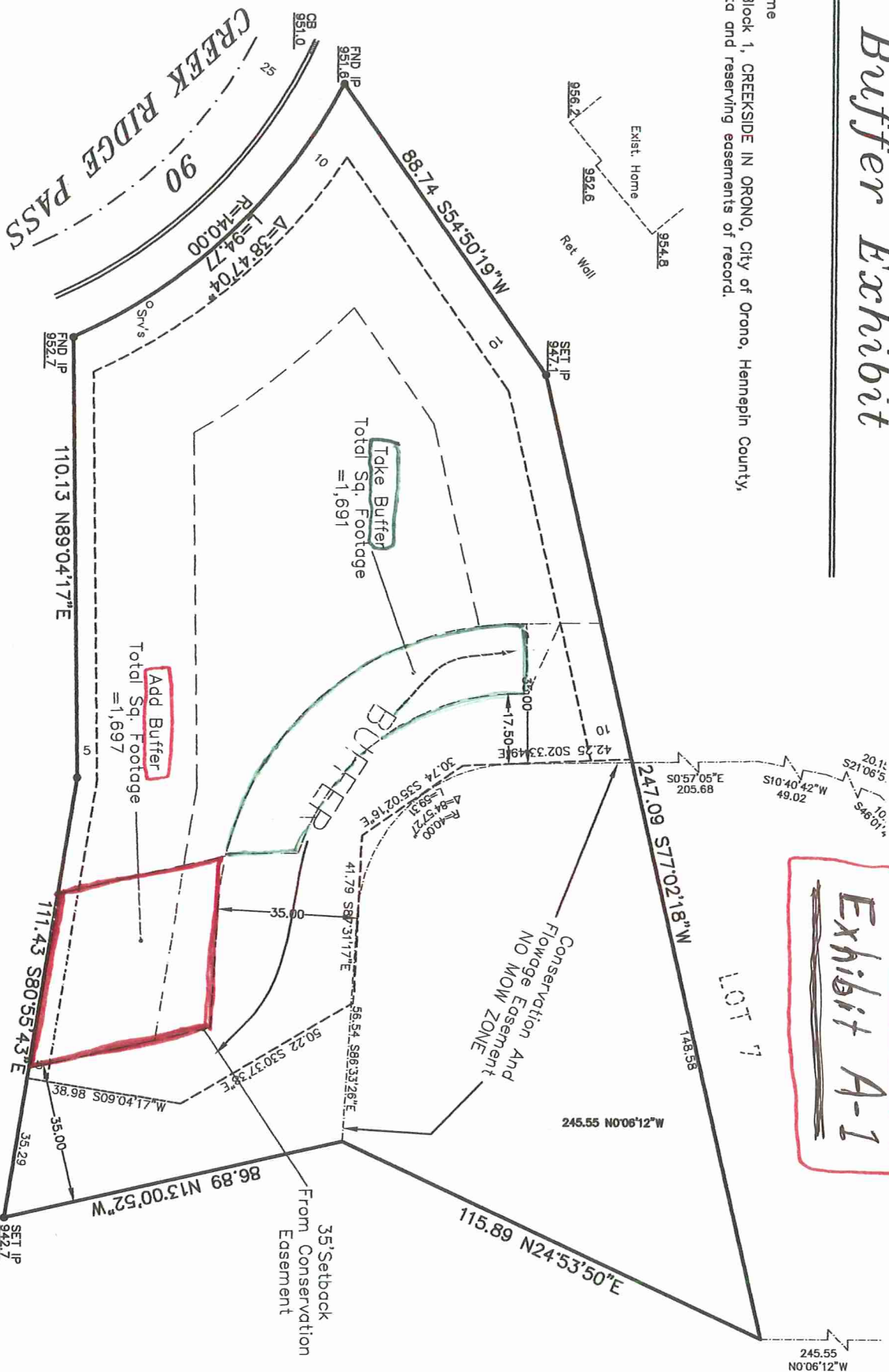
Attachment A-1
Site Plan

(see next page)

Buffer Exhibit

lometime
t 6, Block 1, CREEKSIDE IN ORONO, City of Orono, Hennepin County,
Minnesota and reserving easements of record.

Exhibit A-1



011

Exist. Home

LOT 5
VACANT

BENCHMARK.

JOB NO:
SCS16118

BOOK:
SCS16092-14R-081

CAD FILE:
CSO

MIN. SETBACK REQUIREMENTS

Front - 35
Rear - 35
House Side - 30
Garage Side - 30

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT REPRESENTATION
OF THE BOUNDARIES OF THE ABOVE DESCRIBED PROPERTY AS SURVEYED
BY ME OR UNDER MY DIRECT SUPERVISION AND DOES NOT PURPORT TO
SHOW IMPROVEMENTS OR ENCROACHMENTS, EXCEPT AS SHOWN.

DATE - 2-25-2020

Lynd P Caswell
LYND P CASWELL, LAND SURVEYOR