Instr# 200400025653 Adams County, PA Patsy S. Gochenauer Recorder of Deec

ak3802 pc 104

SECOND AMENDMENT TO DECLARATION OF COVENANTS AND RESTRICTIONS FOR THE COURTYARDS AT THE LINKS AT GETTYSBURG, A PLANNED COMMUNITY

WITNESSETH:

- A. Pursuant to a certain Declaration of Covenants and Restrictions for The Courtyards At The Links At Gettysburg, A Planned Community executed by Declarant and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania, in Record Book 3211, Page 167 (the "Declaration"), Declarant submitted to the provisions of the Pennsylvania Uniform Planned Community Act, 68 Pa. C.S. §5101 et seq. (the "Act") certain real estate described in Exhibit "A" to the Declaration and created a flexible planned community known as "The Courtyards At The Links At Gettysburg, A Planned Community" (the "Community"), initially consisting of seven (7) units.
- B. Pursuant to Article XX of the Declaration, Declarant reserved an option to convert into Units, Limited Common Elements or any combination thereof all or any portions of the "Convertible Real Estate" described in Exhibit "D" to the Declaration, at any time and from time to time until the seventh anniversary of the recordation of the Declaration.
- C. Pursuant to a certain First Amendment to Declaration of Covenants and Restrictions for The Courtyards At The Links at Gettysburg, A Planned Community, executed by Declarant and recorded in Adams County Record Book 3211, Page 263, Declarant converted a portion of the Convertible Real Estate described in Exhibit "A"

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RECORDERS NOTE:
DRAFT ATTACHED TO THIS
ORIGINAL IS NOT RECORDED,
BUT IS ON FILE IN
MISC. DRAWER IN THE
RECORDER OF DEEDS OFFICE.

PATSY S. GOCHENAUER RECORDER OF DEEDS



BK 3802 PG 105

attached thereto into twenty-five (25) additional Units and Limited Common Elements appurtenant thereto, thus increasing the total number of Units in the Community to thirty-two (32).

- D. Declarant now desires to convert the portion of the Convertible Real Estate which is described in Exhibit "A" hereto and which is referred to herein as the "Converted Real Estate" into Units and Limited Common Elements as hereinafter provided, thus increasing the total number of Units in the Community from thirty-two (32) to sixty-four (64).
- E. All capitalized terms used herein which are not defined herein shall have the meanings specified in Section 1.5 and elsewhere in the Declaration.

NOW, THEREFORE, pursuant to and in compliance with the Declaration and the Act, Declarant hereby amends the Declaration as follows:

- 1. The Converted Real Estate, as described on Exhibit "A" hereto, being a portion of the Convertible Real Estate described in Exhibit "D" to the Declaration, is hereby converted into the Units and Limited Common Elements appurtenant thereto as shown on the Second Amended Declaration Plat attached as Exhibit "B" hereto and made a part hereof.
- 2. Pursuant to Section 5211 of the Act, Declarant hereby assigns an identifying number to each Unit hereby formed in the Converted Real Estate and reapportions the Allocated Interests, votes in the Association and Common Expense liabilities as shown on Exhibit "C" attached hereto and made a part hereof.
- 3. Except as modified by this Amendment, all of the terms and provisions of the Community Documents are hereby expressly ratified and confirmed, shall remain in full force and effect and shall apply to the Units and Limited Common Elements hereby created.

IN WITNESS WHEREOF, the Declarant has caused this Amendment to be executed as of the day and year first above written.

ATTEST:

MUNICIPALITY

Patricia A. Kennedy, Secretary

WITNESS:

DECLARANT:

THE LINKS AT GETTYSBURG, L.L.C.:

Richard A. Klein, President

THE LINKS AT GETTYSBURG REALTY COMPANY, L.L.C.:

Richard A. Klein, Managing Member

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COMMONWEALTH OF PENNSYLVANIA

COUNTY OF ADAMS

SS:

On this, the _______ day of _________, 2004, before me, a Notary Public, the undersigned officer, personally appeared Richard A. Klein, who acknowledged himself to be the President of The Links At Gettysburg, L.L.C. and the Managing Member of The Links At Gettysburg Realty, L.L.C, both being Pennsylvania limited liability companies, and that he as such officer of each limited liability company, being authorized to do so, executed the foregoing instrument as such officer of each such limited liability company for the purposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

(SEAL)

My Commission Expires:

NOTARIAL SEAL
SHANNON N. DETTINBURN, NOTARY PUBLIC
BUTLER TOWNSHIP ADAMS COUNTY
MY COMMISSION EXPIRES MARCH 4, 2007

3



EXHIBIT "A"

LEGAL DESCRIPTION OF THE CONVERTED REAL ESTATE

The Lookout

ALL THAT CERTAIN tract or parcel of land situate in Mount Joy Township, Adams County, Pennsylvania, depicted on the Second Amended Declaration Plat of the Courtyards At The Links At Gettysburg, A Planned Community (page 2 of 4) and identified therein as "Phase 1B Lookout", which Second Amended Declaration Plat is being recorded simultaneously herewith in the Office of the Recorder of Deeds of Adams County, Pennsylvania, as more particularly bounded and described as follows, to wit:

BEGINNING at a point on the northern right-of-way line of Mason-Dixon Road (SR 3002), said point being at the westernmost corner of the herein described parcel; thence leaving Mason-Dixon Road North 35 degrees 16 minutes 50 seconds East, a distance of 250.00 feet to a point; thence North 43 degrees 49 minutes 10 seconds Ease, a distance of 75.04 feet to a point; thence South 54 degrees 43 minutes 10 seconds East, a distance of 56.02 feet to a point; thence South 41 degrees 17 minutes 06 seconds East. a distance of 53.17 feet to a point; thence South 47 degrees 50 minutes 33 seconds East, a distance of 40.14 feet to a point; thence South 56 degrees 20 minutes 42 seconds East, a distance of 74.67 feet to a point; thence South 56 degrees 20 minutes 42 seconds East, a distance of 109.27 feet to a point on the western line of Clubhouse Drive (private street); thence continuing along the western line of Clubhouse Drive the following six courses and distances: (1) by a curve to the right having a radius of 1,170.00 feet and a chord bearing of South 39 degrees 49 minutes 19 seconds West, an arc distance of 109.64 feet; (2) South 53 degrees 54 minutes 12 seconds West, a distance of 87.27 feet to a point; (3) South 44 degrees 27 minutes 13 seconds West, a distance of 66.61 feet to a point; (4) South 84 degrees 52 minutes 01 seconds West, a distance of 53.30 feet to a point; (5) North 54 degrees 43 minutes 10 seconds West, a distance of 30.00 feet to a point; (6) South 35 degrees 16 minutes 50 seconds West, a distance of 20.00 feet to a point on the northern right-of-way line of Mason-Dixon Road; thence along the northern right-of-way line of Mason-Dixon Road North 54 degrees 43 minutes 10 seconds West, a distance of 224.85 feet to the point and place of BEGINNING.

Round Top

ALL THAT CERTAIN tract or parcel of land situate in Mount Joy Township, Adams County, Pennsylvania, depicted on the Second Amended Declaration Plat of the Courtyards At The Links At Gettysburg, A Planned Community (page 3 of 4) and identified therein as "Phase 1B Round Top", which Second Amended Declaration Plat is being recorded simultaneously herein in the Office of the Recorder of Deeds of Adams County, Pennsylvania, as more particularly bounded and described as follows, to wit:

BEGINNING at a point on the northern right-of-way line of Mason-Dixon Road (SR 3002), said point being the southernmost corner of the herein described parcel; thence

Image ID: 000000756249 Type: GEN Page 5 of 10

BK 3802 PG 108

continuing along Mason-Dixon Road the following two courses and distances: (1) by a curve to the left having a radius of 454.34 feet and a chord bearing of North 66 degrees 56 minutes 01 seconds West, an arc distance of 188,20 feet; and (2) by a curve to the right having a radius of 1,507.96 feet and a chord bearing of North 68 degrees 23 minutes 00 seconds West, an arc distance of 548.32 feet to a point on the eastern line of Clubhouse Drive (private street); thence continuing along the eastern line of Clubhouse Drive the following six courses and distances: (1) North 32 degrees 02 minutes 00 seconds East, a distance of 20.00 feet to a point; (2) by a curve to the right having a radius of 1,487.96 feet and a chord bearing of North 57 degrees 06 minutes 01 second West, an arc distance of 45.00 feet to a point; (3) North 05 degrees 36 minutes 23 seconds West, a distance of 45.65 feet to a point; (4) North 44 degrees 27 minutes 13 seconds East, a distance of 100.46 feet to a point; (5) by a curve to the left having a radius of 1,230.00 and a chord bearing of North 39 degrees 03 minutes 15 seconds East, an arc distance of 231.82 feet to a point; (6) North 33 degrees 39 minutes 18 seconds East, a distance of 222.99 feet to a point; thence South 56 degrees 20 minutes 42 seconds East, a distance of 333.33 feet to a point; thence North 35 degrees 39 minutes 18 seconds East, a distance of 66.00 feet to a point; thence South 56 degrees 20 minutes 42 seconds East, a distance of 40.70 feet to a point; thence North 89 degrees 57 minutes 32 seconds East, a distance of 10.35 feet to a point; thence North 32 degrees 48 minutes 18 seconds East, a distance of 84.70 feet to a point; thence South 00 degrees 02 minutes 28 seconds East, a distance of 36.87 feet to a point; thence South 32 degrees 48 minutes 18 seconds West, a distance of 40.81 feet to a point; thence South 00 degrees 02 minutes 28 seconds East, a distance of 115.05 feet to a point; thence South 00 degrees 02 minutes 28 seconds East, a distance of 68.03 feet to a point; thence South 48 degrees 54 minutes 56 seconds East, a distance of 41.01 feet to a point; thence North 89 degrees 57 minutes 32 seconds East, a distance of 63.64 feet to a point; thence North 00 degrees 02 minutes 28 seconds West, a distance of 84.49 feet to a point; thence South 87 degrees 09 minutes 52 seconds East, a distance of 22.03 feet to a point; thence South 00 degrees 02 minutes 28 seconds East. a distance of 83.38 feet to a point; thence North 89 degrees 57 minutes 32 seconds East, a distance of 166.12 feet to a point; thence South 00 degrees 02 minutes 28 seconds East, a distance of 30.00 feet to a point; thence South 89 degrees 57 minutes 31 seconds West, a distance of 251.76 feet to a point; thence South 19 degrees 54 minutes 46 seconds West, a distance of 77.98 feet to a point; thence South 10 degrees 02 minutes 41 seconds East, a distance of 250.85 feet to a point; thence South 34 degrees 55 minutes 59 seconds West, a distance of 104.07 feet to a point on the northern right-of-way line of Mason-Dixon Road, said point being the point and place of BEGINNING.

EXHIBIT "B"

SECOND AMENDED DECLARATION PLAT

The Second Amended Declaration Plat for The Courtyards At The Links At Gettysburg, A Planned Community dated November 3, 2004, consisting of a total of four (4) pages, is being recorded simultaneously herewith in the Office of the Recorder of Deeds of Adams County, Pennsylvania, and is hereby incorporated herein by reference and made an integral part hereof.



EXHIBIT "C"

ALLOCATED INTEREST IN COMMON ELEMENTS AND VOTES IN THE ASSOCIATION AND SHARE OF COMMON EXPENSES APPURTENANT TO UNITS

Unit Number	Allocated Interest	Number of Votes	
1	1.5625	1	
2	1.5625	1	
3	1.5625	1	
4	1.5625	1	
5	1.5625	11	
6	1.5625	1	
7	1.5625	1	
8	1.5625	1	
9	1.5625	1	
10	1.5625	1	
11	1.5625	1	
12	1.5625	1	
13	1.5625	1	
14	1.5625	1	
15	1.5625	11	
16	1.5625	1	
17	1.5625	1	
18	1.5625	1	
19	1.5625	111	
20	1.5625	1	

Image ID: 000000756252 Type: GEN Page 8 of 10

Unit Number	Allocated Interest	Number of Votes
		The second secon
21	1.5625	1
22	1.5625	11
23	1.5625	1
24	1.5625	1
25	1.5625	1
26	1.5625	1
27	1.5625	1
28	1.5625	1
29	1.5625	1
30	1.5625	1
31	1.5625	1
32	1.5625	1
33	1.5625	1
34	1.5625	1
35	1.5625	1
36	1.5625	1
37	1.5625	1
38	1.5625	1
39	1.5625	1
40	1.5625	1
41	1.5625	1
42	1.5625	1
43	1.5625	1
44	1.5625	1
45	1.5625	1



Unit Number	Allocated Interest	Number of Votes	
Barra Ve			
46	1.5625	1	
47	1.5625	1	
48	1.5625	1	
49	1.5625	1	
50	1.5625	1	
51	1.5625	11	
52	1.5625	1	
53	1.5625	111	
54	1.5625	1	
55	1.5625	1	
56	1.5625	11	
57	1.5625	1	
86	1.5625	1.5625 1	
87	1.5625	1	
88	1.5625	1	
89	1.5625	1	
90	1.5625	1	
91	1.5625	1	
92	1.5625	1	
TOTAL (64 Units)	100.0	64	

Image ID: 000000756254 Type: GEN Page 10 of 10

Deeds:

Attention to the Recorder of Deeds:

After recordation of this document, please return to Robert M. Cherry, Esquire, McNees, Wallace & Nurick LLC, P.O. Box 1166, Harrisburg, PA 17108.

COMMONWEALTH OF PENNSYLVANIA	*	SS.
COUNTY OF ADAMS	1	33.
RECORDED in the Office of the Recorde	r of Dee	eds in and for said County in Record
WITNESS my hand and official seal this _		_ day of, 2004.
		Recorder of Deeds







