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

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

BK 4143 PG 24

WITNESSETH:

- A. Pursuant to a certain Declaration of Covenants and Restrictions for The Courtyards At The Links At Gettysburg, A Planned Community, dated July 25, 2003, 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, dated July 25, 2003, executed by Declarant and recorded in Adams County Record Book 3211,

{A678792;}

Page 263, Declarant converted a portion of the Convertible Real Estate described in Exhibit "A" 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. Pursuant to a certain Second Amendment to Declaration of Covenants and Restrictions for The Courtyards At The Links at Gettysburg, A Planned Community, dated December 7, 2004, executed by Declarant and recorded in Adams County Record Book 3802, Page 105, Declarant converted a portion of the Convertible Real Estate described in Exhibit "A" attached thereto into thirty-two (32) additional Units and Limited Common Elements appurtenant thereto, thus increasing the total number of Units in the Community to sixty-four (64).
- E. 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 sixty-four (64) to one hundred eleven (111).
- 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

Image ID: 000000970510 Type: GEN Page 2 of 12 the Third Amended Declaration Plat attached as Exhibit "B" hereto and made a part hereof.

- Pursuant to Section 5211 of the Act, Declarant hereby assigns an identifying 2. 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.
- 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.

ATTES

Patricia A. Kenr

DECLARANT:

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

Richard A. Klein, President

WITNESS:

THE LINKS AT GETTYSBURG REALTY

COMPANY, L.L.C.:

Richard A. Klein, Managing Member

COMMONWEALTH OF PENNSYLVANIA

SS:

COUNTY OF ADAMS

On this, the 14th day of September, 2005, 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.

Lesli G. Spacson

(SEAL)

My Commission Expires:

Notarial Seal Lesli A. Isaacson, Notary Public Menallen Twp., Adams County My Commission Expires Oct. 24, 2005

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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 Third Amended Declaration Plat of the Courtyards At The Links At Gettysburg, A Planned Community (page <u>2</u> of <u>3</u>) and identified therein as "Phase 1C 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:

COMMENCING 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 parcel of land identified as "Phase IB Lookout" on the Second Amended Declaration Plat of the Courtyards At The Links At Gettysburg, A Planned Community (page 2 of 4), recorded in Adams County Record Book 3802, Page 104; 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 East, a distance of 75.04 feet to a point, said point being the point and place of BEGINNING.

THENCE North 43 degrees 49 minutes 10 seconds East, a distance of 698.83 feet to a point; thence North 64 degrees 33 minutes 26 seconds East, a distance of 255.53 feet to a point; thence South 24 degrees 52 minutes 21 seconds East, a distance of 104.07 feet to a point; thence South 26 degrees 34 minutes 44 seconds East, a distance of 71.02 feet to a point; thence South 10 degrees 35 minutes 38 seconds East, a distance of 49.36 feet to a point on the western line of Clubhouse Drive: thence continuing along the western line of Clubhouse Drive the following four courses and distances: (1) by a curve to the left having a radius of 305.00 feet and a chord bearing of South 61 degrees 10 minutes 17 seconds West, an arc distance of 194.14 feet to a point; (2) by a curve to the left having a radius of 1,380.00 feet and a chord bearing of South 38 degrees 17 minutes 45 seconds West, an arc distance of 223.55 feet to a point; (3) thence South 33 degrees 39 minutes 18 seconds West, a distance of 340.48 feet to a point; (4) thence by a curve to the right having a radius of 1,170.00 feet and a chord bearing of South 35 degrees 24 minutes 25 seconds West, an arc distance of 71,22 feet to a point; thence North 56 degrees 20 minutes 42 seconds West, a distance of 183.94 feet to a point; thence North 47 degrees 50 minutes 33 seconds West, a distance of 40,14 feet to a point; thence North 41 degrees 17 minutes 06 seconds West, a distance of 53.17 feet to a point; thence North 54 degrees 43 minutes 10 seconds West, a distance of 56.02 feet to a point, said point being the point and place of BEGINNING.

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Round Top

ALL THAT CERTAIN tract or parcel of land situate in Mount Joy Township, Adams County, Pennsylvania, depicted on the Third Amended Declaration Plat of the Courtyards At The Links At Gettysburg, A Planned Community (page 3 of 3) and identified therein as "Phase 1C 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:

COMMENCING at a point at the intersection of the northern right-of-way line of Mason-Dixon Road (SR 3002) and 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, said point being the point and place of BEGINNING.

THENCE continuing along the eastern line of Clubhouse Drive the following four courses and distances: (1) North 33 degrees 39 minutes 18 seconds East a distance of 117.49 feet to a point; (2) thence by a curve to the right having a radius of 1320.00 feet and a chord bearing of North 38 degrees 17 minutes 45 seconds East, an arc distance of 213.83 feet to a point; (3) thence by a curve to the right having a radius of 245.00 feet and a chord bearing of North 61 degrees 10 minutes 17 seconds East, an arc distance of 155.95 feet to a point; (4) thence North 79 degrees 24 minutes 22 seconds East, a distance of 40.00 feet to a point; thence South 27 degrees 25 minutes 28 seconds East, a distance of 23.00 feet to a point; thence North 89 degrees 57 minutes 32 seconds East, a distance of 282.65 feet to a point; thence South 00 degrees 02 minutes 28 seconds East, a distance of 688.67 feet to a point; thence South 89 degrees 57 minutes 32 seconds West, a distance of 166.12 feet to a point; thence North 00 degrees 02 minutes 28 seconds West, a distance of 83.38 feet to a point; thence North 87 degrees 09 minutes 52 seconds West, a distance of 22.03 feet to a point; thence South 00 degrees 02 minutes 28 seconds East, a distance of 84.49 feet to a point; thence South 89 degrees 57 minutes 32 seconds West, a distance of 63.64 feet to a point; thence North 48 degrees 54 minutes 56 seconds West, a distance of 41.01 feet to a point; thence North 00 degrees 02 minutes 28 seconds West, a distance of 183.08 feet to a point; thence North 32 degrees 48 minutes 18 seconds East, a distance of 40.81 feet to a point; thence North 00 degrees 02 minutes 28 seconds West, a distance of 36.87 feet to a point; thence South 32 degrees 48 minutes 18 seconds West, a distance of 84.70 feet to a point; thence South 89 degrees 57 minutes 32 seconds West, a distance of 10.35 feet to a point; thence North 56 degrees 20 minutes 42 seconds West, a distance of 40.70 feet to a point; thence South 33 degrees 39 minutes 18 seconds West, a distance of 66.00 feet to a point; thence North 56 degrees 20 minutes 42 seconds West, a distance of 333.33 feet to a point on the eastern line of Clubhouse Drive, said point being the point and place of BEGINNING.

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EXHIBIT "B"

THIRD AMENDED DECLARATION PLAT

The Third Amended Declaration Plat for The Courtyards At The Links At Gettysburg, A Planned Community dated September 19, 2005, consisting of a total of three (3) 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.

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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
145g 1 122		H 1432 E5 V 50 E V
1	0.9009	1
2	0.9009	1
3	0.9009	1
4	0.9009	11
5	0.9009	1
6	0.9009	1
7	0.9009	1
8	0.9009	1
9	0.9009	1
10	0.9009	1
11	0.9009	1
12	0.9009	11
13	0.9009	1
14	0.9009	1
15	0.9009	111
16	0.9009	1
17	0.9009	1
18	0.9009	1
19	0.9009	1
20	0.9009	1

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Unit	Allocated Interest	Number of	
Number		Votes	
	TAIS TO THE POINT NEW TO THE		
21	0.9009	1	
22	0.9009	11	
23	0.9009	1	
24	0.9009	1	
25	0.9009	1	
26	0.9009	1	
27	0.9009	1	
28	0.9009	1	
29	0.9009	1	
30	0.9009	1	
31	0.9009	1	
32	0.9009	1	
33	0.9009	1	
34	0.9009	1	
35	0.9009	1	
36	0.9009	1	
37	0.9009	1	
38	0.9009	1_	
39	0.9009	1	
40	0.9009	11	
41	0.9009	1	
42	0.9009	1	
43	0.9009	1	
44	0.9009	1	
45	0.9009	1	

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Unit Number	Allocated Interest	Number of Votes
46	0.9009	1
47	0.9009	1
48	0.9009	1
49	0.9009	1
50	0.9009	1
51	0.9009	1
52	0.9009	1
53	0.9009	1
54	0.9009	1
55	0.9009	1
56	0.9009	1
57	0.9009	1
58	0.9009	1
59	0.9009	1
60	0.9009	1
61	0.9009	1
62	0.9009	1
63	0.9009	1
64	0.9009	1
65	0.9009	1
66	0.9009	1
67	0.9009	1
68	0.9009	1
69	0.9009	1
70	0.9009	1

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Unit Number	Allocated Interest	Number of Votes
71	0.9009	1
72	0.9009	1
73	0.9009	11
74	0.9009	
75	0.9009	1
76	0.9009	1
77	0.9009	
78	0.9009	1
79	0.9009	_11
80	0.9009	1
81	0.9009	1
82	0.9009	1
83	0.9009	1
84	0.9009	1
85	0.9009	1
86	0.9009	1
87	0.9009	1
88	0.9009	1
89	0.9009	1
90	0.9009	1
91	0.9009	1
92	0.9009	1
93	0.9009	1
94	0.9009	1
95	0.9009	1

Unit Number	Allocated interest	Number of Votes	
96	0.9009	1	
97	0.9009	1	
98	0.9009	1	
99	0.9009	1	
100	0.9009	111	
101	0.9009	1	
102	0.9009	1	
103	0.9009	1	
104	0.9009	1	
105	0.9009	1	
106	0.9009	1	
107	0.9009	1	
108	0.9009	1	
109	0.9009	1	
110	0.9009	1	
111	0.9009	1	
			
TOTAL (111 Units)	100.0	111	

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