

200900010669
Filed for Record in
TUSCARAWAS COUNTY, OH
LORI L SMITH, RECORDER
10-16-2009 At 03:31 p.m.
DECL CONDO 40.00
OR Volume 1317 Page 926 - 928

**THIRD AMENDMENT TO THE
DECLARATION OF CONDOMINIUM OWNERSHIP
FOR WHISPERING PINES CONDOMINIUM**

This Third Amendment to the Declaration of Condominium Ownership for Whispering Pines Condominium is made on or as of October 9, 2009, 2009, pursuant to provisions of Chapter 5311 of the Revised Code of Ohio.

WITNESSETH

Now come the duly authorized officers of the Whispering Pines Condominium Association of Dover created pursuant to the provisions of Chapter 5311 of the Revised Code of Ohio as the unit owners' association for the Whispering Pines Condominium who do hereby submit the following Third Amendment to the Declaration of Condominium Ownership for Whispering Pines Condominium and who do hereby upon their own personal knowledge and information certify that this Third Amendment has been duly enacted in accordance with the provision of Article XVIII of the Declaration of Condominium Ownership for Whispering Pines Condominium.

WHEREAS, on September 14, 2000, Mark Benes Quality Homes & Remodeling Co. filed that certain Declaration of Covenants, Conditions and Restrictions (the "Declaration") for the Whispering Pines Condominiums, recorded in Volume 762, Page 866 of the Tuscarawas County, Ohio Deed Records (the "Declaration"); and

WHEREAS, the Declaration may be amended in accordance with Article XVIII; and

WHEREAS, the First Amendment to the Declaration was filed on January 28, 2003, and,

WHEREAS, a Second Amendment (described as "AMENDMENT CHANGE") was filed on December 22, 2003; and,

WHEREAS, the Unit Owners have met all requirements for an amendment of this nature;

NOW THEREFORE, pursuant to the powers set forth in Article XVIII, the Declaration is hereby amended as follows:

Article III, Section 2 (l) Animals. Except as provided in this paragraph,

no animals, livestock or poultry of any kind shall be raised, bred or kept in any Unit or on the Common Areas. Notwithstanding the forgoing, one domestic household pet, not bred or maintained for commercial purposes, may be maintained in a Unit, provided that: (i) no animal shall be permitted in any portion of the Common Areas except on a leash maintained by a responsible person; (ii) the permitting of animals on the Common Areas shall be subject to such rules and regulations as the Board may from time to time promulgate, including, without limitation, the right to place limitations on the size, and type of such pet, and the right to levy fines and enforce charges against persons who do not clean up after their pet; and (iii) the right of an Occupant to maintain an animal in a Unit shall be subject to termination if the unit owner has, on three or more occasions, failed to clean up after their pet, or if the Board, in its full and complete discretion, determines that maintenance of the animal constitutes a nuisance or creates a detrimental effect on the Condominium or other Units or Occupants.

IN WITNESS WHEREOF, the undersigned officers have executed this Third Amendment on the date and year first written above.

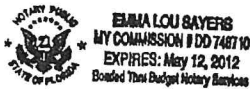
Whispering Pines Condominium Association of Dover, an Ohio Corporation

Bernard Cook
WITNESS

William B. Gaver
By: William B. Gaver
Its: President

Emmanuel Seyer
WITNESS

--See page 3 for notary signature



Whispering Pines Condominium Association of Dover, an Ohio Corporation

Jim Tombeck
WITNESS

James C. Shaffer
By: JAMES C. SHAFFER
Its: TREASURER

Sammy Loggins
WITNESS

State of Ohio)
County of Tuscarawas) ss.

Before me, a notary public in and for said County and State, personally appeared James C. Shaffer, who acknowledged that he did

execute the foregoing instrument as Treasurer of the
Whispering Pines Condominium Association of Dover and that the same was
his own free act and deed in the foregoing capacity and the free duly
authorized act and deed of such corporation.

In testimony whereof, I have hereunto set my hand and seal this 29th day
of September 2009 at Dover, Ohio.

Tammy Eggerton
Notary Public



TAMMY EGGERTON
Notary Public
In and for the State of Ohio
My Commission Expires
February 28 2010

State of ~~Ohio~~ Florida)
)
County of ~~Tuscarawas~~) ss.

Before me, a notary public in and for said County and State, personally
appeared William Cover, who acknowledged that he did
execute the foregoing instrument as President of the
Whispering Pines Condominium Association of Dover and that the same was
his own free act and deed in the foregoing capacity and the free duly
authorized act and deed of such corporation.

In testimony whereof, I have hereunto set my hand and seal this 9th day
of October, 2009 at Lighthouse Pt., Ohio Florida

Emmett L. Soyars
Notary Public

--See page 2 for notary seal

This instrument prepared by: Glenn G. Durmann, Kyler, Pringle, Lundholm
& Durmann, L.P.A., New Philadelphia, Ohio