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OFFICE OF REGISTRAR OF TITLES
MOWER COUNTY MINNESOTA
I HEREBY CERTIFY THAT THE WITHIN
INSTRUMENT WAS FILED AND/OR
RECORDED ON 02/24/2011 04:00PM
AS TORRENS DOC # T000014941
REC FEES: \$46.00
CERTIFICATE #5513 FILE # 186
JILL CORDES
REGISTRAR OF TITLES
BY Jill Cordes

**FIFTH AMENDMENT TO DECLARATION
TURTLE CREEK ESTATES
COMMON INTEREST COMMUNITY NO. 13**

THIS AMENDMENT, made this 8th day of February, 2011, by Turtle Creek Homeowners Association (the "Association"), hereby amends the Declaration of Turtle Creek Estates Common Interest Community No. 13, dated April 21, 2003, recorded in the office of the Mower County Recorder, Austin, Minnesota on May 20, 2003 as Document No. 516542, as previously amended by the First Amendment to Declaration dated September 10, 2004, recorded September 17, 2004, in the office of the Mower County Registrar of Titles, as Document No. T000012712, then amended by the Second Amendment to Declaration dated April 19, 2005, recorded May 5, 2005, in the office of the Mower County Registrar of Titles as Document T000012986, then amended by the Third Amendment to Declaration dated January 23, 2008, recorded January 24, 2008, in the office of the Mower County Registrar of Titles as Document No. T000013932, then amended by the Fourth Amendment to Declaration dated May 21, 2008, recorded 23, 2008, in the office of the Mower County Registrar of Titles as Document No. T000014070, now amended to make the following revisions to the Declaration:

I.

The Declaration is amended at Section 7.20 thereof by altering the required time to complete landscaping by deleting the phrase "six (6) months" and inserting in place thereof the phrase "one (1) year."

II.

The Declaration is amended at Section 7.4 thereof by inserting the following sentence at the beginning thereof:

All clothes lines shall be retractable.

III.

The Declaration is amended at Section 7.11g thereof by deleting all of the language thereof and inserting in place thereof the following:

7.11g. Children's Play Equipment and Outdoor Recreation Facilities. Children's play equipment, trampolines and other similar outdoor recreational features are only allowed in the private yard areas of a Unit that are not visible from the street in front of the Dwelling located upon the Unit by a person standing anywhere between the side lines of the Dwelling, as extended forward to the street abutting the Unit. Basketball backstops and standards are allowed on driveways.

IN WITNESS WHEREOF, the undersigned, being the officers of the Association certify that at an Annual Meeting of the Association held on November 10, 2009, owners of at least sixty-seven percent (67%) of the Unit and the votes within Turtle Creek Homeowners Association having voted in favor, this Amendment was adopted by the Association.

TURTLE CREEK ESTATES
HOMEOWNERS ASSOCIATION

By: Denise Farnsworth
Denise Farnsworth

Its: President

By: Lucie M. Noble

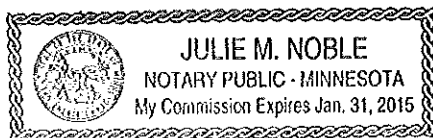
Its: Secretary/Treasurer

STATE OF MINNESOTA

ss.

COUNTY OF MOWER

On this 8th day of February, 2011, before me, a notary public within and for said County, personally appeared Denise Farnsworth and ~~_____~~ to me personally known, who, being by me duly sworn, did say that ^{she is} they are the President and Secretary/Treasurer respectively of Turtle Creek Estates Homeowners Association, a Minnesota non-profit corporation, and that said instrument was executed on behalf of said corporation by authority of its members and Board of Directors; and that said persons acknowledged said instrument to be the free act and deed of said corporation.



Julie M. Noble
Notary Public

State of Minnesota

County of Mower

On this 18th day of February, 2011, before me, a notary public within and for said County, personally appeared Lance R. Pogones to me personally known, who being by me duly sworn, did say that he is the Secretary/Treasurer of the Turtle Creek Homeowner's Association, a Minnesota non-profit corporation, and that said instrument was executed on behalf of said corporation by authority of its members and Board of Directors; and that said persons acknowledged said instrument to be the free act and deed of said corporation.

Angela M. Paris
Notary Public

