



HERKIMER COUNTY – STATE OF NEW YORK
SYLVIA M. ROWAN COUNTY CLERK
109 MARY STREET, SUITE 1111, HERKIMER, NY 13350-2923

COUNTY CLERK'S RECORDING PAGE

THIS PAGE IS PART OF THE DOCUMENT – DO NOT DETACH



INSTRUMENT #: RP2021-2354

Receipt#: 469953
Clerk: KS
Rec Date: 05/05/2021 11:55:54 AM
Doc Grp: RP
Descrip: DEED MISCELLANEOUS
Num Pgs: 3
Rec'd Frm: VENTURA-HERKIMER LLC

Party1: VENTURA-HERKIMER LLC
Town: HERKIMER V HERKIMER

Recording:

Cover Page	5.00
SECOND AMENDMENT TO DEED RESTRICTION	
Recording Fee	30.00
Cultural Ed	14.25
Records Management - Coun	1.00
Records Management - Stat	4.75

Total: 55.00
**** NOTICE: THIS IS NOT A BILL ****

Record and Return To:

VENTURA-HERKIMER LLC
13321 STATE ROUTE 54
HAMMONDSPORT NY 14840

WARNING***

I hereby certify that the within and foregoing was recorded in the Herkimer County Clerk's Office, State of New York. This sheet constitutes the Clerks endorsement required by Section 316 of the Real Property Law of the State of New York.

Sylvia M. Rowan
Herkimer County Clerk

SECOND AMENDMENT TO DEED RESTRICTION

This Second Amendment to Deed Restriction is made as of this ^{3rd} day of May, 2021 by Ventura-Herkimer, LLC, a New York limited liability company, with an address of 13321 State Route 54, Hammondsport, NY 14840 (hereinafter "Declarant")

WHEREAS, Declarant executed a certain Deed Restriction dated May 30, 2014 (hereinafter "the Deed Restriction"); and

WHEREAS, the Deed Restriction was recorded in the Herkimer County Clerk's Office on June 2, 2014 in Misc. Deed Book 1530 at page 703, Instrument Number 2014-00185750; and

WHEREAS, Declarant executed an Amendment to Deed Restriction dated June 29, 2020 to provide a more accurate legal description of the restricted property; and

WHEREAS, the Amendment to Deed Restriction was recorded in the Herkimer County Clerk's Office on July 1, 2020 in Misc. Deed Book, Instrument Number RP2020-2659; and

WHEREAS, Declarant desires to amend the Deed Restriction and Amendment to Deed Restriction to clarify revocability and modifications.

NOW, THEREFORE, the Deed Restriction and the Amendment to Deed Restriction are hereby amended as follows:

A paragraph will be added to the substantive provisions to the Deed Restriction and Amendment to Deed Restriction:

This Declaration is and shall be deemed a covenant that shall run with the land and shall be binding upon all future owners of the Property. Declarant shall not modify or revoke this Declaration unless the Department or Relevant Agency has consented to the modification or termination of this Declaration.

Except as amended above, the Deed Restriction and Amendment to Deed Restriction shall otherwise remain in full force and effect

IN WITNESS WHEREOF, Declarant has executed this Second Amendment to Deed Restriction by its duly authorized representative.

VENTURA-HERKIMER, LLC

William A. Feinstein, Managing Member

STATE OF NEW YORK)

COUNTY OF STEUBEN)

On this 3rd day of May, 2021, before me the undersigned personally came William A. Feinstein, to me personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual executed the instrument

Kelly L. Bussmann
Notary Public

KELLY L. BUSSMANN
Notary Public, State of New York
Qualified in Steuben County
My Commission Expires 05/05/2023

