

Lot Address \_\_\_\_\_

Owner(s) \_\_\_\_\_  
(Please Print)

**CONSENT BALLOT TO AMEND AND CONSOLIDATE THE DECLARATION OF PROTECTIVE COVENANTS POWELL PLACE SUBDIVISIONS PHASE I, II, III, AND IV**

To The Association of Powell Place Home Owners Board of Directors:

The undersigned, Owner(s) of the Powell Place Lot indicated above, hereby indicate(s) my/our consent or rejection of the Amendment to the Declaration of Protective Covenants Powell Place Subdivision, Phase II, Phase III, and Phase IV (the "Original Declarations"), Powell, Ohio, **(Instructions:** After reading and considering the attached pages, please mark your vote for or against the Amendment listed below and then sign, date, and return this page to the Association prior to the conclusion of the meeting):

A) **DELETE** the ORIGINAL DECLARATIONS and any subsequent amendments, supplements, or plat maps thereto, as recorded in the Delaware County Records, as that term is defined in the enclosed Consolidation Declaration.

B) **INSERT** new CONSOLIDATED DECLARATION PAGES 1 through 15, including any exhibits or table of contents thereto, as all are attached hereto and as if fully rewritten herein.

C) The Consolidated Declaration will not be recorded or go into effect until it has been approved by 75% of the Owners in each Powell Place Phase, as established by the Original Declarations and plat maps filed with the Delaware County Recorder's Office.

D) Any conflict between the provisions of the Consolidated Declaration and the restrictions previously recorded in the Delaware County Records will be interpreted in favor of the provisions of this Consolidated Declaration. The invalidity of any part of any provision in the Consolidated Declaration does not impair or affect in any manner the validity or enforceability of the remainder of the Consolidated Declaration. Upon the recording of the Consolidated Declaration, only Owners of record at the time of such filing have standing to contest the validity of the Consolidated Declaration, whether on procedural, substantive, or any other grounds, provided further that any such challenge must be brought in the Court of Common Pleas within one year of the recording of the Consolidated Declaration.

PLEASE CHECK CONSENT VOTE: \_\_\_\_\_ IN FAVOR

\_\_\_\_\_ AGAINST

The undersigned further grant(s) a power of attorney to the officers of The Association of Powell Place Home Owners to execute the necessary documents to be filed with the Delaware County Records evidencing the consent(s), if any, granted below.

\_\_\_\_\_  
Signature of Owner

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Co-Owner (If co-owned, both Owners should sign. If only one signs, he/she states that he/she represents the entire vote of the Lot.)

\_\_\_\_\_  
Date