

ARTICLE I - Definitions:

Section 1, The following words when used in this declaration or any supplemental declaration or amendment thereto (unless the context shall prohibit) shall have the following meanings:

(a) "**Association**" shall mean and refer to the Tink Wig Mountain Lake Forest Property Owners Association.

(b) "**The properties**" shall mean and refer to all such existing properties and additions thereto, and are subject to this Declaration or any Supplemental Declaration or Amendment under the provisions of Article II hereof.

(c) "**Common Properties**" shall mean and refer to those areas of land, lake and roads shown on any recorded sub-division plat of the properties and intended to be devoted to the common use and enjoyment of the owners of the "Properties".

(d) "**Original Lot**" shall mean and refer to any lot or plat of land shown upon any original recorded and subdivision map of the Properties after the same has been sold by the developer or its representatives or assigns, by land contract or by deed but shall not include Common Properties as heretofore defined or any lot that the developer has sold in which becomes default by the purchaser and that the Developer or its assigns takes back for resale.

(e) "**Owner**" shall mean and refer to the equitable owner whether one or more persons or entities holding any original lot situated upon the properties whether such ownership be in fee simple or as land contract vendee, notwithstanding any applicable theory of the mortgage, shall not mean or refer to the mortgagee except if the mortgagee has acquired title pursuant to foreclosure or any proceeding in lieu of foreclosure.

(f) "**Members**" shall mean and refer to all those owners who are members of the Association as provided in Article III, Section 2 hereof.

(g) "**Board**" shall mean the Board of Directors of the Association.

(h) "**Member in Good Standing**" shall mean lot owners whose assessments and association fees are paid by September 30th of the current assessment year and have not been declared to be in violation of the Association's Constitution and by-laws.

(i) "**Cost and Fees**" whenever the terms "Costs and Fees" are used in Article VIII of the Constitution and by-laws, they shall include, but not be limited to, the following: interest, delinquency or late charge, reasonable attorney's fees, magistrate's filing fees, constable fees, costs of perfecting service of complaints or other legal documents, prothonotary's fees, sheriff's fees, costs or fees for alternative service when same has been approved by the Court of Common Pleas.

(j) "**Seller**" wherever the term "Seller" appears in the Declaration of the Restrictive Covenants of the Tink Wig Development the same shall be interpreted to mean the Tink Wig Mountain Lake Forest Property Owner's Association, Inc. which is the successor in interest to the original developer.