

## MARIVAL AT WEATHERSTONE CONDOMINIUM (PHASE 7)

#### SIXTH AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP

I hereby certify that copies of the within Sixth Amendment to Declaration of Condominium Ownership for Marival at Weatherstone Condominium, together with the drawings attached as exhibits hereto, have been filed in the Office of the County Auditor, Warren County, Ohio.

WARREN COUNTY, OHIO AUDITOR

Deputy

Date: 00 2, 2003

This Instrument Prepared By:

Jody T. Klekamp, Esq. Keating, Muething & Klekamp, P.L.L. 1400 Provident Tower One East Fourth Street Cincinnati, Ohio 45202 (513) 579-6954

# SIXTH AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR MARIVAL AT WEATHERSTONE CONDOMINIUM

#### KNOW ALL MEN BY THESE PRESENTS:

- A. That Fischer Attached Homes, Ltd., a Kentucky limited partnership, is the Declarant in the Declaration of Condominium Ownership for Marival at Weatherstone Condominium (Phase I) recorded in Official Record Book 2254, Page 462 of the Warren County, Ohio records, as amended by the First Amendment to Declaration of Condominium Ownership for Marival at Weatherstone Condominium (Phase 2) recorded in Official Record Book 2429, Page 737 of the Warren County, Ohio records, as amended by the Second Amendment to Declaration of Condominium Ownership for Mariyal at Weatherstone Condominium (Phase 3) recorded in Official Record Book 2594, Page 459 of the Warren County, Ohio records, as amended by the Third Amendment to Declaration of Condominium Ownership for Marival at Weatherstone Condominium (Phase 4) recorded in Official Record Book 2631, Page 411 of the Warren County, Ohio records, as amended by the Fourth Amendment to Declaration of Condominium Ownership for Marival at Weatherstone Condominium (Phase 5) recorded in Official Record Book 2707, Page 924 of the Warren County, Ohio records and as amended by the Fifth Amendment to Declaration of Condominium Ownership for Marival at Weatherstone Condominium (Phase 6) recorded in Official Record Book 2775, Page 153 of the Warren County, Ohio records (collectively, the "Declaration"), the Drawings for which are recorded in Plat Book 54, Pages 42-50 (Phase 1), in Plat Book 56, Pages 30-35 (Phase 2), in Plat Book 57, Pages 84-86 (Phase 3), in Plat Book 58, Pages 20-24 (Phase 4), in Plat Book 59, Pages 3-6 (Phase 5), and in Plat Book 59, Pages 56-59 (Phase 6) all of the Warren County, Ohio records (collectively, the "Drawings"); and
- B. That Declarant, in Article 12 of the Declaration, has reserved the right to amend the Declaration and the Drawings attached as Exhibits C-1 through C-32 and all other exhibits attached thereto and made a part thereof in all ways necessary to submit additional property pursuant to Chapter 5311 of the Ohio Revised Code; and
- C. That Declarant desires to submit part of the property presently described as Parcel 7 in Exhibit B to the Declaration into a new tract which will be known as "Phase 7"; and
- D. That Declarant desires to submit Phase 7 described in Exhibit A attached hereto and made a part hereof, together with all improvements constructed thereon, to the provisions of the Declaration and of Chapter 5311 of the Ohio Revised Code, and to make Phase 7, together with all improvements constructed thereon, a part of the Condominium Property; and

E. That Declarant desires to attach, in addition to a legal description for Phase 7 in Exhibit A hereto, a legal description for Parcel 8 which is described in Exhibit B attached hereto and made a part hereof, for which Parcel 8 Declarant reserves all of the rights described in Article 12 of the Declaration.

NOW, THEREFORE, Declarant hereby declares as follows:

- 1. All terms used in this Amendment which are defined in the Declaration shall have the same meanings as given to them in the Declaration, except as otherwise hereinafter stated.
- 2. Declarant owns the property described as Phase 7 in Exhibit A hereto, together with all buildings, structures, improvements and other permanent fixtures of whatsoever kind situated thereon, and all easements, rights and appurtenances belonging or pertaining thereto, and together with all articles of personal property located thereon. This property, together with all buildings, structures, improvements and other permanent fixtures of whatsoever kind situated thereon with all easements, rights and appurtenances belonging thereto and with all articles of personal property located thereon, is hereby submitted to the provisions of Chapter 5311 of the Ohio Revised Code and to the provisions of the Declaration as amended hereby, and is included in and made part of the Condominium Property, subject to the easements described in Exhibit C-34 attached hereto and made a part hereof and all other easements, restrictions, covenants and conditions of record.
- 3. Declarant further hereby amends the Declaration by deleting the second sentence of the first paragraph of Section 1.1 thereof and by inserting in place thereof the following:

"The Condominium Property consists of the Recreational Facilities and one hundred twenty-four (124) individual units in ten (10) separate buildings containing sixty-two (62) individual residential Units and sixty-two (62) individual garage Units (collectively, hereinafter sometimes described and referred to as "Units").

- 4. Declarant further hereby amends the Declaration by adding thereto the drawings attached hereto and marked as Exhibits C-33 through C-36 to show the location, together with the particulars, of the Recreational Facilities and buildings situated on Phase 7 as described in Exhibit A hereto; the layout, locations, designations, dimensions, area and number of each such Unit and Recreational Facilities; and the Common Areas and Facilities and Limited Common Areas and Facilities located on Phase 7. These drawings were prepared by and bear the certified statement of Jeffrey O. Lambert, P.S., registered surveyor and John S. DelVerne, P.E., registered engineer, as required by Section 5311.07 of the Ohio Revised Code.
- 5. Declarant further hereby amends the Declaration by adding to the legal description captioned "Exhibit A, Parcel 1" attached to the Declaration, the legal description of Phase 7 described in <u>Exhibit A</u> attached hereto. Phase 7 shall be deemed and shall be a part of "Parcel 1" of the Condominium Property as such phrase is used in the Declaration.

- 6. Declarant further hereby amends the Declaration by revising the legal description set forth in Exhibit B attached to the Declaration to the description attached as Exhibit B hereto and described as Parcel 8.
- 7. Declarant further hereby amends the Declaration by deleting therefrom Exhibit E attached to the Declaration and substituting in its place a new Exhibit E which is attached hereto.
- 8. Declarant hereby reserves all rights held by it pursuant to Article 12 of the Declaration with respect to what is described in Exhibit B to the original Declaration for all or any part of what is now described as Parcel 8 in Exhibit B hereto.
- 9. All provisions of the Declaration and of all exhibits thereto not affected by the foregoing Amendment shall remain in full force and effect.

[Remainder of page intentionally left blank, signatures to follow]

IN WITNESS WHEREOF, Fischer Attached Homes, Ltd., a Kentucky limited partnership, by its duly authorized officer has consented to all of the foregoing and have caused this instrument to be executed this 23th day of <u>December</u>, 2002.

FISCHER ATTACHED HOMES, LTD, a Kentucky limited partnership

By: FAHO, INC., a Kentucky corporation, its General Partner

Name: H. WAVNE MENCHHOFER
Its: Vice PDESIDENT

COMMONWEALTH OF KENTUCKY ) ss:
COUNTY OF KENTON )

The foregoing instrument was acknowledged before me this 23°C day of December, 2002, by H. WAYNE MENCHHOFER as VICE PRESIDENT OF Faho, Inc., a Kentucky corporation, as General Partner of Fischer Attached Homes, Ltd., a Kentucky limited partnership, on behalf of the corporation and the limited partnership.

Notary Public - State of Kenthucky
My Commission Expires: 3-3-04

This Instrument Prepared By:

Jody T. Klekamp, Esq. Keating, Muething & Klekamp, P.L.L. 1400 Provident Tower One East Fourth Street Cincinnati, Ohio 45202 (513) 579-6954

1038937.1

SHARON E. SZABO
Notary Public, State at Large, Earnacty
My Commission Expires March 3, 2004



engineers
planners
architects
surveyors

EXHIBIT A

6900 Tylersville Road, Suite A Mason, OH 45040 P.513.336.6600 f.513.336.9365 mason@bayerbecker.com

December 17, 2002

**DESCRIPTION:** 

0.790 Acres

LOCATION:

Weatherstone Section Three, Block B Lot 84

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and being a 0.790 acre parcel further described as follows:

Begin at the northwest corner of Lot 76 of Weatherstone Subdivision, Section Three, Block A, as recorded in Plat Book 51, Pages 41 & 42 of the Warren County Recorder's Office, said corner being the true point of beginning;

thence from the true point of beginning, with said Weatherstone, South 02°31'45"

West, 185.50, to a point on a northerly line of Broadview Farms Subdivision,

as recorded in Plat Book 7, Page 86;

thence departing said Weatherstone, and with said Broadview Farms, North

85°30'26" West, 188.77 feet;

thence departing said Broadview Farms, the following two courses: North 04°29'34"

East, 185.39 feet;

thence North 85°30'26" West, 182.42 feet, to the true point of beginning containing

0.790 acres of land subject to all easements and rights-of-way of record.

01d:12-25-464056 New: 12-25-464-090 unit 13-201 13-61 12-25-464-091 13-202 13-64 12-25-464-092 13-203 13-65 12-25-464-093 13-204 13-68 12-25-464-094 13-30) 13-62 12-25-464-095 13-302 13-63 12-25-464-096 13-303 13-66 12-25-464-097 13-304 13-67 12-25-461-098 0.79 eAC. C/A

ROOK 2834 PAGE 142

No. Rem

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14 East Eighth Street Covington, KY 41011 6900 Tylersville Road Mason, OH 45040

777 Eads Pkwy., Suite C Lawrenceburg, IN 47025



engineers planners architects survevors EXHIBIT B '6900 Tylersville Road, Suite A
Mason, OH 45040
P.513.336.6600

f.513.336.9365

mason@bayerbecker.com

November 20, 2002 Revised December 31, 2002

**DESCRIPTION:** 

22.083 Acres

LOCATION:

Weatherstone (A.K.A.) Marival

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and containing 22.083 acres further described as follows;

Begin at the northwesterly corner of Lot 65 of Weatherstone, Section Two, as recorded in Plat Book 50, Pages 19-21 of the Warren County Recorder's Office, said corner also being the true point of beginning;

thence from the point of beginning with said Weatherstone Section Two, South 04°29'34" West, 496.12 feet to a point on the northerly line of Weatherstone Section Three as recorded in the Plat Book 51 Pages 41-42; With said Marival the following seventeen courses: with a curve to the right, having a radius of 370.00 feet, an arc length of 185.20 feet, (Chord=North 68°21'27" West, 183.27 feet); thence with a curve to the left having a radius of 430.00 feet, and arc length of

285.58 feet (chord = North 73°02'42" West, 280.36 feet); thence with a curve to the right having a radius of 370.00 feet, and arc length of

286.97 feet (chord = North 69°51'06" West, 279.84 feet);

thence North 47°37'56" West, 63.38 feet;

thence with a curve to the right having a radius of 35.00 feet, and arc length of 54.98 feet (chord = North 02°38'01" West, 49.50 feet):

thence South 42°21'59" West, 0.39 feet;

thence With a curve to the left, having a radius of 35.00 feet, an arc length of 0.79

feet, (Chord=South 42°21'59" West, 0.79 feet);

thence South 42°21'59" West, 99.45 feet;

thence with a curve to the right having a radius of 30.50 feet, an arc length of 17.43

feet (chord = South 64°00'06" East, 17.19 feet);

thence South 47°37'56" East, 81.89 feet;

thence with a curve to the left having a radius of 430.00 feet, an arc length of 269.80

feet (chord = South 65°36'25" East, 265.40 feet);

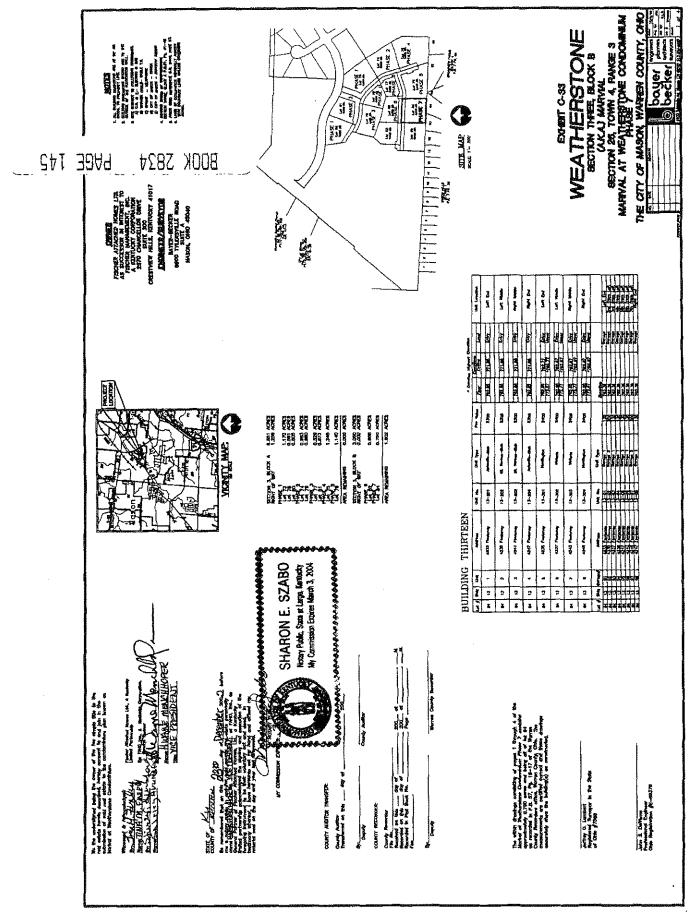
thence South 05°52'08" East, 150.90 feet; thence South 55°55'23" East, 94.90 feet:

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700 Nilles Road fairfield, OH 45014 14 East Eighth Street Covington, KY 41011 6900 Tulersville Road Moson, OH 45040 777 Cads Pkwy., Suite C Lawrenceburg, IN 47025

thence south 67°32′35″ East, 120.62 feet; thence south 04°29′34″ West, 169.31 feet; thence south 85°30′26″ East, 5.45 feet; thence south 04°29′34″ West, 185.41 feet, to a point on the northerly line of Broadview Farms as recorded in Plat Book 7 Page 86; North 85°30′26″ West, 168.02 feet, to a point on the northerly line of the Mason Hills, Section One, as recorded in Plat Book 7, Page 30 of the Worth 85°30′26″ West, 168.02 feet, to a point on the northerly line of the Mason Hills, Section One, as recorded in Plat Book 7, Page 30 of the Worth 85°15′29″ West, 479.96 feet; Departing said Broadview Farms, and with said Mason Hills, the following courses: North 85°15′29″ West, 479.96 feet; North 84°16′24″ West, 613.56 feet; departing said Mason Hills, North 04°47′51″ East, 123.20 feet, to a point the westerly right of way of State Route 42; With said westerly right-of-way, the following four courses: North 42°46″ East, 122.04 feet; thence North 42°29′56″ East, 359.02 feet; thence South 47°37′56″ East, 15.00 feet; North 42°29′56″ East, 15.00 feet; North 42°20′4″ East, 695.43 feet, to the southerly line of Charles Z. Sim Development Corporation, as recorded in Official Record 1841, Pages 7.791 of the Warren County Recorder's Office; departing said right-of-way, and with said Simms, the following six course South 47°37′56″ East, 114.81 feet; thence North 32°23′35″ East, 114.81 feet; thence South 46°05′38″ East, 151.79 feet; thence North 43°40′43″ East, 307.29 feet; thence North 43°40′43″ East, 178.74 feet, to the point of beginning containing 22 acres of land subject to all easements and rights-of-way of record.	thence	South 16°03'42" West, 170.92 feet to an existing 5/8" iron pin;
thence thence thence thence South 85°30'26" East, 5.45 feet; South 04°29'34" West, 185.41 feet, to a point on the northerly line of Broadview Farms as recorded in Plat Book 7 Page 86;  North 85°30'26" West, 168.02 feet, to a point on the northerly line of the Mason Hills, Section One, as recorded in Plat Book 7, Page 30 of the W. County Recorder's Office;  Departing said Broadview Farms, and with said Mason Hills, the followin courses: North 85°15'29" West, 479.96 feet;  thence North 84°16'24" West, 613.56 feet; departing said Mason Hills, North 04°47'51" East, 123.20 feet, to a point the westerly right of way of State Route 42; With said westerly right-of-way, the following four courses: North 42°46": East, 122.04 feet; North 42°29'56" East, 359.02 feet; thence North 42°22'04" East, 695.43 feet, to the southerly line of Charles Z. Sim Development Corporation, as recorded in Official Record 1841, Pages 7. 791 of the Warren County Recorder's Office; departing said right-of-way, and with said Simms, the following six course South 47°37'56" East, 248.48 feet; thence North 32°23'35" East, 11.98 feet; thence South 46°05'38" East, 11.98 feet; thence North 43°40'43" East, 307.29 feet; North 71°22'50" East, 178.74 feet, to the point of hedigning containing and thence thence North 71°22'50" East, 178.74 feet, to the point of hedigning containing and thence thence North 71°22'50" East, 178.74 feet, to the point of hedigning containing and thence thence North 71°22'50" East, 178.74 feet, to the point of hedigning containing and thence thence	thence	South 67°32'35" East, 120.62 feet:
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thence North 84°16′24″ West, 613.56 feet; thence departing said Mason Hills, North 04°47′51″ East, 123.20 feet, to a point the westerly right of way of State Route 42; thence With said westerly right-of-way, the following four courses: North 42°46″.  thence North 42°29′56″ East, 359.02 feet; thence South 47°37′56″ East, 15.00 feet; thence North 42°22′04″ East, 695.43 feet, to the southerly line of Charles Z. Sim Development Corporation, as recorded in Official Record 1841, Pages 7.  791 of the Warren County Recorder's Office; departing said right-of-way, and with said Simms, the following six course South 47°37′56″ East, 248.48 feet; thence North 32°23′35″ East, 114.81 feet; thence South 46°05′20″ East, 111.98 feet; thence South 46°05′38″ East, 151.79 feet; thence North 43°40′43″ East, 307.29 feet; thence North 71°22′50″ East, 178.74 feet, to the point of hedginging containing and containing cont	41	openity recorder a Office.
thence North 84°16′24″ West, 613.56 feet; thence departing said Mason Hills, North 04°47′51″ East, 123.20 feet, to a point the westerly right of way of State Route 42; thence With said westerly right-of-way, the following four courses: North 42°46″.  thence North 42°29′56″ East, 359.02 feet; thence South 47°37′56″ East, 15.00 feet; thence North 42°22′04″ East, 695.43 feet, to the southerly line of Charles Z. Sim Development Corporation, as recorded in Official Record 1841, Pages 7.  791 of the Warren County Recorder's Office; departing said right-of-way, and with said Simms, the following six course South 47°37′56″ East, 248.48 feet; thence North 32°23′35″ East, 114.81 feet; thence South 46°05′20″ East, 111.98 feet; thence South 46°05′38″ East, 151.79 feet; thence North 43°40′43″ East, 307.29 feet; thence North 71°22′50″ East, 178.74 feet, to the point of hedginging containing and containing cont	inence	Departing said Broadview Farms, and with said Mason Hills, the following two
thence departing said Mason Hills, North 04°47′51″ East, 123.20 feet, to a point the westerly right of way of State Route 42; thence With said westerly right-of-way, the following four courses: North 42°46″. East, 122.04 feet; thence North 42°29′56″ East, 359.02 feet; thence South 47°37′56″ East, 15.00 feet; thence North 42°22′04″ East, 695.43 feet, to the southerly line of Charles Z. Sim Development Corporation, as recorded in Official Record 1841, Pages 7. 791 of the Warren County Recorder's Office; thence departing said right-of-way, and with said Simms, the following six course South 47°37′56″ East, 248.48 feet; thence North 32°23′35″ East, 114.81 feet; thence South 46°05′38″ East, 111.98 feet; thence North 43°40′43″ East, 307.29 feet; thence North 71°22′50″ East, 178.74 feet, to the point of hedginging containing 3°5	Alba aran aran	004:505. Notif 05 15 25 West, 4/9.96 Test:
thence With said westerly right-of-way, the following four courses: North 42°46": East, 122.04 feet;  thence North 42°29'56" East, 359.02 feet; thence South 47°37'56" East, 15.00 feet;  thence North 42°22'04" East, 695.43 feet, to the southerly line of Charles Z. Sim Development Corporation, as recorded in Official Record 1841, Pages 7. 791 of the Warren County Recorder's Office; departing said right-of-way, and with said Simms, the following six course South 47°37'56" East, 248.48 feet; thence North 32°23'35" East, 114.81 feet; thence South 76°05'20" East, 111.98 feet; thence North 43°40'43" East, 307.29 feet; thence North 71°22'50" East, 178.74 feet, to the point of heatinging containing 30.		North 84°16'24" West, 613.56 feet;
thence With said westerly right-of-way, the following four courses: North 42°46": East, 122.04 feet;  thence North 42°29'56" East, 359.02 feet; thence South 47°37'56" East, 15.00 feet;  thence North 42°22'04" East, 695.43 feet, to the southerly line of Charles Z. Sim Development Corporation, as recorded in Official Record 1841, Pages 7. 791 of the Warren County Recorder's Office; departing said right-of-way, and with said Simms, the following six course South 47°37'56" East, 248.48 feet; thence North 32°23'35" East, 114.81 feet; thence South 76°05'20" East, 111.98 feet; thence North 43°40'43" East, 307.29 feet; thence North 71°22'50" East, 178.74 feet, to the point of heatinging containing 30.	thence	departing said Mason Hills, North 04°47'51" East, 123.20 feet, to a point on
thence North 42°29'56" East, 359.02 feet; thence South 47°37'56" East, 15.00 feet; thence North 42°22'04" East, 695.43 feet, to the southerly line of Charles Z. Sim Development Corporation, as recorded in Official Record 1841, Pages 7. 791 of the Warren County Recorder's Office; thence departing said right-of-way, and with said Simms, the following six course South 47°37'56" East, 248.48 feet; thence North 32°23'35" East, 114.81 feet; thence South 76°05'20" East, 111.98 feet; thence North 43°40'43" East, 307.29 feet; thence North 71°22'50" East, 178.74 feet, to the point of hegisping containing 30°		the westerny right of way of State Route 42.
thence North 42°29'56" East, 359.02 feet; thence South 47°37'56" East, 15.00 feet; thence North 42°22'04" East, 695.43 feet, to the southerly line of Charles Z. Sim Development Corporation, as recorded in Official Record 1841, Pages 7. 791 of the Warren County Recorder's Office; thence departing said right-of-way, and with said Simms, the following six course South 47°37'56" East, 248.48 feet; thence North 32°23'35" East, 114.81 feet; thence South 76°05'20" East, 111.98 feet; thence North 43°40'43" East, 307.29 feet; thence North 71°22'50" East, 178.74 feet, to the point of hegisping containing 30°	inence	With said westerly right-of-way, the following four courses: North 42°46'36"
thence South 47°37'56" East, 15.00 feet; thence North 42°22'04" East, 695.43 feet, to the southerly line of Charles Z. Sim Development Corporation, as recorded in Official Record 1841, Pages 7.791 of the Warren County Recorder's Office; thence departing said right-of-way, and with said Simms, the following six course South 47°37'56" East, 248.48 feet; thence North 32°23'35" East, 114.81 feet; thence South 76°05'20" East, 111.98 feet; thence South 46°05'38" East, 151.79 feet; thence North 43°40'43" East, 307.29 feet; thence North 71°22'50" East, 178.74 feet, to the point of hegisping containing 30°	4b	Last, 122.04 (cet,
thence North 42°22'04" East, 695.43 feet, to the southerly line of Charles Z. Sim Development Corporation, as recorded in Official Record 1841, Pages 7.791 of the Warren County Recorder's Office; thence departing said right-of-way, and with said Simms, the following six course South 47°37'56" East, 248.48 feet; thence North 32°23'35" East, 114.81 feet; thence South 76°05'20" East, 111.98 feet; thence North 43°40'43" East, 307.29 feet; thence North 71°22'50" East, 178.74 feet, to the point of hegisping containing 30.		North 42°29'56" East, 359.02 feet;
thence South 47°37'56" East, 248.48 feet; thence South 47°37'56" East, 248.48 feet; thence North 32°23'35" East, 114.81 feet; thence South 46°05'38" East, 151.79 feet; thence North 43°40'43" East, 307.29 feet; thence North 71°22'50" East, 178.74 feet, to the point of hegisping containing 35°		South 47°37'56" East, 15.00 feet;
thence South 47°37'56" East, 248.48 feet; thence South 47°37'56" East, 248.48 feet; thence North 32°23'35" East, 114.81 feet; thence South 46°05'38" East, 151.79 feet; thence North 43°40'43" East, 307.29 feet; thence North 71°22'50" East, 178.74 feet, to the point of hegisping containing 35°	thence	North 42°22'04" East, 695.43 feet, to the southerly line of Charles 7. Simms
thence departing said right-of-way, and with said Simms, the following six course South 47°37′56″ East, 248.48 feet;  thence North 32°23′35″ East, 114.81 feet; thence South 76°05′20″ East, 111.98 feet; thence South 46°05′38″ East, 151.79 feet; thence North 43°40′43″ East, 307.29 feet; thence North 71°22′50″ East, 178.74 feet, to the point of hegisping containing 30°		Development Colporation, as recorded in Official Record 1841, Pages 780
thence South 47°37'56" East, 248.48 feet; thence South 76°05'20" East, 111.98 feet; thence South 46°05'38" East, 151.79 feet; thence North 43°40'43" East, 307.29 feet; thence North 71°22'50" East, 178.74 feet, to the point of hegisping containing 35°	thonna	1 a 1 of the Matter Confly Kecolders Oute.
thence North 32°23'35" East, 114.81 feet; thence South 76°05'20" East, 111.98 feet; thence South 46°05'38" East, 151.79 feet; thence North 43°40'43" East, 307.29 feet; thence North 71°22'50" East, 178.74 feet, to the point of hegisping containing 30	шепсе	departing said right-of-way, and with said Simms, the following six courses:
thence South 76°05'20" East, 111.98 feet; thence South 46°05'38" East, 151.79 feet; thence North 43°40'43" East, 307.29 feet; thence North 71°22'50" East, 178.74 feet, to the point of heginning containing 3	41	300th 47-37 56 East, 248,48 feet;
thence South 46°05'38" East, 151.79 feet; thence North 43°40'43" East, 307.29 feet; thence North 71°22'50" East, 178.74 feet, to the point of heginning containing 37		North 32°23'35" East, 114.81 feet;
thence North 43°40'43" East, 307.29 feet; thence North 71°22'50" East, 178.74 feet, to the point of heginning containing 35		South 76°05'20" East, 111.98 feet;
thence North 71°22'50" East, 178.74 feet, to the point of heginning containing 35		South 46"05"38" East, 151.79 feet;
thence North 71°22'50" East, 178.74 feet, to the point of beginning containing 22 acres of land subject to all easements and rights-of-way of record.		North 43°40'43" East, 307.29 feet;
acres of land subject to all easements and rights-of-way of record	tnence	North 71°22'50" East, 178.74 feet, to the point of beginning containing 22 083
		acres of land subject to all easements and rights-of-way of record.

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EXHIBIL

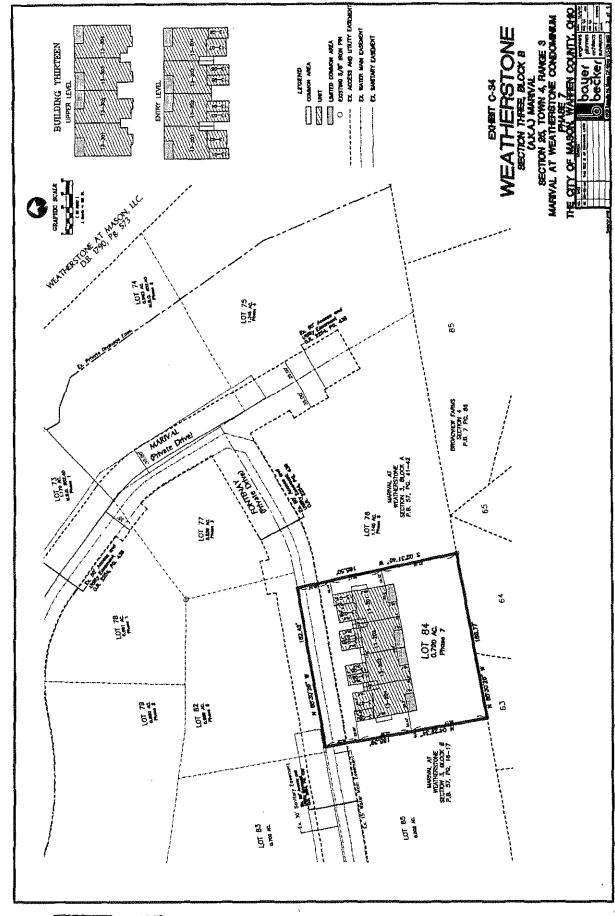


EXHIBIT C - CONT.

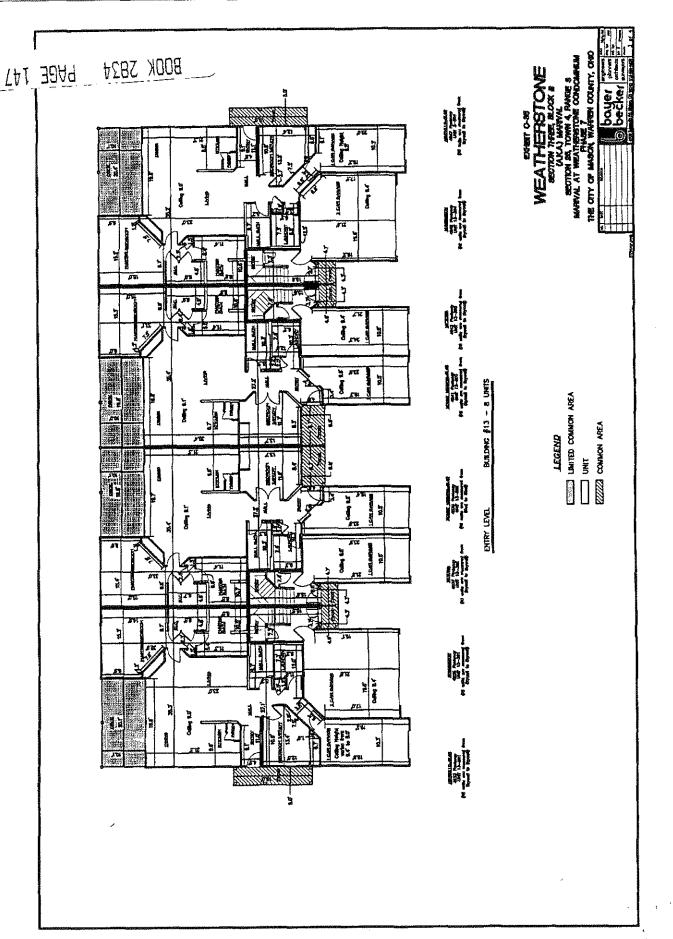


EXHIBIT Q - cont.

EXHIBIT (- Land

## EXHIBIT E

# PERCENTAGE OWNERSHIP INTEREST IN COMMON AREAS AND FACILITIES

## MARIVAL AT WEATHERSTONE CONDOMINIUM

To calculate the percentage of interest, divide the respective Unit's Par Value by the aggregate amount of Par Value for all Units.

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
1-1	Auburn	4314 Marival	2400	1.542%
4 //		Mason, Ohio 45040	2400	1 8 4 7 7 7 /
1-2	Cape May II	4312 Marival Mason, Ohio 45040	2400	1.542%
1-3	Bar Harbor	4310 Marival	2300	1.477%
1-3	Bai Flaiddi	Mason, Ohio 45040	2300	1.4///0
1-4	Bar Harbor	4308 Marival	2300	1.477%
, <b>** '</b>	Dai Tiai 301	Mason, Ohio 45040	2300	2,1,7,7
1-5	Cape May II	4306 Marival	2400	1.542%
		Mason, Ohio 45040	***************************************	
1-6	Auburn	4304 Marival	2400	1.542%
	de constant de la con	Mason, Ohio 45040		
2-1	Auburn	4240 Marival	2400	1.542%
	***************************************	Mason, Ohio 45040		
2-2	Bayport	4238 Marival	2300	1.477%
		Mason, Ohio 45040		
2-3	Newbury	4236 Marival	2300	1.477%
		Mason, Ohio 45040		
2-4	Newbury	4234 Marival	2300	1.477%
		Mason, Ohio 45040		
2-5	Bayport	4232 Marival	2300	1.477%
		Mason, Ohio 45040		
2-6	Auburn	4230 Marival	2400	1.542%
		Mason, Ohio 45040		
7-201	Asheville-Slab	4235 Marival	2300	1.477%
		Mason, Ohio 45040		
7-204	Asheville-Slab	4241 Marival	2300	1.477%
		Mason, Ohio 45040		
7-301	Huntington	4237 Marival	2400	1.542%
	1	Mason, Ohio 45040		

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
7-304	Huntington	4239 Marival	2400	1.542%
		Mason, Ohio 45040		
1-G1	Garage 2	4314 Marival	200	0.128%
		Mason, Ohio 45040		
1-G2	Garage 1	4312 Marival	130	0.083%
		Mason, Ohio 45040		
1-G3	Garage 1	4310 Marival	130	0.083%
		Mason, Ohio 45040		
1-G4	Garage 1	4308 Marival	130	0.083%
		Mason, Ohio 45040		
1-G5	Garage 1	4306 Marival	130	0.083%
		Mason, Ohio 45040		
1-G6	Garage 2	4304 Marival	200	0.128%
	_	Mason, Ohio 45040		
2-G1	Garage 2	4240 Marival	200	0.128%
		Mason, Ohio 45040		
2-G2	Garage 1	4238 Marival	130	0.083%
		Mason, Ohio 45040		
2-G3	Garage 2	4236 Marival	200	0.128%
		Mason, Ohio 45040	ļ	
2-G4	Garage 1	4234 Marival	130	0.083%
		Mason, Ohio 45040		
2-G5	Garage 1	4232 Marival	130	0.083%
		Mason, Ohio 45040		
2-G6	Garage 2	4230 Marival	200	0.128%
		Mason, Ohio 45040		
7-G1	Garage 2	4235 Marival	200	0.128%
		Mason, Ohio 45040		
7-G2	Garage 2	4237 Marival	200	0.128%
,		Mason, Ohio 45040		
7-G3	Garage 2	4239 Marival	200	0.128%
		Mason, Ohio 45040		
7-G4	Garage 2	4241 Marival	200	0.128%
		Mason, Ohio 45040		
3-1	Auburn	4210 Marival	2400	1.542%
w *	1.000	Mason, Ohio 45040	1	
3-2	Bayport	4208 Marival	2300	1.477%
<i>نه " ب</i>	Laypon	Mason, Ohio 45040		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
3-3	Newbury	4206 Marival	2300	1.477%
		Mason, Ohio 45040		
3-4	Newbury	4204 Marival Mason, Ohio 45040	2300	1.477%
3-5	Bayport	4202 Marival Mason, Ohio 45040	2300	1.477%
3-6	Auburn	4200 Marival Mason, Ohio 45040	2400	1.542%
3-G1	Garage 2	4210 Marival Mason, Ohio 45040	200	0.128%
3-G2	Garage 1	4208 Marival Mason, Ohio 45040	130	0.083%
3-G3	Garage 2	4206 Marival Mason, Ohio 45040	200	0.128%
3-G4	Garage 1	4204 Marival Mason, Ohio 45040	130	0.083%
3-G5	Garage 1	4202 Marival Mason, Ohio 45040	130	0.083%
3-G6	Garage 2	4200 Marival Mason, Ohio 45040	200	0.128%
8-201	Asheville-Slab	4275 Marival Mason, Ohio 45040	2300	1.477%
8-202	Mt. Vernon- Slab	4281 Marival Mason, Ohio 45040	2300	1.477%
8-203	Mt. Vernon- Slab	4283 Marival Mason, Ohio 45040	2300	1.477%
8-204	Asheville-Slab	4289 Marival Mason, Ohio 45040	2300	1.477%
8-301	Huntington	4277 Marival Mason, Ohio 45040	2400	1.542%
8-302	Victoria	4279 Marival Mason, Ohio 45040	2400	1.542%
8-303	Victoria	4285 Marival Mason, Ohio 45040	2400	1.542%
8-304	Huntington	4287 Marival Mason, Ohio 45040	2400	1.542%
8-G1	Garage 2	4275 Marival Mason, Ohio 45040	200	0.128%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
8-G2	Garage 2	4277 Marival	200	0.128%
* ****		Mason, Ohio 45040	Ì	
8-G3	Garage 1	4279 Marival	130	0.083%
		Mason, Ohio 45040		
8-G4	Garage 1	4281 Marival	130	0.083%
	The state of the s	Mason, Ohio 45040		
8-G5	Garage 1	4283 Marival	130	0.083%
	VALUE CONTRACTOR OF THE PROPERTY OF THE PROPER	Mason, Ohio 45040		
8-G6	Garage 1	4285 Marival	130	0.083%
		Mason, Ohio 45040		
8-G7	Garage 2	4287 Marival	200	0.128%
		Mason, Ohio 45040		
8-G8	Garage 2	4289 Marival	200	0.128%
		Mason, Ohio 45040		
6-1	Auburn	4206 Fontenay	2400	1.542%
		Mason, Ohio 45040		
6-2	Bayport	4204 Fontenay	2300	1.477%
		Mason, Ohio 45040		
6-3	Newbury	4202 Fontenay	2300	1.477%
		Mason, Ohio 45040		
6-4-	Auburn	4200 Fontenay	2400	1.542%
		Mason, Ohio 45040		
6-GI	Garage 2	4206 Fontenay	200	0.128%
		Mason, Ohio 45040		
6-G2	Garage 1	4204 Fontenay	130	0.083%
		Mason, Ohio 45040		
6-G3	Garage 1	4204 Fontenay	130	0.083%
·		Mason, Ohio 45040		
6-G4	Garage 2	4200 Fontenay	200	0.128%
		Mason, Ohio 45040		
4-1	Auburn	4182 Marival	2400	1.542%
		Mason, Ohio 45040		
4-2	Cape May II	4180 Marival	2400	1.542%
		Mason, Ohio 45040		
4-3	Bar Harbor	4178 Marival	2300	1.477%
		Mason, Ohio 45040		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
4-4	Bar Harbor	4176 Marival	2300	1.477%
		Mason, Ohio 45040		

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
A F	C	4174 16 - 1 - 3	2400	1.5400/
4-5	Cape May II	4174 Marival Mason, Ohio 45040	2400	1.542%
4-6	Auburn	4172 Marival	2400	1.542%
4-0	Auburn	Mason, Ohio 45040	2400	1.34270
4-G1	Garage 2	4182 Marival	200	0.128%
4-01	Garage 2	Mason, Ohio 45040	200	0.12070
4-G2	Garage 1	4180 Marival	130	0.083%
<b>4</b> *U2	Garage 1	Mason, Ohio 45040	150	0.00570
4-G3	Garage 1	4178 Marival	130	0.083%
4-05	Garage 1	Mason, Ohio 45040	130	0.00570
4-G4	Garage 1	4176 Marival	130	0.083%
T-U-T	Garage 1	Mason, Ohio 45040	150	0.00576
4-G5	Garage 1	4174 Marival	130	0.083%
4-03	Garage 1	Mason, Ohio 45040	150	0.00570
4-G6	Garage 2	4172 Mariyal	200	0.128%
100	Januago 2	Mason, Ohio 45040	200	0.12070
5-201	Asheville-Slab	4199 Fontenay	2300	1.477%
5 201	7 KONTO VINO ONGO	Mason, Ohio 45040		1.17170
5-202	Mt. Vernon-	4205 Fontenay	2300	1.477%
	Slab	Mason, Ohio 45040		1.1,7,7
5-203	Mt. Vernon-	4207 Fontenay	2300	1.477%
	Slab	Mason, Ohio 45040	2000	*******
5-204	Asheville-Slab	4213 Fontenay	2300	1.477%
		Mason, Ohio 45040		****//*
5-301	Huntington	4201 Fontenay	2400	1.542%
		Mason, Ohio 45040		- 1- 1- 1- 1- 1- 1- 1- 1- 1- 1- 1- 1- 1-
5-302	Victoria	4203 Fontenay	2400	1.542%
	,	Mason, Ohio 45040		2.2 .4.70
5-303	Victoria	4209 Fontenay	2400	1.542%
		Mason, Ohio 45040		
5-304	Huntington	4211 Fontenay	2400	1.542%
		Mason, Ohio 45040		
5-G1	Garage 2	4199 Fontenay	200	0.128%
		Mason, Ohio 45040		-
5-G2	Garage 2	4201 Fontenay	200	0.128%
		Mason, Ohio 45040	***************************************	
5-G3	Garage 1	4203 Fontenay	130	0.083%
		Mason, Ohio 45040		

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
5-G4	Garage 1	4205 Fontenay	130	0.083%
	-	Mason, Ohio 45040		
5-G5	Garage 1	4207 Fontenay Mason, Ohio 45040	130	0.083%
5-G6	Garage 1	4209 Fontenay Mason, Ohio 45040	130	0.083%
5-G7	Garage 2	4211 Fontenay Mason, Ohio 45040	200	0.128%
5-G8	Garage 2	4213 Fontenay Mason, Ohio 45040	200	0.128%
12-1	Auburn	4246 Fontenay Mason, Ohio 45040	2400	1.542%
12-2	Bayport	4244 Fontenay Mason, Ohio 45040	2300	1.477%
12-3	Newbury	4242 Fontenay Mason, Ohio 45040	2300	1.477%
12-4	Newbury	4240 Fontenay Mason, Ohio 45040	2300	1.477%
12-5	Bayport	4238 Fontenay Mason, Ohio 45040	2300	1.477%
12-6	Auburn	4236 Fontenay Mason, Ohio 45040	2400	1.542%
12-G1	Garage 2	4246 Fontenay Mason, Ohio 45040	200	0.128%
12-G2	Garage 1	4244 Fontenay Mason, Ohio 45040	130	0.083%
12-G3	Garage 2	4242 Fontenay Mason, Ohio 45040	200	0.128%
12-G4	Garage 1	4240 Fontenay Mason, Ohio 45040	130	0.083%
12-G5	Garage 1	4238 Fontenay Mason, Ohio 45040	130	0.083%
12-G6	Garage 2	4236 Fontenay Mason, Ohio 45040	200	0.128%
13-201	Asheville-Slab	4233 Fontenay Mason, Ohio 45040	2300	1.477%
13-202	Mt. Vernon- Slab	4239 Fontenay Mason, Ohio 45040	2300	1.477%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
13-203	Mt. Vernon- Slab	4241 Fontenay Mason, Ohio 45040	2300	1.477%
13-204	Asheville-Slab	4247 Fontenay Mason, Ohio 45040	2300	1.477%
13-301	Huntington	4235 Fontenay Mason, Ohio 45040	2400	1.542%
13-302	Victoria	4237 Fontenay Mason, Ohio 45040	2400	1.542%
13-303	Victoria	4243 Fontenay Mason, Ohio 45040	2400	1.542%
13-304	Huntington	4245 Fontenay Mason, Ohio 45040	2400	1.542%
13-G1	Garage 1	4233 Fontenay Mason, Ohio 45040	130	0.083%
13-G2	Garage 2	4235 Fontenay Mason, Ohio 45040	200	0.128%
13-G3	Garage 1	4237 Fontenay Mason, Ohio 45040	130	0.088%
13-G4	Garage 1	4239 Fontenay Mason, Ohio 45040	130	0.088%
13-G5	Garage I	4241 Fontenay Mason, Ohio 45040	130	0.088%
13-G6	Garage 1	4243 Fontenay Mason, Ohio 45040	130	0.088%
13-G7	Garage 2	4245 Fontenay Mason, Ohio 45040	200	0.128%
13-G8	Garage 1	4247 Fontenay Mason, Ohio 45040	130	0.088%
		TOTAL:	155,690	626583300.00%

\*As additional Units are added to the Conglogation the various Unit's percentage of interest in Common Areas above will decrease action display.

TH DECKARD - WARREN COUNTY RECORDER

4: 358050 Type: AMEND DECLR

1 Pag; 1/02/2003 11:40:21 \$ 82.00

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2. Pages: 137 Return: 8

2. Pages: 19

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SEC. 319-2022 COMPLIED WITH
WARREN COUNTY OFFICE