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/ 90

MARIVAL AT WEATHERSTONE CONDOMINIUM  
(PHASE 2)

FIRST AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP

I hereby certify that copies of the within First 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

*Nick Nelson,*  
By *Jackie Brownling*  
Deputy

Date: 1-28, 2002

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

FIRST 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 1) recorded in Official Record Book 2254, Page 462 of the Warren County, Ohio records (the "Declaration"), the Drawings for which are recorded in Plat Book 54, Pages 42-50 (Phase 1), all of the Warren County, Ohio records (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-9 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 2 in Exhibit B to the Declaration into a new tract which will be known as "Phase 2"; and

D. That Declarant desires to submit Phase 2 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 2, 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 2 in Exhibit A hereto, a legal description for Parcel 3 which is described in Exhibit B attached hereto and made a part hereof, for which Parcel 3 Declarant reserves all of the rights described in Article 12 of the Declaration.

F. That Declarant, in Section 13.1 of the Declaration has reserved the right during the Development Period to amend the Declaration and/or Drawings and all exhibits attached thereto and made a part hereof in any way necessary to correct clerical or typographical errors in the Declaration, Drawings or Code of Regulations or clarify Declarant's original intent.

G. That Declarant desires to correct the Unit types originally assigned to the Units for Building 7 which is situated on the property described on Exhibit D attached hereto and made a part hereof

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 2 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 Exhibits C-11 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 has sixty (60) individual units in five (5) separate buildings containing thirty (30) individual residential Units and thirty (30) 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-10 through C-15 to show the location, together with the particulars, of the buildings situated on Phase 2 as described in Exhibit A hereto; the layout, locations, designations, dimensions, area and number of each such Unit; and the Common Areas and Facilities and Limited Common Areas and Facilities located on Phase 2. These drawings were prepared by and bear the certified statement of Jeffrey O. Lambert, P.S., registered surveyor and John S. Del Verne, 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 2 described in Exhibit A attached hereto. Phase 2 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 3.

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 3 in Exhibit B hereto.

9. In addition, in accordance with Section 13.1 of the Declaration, the Unit types originally assigned to certain Units for Building 7, as provided in the Drawings recorded in Plat Book 54, Pages 42-50 (Phase 1) and situated on the property described on Exhibit D attached hereto and made a part hereof, were assigned the incorrect Unit types and need to be changed to reflect the correct Unit types. Therefore, the Unit type for Unit "7-201" shall be changed from "Asheville-Basement" to "Asheville-Slab" and Unit "7-204" shall be changed from "Asheville-Basement" to "Asheville-Slab". Any reference in the Declaration, along with the attached Exhibits and the Drawings to the incorrect Unit types should be changed to reflect the correct Unit types.

10. 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 24<sup>th</sup> day of January, 2002.

Signed and Acknowledged  
in the Presence of:

FISCHER ATTACHED HOMES, LTD, a  
Kentucky limited partnership

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

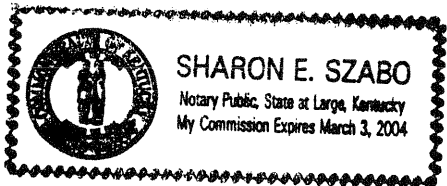
Mary Atwood  
Printed: Gary Atwell

Tina M. Finley  
Printed: TINA M. FINLEY

By: H. Wayne Menchhofer  
Name: H. Wayne Menchhofer  
Its: VICE PRESIDENT

COMMONWEALTH OF KENTUCKY )  
 ) ss:  
COUNTY OF KENTON )

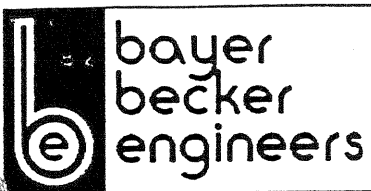
The foregoing instrument was acknowledged before me this 24<sup>th</sup> day of JANUARY, 2002, by H. Wayne Menchhofer as VICE PRESIDENT of Faho, Inc., a Kentucky corporation, as General Partner of Fischer Attached Homes, Ltd., a Kentucky limited partnership, on behalf of the corporation and the limited partnership.



Sharon Szabo  
Notary Public - State of Kentucky  
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



engineers  
 planners  
 architects  
 surveyors

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

**EXHIBIT A-cont.**

January 15, 2002

DESCRIPTION: 0.963 Acres

LOCATION: Weatherstone  
 Section Three, Block A  
 Lot 74

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and being a 0.963 acre tract further described as follows;

Begin at the southeast corner of Lot 73 of Weatherstone Section Three, Block A (AKA Marival) as recorded in Plat Book 51, Page 41-42 of the Warren County Recorder's Office, said corner being the true point of beginning;

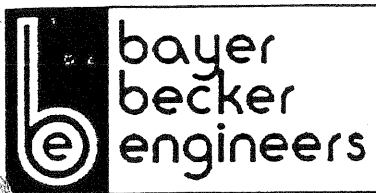
thence from the true point of beginning, South 28°58'46" East, 229.66 feet;  
 thence South 74°37'47" West, 230.34 feet;  
 thence North 15°22'13" West, 118.48 feet;  
 thence with a curve to the left, having a radius of 150.00 feet, and arc length of 61.36 feet, (Chord = North 27°05'23" West, 60.94 feet);  
 thence North 61°11'40" East, 193.99 feet to an existing 5/8" iron pin to the point of beginning containing 0.963 acres of land subject to all easements and rights-of-way of record.

*Old 12-25-464-006 Lot 74*  
*New 12-25-464-031 unit 3-1 & 3-G1*  
*12-25-464-032 unit 3-2 & 3-G2*  
*12-25-464-033 unit 3-3 & 3-G3*  
*12-25-464-034 unit 3-4 & 3-G4*  
*12-25-464-035 unit 3-5 & 3-G5*  
*12-25-464-036 unit 3-6 & 3-G6*  
*New 12-25-464-037 Common Area Lot 74*

*No Rem*

*[Signature]*

BOOK 2429 PAGE 742



engineers  
planners  
architects  
surveyors

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

**EXHIBIT A**

January 15, 2002

DESCRIPTION:

0.880 Acres

LOCATION:

Weatherstone  
Section Three, Block A  
Lot 79

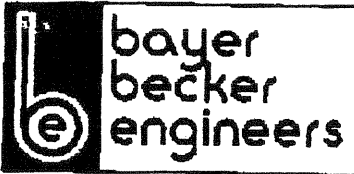
Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and being a 0.880 acre tract further described as follows;

Begin at the northeast corner of Lot 78 of Weatherstone, Section Three Block A (AKA Marival) 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, South 16°03'42" West, 184.21 feet;  
 thence North 74°51'04" West, 53.14 feet;  
 thence North 67°32'35" West, 173.87 feet to an existing 5/8" iron pin;  
 thence North 16°03'42" East, 170.92 feet;  
 thence South 55°55'23" East, 16.48 feet;  
 thence with a curve to the left, having a radius of 300.00 feet, an arc length of 166.99 feet (Chord = South 71°52'09" East, 164.84 feet);  
 thence with a curve to the right, having a radius of 200.00 feet, an arc length of 45.98 feet (Chord = South 81°13'43" East, 45.88 feet) to the point of beginning containing 0.880 acres of land subject to all easements and rights-of-way of record.

*Old 12-25-464-008 Lot 79*  
*New 12-25-464-038 B-201 §8-G1*  
*12-25-464-039 B-202 §8-G2*  
*12-25-464-040 B-203 §8-G3*  
*12-25-464-041 B-204 §8-G4*  
*12-25-464-042 B-301 §8-G5*  
*12-25-464-043 B-302 §8-G6*  
*12-25-464-044 B-303 §8-G7*  
*12-25-464-045 B-304 §8-G8*  
*New 12-25-464-046 Common Area*  
*No Perm*

BOOK 2429 PAGE 743



engineers  
planners  
architects  
surveyors

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Mason, OH 45040  
P. 513.336.6600  
F. 513.336.9365  
mason@bayerbecker.com

EXHIBIT B

January 15, 2002

**DESCRIPTION:**

3.010 Acres

**LOCATION:**

Weatherstone  
Section Three, Block A  
Remaining

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and being a 3.010 acre tract further described as follows;

Begin at the northeasterly corner of lot 74 of Weatherstone Section Three Block A as recorded in Plat Book 51, Pages 41-42 and Weatherstone at Mason, LLC. as recorded in Date Book 1790, Page 573 of the Warren County Recorder's Office, said corner being the true point of beginning;

thence	from the point of beginning, South 28°58'46" East, 94.55 feet to a set 5/8" iron pin;
thence	South 04°29'34" West, 207.41 feet to a set 5/8" iron pin;
thence	North 85°30'26" West, 468.20 feet to a set 5/8" iron pin;
thence	North 02°31'45" East, 185.50 feet;
thence	South 85°30'26" East, 17.72 feet;
thence	North 00°48'28" East, 125.51 feet;
thence	North 68°23'34" East, 138.02 feet
thence	With a curve to the right, having a radius of 150.00 feet, an arc length of 61.36 feet (Chord = South 27°05'23" East, 60.94 feet);
thence	South 15°22'13" East, 118.48 feet;
thence	North 74°37'47" East, 230.34 feet to the point of beginning containing 3.010 acres of land subject to all easements and rights-of-way of record.

*12-25-464-007 Lot 75  
12-25-464-010 Lot 77  
12-25-464-011 Lot 76*

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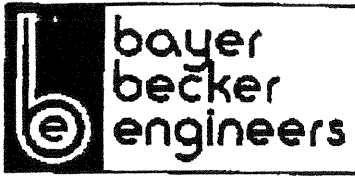
700 Nilles Road  
Fairfield, OH 45014

14 East Eighth Street  
Covington, KY 41011

6900 Tylersville Road  
Mason, OH 45040

777 Eads Pkwy., Suite C  
Lawrenceburg, IN 47025





engineers  
planners  
architects  
surveyors

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

January 15, 2002

12-25-464-004

DESCRIPTION:

LOT 81

HCH

2.131 Acres

LOCATION:

± Dedicated  
Stone Ridge Drive.

Weatherstone  
Section Three, Block A  
Remaining

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and being a 2.131 acre tract further described as follows;

Begin at the northeasterly corner of lot 73 of Weatherstone Section Three Block A as recorded in Plat Book 51, Pages 41-42 of the Warren County Recorder's Office, and the southerly line of Stone Ridge Drive, said corner being the true point of beginning;

- thence from the point of beginning, with a curve to the right, having a radius of 430.00 feet, an arc length of 129.53 feet, (Chord = North 78°57'33" West, 129.04 feet);
- thence departing said Stone Ridge Drive, South 19°40'14" West, 17.36 feet;
- thence with a curve to the right, having a radius of 1203.50 feet, an arc length of 103.57 feet (Chord = South 22°08'22" West, 103.53 feet);
- thence with a curve to the left, having a radius of 200.00 feet, an arc length of 77.63 feet (Chord = North 76°41'45" West, 77.14 feet);
- thence with a curve to the right, having a radius of 300.00 feet, an arc length of 128.53 feet (Chord = North 75°32'29" West, 127.55 feet);
- thence North 24°29'20" East, 215.94 feet to a point on the southerly line of Stone Ridge Drive;
- thence with a curve to the left, having a radius of 370.00 feet, an arc length of 171.51 feet, (Chord = North 78°47'32" West, 169.98 feet);
- thence with a curve to the right, having a radius of 430.00 feet, an arc length of 333.51 feet (Chord = North 69°51'07" West, 325.22 feet);
- thence North 47°37'56" West, 81.89 feet;
- thence with a curve to the left, having a radius of 30.50 feet, an arc length of 17.43 feet (Chord = North 64°00'06" West, 17.19 feet);
- thence North 42°21'59" East, 99.84 feet;
- thence with a curve to the left, having a radius of 35.00 feet, an arc length of 54.97 feet (Chord = South 02°38'06" East, 49.49 feet);
- thence South 47°37'56" East, 63.38 feet;
- thence with a curve to the left, having a radius of 370.00 feet, an arc length of 288.98 feet (Chord = South 69°51'07" East, 279.84 feet);
- thence with a curve to the right, having a radius of 430.00 feet, an arc length of 285.58 feet (Chord = South 73°02'41" East, 280.37 feet);

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700 Nilles Road  
Fairfield, OH 45014

14 East Eighth Street  
Covington, KY 41011

6900 Tylersville Road  
Mason, OH 45040

777 Eads Pkwy., Suite C  
Lawrenceburg, IN 47025

EXHIBIT B-cort.

thence with a curve to the left, having a radius of 370.00 feet, an arc length of 216.79 feet  
(Chord = South 70°48'14" East, 213.70 feet);  
thence South 02°24'39 West, 60.00 feet to the point of beginning containing 2.131 acres of  
land subject to all easements and rights-of-way of record.

We the undersigned being the owner of the fee simple title to the real estate herein described, hereby consent to and join in the preparation of a deed and plan to be recorded in the public records of Mason County, Kentucky.

Witnessed & Acknowledged:  
 Edward C. Hester  
 Name: Edward C. Hester  
 By: *Edward C. Hester*  
 Name: *Edward C. Hester*  
 The: *Edward C. Hester*  
 Notary Public

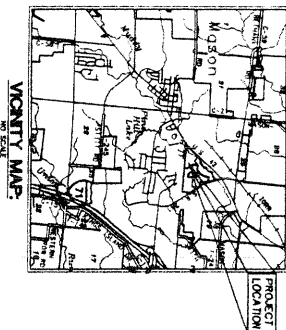
STATE OF Kentucky  
 COUNTY OF Mason  
 My Commission Expires: 3-3-2004

COUNTY AUDITOR TRANSFER  
 County Auditor  
 Transferred on this 10 day of October 2002  
 Deputy  
 County Auditor

County Recorder  
 Recorded on this 10 day of October 2002 at 11:00 AM  
 Recorded in this Book No. 148 Page 118  
 Warren County Recorder

The within drawings consisting of pages 1 through 8 of the original of Neithersons Condominium Phase II contain approximately 143.3 acres and being all of lots 72 and 73 of Section 25, Town 4, Range 3 and County Recorders Office, Warren County, Ohio. The measurements are certified correct and these drawings accurately show the building(s) as constructed.

*Arthur G. Beckler*  
 Registered Professional Engineer  
 Ohio Registration E-59378



**BUILDING EIGHT**

Lot #	Acres	Area	Dist. to	Per. Value	Tax	Area	Dist. to	Per. Value
1	4.25	470	...	...	...	...	...	...
2	4.25	470	...	...	...	...	...	...

**BUILDING THREE**

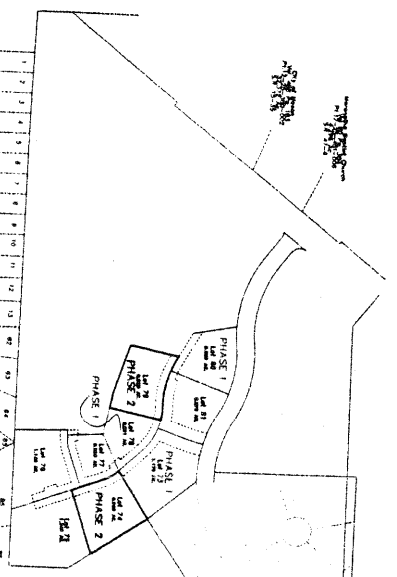
Lot #	Acres	Area	Dist. to	Per. Value	Tax	Area	Dist. to	Per. Value
1	4.10	450	...	...	...	...	...	...
2	4.25	470	...	...	...	...	...	...

**OWNER**  
 FISHER ATTACHED HOMES LTD.  
 A FISHER MANAGEMENT, INC.  
 2670 CHANCELLOR DRIVE  
 CHESTNUT HILLS KENTUCKY 41017

**ENGINEER/SURVEYOR**  
 BAYER-BECKER ENGINEERS  
 6900 YAGERVALE ROAD  
 MASON, OHIO 45040

**NOTES**

1. THIS SURVEY WAS MADE BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION HEREON.
2. THIS SURVEY WAS MADE BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION HEREON.
3. THE SURVEY WAS MADE BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION HEREON.
4. THE SURVEY WAS MADE BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION HEREON.
5. THE SURVEY WAS MADE BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION HEREON.



**TOTAL AREA** 8,551 ACRES

PHASE I 1,170 ACRES  
 PHASE II 0,591 ACRES  
 PHASE III 0,803 ACRES  
 LOT 74 0,883 ACRES  
 AREA REMAINING 3,122 ACRES

**WEATHERSTONE**  
 SECTION THREE BLOCK A  
 (AKA) MARVAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE II

**NOTES**

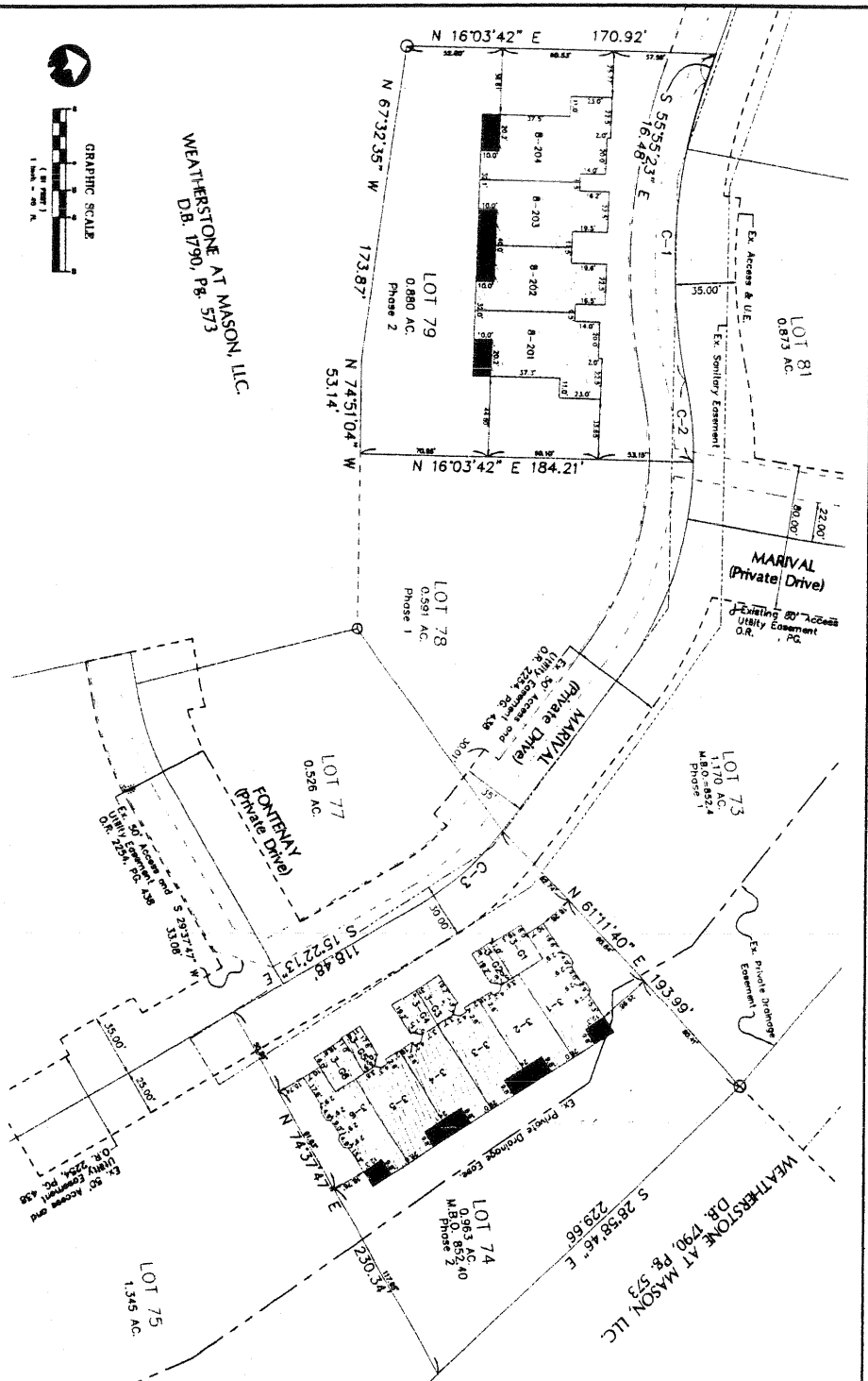
1. THIS SURVEY WAS MADE BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION HEREON.

2. THIS SURVEY WAS MADE BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION HEREON.

3. THE SURVEY WAS MADE BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION HEREON.

4. THE SURVEY WAS MADE BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION HEREON.

5. THE SURVEY WAS MADE BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION HEREON.



Curve Table

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD DIRECTION	DELTA ANGLE
C-1	320.00	168.89	164.84	S 71°52'09" E	31°53.51'
C-2	250.00	43.98	43.66	N 81°13'43" W	131°02.11'
C-3	150.00	61.38	60.94	S 27°03'23" E	23°28.20'



- LEGEND
- ▭ COMMON AREA
  - ▨ LIMITED COMMON AREA
  - ▭ UNIT
  - △ EXISTING P.K. NAIL
  - EXISTING 5/8" I.P.
  - EX. ACCESS AND UTILITY EASEMENT
  - EX. WATER MAIN EASEMENT
  - EX. SANITARY EASEMENT
  - EX. UTILITY EASEMENT

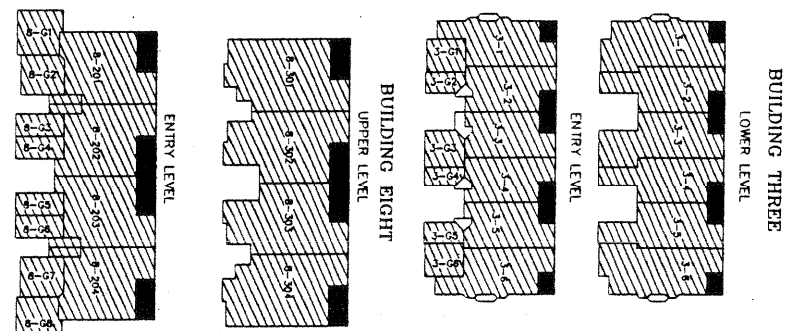
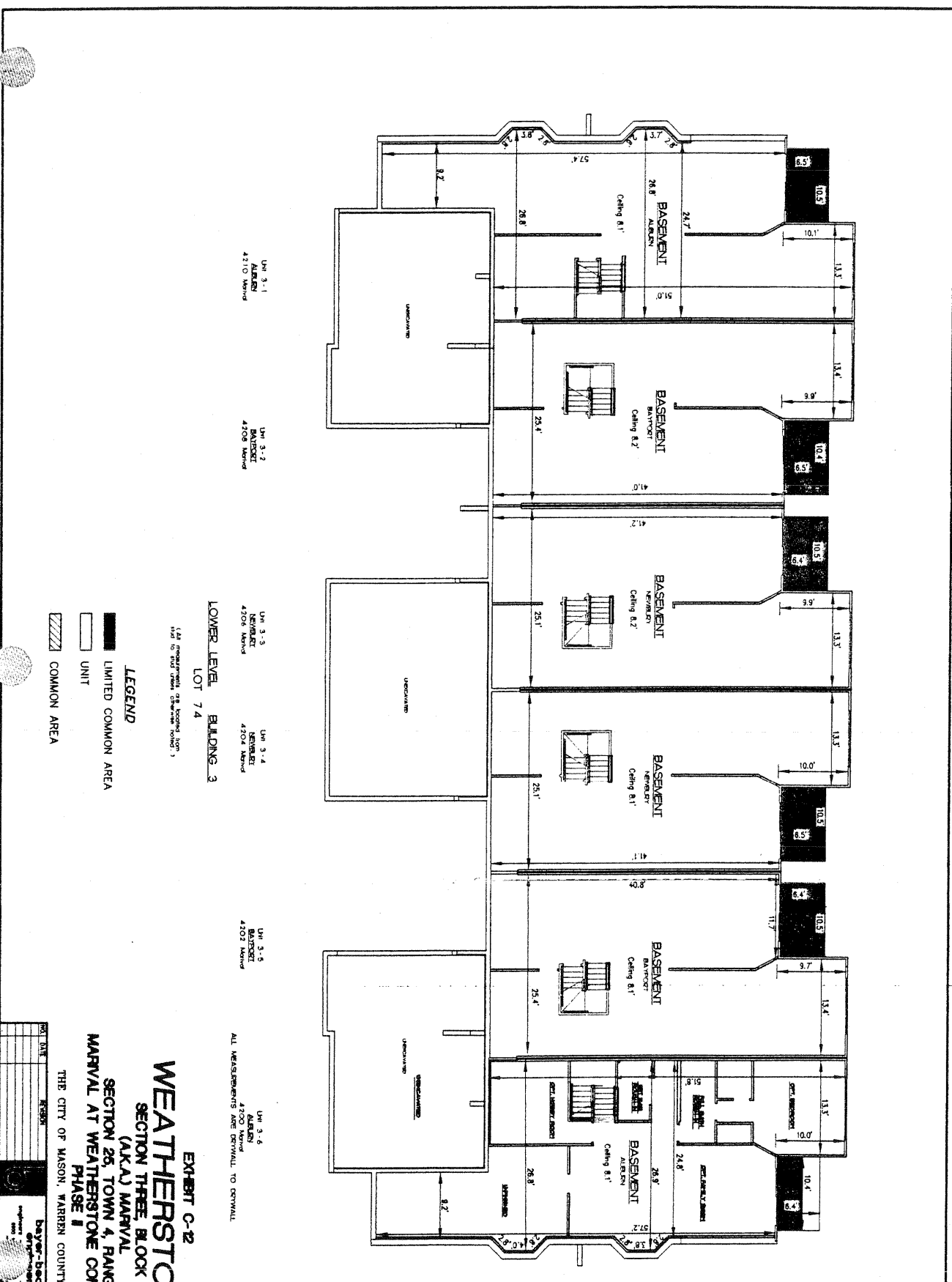
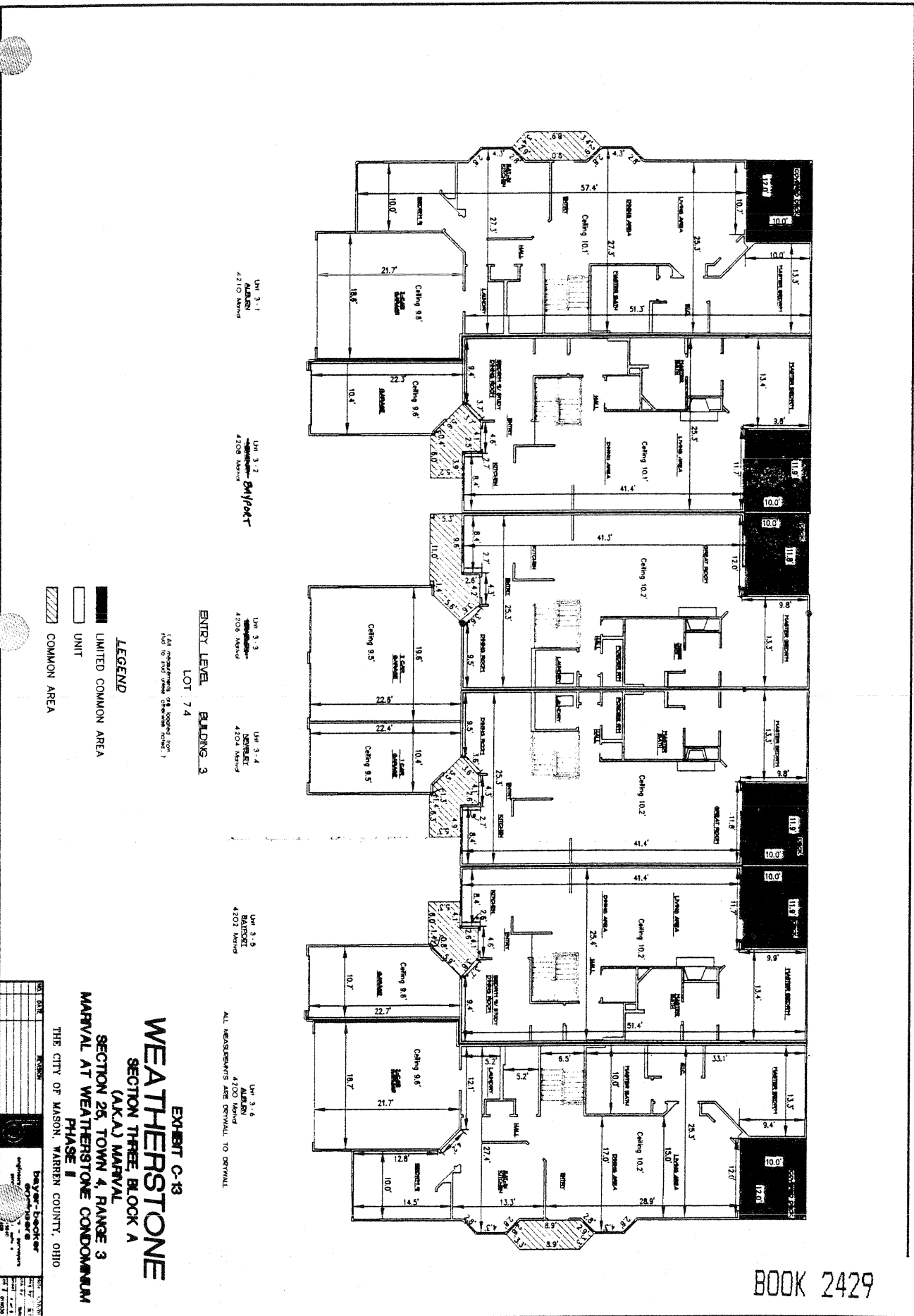


EXHIBIT C-11  
**WEATHERSTONE**  
SECTION THREE, BLOCK A  
(AKA) MARIVAL  
SECTION 26, TOWN 4, RANGE 3  
MARIVAL AT WEATHERSTONE CONDOMINIUM  
PHASE I  
THE CITY OF MASON, WARREN COUNTY, OHIO





Unit 3-1  
 ALBERT  
 4210 MARVAL

Unit 3-2  
 MARVAL  
 4208 MARVAL

Unit 3-3  
 ALBERT  
 4206 MARVAL

Unit 3-4  
 ALBERT  
 4204 MARVAL

Unit 3-5  
 MARVAL  
 4202 MARVAL

Unit 3-6  
 ALBERT  
 4200 MARVAL

ALL MEASUREMENTS ARE PERMITTED TO ORIGINAL

ENTRY LEVEL BUILDING 3

LOT 74

**LEGEND**

UNIT

LIMITED COMMON AREA

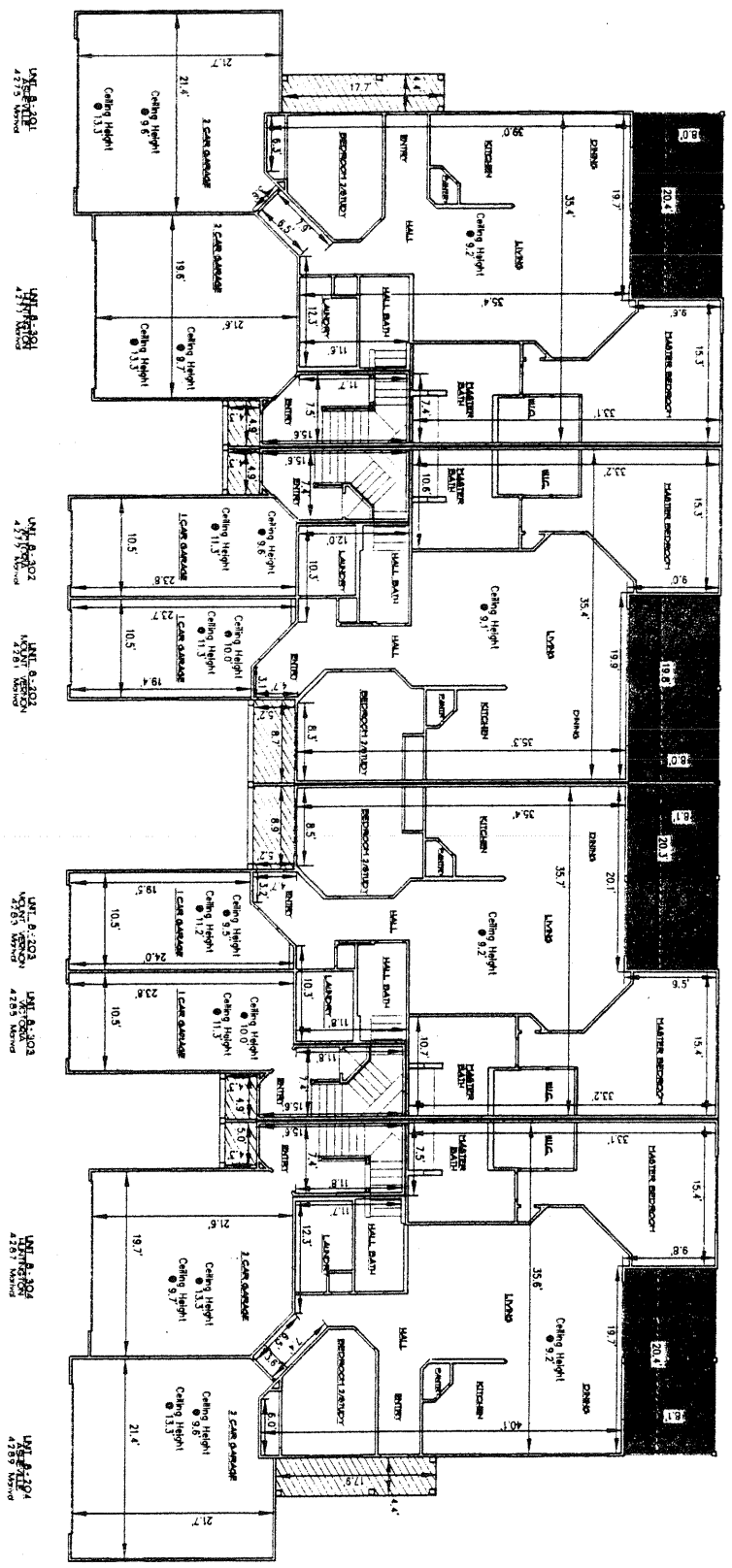
COMMON AREA

**EXHIBIT C-13  
 WEATHERSTONE  
 SECTION THREE, BLOCK A  
 (A.K.A.) MARVAL**

**SECTION 25, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE I**

THE CITY OF MASON, WARREN COUNTY, OHIO

NO.	DATE	REVISION
1	11/17/10	ISSUED FOR PERMIT
2	11/17/10	REVISED PER COMMENTS
3	11/17/10	REVISED PER COMMENTS
4	11/17/10	REVISED PER COMMENTS
5	11/17/10	REVISED PER COMMENTS
6	11/17/10	REVISED PER COMMENTS
7	11/17/10	REVISED PER COMMENTS
8	11/17/10	REVISED PER COMMENTS
9	11/17/10	REVISED PER COMMENTS
10	11/17/10	REVISED PER COMMENTS



LOWER LEVEL BUILDING 8  
LOT 79

(All measurements are based from  
and to 210' of vertical projection.)

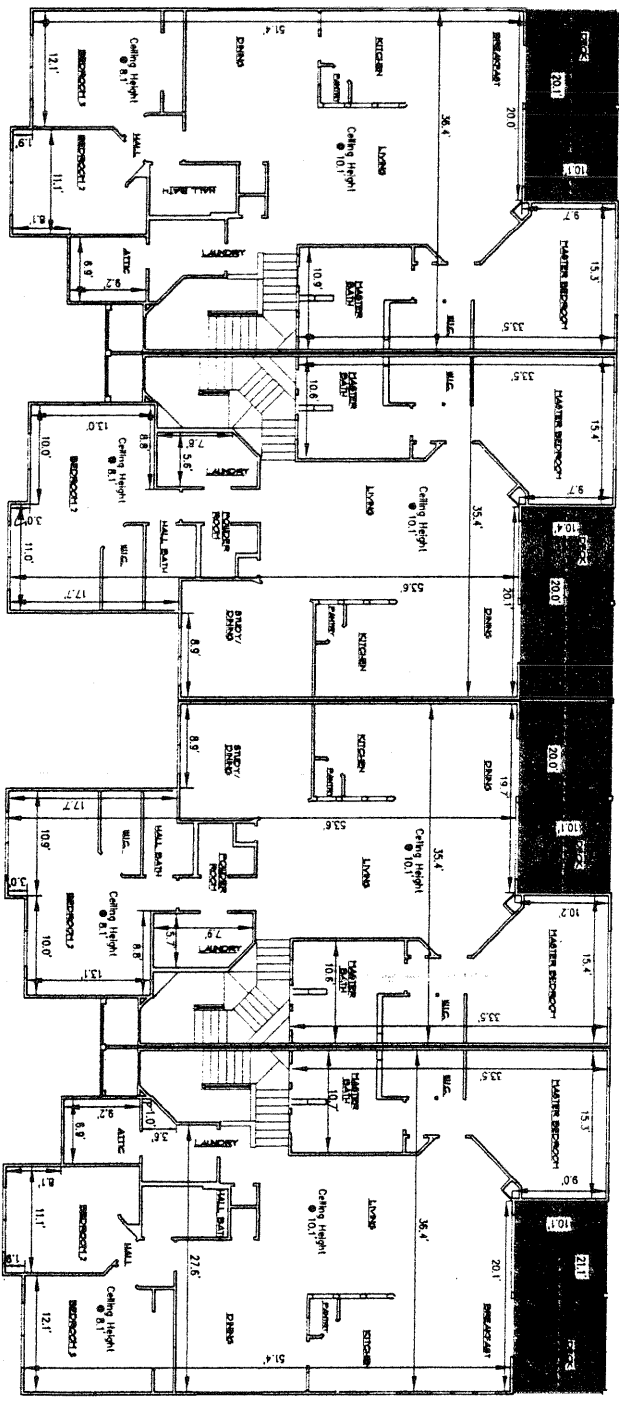
- LEGEND**
- LIMITED COMMON AREA
  - UNIT
  - ▨ COMMON AREA

**EXHIBIT C-14**  
**WEATHERSTONE**  
SECTION THREE, BLOCK A  
(AKA) MARVAL

SECTION 25, TOWN 4, RANGE 3  
MARVAL AT WEATHERSTONE CONDOMINIUM  
PHASE I

THE CITY OF MASON, WARREN COUNTY, OHIO

LOT	NO.	AREA	OWNER
79	1	10,000	Warren County
80	1	10,000	Warren County
81	1	10,000	Warren County
82	1	10,000	Warren County
83	1	10,000	Warren County
84	1	10,000	Warren County
85	1	10,000	Warren County
86	1	10,000	Warren County
87	1	10,000	Warren County
88	1	10,000	Warren County
89	1	10,000	Warren County
90	1	10,000	Warren County
91	1	10,000	Warren County
92	1	10,000	Warren County
93	1	10,000	Warren County
94	1	10,000	Warren County
95	1	10,000	Warren County
96	1	10,000	Warren County
97	1	10,000	Warren County
98	1	10,000	Warren County
99	1	10,000	Warren County
100	1	10,000	Warren County



UNIT 101

UNIT 201

UNIT 301

UNIT 401

UPPER LEVEL BUILDING 8  
LOT 79

1/44 (PARTIALLY 24' WIDE) 1/10  
S.D. © 2002 (UNDER DEVELOPMENT)

LEGEND

- LIMITED COMMON AREA
- UNIT

# WEATHERSTONE

EXHIBIT C-18  
SECTION THREE, BLOCK A  
(AKA) MARIVAL  
SECTION 25, TOWN 4, RANGE 3  
MARIVAL AT WEATHERSTONE CONDOMINIUM  
PHASE II  
THE CITY OF MASON, WARREN COUNTY, OHIO

NO.	DATE	REVISION



**EXHIBIT D**

Situated in Section 25, Town 4, Range 3, City of Mason, County of Warren and State of Ohio and being residential Unit Numbers 7-201 and 7-204, of the Marival at Weatherstone Condominium-Phase 1, as shown on the Condominium Drawings recorded in Plat Book 54, Pages 42-50 of the Warren County, Ohio Recorder's Office and as described in the Declaration of Condominium Ownership recorded at Official Record Book 2254, Page 462 of the Warren County, Ohio Recorder's Office and any and all Amendments to said Declaration, together with the percentage of ownership in the Common Areas and Facilities declared by the Declaration, and any and all amendments to said Declaration to be an appurtenance to the above residential Unit which percentage interest shall automatically change in accordance with amendments to said Declaration as they same are filed of record pursuant to said Declaration. Said percentage interest shall attach to the additional Common Areas and Facilities described in such amended Declaration and shall be deemed to have been conveyed effective on the recording of each such amended Declaration as though conveyed hereby.

**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.

<b>Unit Number</b>	<b>Model Type</b>	<b>Unit Address</b>	<b>Par Value of Unit</b>	<b>Percentage Interest in Common Areas/ Facilities *</b>
1-1	Auburn	4314 Marival Mason, Ohio 45040	2400	3.182%
1-2	Cape May II	4312 Marival Mason, Ohio 45040	2400	3.182%
1-3	Bar Harbor	4310 Marival Mason, Ohio 45040	2300	3.050%
1-4	Bar Harbor	4308 Marival Mason, Ohio 45040	2300	3.050%
1-5	Cape May II	4306 Marival Mason, Ohio 45040	2400	3.182%
1-6	Auburn	4304 Marival Mason, Ohio 45040	2400	3.182%
2-1	Auburn	4240 Marival Mason, Ohio 45040	2400	3.182%
2-2	Bayport	4238 Marival Mason, Ohio 45040	2300	3.050%
2-3	Newbury	4236 Marival Mason, Ohio 45040	2300	3.050%
2-4	Newbury	4234 Marival Mason, Ohio 45040	2300	3.050%
2-5	Bayport	4232 Marival Mason, Ohio 45040	2300	3.050%
2-6	Auburn	4230 Marival Mason, Ohio 45040	2400	3.182%
7-201	Asheville-Slab	4235 Marival Mason, Ohio 45040	2300	3.050%
7-204	Asheville-Slab	4241 Marival Mason, Ohio 45040	2300	3.050%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/ Facilities *
7-301	Huntington	4237 Marival Mason, Ohio 45040	2400	3.182%
7-304	Huntington	4239 Marival Mason, Ohio 45040	2400	3.182%
1-G1	Garage 2	4314 Marival Mason, Ohio 45040	200	0.265%
1-G2	Garage 1	4312 Marival Mason, Ohio 45040	130	0.172%
1-G3	Garage 1	4310 Marival Mason, Ohio 45040	130	0.172%
1-G4	Garage 1	4308 Marival Mason, Ohio 45040	130	0.172%
1-G5	Garage 1	4306 Marival Mason, Ohio 45040	130	0.172%
1-G6	Garage 2	4304 Marival Mason, Ohio 45040	200	0.265%
2-G1	Garage 2	4240 Marival Mason, Ohio 45040	200	0.265%
2-G2	Garage 1	4238 Marival Mason, Ohio 45040	130	0.172%
2-G3	Garage 2	4236 Marival Mason, Ohio 45040	200	0.265%
2-G4	Garage 1	4234 Marival Mason, Ohio 45040	130	0.172%
2-G5	Garage 1	4232 Marival Mason, Ohio 45040	130	0.172%
2-G6	Garage 2	4230 Marival Mason, Ohio 45040	200	0.265%
7-G1	Garage 2	4235 Marival Mason, Ohio 45040	200	0.265%
7-G2	Garage 2	4237 Marival Mason, Ohio 45040	200	0.265%
7-G3	Garage 2	4239 Marival Mason, Ohio 45040	200	0.265%
7-G4	Garage 2	4241 Marival Mason, Ohio 45040	200	0.265%
3-1	Auburn	4210 Marival Mason, Ohio 45040	2400	3.182%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/ Facilities *
3-2	Bayport	4208 Marival Mason, Ohio 45040	2300	3.050%
3-3	Newbury	4206 Marival Mason, Ohio 45040	2300	3.050%
3-4	Newbury	4204 Marival Mason, Ohio 45040	2300	3.050%
3-5	Bayport	4202 Marival Mason, Ohio 45040	2300	3.050%
3-6	Auburn	4200 Marival Mason, Ohio 45040	2400	3.182%
3-G1	Garage 2	4210 Marival Mason, Ohio 45040	200	0.265%
3-G2	Garage 1	4208 Marival Mason, Ohio 45040	130	0.172%
3-G3	Garage 2	4206 Marival Mason, Ohio 45040	200	0.265%
3-G4	Garage 1	4204 Marival Mason, Ohio 45040	130	0.172%
3-G5	Garage 1	4202 Marival Mason, Ohio 45040	130	0.172%
3-G6	Garage 2	4200 Marival Mason, Ohio 45040	200	0.265%
8-201	Asheville-Slab	4275 Marival Mason, Ohio 45040	2300	3.050%
8-202	Mt. Vernon-Slab	4281 Marival Mason, Ohio 45040	2300	3.050%
8-203	Mt. Vernon-Slab	4283 Marival Mason, Ohio 45040	2300	3.050%
8-204	Asheville-Slab	4289 Marival Mason, Ohio 45040	2300	3.050%
8-301	Huntington	4277 Marival Mason, Ohio 45040	2400	3.182%
8-302	Victoria	4279 Marival Mason, Ohio 45040	2400	3.182%
8-303	Victoria	4285 Marival Mason, Ohio 45040	2400	3.184%
8-304	Huntington	4287 Marival Mason, Ohio 45040	2400	3.184%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/ Facilities *
8-G1	Garage 2	4275 Marival Mason, Ohio 45040	200	0.265%
8-G2	Garage 2	4277 Marival Mason, Ohio 45040	200	0.265%
8-G3	Garage 1	4279 Marival Mason, Ohio 45040	130	0.172%
8-G4	Garage 1	4281 Marival Mason, Ohio 45040	130	0.172%
8-G5	Garage 1	4283 Marival Mason, Ohio 45040	130	0.172%
8-G6	Garage 1	4285 Marival Mason, Ohio 45040	130	0.172%
8-G7	Garage 2	4287 Marival Mason, Ohio 45040	200	0.265%
8-G8	Garage 2	4289 Marival Mason, Ohio 45040	200	0.265%
			75,420	

\*As additional Units are added to the Condominium, the various Unit's percentage of interest in Common Areas above will decrease accordingly.

BETH DECKARD - WARREN COUNTY RECORDER  
Doc #: 287291 Type: AMEND DECLR  
Filed: 1/29/2002 9:23:08 \$ 90.00  
OR Volume: 2429 Page: 737 Return: B  
Rec#: 2523 Pages: 21  
KRAJFMAN & FLORENCE

WCV

19/88

MARIVAL AT WEATHERSTONE CONDOMINIUM  
(PHASE 3)

SECOND AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP

I hereby certify that copies of the within Second 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

*Nick Nelson, By*

By: *Barbara Sides*

Deputy

Date: *July 10*, 2002

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

SECOND 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 1) recorded in Official Record Book 2254, Page 462 of the Warren County, Ohio records and 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 (collectively, the "Declaration"), the Drawings for which are recorded in Plat Book 54, Pages 42-50 (Phase 1) and in Plat Book 56, Pages 30-35 (Phase 2), 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-15 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 3 in Exhibit B to the Declaration into a new tract which will be known as "Phase 3"; and

D. That Declarant desires to submit Phase 3 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 3, 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 3 in Exhibit A hereto, a legal description for Parcel 4 which is described in Exhibit B attached hereto and made a part hereof, for which Parcel 4 Declarant reserves all of the rights described in Article 12 of the Declaration.

F. That Declarant, in Section 13.1 of the Declaration has reserved the right during the Development Period to amend the Declaration and/or Drawings and all exhibits attached thereto and made a part hereof in any way necessary to correct clerical or typographical errors in the Declaration, Drawings or Code of Regulations or clarify Declarant's original intent.

G. That Declarant desires to correct the language contained in Section 6.4 of the Declaration and Section 7.3 of the Code of Regulations relating to assessments to be

collected at closing in that the original language stated that a working capital assessment was to be collected at the time of closing which was to be allocated to a working capital fund to meet unforeseen expenditures and operating expenses or to purchase any additional equipment or services, which could not be used by Declarant to defray its expenses, reserves contributions or construction costs; however, the original intent of Declarant was to permit the Association to use the working capital assessment to pay its operating expenses.

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 3 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 Exhibits C-16 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 sixty-eight (68) individual units in six (6) separate buildings containing thirty-four (34) individual residential Units and thirty-four (34) individual garage Units (collectively, hereinafter sometimes described and referred to as “Units”).

4. Declarant further hereby amends the Declaration by modifying subsection 1.3.5 to reflect that Declarant desires to submit the Recreational Facilities as part of Phase 3 to the provisions of the Declaration and of Chapter 5311 of the Ohio Revised Code, and to make the Recreational Facilities a part of the Condominium Property.

5. Declarant further hereby amends the Declaration by adding thereto the drawings attached hereto and marked as Exhibits C-16 through C-19 to show the location, together with the particulars, of the Recreational Facilities and buildings situated on Phase 3 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 3. These drawings were prepared by and bear the certified statement of Jeffrey O. Lambert, P.S., registered surveyor and John S. Del Verne, P.E., registered engineer, as required by Section 5311.07 of the Ohio Revised Code.



6. 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 3 described in Exhibit A attached hereto. Phase 3 shall be deemed and shall be a part of "Parcel 1" of the Condominium Property as such phrase is used in the Declaration.

7. 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 4.

8. 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.

9. 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 4 in Exhibit B hereto.

10. In accordance with Section 13.1 of the Declaration, Declarant hereby deletes the language contained in Section 6.4 of the Declaration and replaces it with the following:

"Assessments at Closing. At the closing on the purchase of a Unit, the purchaser is required to pay a sum equal to one and one-half (1.50) full months of the initial monthly Common Assessment due on his or her Unit as his or her initial contribution to the working capital of the Association. This sum is not an advance payment of Assessment due hereunder, and it will not be held in any sort of trust or reserve account. This assessment will be used by the Association for its operating expenses. Additionally, at the closing, each purchaser of a Unit is required to pay a pro-rata share of the Common Assessment due in the month of closing."

11. In addition, in accordance with Section 13.1 of the Declaration, Section 7.3 of the Code of Regulations is amended as provided on Exhibit D attached hereto and made a part hereof.

12. All provisions of the Declaration and of all exhibits thereto not affected by the foregoing Amendment shall remain in full force and effect.

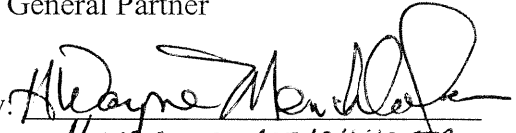
*[Remainder of page intentionally left blank, signatures to follow]*

Old	12-25-464-004	LOT 81	
Old	12-25-464-010	LOT 77	
Unit	6-1 + GARAGE	6-61	12-25-464-058
	6-2	6-62	12-25-464-059
	6-3	6-63	12-25-464-060
	6-4	6-64	12-25-464-061
C/A	12-25-464-062	LOT 81	
C/A	12-25-464-063	LOT 77	
		NO Rem	7-10-02
			Date

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 3RD day of JULY, 2002.


FISCHER ATTACHED HOMES, LTD,  
a Kentucky limited partnership

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

By:   
Name: H. WAYNE MENCHHOFER  
Its: VICE PRESIDENT, FAHO, INC.

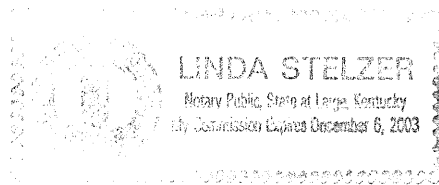
COMMONWEALTH OF KENTUCKY     )  
  ) ss:  
COUNTY OF KENTON                 )

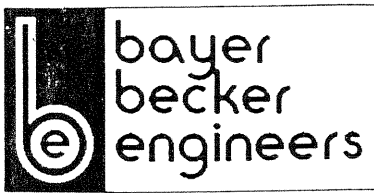
The foregoing instrument was acknowledged before me this 3rd day of July, 2002, by H. WAYNE MENCHHOFER as VICE PRESIDENT of Faho, Inc., a Kentucky corporation, as General Partner of Fischer Attached Homes, Ltd., a Kentucky limited partnership, on behalf of the corporation and the limited partnership.

  
Notary Public - State of Kentucky  
My Commission Expires: Dec. 6, 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





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

August 1, 2001

DESCRIPTION: 0.873 Acres

LOCATION: Weatherstone  
Section Three, Block A  
Lot 81

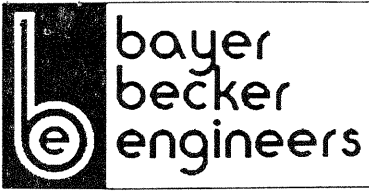
Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and being a 0.873 acre parcel further described as follows;

Begin at the northwesterly corner of Lot 73 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 point of beginning, South 19°40'14" West, 17.36 feet;
- thence with a curve to the right having a radius of 1200.00 feet, an arc length of 99.54 feet, (chord = South 22°02'49" West, 99.51 feet);
- thence South 24°25'24" West, 47.52 feet;
- thence with a curve to the left having a radius of 200.00 feet, an arc length of 77.63 feet, (chord = North 76°41'45" West, 77.14 feet);
- thence with a curve to the right having a radius of 300.00 feet, an arc length of 128.53 feet, (chord = North 75°32'29" West, 127.55 feet);
- thence North 24°29'20" East, 215.94 feet to a point on the southerly right-of-way of Stone Ridge Drive;
- thence with said right-of-way the following 2 courses: with a curve to the right having a radius of 370.00 feet, an arc length of 74.23 feet, (chord = South 59°45'56" East, 74.10 feet);
- thence with a curve to the left having a radius of 430.00 feet, an arc length of 122.41 feet, (chord = South 62°10'26" East, 122.00 feet) to the point of beginning containing 0.873 acres of land subject to all easements and rights-of-way of record.

The above description is the result of a survey prepared by Jeffrey O. Lambert with Bayer Becker Engineers, Ohio Registered Surveyor No. 7568, dated \_\_\_\_\_, the survey plat of which is filed in Vol. \_\_\_\_ Plat No. \_\_\_\_ of the Warren County Engineer's Record of Land Division.

BOOK 2594 PAGE 464



engineers  
planners  
architects  
surveyors

EXHIBIT A-cont.

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

July 1, 2002

DESCRIPTION: 0.526 Acres

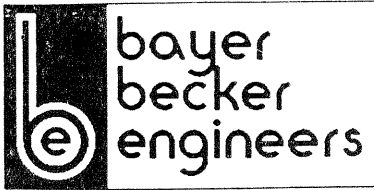
LOCATION: Weatherstone  
Section Three, Block A  
Lot 77

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and being a 0.526 acre parcel further described as follows:

Begin at the southeasterly corner of Lot 78 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 point of beginning, with a curve to the right, having a radius of 150.00 feet, an arc length of 61.36 feet, (Chord=North 27°05'23" West, 60.94 feet);
- thence South 15°22'13" East, 86.62 feet;
- thence North 74°37'47" East, 128.51 feet;
- thence with a curve to the right, having a radius of 150.00 feet, an arc length of 52.00 feet, (Chord=North 84°33'41" East, 51.74 feet);
- thence North 85°30'26" West, 5.40 feet;
- thence North 00°48'28" East, 125.51 feet, to an existing 5/8" iron pin;
- thence North 68°23'34" East, 138.02 feet, to the true point of beginning containing 0.526 acres of land subject to all easements and rights-of-way of record.

BOOK 2594 PAGE 465



engineers  
planners  
architects  
surveyors

EXHIBIT B

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

July 1, 2002

DESCRIPTION: 2.485 Acres

LOCATION: Weatherstone  
Section Three, Block A  
Lot 75-76

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and being a 2.485 acre parcel further described as follows:

Begin at the southeasterly corner of Lot 74 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 point of beginning, South 28°58'46" East, 94.55 feet, to an existing 5/8" iron pin;
- thence South 04°29'34" West, 207.41 feet, to an existing 5/8" iron pin on the northerly line of Broadview Farms, Section 4, as recorded in Plat Book 7, Page 86;
- thence with said Broadview Farms, North 85°30'26" West, 468.20 feet, to an existing 5/8" iron pin on the easterly line on Weatherstone Subdivision Section Three, Block B, as recorded in Plat Book 57, Pages 16-17;
- thence departing said Broadview Farms, and with said Westherstone Section Three, Block B, North 02°31'45" East, 185.50 feet;
- thence departing said Weatherstone, Section Three, Block B, South 85°30'26" East, 23.12 feet;
- thence with a curve to the left, having a radius of 150.00 feet, an arc length of 52.00 feet, (Chord=North 84°33'41" East, 51.74 feet);
- thence North 74°37'47" East, 128.51 feet;
- thence South 15°22'13" East, 31.85 feet;
- thence North 74°37'47" East, 230.34 feet, to the true point of beginning containing 2.485 acres of land subject to all easements and rights-of-way of record.

BOOK 2594 PAGE 466

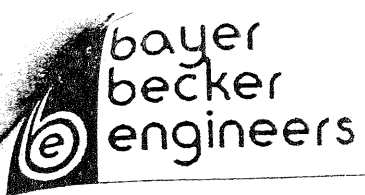
O:\01\01w030\legals\030bph3cprem.doc

700 Nilles Road  
Fairfield, OH 45014

14 East Eighth Street  
Covington, KY 41011

6900 Tylersville Road  
Mason, OH 45040

777 Eads Pkwy., Suite C  
Lawrenceburg, IN 47025



planners  
 EXHIBIT B  
 (continued)  
 architects [Expansion Property]  
 surveyors

Mason, OH 45040  
 P.513.336.6600  
 f.513.336.9365  
 mason@bayerbecker.com

12-25-464-002  
 12-25-464-001  
 12-25-476-012  
 74-12-25-476-013

August 3, 2001

DESCRIPTION:

HCH

26.9415 Acres

LOCATION:

Weatherstone  
 (A.K.A.) Marival

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and containing 26.9415 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;
- thence 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 right 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°37'56" West, 49.50 feet);
- thence South 42°21'59" West, 99.85 feet;
- thence with a curve to the left 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;

O:\99\99w\039\Legal\99W039-remain...doc

700 Nilles Road Fairfield, OH 45014	14 East Eighth Street Covington, KY 41011	6900 Tylersville Road Mason, OH 45040	777 Eads Pkwy., Suite C Lawrenceburg, IN 47025
--	--	--	---

thence South 55°55'23" East, 94.90 feet;  
thence South 16°03'42" West, 170.92 feet to an existing 5/8" iron pin;  
thence South 67°32'35" East, 173.87 feet;  
thence South 74°51'04" East, 149.45 feet to an existing 5/8" iron pin;  
thence South 00°48'28" West, 125.51 feet;  
thence North 85°30'26" West, 17.72 feet;  
thence South 02°31'45" West, 185.50 feet to an existing 5/8" iron pin on the northerly line of Broadview Farms as recorded in Plat Book 7 Page 86;  
thence North 85°30'26" West, 356.80 feet to a point on the northerly line of the Mason Hills, Section One, as recorded in Plat Book 7, Page 30 of the Warren County Recorder's Office;  
thence Departing said Broadview Farms, and with said Mason Hills, the following two courses: North 85°15'29" West, 479.96 feet;  
thence North 84°16'24" West, 613.56 feet;  
thence departing said Mason Hills, North 04°47'51" East, 123.20 feet;  
thence With said westerly right-of-way, the following five courses: North 42°46'36" 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. Simms Development Corporation, as recorded in Official Record 1841, Pages 789-791 of the Warren County Recorder's Office;  
thence departing said right-of-way, and with said Simms, the following four courses:  
thence South 73°57'19" East, 141.06 feet;  
thence North 43°40'43" East, 457.88 feet;  
thence South 46°05'38" East, 372.39 feet;  
thence North 71° 22'50" East, 130.59 feet to the point of beginning containing 26.9415 acres of land subject to all easements and rights-of-way of record.

PRIOR DEED REFERENCE O.R. 1790, PAGE 573.

We the undersigned being the owner of the fee simple title to the real estate herein described, hereby consent to and join in the extension of said fee estate to the condominium plan known as the subdivision of Weatherstone Condominium.

Witness my hand and the seal of my office this 24th day of July 2002, before me, the undersigned, a Notary Public in and for the State of Kentucky.

*Linda Stelzer*  
 Notary Public, State of Large Kentucky  
 My Commission Expires December 6, 2003

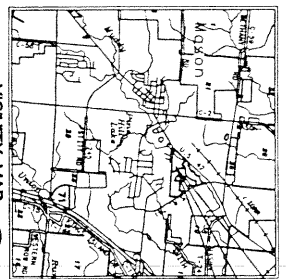
STATE OF Kentucky  
 COUNTY OF Warren

Be remembered that on this 24 day of July 2002, before me, the undersigned, a Notary Public in and for the State of Kentucky, appeared Linda Stelzer, General Partner of Fisher Attached Homes, Ltd., of Kentucky, known to me to be the person whose name is subscribed to the foregoing instrument to be their voluntary act and deed, in testimony whereof, I have hereunto set my hand and affixed my official seal on the day and year above written.

MY COMMISSION EXPIRES: \_\_\_\_\_  
 NOTARY PUBLIC  
*Linda Stelzer*

By: \_\_\_\_\_ County Auditor  
 Deputy \_\_\_\_\_ Warren County Recorder

COUNTY RECORDER:  
 County Recorder \_\_\_\_\_ 2002 at \_\_\_\_\_  
 The No. on this \_\_\_\_\_ day of \_\_\_\_\_ 2002 at \_\_\_\_\_  
 Recorded on this \_\_\_\_\_ day of \_\_\_\_\_ 2002 at \_\_\_\_\_  
 Recorded in Plat Book No. \_\_\_\_\_ Page \_\_\_\_\_



NOTE: AREA NOTED IS TOTAL AREA OF ALL PHASES

PHASE 1	1,170 ACRES
Lot 72	0.853 ACRES
Lot 80	0.853 ACRES
Phase 2	0.853 ACRES
Lot 78	0.853 ACRES
Lot 79	0.853 ACRES
Lot 81	0.853 ACRES
AREA REMAINING	2,485 ACRES

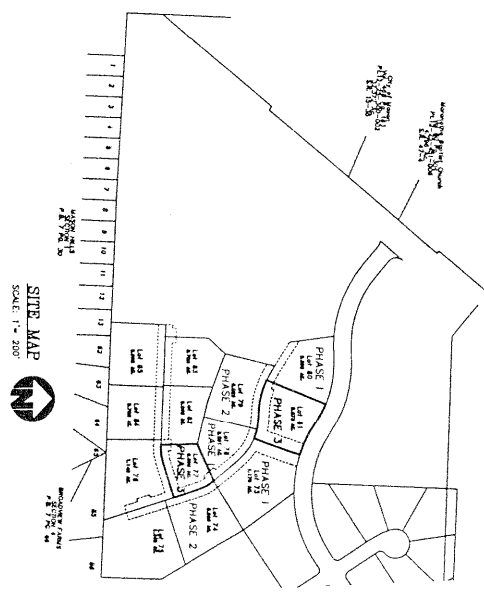
BUILDING SIX

Lot #	Subj	Unit	Unit Address	Unit No	Unit Type	Sq. Value	Area	Construction	Year	Unit Location
77	8	1	4204 Fairway	8-1	Apartment	2400	241.84	2002	2002	1st End
77	8	2	4204 Fairway	8-2	Apartment	2400	241.84	2002	2002	2nd from Left
77	8	3	4202 Fairway	8-3	Apartment	2400	241.84	2002	2002	3rd from Left
77	8	4	4200 Fairway	8-4	Apartment	2400	241.84	2002	2002	4th from Left

**OWNER**  
 FISHER ATTACHED HOMES LTD.  
 AS SUCCESSOR IN INTEREST TO  
 FISHER MANAGEMENT, INC.  
 4500 COUNTESS DRIVE  
 SUITE 300  
 CRESTVIEW HILLS, KENTUCKY 41017

**ENGINEER/SUBSETOR**  
 BAYER-BEGGER ENGINEERS  
 6800 SUITE 100  
 MAISON, OHIO 45040

- NOTES**
1. ALL BUILDING DIMENSIONS ARE AT 20' OR 20' MIN.
  2. BAYERS-BEGGER ENGINEERS SHALL BE THE SOLE ENGINEER OF RECORD FOR ALL PHASES.
  3. ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL BUILDING CODES AND ALL APPLICABLE LOCAL ORDINANCES.
  4. ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL BUILDING CODES AND ALL APPLICABLE LOCAL ORDINANCES.
  5. ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL BUILDING CODES AND ALL APPLICABLE LOCAL ORDINANCES.
  6. ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL BUILDING CODES AND ALL APPLICABLE LOCAL ORDINANCES.
  7. ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL BUILDING CODES AND ALL APPLICABLE LOCAL ORDINANCES.
  8. ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE INTERNATIONAL BUILDING CODES AND ALL APPLICABLE LOCAL ORDINANCES.

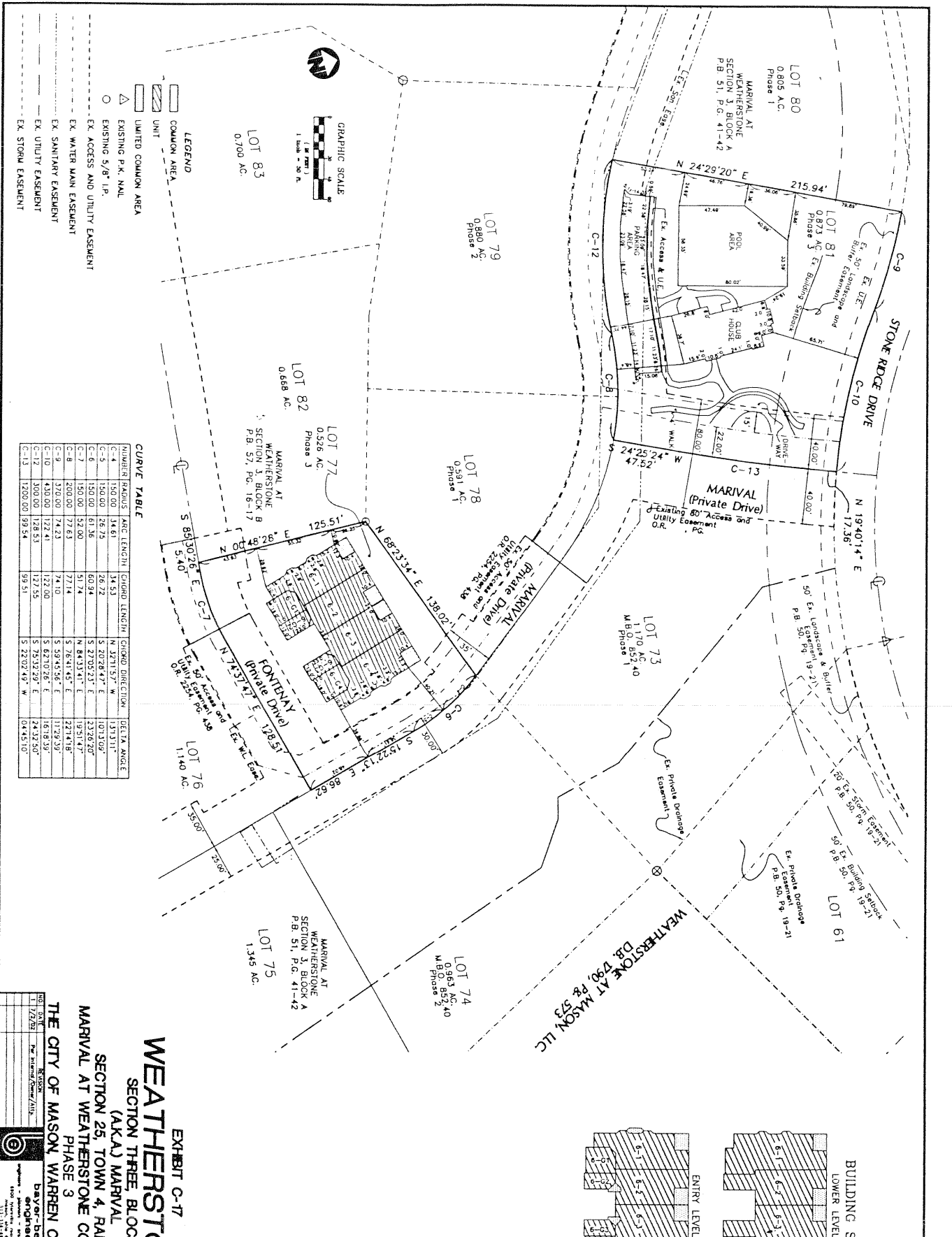


John S. Doherty  
 Professional Engineer  
 Ohio Registration #E-59378

EXHIBIT C-16  
**WEATHERSTONE**  
 SECTION THREE, BLOCK A  
 (AKA) MARVAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 3  
 THE CITY OF MASON WARREN COUNTY, OHIO

DATE: 7/23/02  
 DRAWN BY: JSD  
 CHECKED BY: JSD  
 SCALE: 1" = 200'





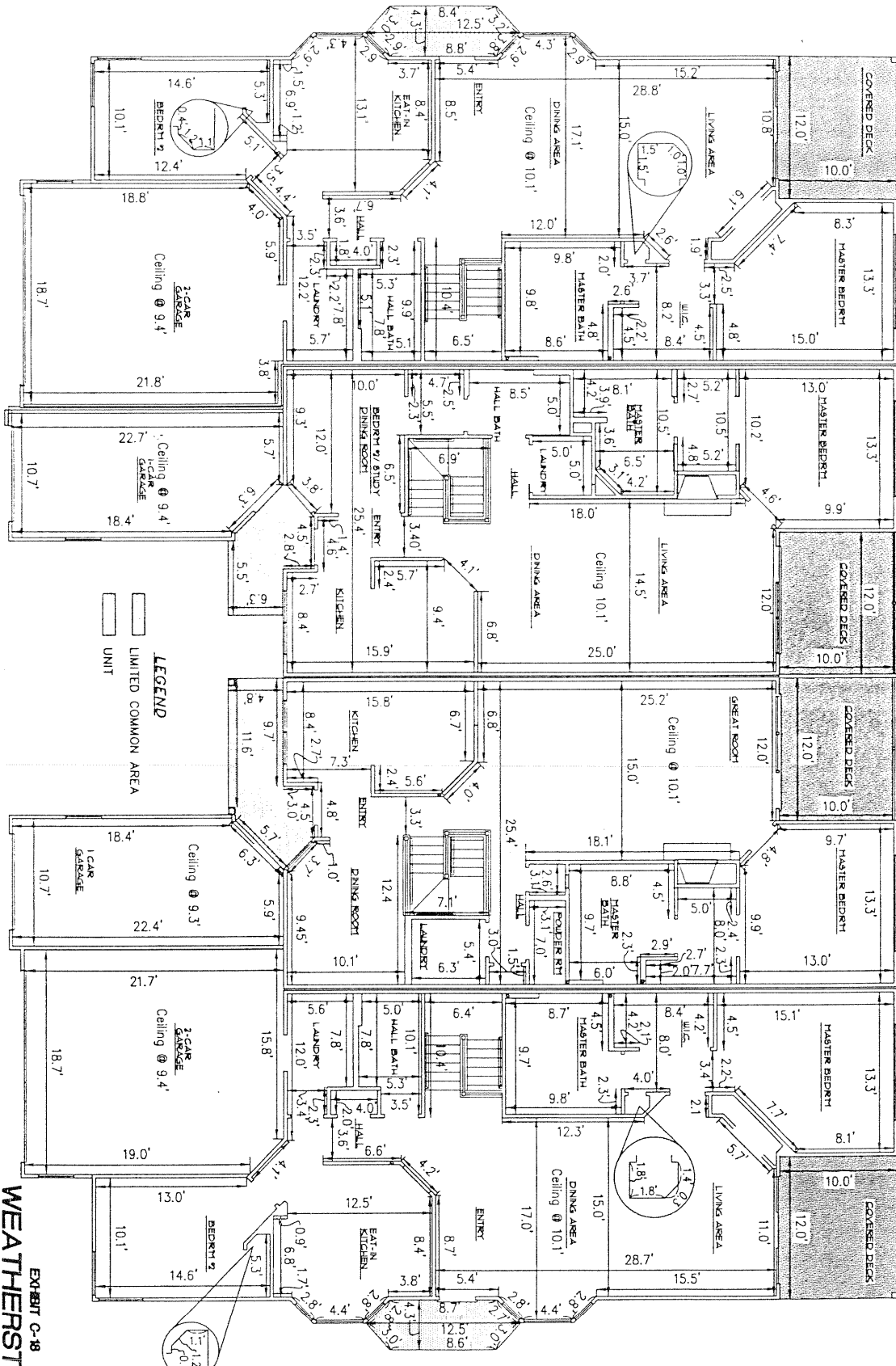
**CURVE TABLE**

CURVE	NUMBER	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD DIRECTION	BETA ANGLE
C-1	150.00	14.61	26.22	14.53	S 202° 52' 17" W	113° 11' 11"
C-2	150.00	26.22	60.94	27.05	S 202° 52' 17" W	212° 26' 22"
C-3	150.00	61.36	151.74	61.36	N 84° 33' 41" E	195° 14' 47"
C-4	150.00	122.72	303.48	122.72	S 86° 31' 45" E	122° 14' 16"
C-5	150.00	245.44	606.96	245.44	S 86° 31' 45" E	112° 28' 32"
C-6	300.00	122.72	245.48	122.72	S 86° 31' 45" E	112° 28' 32"
C-7	300.00	245.44	490.96	245.44	S 86° 31' 45" E	112° 28' 32"
C-8	300.00	490.88	981.92	490.88	S 86° 31' 45" E	112° 28' 32"
C-9	300.00	981.76	1963.84	981.76	S 86° 31' 45" E	112° 28' 32"
C-10	300.00	1963.52	3927.68	1963.52	S 86° 31' 45" E	112° 28' 32"
C-11	300.00	3927.04	7855.36	3927.04	S 86° 31' 45" E	112° 28' 32"
C-12	300.00	7854.08	15710.72	7854.08	S 86° 31' 45" E	112° 28' 32"
C-13	1200.00	99.54	99.54	99.54	S 22° 02' 49" W	64° 45' 10"

**EXHIBIT C-17**  
**WEATHERSTONE**  
 SECTION THREE, BLOCK A  
 (AKA) MARIVAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARIVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 3  
 THE CITY OF MASON, WARREN COUNTY, OHIO

Prepared/Checked/Date: 1/17/20  
 Revision: 1/17/20  
 Prepared/Checked/Date: 1/17/20  
 Revision: 1/17/20

**Dayor-Backer**  
**Engineers**  
 11111 Main Street  
 Mason, Ohio 45040  
 513-233-1111



Unit 6-1  
ALEBURN  
4206 Fortiway

Unit 6-2  
BAYPORT  
4204 Fortiway

Unit 6-3  
NEWBURY  
4202 Fortiway

Unit 6-4  
ALEBURN  
4200 Fortiway

Unit 6-5  
ALEBURN  
4200 Fortiway

ENTRY LEVEL

LOT 77

BUILDING 6

(All measurements are located from stud to stud unless otherwise noted.)

**LEGEND**

UNIT

LIMITED COMMON AREA

**WEATHERSTONE**

EXHIBIT C-18

SECTION THREE, BLOCK A  
(AKA) MARVAL

SECTION 28, TOWN 4, RANGE 3  
MARVAL AT WEATHERSTONE CONDOMINIUM  
PHASE 3

THE CITY OF MASON, WARREN COUNTY, OHIO

DAVEY-BECKER ENGINEERS

1/23/03

NO. 018

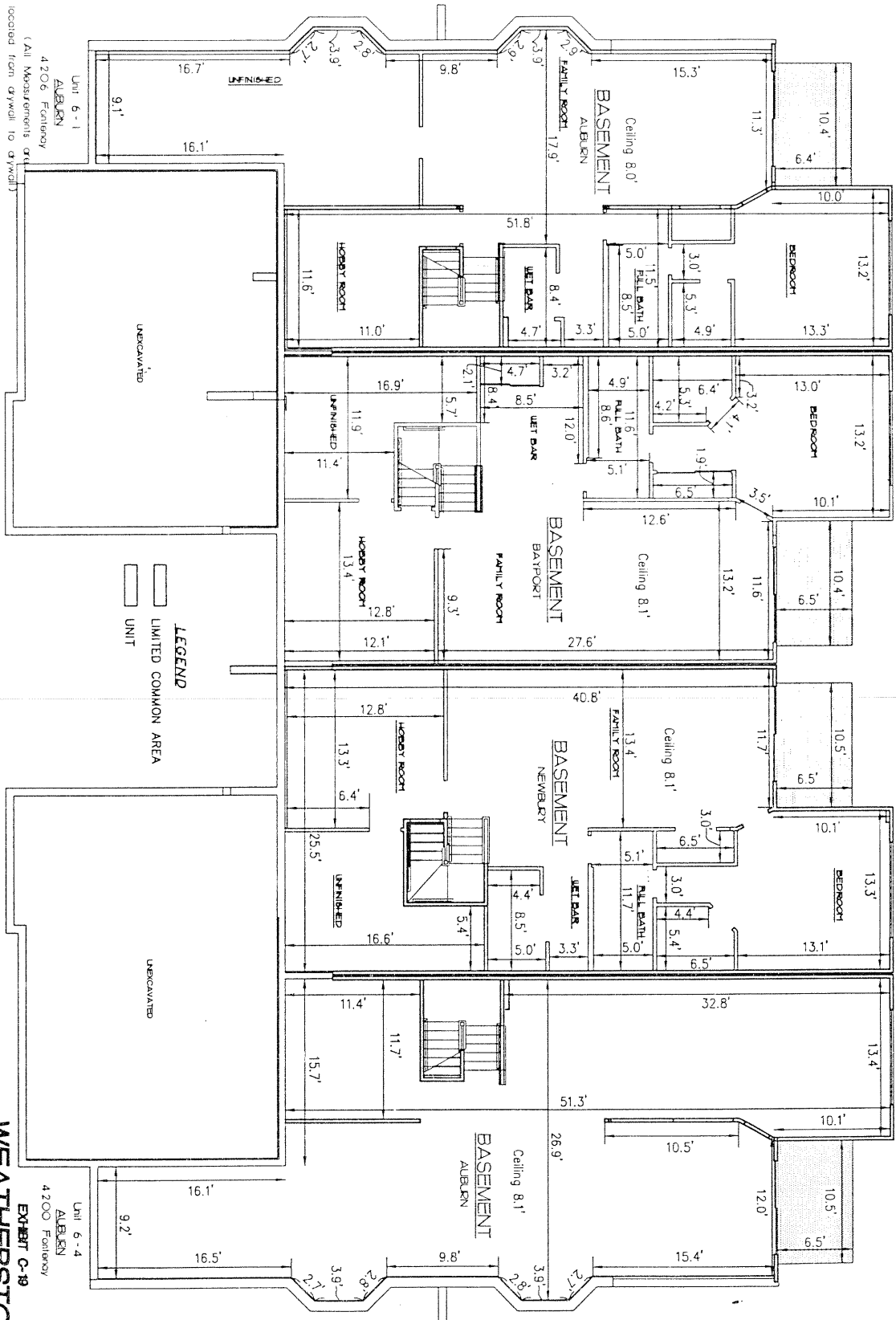
1/23/03

DATE

NO. 018

1/23/03

DATE



Unit 6-1  
AUBURN  
4206 Frontory  
(All Measurements are located from drywall to drywall)

Unit 6-2  
BAYPORT  
4204 Frontory  
(All Measurements are located from drywall to drywall)

Unit 6-3  
NEWBURY  
4202 Frontory  
(All Measurements are located from drywall to drywall)

Unit 6-4  
AUBURN  
4200 Frontory  
(All Measurements are located from drywall to drywall)

**LEGEND**  
 [Symbol] LIMITED COMMON AREA  
 [Symbol] UNIT

LOWER LEVEL  
 LOT 77  
 BUILDING 6

NO. DATE	BY	REVISION
1	7/2/03	Final/Revised/ADW

**WEATHERSTONE**  
 SECTION THREE BLOCK A  
 (AKA) MARVAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 THE CITY OF MASON, WARREN COUNTY, OHIO

**FIRST AMENDMENT TO CODE OF REGULATIONS  
OF  
MARIVAL AT WEATHERSTONE CONDOMINIUM  
OWNERS' ASSOCIATION, INC.**

Section 7.3 of the Code of Regulations is hereby deleted in its entirety and replaced with the following language:

“Section 7.3 Assessments at Closing. At the closing on the purchase of a Unit, the purchaser is required to pay a sum equal to one and one-half (1.5) full months of the initial monthly Common Assessment due on his or her Unit as his or her initial contribution to the working capital of the Association. This amount will be used by the Association for its operating expenses. It is not an advance payment of assessments and will not be held in any sort of trust or reserve account.”

The undersigned has hereto set his hand on this the 8<sup>TH</sup> day of JULY, 2002.

MARIVAL AT WEATHERSTONE  
CONDOMINIUM OWNERS' ASSOCIATION,  
INC., an Ohio not-for-profit corporation

By: H. WAYNE MENCHHOFFER  
Name: H. Wayne Menchoffer  
Title: PRESIDENT, MARIVAL AT WEATHERSTONE  
CONDOMINIUM OWNER'S ASSOCIATION

**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.

<b>Unit Number</b>	<b>Model Type</b>	<b>Unit Address</b>	<b>Par Value of Unit</b>	<b>Percentage Interest in Common Areas/Facilities*</b>
1-1	Auburn	4314 Marival Mason, Ohio 45040	2400	2.808%
1-2	Cape May II	4312 Marival Mason, Ohio 45040	2400	2.808%
1-3	Bar Harbor	4310 Marival Mason, Ohio 45040	2300	2.691%
1-4	Bar Harbor	4308 Marival Mason, Ohio 45040	2300	2.691%
1-5	Cape May II	4306 Marival Mason, Ohio 45040	2400	2.808%
1-6	Auburn	4304 Marival Mason, Ohio 45040	2400	2.808%
2-1	Auburn	4240 Marival Mason, Ohio 45040	2400	2.808%
2-2	Bayport	4238 Marival Mason, Ohio 45040	2300	2.691%
2-3	Newbury	4236 Marival Mason, Ohio 45040	2300	2.691%
2-4	Newbury	4234 Marival Mason, Ohio 45040	2300	2.691%
2-5	Bayport	4232 Marival Mason, Ohio 45040	2300	2.691%
2-6	Auburn	4230 Marival Mason, Ohio 45040	2400	2.808%
7-201	Asheville-Slab	4235 Marival Mason, Ohio 45040	2300	2.691%

<b>Unit Number</b>	<b>Model Type</b>	<b>Unit Address</b>	<b>Par Value of Unit</b>	<b>Percentage Interest in Common Areas/Facilities*</b>
7-204	Asheville-Slab	4241 Marival Mason, Ohio 45040	2300	2.691%
7-301	Huntington	4237 Marival Mason, Ohio 45040	2400	2.808%
7-304	Huntington	4239 Marival Mason, Ohio 45040	2400	2.808%
1-G1	Garage 2	4314 Marival Mason, Ohio 45040	200	0.234%
1-G2	Garage 1	4312 Marival Mason, Ohio 45040	130	0.152%
1-G3	Garage 1	4310 Marival Mason, Ohio 45040	130	0.152%
1-G4	Garage 1	4308 Marival Mason, Ohio 45040	130	0.152%
1-G5	Garage 1	4306 Marival Mason, Ohio 45040	130	0.152%
1-G6	Garage 2	4304 Marival Mason, Ohio 45040	200	0.234%
2-G1	Garage 2	4240 Marival Mason, Ohio 45040	200	0.234%
2-G2	Garage 1	4238 Marival Mason, Ohio 45040	130	0.152%
2-G3	Garage 2	4236 Marival Mason, Ohio 45040	200	0.234%
2-G4	Garage 1	4234 Marival Mason, Ohio 45040	130	0.152%
2-G5	Garage 1	4232 Marival Mason, Ohio 45040	130	0.152%
2-G6	Garage 2	4230 Marival Mason, Ohio 45040	200	0.234%
7-G1	Garage 2	4235 Marival Mason, Ohio 45040	200	0.234%
7-G2	Garage 2	4237 Marival Mason, Ohio 45040	200	0.234%
7-G3	Garage 2	4239 Marival Mason, Ohio 45040	200	0.234%
7-G4	Garage 2	4241 Marival Mason, Ohio 45040	200	0.234%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
3-1	Auburn	4210 Marival Mason, Ohio 45040	2400	2.808%
3-2	Bayport	4208 Marival Mason, Ohio 45040	2300	2.691%
3-3	Newbury	4206 Marival Mason, Ohio 45040	2300	2.691%
3-4	Newbury	4204 Marival Mason, Ohio 45040	2300	2.691%
3-5	Bayport	4202 Marival Mason, Ohio 45040	2300	2.691%
3-6	Auburn	4200 Marival Mason, Ohio 45040	2400	2.808%
3-G1	Garage 2	4210 Marival Mason, Ohio 45040	200	0.234%
3-G2	Garage 1	4208 Marival Mason, Ohio 45040	130	0.152%
3-G3	Garage 2	4206 Marival Mason, Ohio 45040	200	0.234%
3-G4	Garage 1	4204 Marival Mason, Ohio 45040	130	0.152%
3-G5	Garage 1	4202 Marival Mason, Ohio 45040	130	0.152%
3-G6	Garage 2	4200 Marival Mason, Ohio 45040	200	0.234%
8-201	Asheville-Slab	4275 Marival Mason, Ohio 45040	2300	2.691%
8-202	Mt. Vernon-Slab	4281 Marival Mason, Ohio 45040	2300	2.691%
8-203	Mt. Vernon-Slab	4283 Marival Mason, Ohio 45040	2300	2.691%
8-204	Asheville-Slab	4289 Marival Mason, Ohio 45040	2300	2.691%
8-301	Huntington	4277 Marival Mason, Ohio 45040	2400	2.808%
8-302	Victoria	4279 Marival Mason, Ohio 45040	2400	2.808%
8-303	Victoria	4285 Marival Mason, Ohio 45040	2400	2.808%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
8-304	Huntington	4287 Marival Mason, Ohio 45040	2400	2.808%
8-G1	Garage 2	4275 Marival Mason, Ohio 45040	200	0.234%
8-G2	Garage 2	4277 Marival Mason, Ohio 45040	200	0.234%
8-G3	Garage 1	4279 Marival Mason, Ohio 45040	130	0.152%
8-G4	Garage 1	4281 Marival Mason, Ohio 45040	130	0.152%
8-G5	Garage 1	4283 Marival Mason, Ohio 45040	130	0.152%
8-G6	Garage 1	4285 Marival Mason, Ohio 45040	130	0.152%
8-G7	Garage 2	4287 Marival Mason, Ohio 45040	200	0.234%
8-G8	Garage 2	4289 Marival Mason, Ohio 45040	200	0.234%
6-1	Auburn	4206 Fontenay Mason, Ohio 45040	2400	2.803%
6-2	Bayport	4204 Fontenay Mason, Ohio 45040	2300	2.691%
6-3	Newbury	4202 Fontenay Mason, Ohio 45040	2300	2.691%
6-4	Auburn	4200 Fontenay Mason, Ohio 45040	2400	2.803%
6-G1	Garage 2	4206 Fontenay Mason, Ohio 45040	200	0.234%
6-G2	Garage 1	4204 Fontenay Mason, Ohio 45040	130	0.152%
6-G3	Garage 1	4202 Fontenay Mason, Ohio 45040	130	0.152%
6-G4	Garage 2	4200 Fontenay Mason, Ohio 45040	200	0.234%
			85480	100.00%

TRANSFERRED

JUL 10 2002

SEC. 319.202 COMPLIED WITH  
 NICK NELSON, Auditor  
 WARREN COUNTY, OHIO

\*As additional Units are added to the Condominium, the various Unit's percentage of interest in Common Areas above will decrease accordingly.



Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
5-G4	Garage 1	4205 Fontenay Mason, Ohio 45040	130	0.096%
5-G5	Garage 1	4207 Fontenay Mason, Ohio 45040	130	0.096%
5-G6	Garage 1	4209 Fontenay Mason, Ohio 45040	130	0.096%
5-G7	Garage 2	4211 Fontenay Mason, Ohio 45040	200	0.147%
5-G8	Garage 2	4213 Fontenay Mason, Ohio 45040	200	0.147%
12-1	Auburn	4246 Fontenay Mason, Ohio 45040	2400	1.768%
12-2	Bayport	4244 Fontenay Mason, Ohio 45040	2300	1.695%
12-3	Newbury	4242 Fontenay Mason, Ohio 45040	2300	1.695%
12-4	Newbury	4240 Fontenay Mason, Ohio 45040	2300	1.699%
12-5	Bayport	4238 Fontenay Mason, Ohio 45040	2300	1.699%
12-6	Auburn	4236 Fontenay Mason, Ohio 45040	2400	1.768%
12-G1	Garage 2	4246 Fontenay Mason, Ohio 45040	200	0.147%
12-G2	Garage 1	4244 Fontenay Mason, Ohio 45040	130	0.096%
12-G3	Garage 2	4242 Fontenay Mason, Ohio 45040	200	0.147%
12-G4	Garage 1	4240 Fontenay Mason, Ohio 45040	130	0.096%
12-G5	Garage 1	4238 Fontenay Mason, Ohio 45040	130	0.099%
12-G6	Garage 2	4236 Fontenay Mason, Ohio 45040	200	0.147%
TOTAL:			135,710	545737300.00%

\*As additional Units are added to the Condominium, the various Unit's percentage of interest in Common Areas above will decrease accordingly.

TRANSFERRED

NOV 20 2002

SEC. 319.212 CONDOMINIUM ACT  
NICK NELSON, REGISTERED  
WARREN COUNTY, OHIO

19  
82

MARIVAL AT WEATHERSTONE CONDOMINIUM  
(PHASE 4)

THIRD AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP

I hereby certify that copies of the within Third 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

By: Nick Nelson, Jr  
Deputy

Date: 8-14, 2002

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

~~===== COPY =====  
BETH DECHARD - WARREN COUNTY RECORDER  
Doc #: 323823 Type: AMEND DECL  
Filed: 8/14/2002 15:58:31 \$ 82.00  
OR Volume: 2631 Pages: 411 Return: R  
Rec#: 20756  
KOPPELMAN & FLORENCE~~

BOOK 2631 PAGE 411

THIRD 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 1) 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 and as amended by the Second Amendment to Declaration of Condominium Ownership for Marival at Weatherstone Condominium (Phase 3) recorded in Official Record Book 2594, Page 459 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) and in Plat Book 57, Pages 84-86 (Phase 3), 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-19 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 4 in Exhibit B to the Declaration into a new tract which will be known as "Phase 4"; and

D. That Declarant desires to submit Phase 4 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 4, 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 4 in Exhibit A hereto, a legal description for Parcel 5 which is described in Exhibit B attached hereto and made a part hereof, for which Parcel 5 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 4 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 Exhibits C-21 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 eighty (80) individual units in seven (7) separate buildings containing forty (40) individual residential Units and forty (40) 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-20 through C-24 to show the location, together with the particulars, of the Recreational Facilities and buildings situated on Phase 4 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 4. These drawings were prepared by and bear the certified statement of Jeffrey O. Lambert, P.S., registered surveyor and John S. Del Verne, 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 4 described in Exhibit A attached hereto. Phase 4 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 5.

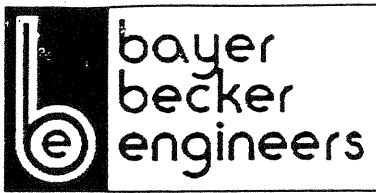
7. Declarant further hereby amends the Declaration by deleting therefrom Exhibit E attached to the Declaration and substituting in its place a new Exhibit E which is attached hereto.

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 5 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]*





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

July 30, 2002

DESCRIPTION: 1.345 Acres

LOCATION: Weatherstone  
Section Three, Block A  
Lot 75

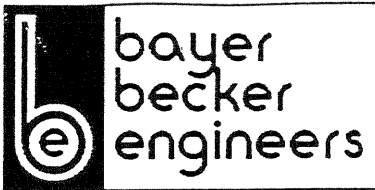
Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and being a 1.345 acre parcel further described as follows:

Begin at the southeasterly corner of Lot 74 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 the following two courses: South 28°58'46" East, 94.55 feet, to an existing 5/8" iron pin;
- thence South 04°29'34" West, 207.41 feet, to an existing 5/8" iron pin on the northerly line of Broadview Farms, Section 4, as recorded in Plat Book 7, Page 86;
- thence departing said Weatherstone, and with said Broadview Farms, North 85°30'26" West, 193.64 feet, to a point on the easterly line of lot 76 of said Weathersone;
- thence departing said Broadview Farms, and with said Weatherstone, the following two courses: North 15°22'13" West, 221.18 feet;
- thence North 74°37'47" East, 230.34 feet, to the true point of beginning containing 1.345 acres of land subject to all easements and rights-of-way of record.

Old: 12-25-464-007 Lot 75  
 New: 12-25-464-064 4-1+4-61  
 New: 12-25-464-065 4-2+4-62  
 New: 12-25-464-066 4-3+4-63  
 New: 12-25-464-067 4-4+4-64  
 New: 12-25-464-068 4-5+4-65  
 New: 12-25-464-069 4-6+4-66  
 Common Area: 12-25-464-070 No Rem.





engineers  
planners  
architects  
surveyors

EXHIBIT B

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

July 30, 2002

DESCRIPTION: 1.140 Acres

LOCATION: Weatherstone  
Section Three, Block A  
Remainder  
Lot 76

12-25-964-011

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and being a 1.140 acre parcel further described as follows:

Begin at the southeasterly corner of Lot 77 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 point of beginning, South 15°22'13" East, 253.02 feet, to the northerly line of Broadview Farms, Section 4, as recorded in Plat Book 7, Page 86;
- thence with said Broadview Farms, North 85°30'26" West, 274.56 feet, to an existing 5/8" iron pin on the easterly line on Weatherstone Subdivision Section Three, Block B, as recorded in Plat Book 57, Pages 16-17;
- thence departing said Broadview Farms, and with said Westherstone Section Three, Block B, North 02°31'45" East, 185.50 feet;
- thence departing said Weatherstone, Section Three, Block B, South 85°30'26" East, 23.12 feet;
- thence with a curve to the left, having a radius of 150.00 feet, an arc length of 52.00 feet, (Chord=North 84°33'41" East, 51.74 feet);
- thence North 74°37'47" East, 128.51 feet, to the true point of beginning containing 1.140 acres of land subject to all easements and rights-of-way of record.





planners  
 architects [Expansion Property]  
 surveyors

EXHIBIT B  
 (continued)

Mason, OH 45040  
 P.513.336.6600  
 F.513.336.9365  
 mason@bayerbecker.com

12-25-464-002  
 12-25-464-001  
 12-25-476-012  
 Pt. 12-25-476-013 R/N

August 3, 2001

DESCRIPTION:

HCH

26.9415 Acres

LOCATION:

JAK

Weatherstone  
 (A.K.A.) Marival

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and containing 26.9415 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;
- thence 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 right 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°37'56" West, 49.50 feet);
- thence South 42°21'59" West, 99.85 feet;
- thence with a curve to the left 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;

O:\99\99w039\Leg\99W039-remain..doc

700 Nilles Road  
 Fairfield, OH 45014

14 East Eighth Street  
 Covington, KY 41011

6900 Tylersville Road  
 Mason, OH 45040

777 Eads Pkwy., Suite C  
 Lawrenceburg, IN 47025

(continued)  
[Expansion Property]

thence South 55°55'23" East, 94.90 feet;  
thence South 16°03'42" West, 170.92 feet to an existing 5/8" iron pin;  
thence South 67°32'35" East, 173.87 feet;  
thence South 74°51'04" East, 149.45 feet to an existing 5/8" iron pin;  
thence South 00°48'28" West, 125.51 feet;  
thence North 85°30'26" West, 17.72 feet;  
thence South 02°31'45" West, 185.50 feet to an existing 5/8" iron pin on the northerly line of Broadview Farms as recorded in Plat Book 7 Page 86;  
thence North 85°30'26" West, 356.80 feet to a point on the northerly line of the Mason Hills, Section One, as recorded in Plat Book 7, Page 30 of the Warren County Recorder's Office;  
thence Departing said Broadview Farms, and with said Mason Hills, the following two courses: North 85°15'29" West, 479.96 feet;  
thence North 84°16'24" West, 613.56 feet;  
thence departing said Mason Hills, North 04°47'51" East, 123.20 feet;  
thence With said westerly right-of-way, the following five courses: North 42°46'36" 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. Simms Development Corporation, as recorded in Official Record 1841, Pages 789-791 of the Warren County Recorder's Office;  
thence departing said right-of-way, and with said Simms, the following four courses:  
thence South 73°57'19" East, 141.06 feet;  
thence North 43°40'43" East, 457.88 feet;  
thence South 46°05'38" East, 372.39 feet;  
thence North 71° 22'50" East, 130.59 feet to the point of beginning containing 26.9415 acres of land subject to all easements and rights-of-way of record.

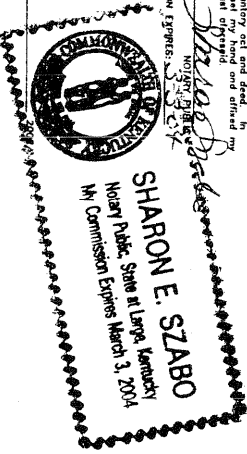
PRICE DEED REFERENCE O.R. 1790, PAGE 573.

We the undersigned being the owner of the fee simple title to the submission of said real estate to the Commission John Mason as the record of Weatherstone Condominium

Witnessed & acknowledged  
 The City of Mason  
 Mayor: *James H. Moore*  
 Recorder: *Sharon E. Szabo*  
 Name: *Sharon E. Szabo*  
*Deputy Recorder*

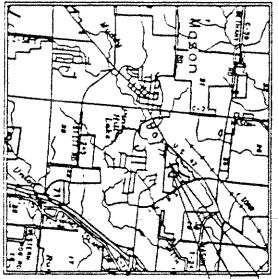
Richard M. Moore, Jr. a minority  
 Unitd Partnership  
 By: *Sharon E. Szabo* Secretary/Concessionaire  
*Sharon E. Szabo*  
 Notary Public State of Lupa, Kentucky  
 My Commission Expires March 3, 2004  
 My Commission Expires  
 My Commission Expires

STATE OF KENTUCKY  
 COUNTY OF WARREN  
 Received on this 1st day of March 2002 before me a Notary Public and State at large, Sharon E. Szabo, Notary Public, State of Lupa, Kentucky, as my commission expires March 3, 2004. In presence of my witnesses, I have acknowledged the signing and execution of the foregoing instrument to be the voluntary act and deed of the person or persons named therein, and that the said instrument is a true and correct copy of the original as shown to me, and that the said instrument is not void for any reason and that the said instrument is not void for any reason and that the said instrument is not void for any reason.



COUNTY AUDITOR  
 County Auditor  
 Transferred on this \_\_\_ day of \_\_\_ 2002 of \_\_\_ M.  
 Deputy  
 County Auditor

Warren County Recorder



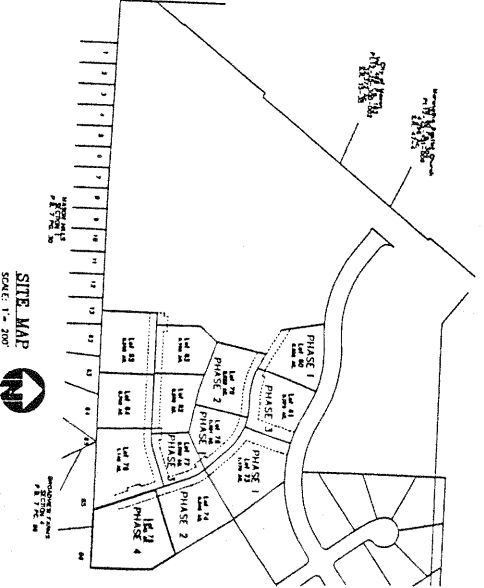
TOTAL AREA  
 RIGHT OF WAY  
 PHASE 1  
 1,170 ACRES  
 PHASE 2  
 0,580 ACRES  
 PHASE 3  
 0,800 ACRES  
 PHASE 4  
 0,980 ACRES  
 PHASE 5  
 0,880 ACRES  
 PHASE 6  
 0,320 ACRES  
 PHASE 7  
 1,010 ACRES  
 PHASE 8  
 0,810 ACRES  
 PHASE 9  
 1,340 ACRES  
 AREA REMAINING  
 1,140 ACRES

OWNER  
 FISCHER ATTACHED HOMES LTD.  
 AS SUCCESSOR IN INTEREST TO  
 FISCHER MANAGEMENT, INC.  
 A KENTUCKY CORPORATION  
 2570 SUITE 300  
 CHESTNUT HILLS, KENTUCKY 41017

NOTES  
 1. ALL BUILDING PERMITS AND AT THE OF  
 2. FROM TO PROPERTY THE CITY OF MASON  
 3. DURING OF THE TRANSITION PERIOD  
 4. THE CITY OF MASON SHALL BE RESPONSIBLE FOR THE  
 5. THE CITY OF MASON SHALL BE RESPONSIBLE FOR THE  
 6. THE CITY OF MASON SHALL BE RESPONSIBLE FOR THE  
 7. THE CITY OF MASON SHALL BE RESPONSIBLE FOR THE  
 8. THE CITY OF MASON SHALL BE RESPONSIBLE FOR THE  
 9. THE CITY OF MASON SHALL BE RESPONSIBLE FOR THE  
 10. THE CITY OF MASON SHALL BE RESPONSIBLE FOR THE

BUILDING FOUR

Lot #	Block	Unit	Address	Unit No.	Unit Type	Per Value	Area	Front Footage	Depth	Level	Unit Elevation
21	4	1	4120 Marwood	4-1	Apartment	7100	2,320.01	75.12	117.18	Grade	1st from 1st
22	4	2	4120 Marwood	4-2	Apartment	7100	2,320.01	75.12	117.18	Grade	2nd from 1st
23	4	3	4120 Marwood	4-3	Apartment	7100	2,320.01	75.12	117.18	Grade	3rd from 1st
24	4	4	4120 Marwood	4-4	Apartment	7100	2,320.01	75.12	117.18	Grade	4th from 1st
25	4	5	4120 Marwood	4-5	Apartment	7100	2,320.01	75.12	117.18	Grade	5th from 1st
26	4	6	4120 Marwood	4-6	Apartment	7100	2,320.01	75.12	117.18	Grade	6th from 1st
27	4	7	4120 Marwood	4-7	Apartment	7100	2,320.01	75.12	117.18	Grade	7th from 1st
28	4	8	4120 Marwood	4-8	Apartment	7100	2,320.01	75.12	117.18	Grade	8th from 1st

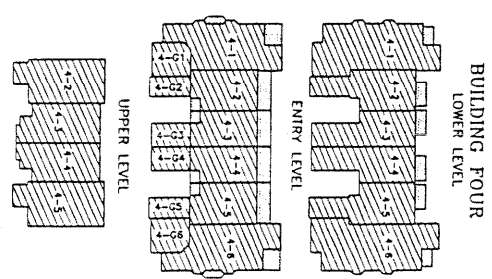
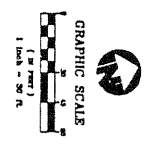
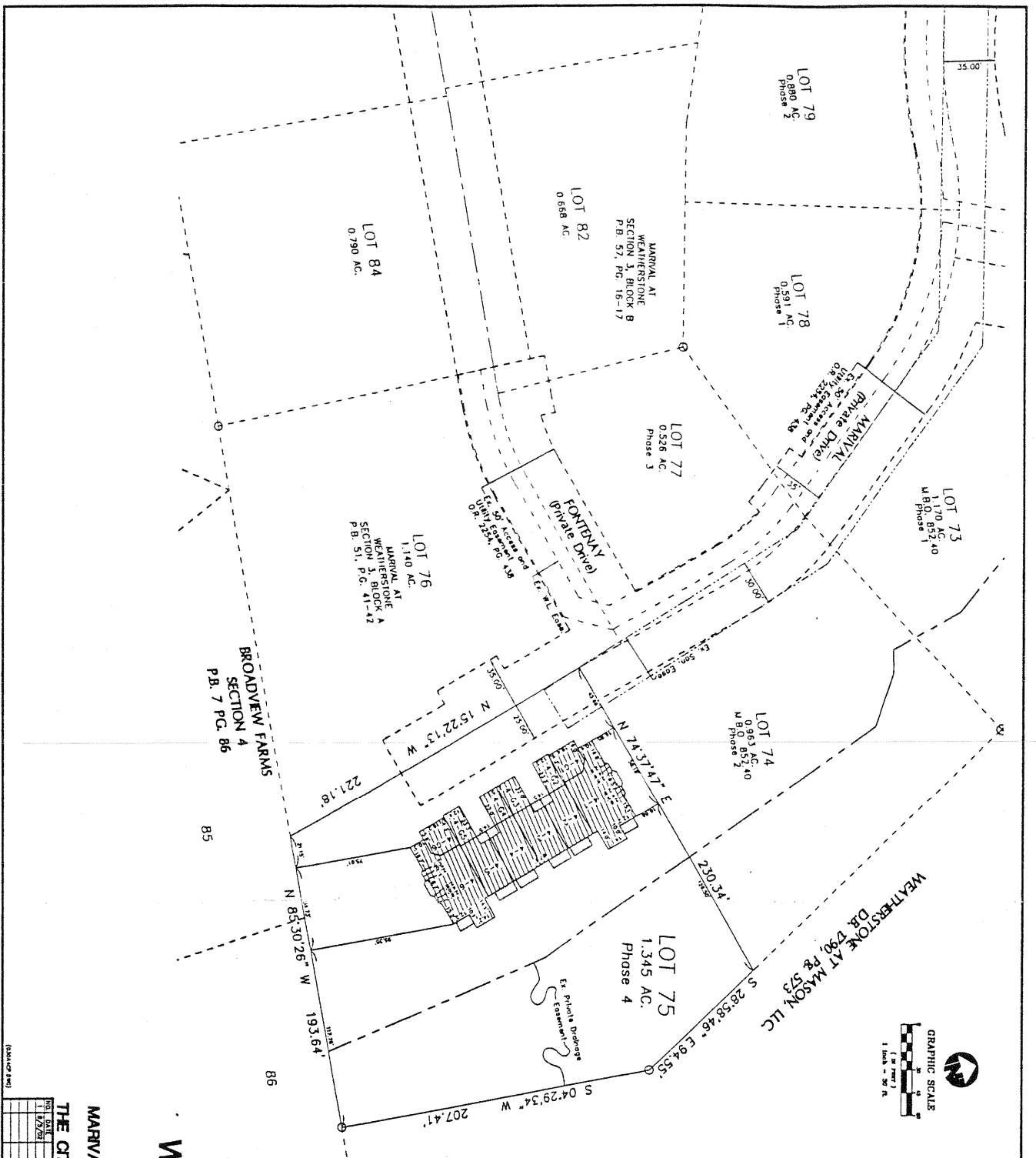


The within drawings consisting of pages 1 through 5 of the Manual of Weatherstone Condominium Phase 4 approximately 1,345 acres and being all of lot 75 recorded in PB 51 Pg. 41-42 of the Warren County Public Records. The measurements on certified copies of these drawings accurately show the building(s) as constructed.

Jeffrey G. Lambert  
 Registered Surveyor in the State  
 of Ohio #1568

EXHIBIT C-20  
**WEATHERSTONE**  
 SECTION THREE BLOCK A  
 (AKA) MARVAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 4  
 THE CITY OF MASON, WARREN COUNTY, OHIO

John S. Dabrowski  
 Professional Engineer  
 Ohio Registration #E-58378  
 Bayer-Becker  
 Engineers  
 8900 TRENNSVILLE ROAD  
 MASON, OHIO 45040

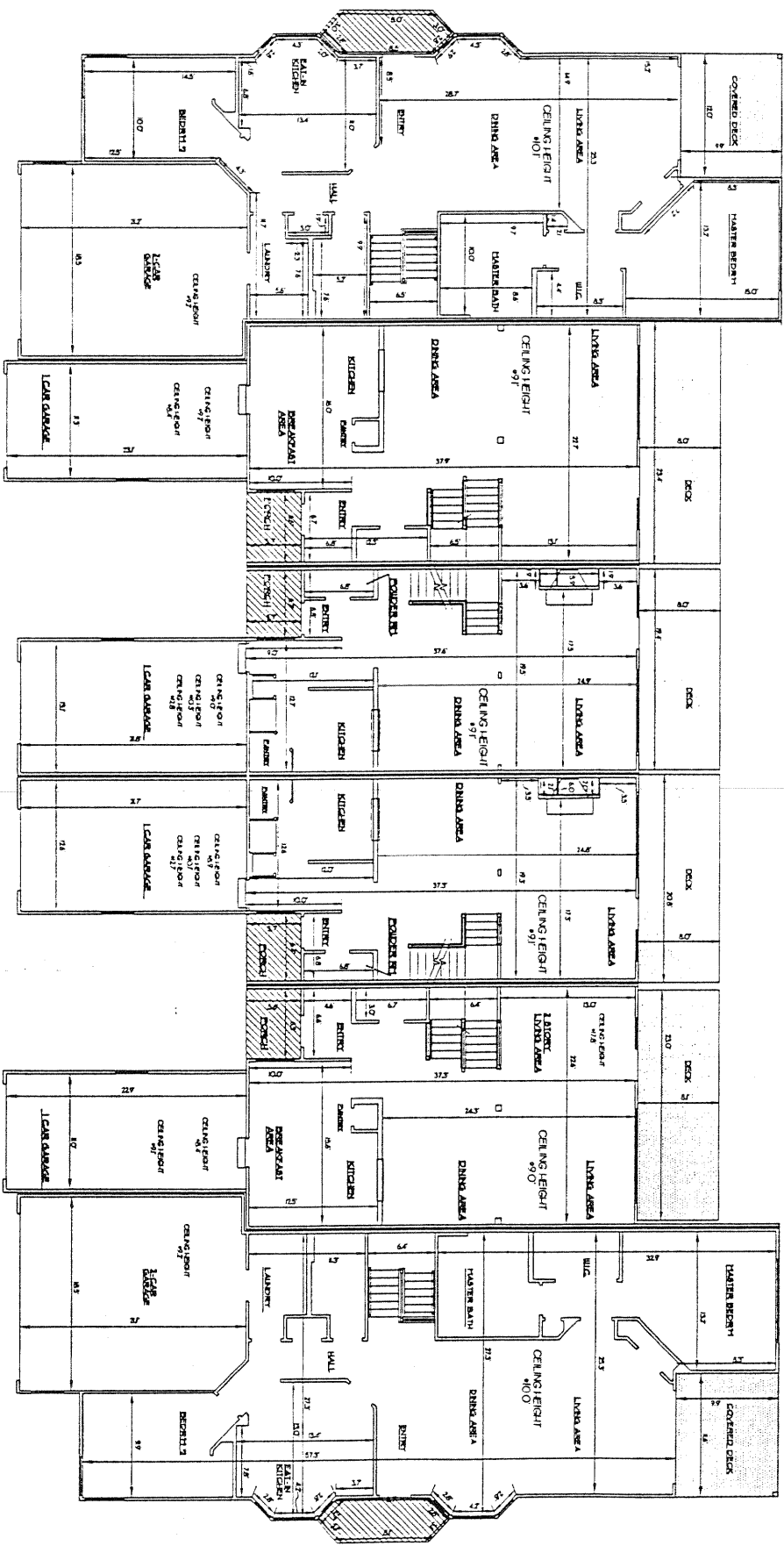


- LEGEND**
- COMMON AREA
  - ▨ UNIT
  - UNITS COMMON AREA
  - EXISTING 5/8" IRON PIN
  - - - EX. ACCESS AND UTILITY EASEMENT
  - - - EX. WATER MAIN EASEMENT
  - - - EX. SANITARY EASEMENT

**WEATHERSTONE**  
 EXHIBIT C-21  
 SECTION THREE BLOCK A  
 (AKA) MARRIVAL

SECTION 25, TOWN 4, RANGE 3  
 MARRIVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 4  
 THE CITY OF MASON, WARREN COUNTY, OHIO

NO.	DATE	BY	REVISION
1	1/27/02	PK	OWNER
Prepared by: <b>bayer-boeckler engineers</b> 10000 W. STATE ST., SUITE 200 MASON, OHIO 45040 PH: 513.263.1100 FAX: 513.263.1101 WWW.BAYER-BOECKLER.COM			



Unit 4-1  
ARLSEN  
4182 NAYLOR  
(All measurements are recorded from street to street)

Unit 4-2  
CARL MAYLOR  
4180 NAYLOR  
(All measurements are recorded from street to street)

Unit 4-3  
BAR LASSBORO  
4178 NAYLOR  
(All measurements are recorded from street to street)

Unit 4-4  
BAR LASSBORO  
4176 NAYLOR  
(All measurements are recorded from street to street)

Unit 4-5  
CARL MAYLOR  
4174 NAYLOR  
(All measurements are recorded from street to street)

Unit 4-6  
ARLSEN  
4172 NAYLOR  
(All measurements are recorded from street to street)

ENTRY LEVEL BUILDING 4

EXHIBIT C-22

LEGEND

- LIMITED COMMON AREA
- UNIT
- COMMON AREA

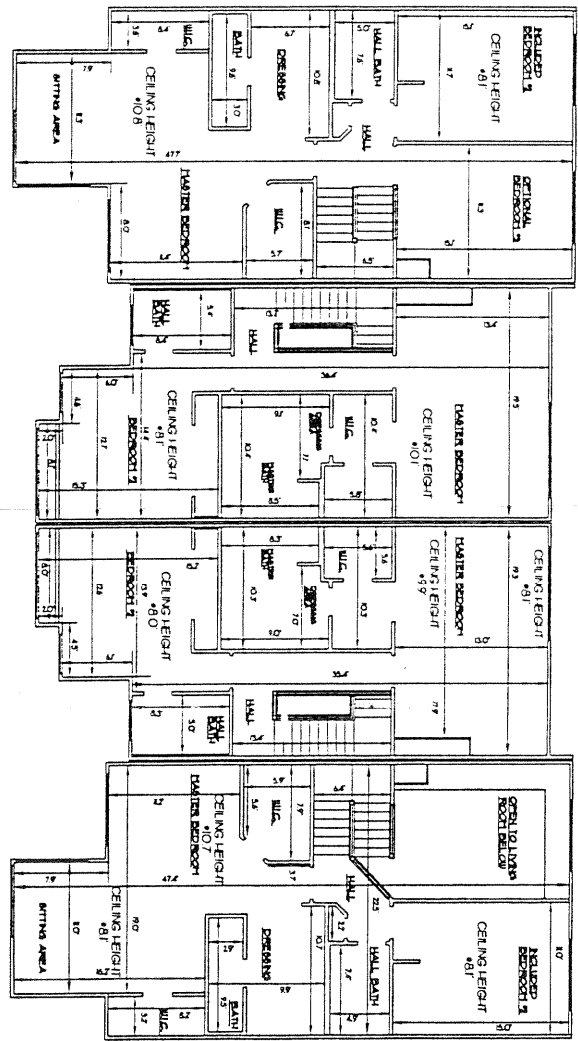
WEATHERSTONE

SECTION THREE BLOCK A  
(AKA) MARVAL

SECTION 25, TOWN 4, RANGE 3  
MARVAL AT WEATHERSTONE CONDOMINIUM  
PHASE

THE CITY OF MASON, OHIO  
COUNTY, OHIO

NO. 518	DATE	BY	FOR
1	6/2/07	7/2/07	7/2/07
1	6/2/07	7/2/07	7/2/07



UNIT 4-1  
 CARE MARY J  
 4176 MARVAL  
 (All measurements are located from street to street)

UNIT 4-2  
 BAR HANCOCK  
 4176 MARVAL  
 (All measurements are located from street to street)

UNIT 4-3  
 BAR HANCOCK  
 4176 MARVAL  
 (All measurements are located from street to street)

UNIT 4-4  
 CARE MARY J  
 4174 MARVAL  
 (All measurements are located from street to street)

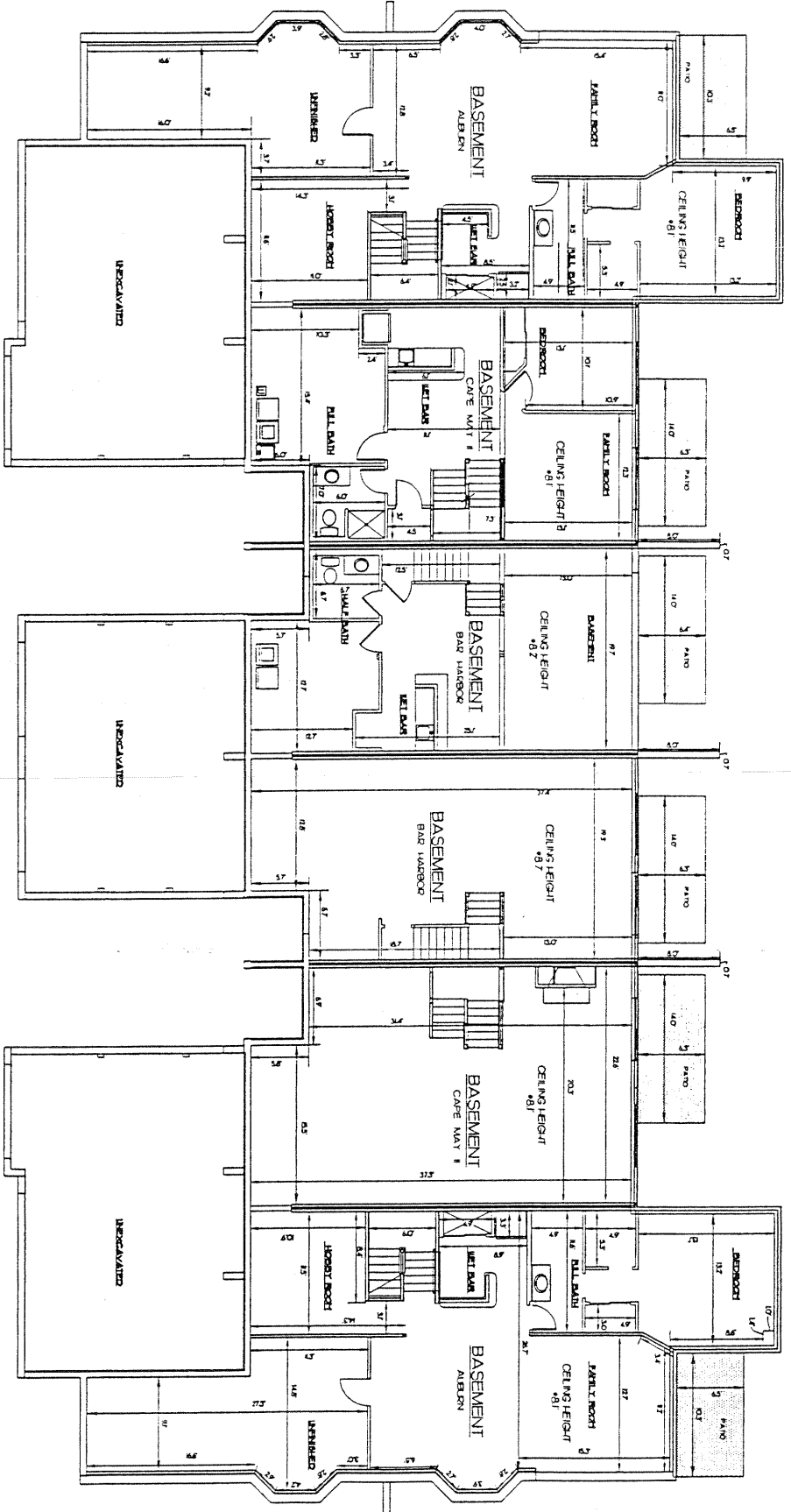
UNIT 4-5  
 CARE MARY J  
 4174 MARVAL  
 (All measurements are located from street to street)

LEGEND  
 UNIT

NO.	DATE	REVISION
1	1/25/01	PREPARED
2		REVISED
3		REVISED
4		REVISED
5		REVISED
6		REVISED
7		REVISED
8		REVISED
9		REVISED
10		REVISED

EXHIBIT C-23  
**WEATHERSTONE**  
 SECTION THREE, BLOCK A  
 (LAKU) MARVAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 4  
 THE CITY OF MASON, WARREN COUNTY, OHIO

Bryan Beckwith  
 Professional Engineer  
 No. 10487  
 State of Ohio



Unit 4-1  
 ALBURN  
 2182 Marval  
 (All measurements are Section  
 from Street to Street)

Unit 4-2  
 CAPE MARV I  
 4180 Marval  
 (All measurements are Section  
 from Wall to Wall)

Unit 4-3  
 BAR LABBOC  
 4178 Marval  
 (All measurements are Section  
 from Wall to Wall)

Unit 4-4  
 BAR LABBOC  
 4176 Marval  
 (All measurements are Section  
 from Wall to Wall)

Unit 4-5  
 CAPE MARV I  
 4174 Marval  
 (All measurements are Section  
 from Street to Street)

Unit 4-6  
 ALBURN  
 4172 Marval  
 (All measurements are Section  
 from Street to Street)

LEGEND  
 [Symbol] LIMITED COMMON AREA  
 [Symbol] UNIT

EXHIBIT C-24  
**WEATHERSTONE**  
 SECTION THREE, BLOCK A  
 (AKA) MARVAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 4  
 THE CITY OF MASON, WARREN COUNTY, OHIO

NO.	DATE	BY	REVISION
1	7/2/23	AS BUILT	
2		AS BUILT	

**Bayler-Decker**  
 Engineers  
 1100 Exchange Street, Suite 200  
 Columbus, Ohio 43260  
 (614) 461-1100  
 www.bayler-decker.com

**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.

<b>Unit Number</b>	<b>Model Type</b>	<b>Unit Address</b>	<b>Par Value of Unit</b>	<b>Percentage Interest in Common Areas/Facilities*</b>
1-1	Auburn	4314 Marival Mason, Ohio 45040	2400	2.386%
1-2	Cape May II	4312 Marival Mason, Ohio 45040	2400	2.386%
1-3	Bar Harbor	4310 Marival Mason, Ohio 45040	2300	2.286%
1-4	Bar Harbor	4308 Marival Mason, Ohio 45040	2300	2.286%
1-5	Cape May II	4306 Marival Mason, Ohio 45040	2400	2.386%
1-6	Auburn	4304 Marival Mason, Ohio 45040	2400	2.386%
2-1	Auburn	4240 Marival Mason, Ohio 45040	2400	2.386%
2-2	Bayport	4238 Marival Mason, Ohio 45040	2300	2.286%
2-3	Newbury	4236 Marival Mason, Ohio 45040	2300	2.286%
2-4	Newbury	4234 Marival Mason, Ohio 45040	2300	2.286%
2-5	Bayport	4232 Marival Mason, Ohio 45040	2300	2.286%
2-6	Auburn	4230 Marival Mason, Ohio 45040	2400	2.386%
7-201	Asheville-Slab	4235 Marival Mason, Ohio 45040	2300	2.286%
7-204	Asheville-Slab	4241 Marival Mason, Ohio 45040	2300	2.286%



Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
7-301	Huntington	4237 Marival Mason, Ohio 45040	2400	2.386%
7-304	Huntington	4239 Marival Mason, Ohio 45040	2400	2.386%
1-G1	Garage 2	4314 Marival Mason, Ohio 45040	200	0.199%
1-G2	Garage 1	4312 Marival Mason, Ohio 45040	130	0.129%
1-G3	Garage 1	4310 Marival Mason, Ohio 45040	130	0.129%
1-G4	Garage 1	4308 Marival Mason, Ohio 45040	130	0.129%
1-G5	Garage 1	4306 Marival Mason, Ohio 45040	130	0.129%
1-G6	Garage 2	4304 Marival Mason, Ohio 45040	200	0.199%
2-G1	Garage 2	4240 Marival Mason, Ohio 45040	200	0.199%
2-G2	Garage 1	4238 Marival Mason, Ohio 45040	130	0.129%
2-G3	Garage 2	4236 Marival Mason, Ohio 45040	200	0.199%
2-G4	Garage 1	4234 Marival Mason, Ohio 45040	130	0.129%
2-G5	Garage 1	4232 Marival Mason, Ohio 45040	130	0.129%
2-G6	Garage 2	4230 Marival Mason, Ohio 45040	200	0.199%
7-G1	Garage 2	4235 Marival Mason, Ohio 45040	200	0.199%
7-G2	Garage 2	4237 Marival Mason, Ohio 45040	200	0.199%
7-G3	Garage 2	4239 Marival Mason, Ohio 45040	200	0.199%
7-G4	Garage 2	4241 Marival Mason, Ohio 45040	200	0.199%
3-1	Auburn	4210 Marival Mason, Ohio 45040	2400	2.386%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
3-2	Bayport	4208 Marival Mason, Ohio 45040	2300	2.286%
3-3	Newbury	4206 Marival Mason, Ohio 45040	2300	2.286%
3-4	Newbury	4204 Marival Mason, Ohio 45040	2300	2.286%
3-5	Bayport	4202 Marival Mason, Ohio 45040	2300	2.286%
3-6	Auburn	4200 Marival Mason, Ohio 45040	2400	2.386%
3-G1	Garage 2	4210 Marival Mason, Ohio 45040	200	0.199%
3-G2	Garage 1	4208 Marival Mason, Ohio 45040	130	0.129%
3-G3	Garage 2	4206 Marival Mason, Ohio 45040	200	0.199%
3-G4	Garage 1	4204 Marival Mason, Ohio 45040	130	0.129%
3-G5	Garage 1	4202 Marival Mason, Ohio 45040	130	0.129%
3-G6	Garage 2	4200 Marival Mason, Ohio 45040	200	0.199%
8-201	Asheville-Slab	4275 Marival Mason, Ohio 45040	2300	2.286%
8-202	Mt. Vernon-Slab	4281 Marival Mason, Ohio 45040	2300	2.286%
8-203	Mt. Vernon-Slab	4283 Marival Mason, Ohio 45040	2300	2.286%
8-204	Asheville-Slab	4289 Marival Mason, Ohio 45040	2300	2.286%
8-301	Huntington	4277 Marival Mason, Ohio 45040	2400	2.386%
8-302	Victoria	4279 Marival Mason, Ohio 45040	2400	2.386%
8-303	Victoria	4285 Marival Mason, Ohio 45040	2400	2.386%
8-304	Huntington	4287 Marival Mason, Ohio 45040	2400	2.386%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
8-G1	Garage 2	4275 Marival Mason, Ohio 45040	200	0.199%
8-G2	Garage 2	4277 Marival Mason, Ohio 45040	200	0.199%
8-G3	Garage 1	4279 Marival Mason, Ohio 45040	130	0.129%
8-G4	Garage 1	4281 Marival Mason, Ohio 45040	130	0.129%
8-G5	Garage 1	4283 Marival Mason, Ohio 45040	130	0.129%
8-G6	Garage 1	4285 Marival Mason, Ohio 45040	130	0.129%
8-G7	Garage 2	4287 Marival Mason, Ohio 45040	200	0.199%
8-G8	Garage 2	4289 Marival Mason, Ohio 45040	200	0.199%
6-1	Auburn	4206 Fontenay Mason, Ohio 45040	2400	2.386%
6-2	Bayport	4204 Fontenay Mason, Ohio 45040	2300	2.286%
6-3	Newbury	4202 Fontenay Mason, Ohio 45040	2300	2.286%
6-4-	Auburn	4200 Fontenay Mason, Ohio 45040	2400	2.386%
6-G1	Garage 2	4206 Fontenay Mason, Ohio 45040	200	0.199%
6-G2	Garage 1	4204 Fontenay Mason, Ohio 45040	130	0.129%
6-G3	Garage 1	4204 Fontenay Mason, Ohio 45040	130	0.129%
6-G4	Garage 2	4200 Fontenay Mason, Ohio 45040	200	0.199%
4-1	Auburn	4182 Marival Mason, Ohio 45040	2400	2.386%
4-2	Cape May II	4180 Marival Mason, Ohio 45040	2400	2.386%
4-3	Bar Harbor	4178 Marival Mason, Ohio 45040	2300	2.286%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
4-4	Bar Harbor	4176 Marival Mason, Ohio 45040	2300	2.286%
4-5	Cape May II	4174 Marival Mason, Ohio 45040	2400	2.386%
4-6	Auburn	4172 Marival Mason, Ohio 45040	2400	2.386%
4-G1	Garage 2	4182 Marival Mason, Ohio 45040	200	0.199%
4-G2	Garage 1	4180 Marival Mason, Ohio 45040	130	0.129%
4-G3	Garage 1	4178 Marival Mason, Ohio 45040	130	0.129%
4-G4	Garage 1	4176 Marival Mason, Ohio 45040	130	0.129%
4-G5	Garage 1	4174 Marival Mason, Ohio 45040	130	0.129%
4-G6	Garage 2	4172 Marival Mason, Ohio 45040	200	0.199%
TOTAL:			100600	100.00%

\*As additional Units are added to the Condominium, the various Unit's percentage of interest in Common Areas above will decrease accordingly.

BETH DECKARD - WARREN COUNTY RECORDER  
Doc #: 325023 Type: AMEND DECLR  
Filed: 8/14/2002 15:58:31 \$ 82.00  
OR Volume: 2631 Page: 411 Return: B  
Rec#: 20756 Pages: 19  
KAUFMAN & FLORENCE

7504d

TRANSFERRED

AUG 14 2002

SEC. 319.202 COMPLIED WITH  
NICK NELSON, Auditor  
WARREN COUNTY, OHIO

BOOK 2631 PAGE 429

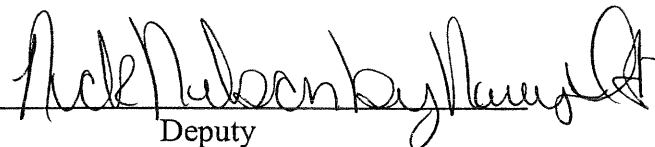
MARIVAL AT WEATHERSTONE CONDOMINIUM  
(PHASE 5)

18/78

FOURTH AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP

I hereby certify that copies of the within Fourth 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

By:   
Deputy

Date: 10-9, 2002

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

FOURTH 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 1) 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 Marival at Weatherstone Condominium (Phase 3) recorded in Official Record Book 2594, Page 459 of the Warren County, Ohio records and 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 (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) and in Plat Book 58, Pages 20-24 (Phase 4), 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-24 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 5 in Exhibit B to the Declaration into a new tract which will be known as "Phase 5"; and

D. That Declarant desires to submit Phase 5 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 5, 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 5 in Exhibit A hereto, a legal description for Parcel 6 which is described in Exhibit B attached hereto and made a part hereof, for which Parcel 6 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 5 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-26 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 ninety-six (96) individual units in eight (8) separate buildings containing forty-eight (48) individual residential Units and forty-eight (48) 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-25 through C-28 to show the location, together with the particulars, of the Recreational Facilities and buildings situated on Phase 5 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 5. These drawings were prepared by and bear the certified statement of Jeffrey O. Lambert, P.S., registered surveyor and John S. DeVerne, 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 5 described in Exhibit A attached hereto. Phase 5 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 6.

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 6 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]*



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 3RD day of October, 2002.

FISCHER ATTACHED HOMES, LTD,  
a Kentucky limited partnership

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

By: [Signature]  
Name: Jennifer L. Foulke  
Its: Vice President

COMMONWEALTH OF KENTUCKY     )  
   ) ss:  
COUNTY OF KENTON             )

The foregoing instrument was acknowledged before me this 3RD day of October, 2002, by Jennifer L. Foulke 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.

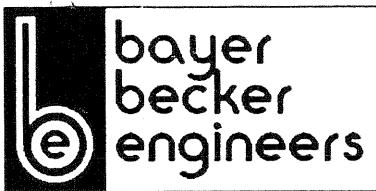
[Signature]  
Notary Public - State of Ky  
My Commission Expires: 3-3-04

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



BOOK 2707     PAGE 928



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

September 29, 2002

DESCRIPTION:

1.140 Acres

LOCATION:

12-25-464-011 R

Weatherstone  
Section Three, Block A  
Lot 76

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and being a 1.140 acre parcel further described as follows:

Begin at the northwest corner of Lot 75 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 15°22'13" East, 253.03 feet, to point on the northerly line of Broadview Farms, Section 4, as recorded in Plat Book 7, Page 86;
- thence departing said Weatherstone, and with said Broadview Farms, North 85°30'26" West, 274.56 feet, to a point on the easterly line of lot 84 of Weathersone Section Three, Block B, as recorded in Plat Book 57, Page 16-17;
- thence departing said Broadview Farms, and with said lot 84, North 02°31'45" East, 185.50 feet, to a point on a southerly line of lot 77 of said Weatherstone Section Three, Block A;
- thence departing said Lot 84, and with said lot 77, the following three courses: South 85°30'26" East, 23.12 feet;
- thence With a curve to the left, having a radius of 150.00 feet, an arc length of 52.00 feet, (Chord=North 84°33'41" East, 51.74 feet);
- thence North 74°37'47" East, 128.51 feet, to the true point of beginning containing 1.140 acres of land subject to all easements and rights-of-way of record.

OLD 12-25-464-011 LOT 76  
 NEW 12-25-464-071 UNET 5-201 + 5-61  
 NEW 12-25-464-072 UNET 5-202 + 5-62  
 NEW 12-25-464-073 UNET 5-203 + 5-63  
 NEW 12-25-464-074 UNET 5-204 + 5-64  
 NEW 12-25-464-075 UNET 5-301 + 5-65  
 NEW 12-25-464-076 UNET 5-302 + 5-66  
 NEW 12-25-464-077 UNET 5-303 + 5-67  
 NEW 12-25-464-078 UNET 5-304 + 5-68  
 NEW 12-25-464-079 COMMON AREA  
 NO ITEM

APPROVED  
 WARREN CO. MAP DEPT.  
 DATE 9/29/02  
 BY [Signature]

BOOK 2707 PAGE 929

O:\01\01w030\Legals\030a05cp.doc

700 Nilles Road  
Fairfield, OH 45014

14 East Eighth Street  
Covington, KY 41011

6900 Tylersville Road  
Mason, OH 45040

777 Eads Pkwy., Suite C  
Lawrenceburg, IN 47025



planners  
 architects [Expansion Property]  
 surveyors

EXHIBIT B  
 (continued)

Mason, OH 45040  
 P.513.336.6600  
 F.513.336.9365  
 mason@bayerbecker.com

12-25-464-002  
 12-25-464-001  
 12-25-476-012  
 Pt. 12-25-476-013-R.N.  
 HCIT

August 3, 2001

DESCRIPTION:

26.9415 Acres

LOCATION:

Weatherstone  
 (A.K.A.) Marival

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and containing 26.9415 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;
- thence 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 right 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°37'56" West, 49.50 feet);
- thence South 42°21'59" West, 99.85 feet;
- thence with a curve to the left 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;

BOOK 2707 PAGE 930

O:\99\99w039\Legal\99W039-remain..doc

700 Nilles Road  
 Fairfield, OH 45014

14 East Eighth Street  
 Covington, KY 41011

6900 Tylersville Road  
 Mason, OH 45040

777 Eads Pkwy., Suite C  
 Lawrenceburg, IN 47025

thence South 55°55'23" East, 94.90 feet;  
thence South 16°03'42" West, 170.92 feet to an existing 5/8" iron pin;  
thence South 67°32'35" East, 173.87 feet;  
thence South 74°51'04" East, 149.45 feet to an existing 5'8" iron pin;  
thence South 00°48'28" West, 125.51 feet;  
thence North 85°30'26" West, 17.72 feet;  
thence South 02°31'45" West, 185.50 feet to an existing 5/8" iron pin on the northerly line of Broadview Farms as recorded in Plat Book 7 Page 86;  
thence North 85°30'26" West, 356.80 feet to a point on the northerly line of the Mason Hills, Section One, as recorded in Plat Book 7, Page 30 of the Warren County Recorder's Office;  
thence Departing said Broadview Farms, and with said Mason Hills, the following two courses: North 85°15'29" West, 479.96 feet;  
thence North 84°16'24" West, 613.56 feet;  
thence departing said Mason Hills, North 04°47'51" East, 123.20 feet;  
thence With said westerly right-of-way, the following five courses: North 42°46'36" 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. Simms Development Corporation, as recorded in Official Record 1841, Pages 789-791 of the Warren County Recorder's Office;  
thence departing said right-of-way, and with said Simms, the following four courses:  
thence South 73°57'19" East, 141.06 feet;  
thence North 43°40'43" East, 457.88 feet;  
thence South 46°05'38" East, 372.39 feet;  
thence North 71° 22'50" East, 130.59 feet to the point of beginning containing 26.9415 acres of land subject to all easements and rights-of-way of record.

PRIOR DEED REFERENCE O.R. 1790, PAGE 573.

BOOK 2707 PAGE 931

We, the undersigned being the center of the file alpha file to the  
 and estate herein described hereby consent to and join in the  
 execution of the foregoing instrument for the purpose herein set  
 forth at Weatherstone Condominium

Witness my hand and seal this 30th day of October 2002, before  
 me a Notary Public for the State of Kentucky, duly sworn, and  
 personally known to me, and known to me to be the persons whose  
 names are subscribed to the foregoing instrument, and I certify that  
 they are the persons whose names are subscribed to the foregoing  
 instrument, and I have read the contents of the same and they  
 acknowledge to me that they executed the same for the purposes  
 and consideration therein expressed.

**Sharon E. Szabo**  
 VICE PRESIDENT

STATE OF **KENTUCKY** 30th day of **October** 2002, before  
 me a Notary Public for the State of Kentucky, duly sworn, and  
 personally known to me, and known to me to be the persons whose  
 names are subscribed to the foregoing instrument, and I certify that  
 they are the persons whose names are subscribed to the foregoing  
 instrument, and I have read the contents of the same and they  
 acknowledge to me that they executed the same for the purposes  
 and consideration therein expressed.

**Sharon E. Szabo**  
 Notary Public, State of Large, Kentucky  
 My Commission Expires March 3, 2004

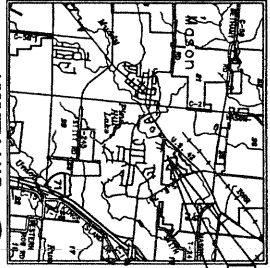


COUNTY AUDITOR TRANSFER:  
 County Auditor \_\_\_\_\_ day of \_\_\_\_\_ 2002  
 Transferred on this \_\_\_\_\_ day of \_\_\_\_\_ 2002  
 By \_\_\_\_\_ Deputy \_\_\_\_\_ Warren County Recorder

The within drawings consisting of pages 1 through 4 of the  
 recorded in P.B. 51, Pg. 41-42 of the Warren County  
 records, 1,140 acres and being of or for 78  
 lots, more or less, as shown on the drawings  
 measurements are certified correct and these drawings  
 accurately show the building(s) as constructed.

Jeffrey O. Lambert  
 Registered Surveyor in the State  
 of Ohio #7568

John S. Darywa  
 Registered Engineer  
 Ohio Registration #E-58378



SECTION 3, BLOCK A  
 RIGHT OF WAY 1,258 ACRES  
 PHASE 1 1170 ACRES  
 Lot 78 0.593 ACRES  
 Lot 79 0.589 ACRES  
 Lot 80 0.585 ACRES  
 Lot 81 0.581 ACRES  
 Lot 82 0.577 ACRES  
 Lot 83 0.573 ACRES  
 Lot 84 0.569 ACRES  
 Lot 85 0.565 ACRES  
 Lot 86 0.561 ACRES  
 Lot 87 0.557 ACRES  
 Lot 88 0.553 ACRES  
 Lot 89 0.549 ACRES  
 Lot 90 0.545 ACRES  
 Lot 91 0.541 ACRES  
 Lot 92 0.537 ACRES  
 Lot 93 0.533 ACRES  
 Lot 94 0.529 ACRES  
 Lot 95 0.525 ACRES  
 Lot 96 0.521 ACRES  
 Lot 97 0.517 ACRES  
 Lot 98 0.513 ACRES  
 Lot 99 0.509 ACRES  
 Lot 100 0.505 ACRES  
 AREA REMAINING 0.000 ACRES  
 DEVELOPMENT PROPERTY 28,9415 ACRES  
 RIGHT OF WAY 0.000 ACRES  
 AREA REMAINING 28,9415 ACRES

**BUILDING FIVE**

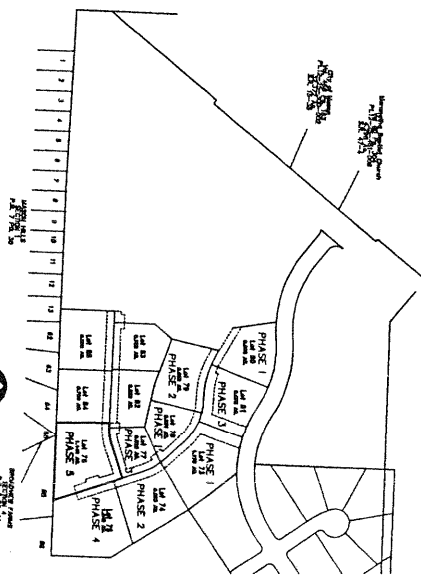
Lot #	Block	Unit	Address	Unit No.	Unit Type	Net Value	Block	Conting.	Level	Unit Location
78	5	1	4198 Fairway	5-201	Apartment-Std	2300	784.28	773.28	ENTZ	Left Middle
78	5	2	4205 Fairway	5-202	W. Vanner-Std	2300	784.28	773.28	ENTZ	Left Middle
78	5	3	4207 Fairway	5-203	W. Vanner-Std	2300	784.28	773.28	ENTZ	Right Middle
78	5	4	4213 Fairway	5-204	Apartment-Std	2300	784.28	773.28	ENTZ	Right End
78	5	5	4201 Fairway	5-201	Warehouse	2400	774.28	774.28	ENTZ	Left End
78	5	6	4203 Fairway	5-202	Warehouse	2400	774.28	774.28	ENTZ	Left Middle
78	5	7	4209 Fairway	5-203	Warehouse	2400	774.28	774.28	ENTZ	Right Middle
78	5	8	4211 Fairway	5-204	Warehouse	2400	774.28	774.28	ENTZ	Right End
78	5	9	4217 Fairway	5-205	Warehouse	2400	774.28	774.28	ENTZ	Right Middle
78	5	10	4219 Fairway	5-206	Warehouse	2400	774.28	774.28	ENTZ	Right End
78	5	11	4225 Fairway	5-207	Warehouse	2400	774.28	774.28	ENTZ	Right Middle
78	5	12	4227 Fairway	5-208	Warehouse	2400	774.28	774.28	ENTZ	Right End
78	5	13	4233 Fairway	5-209	Warehouse	2400	774.28	774.28	ENTZ	Right Middle
78	5	14	4235 Fairway	5-210	Warehouse	2400	774.28	774.28	ENTZ	Right End
78	5	15	4241 Fairway	5-211	Warehouse	2400	774.28	774.28	ENTZ	Right Middle
78	5	16	4243 Fairway	5-212	Warehouse	2400	774.28	774.28	ENTZ	Right End
78	5	17	4249 Fairway	5-213	Warehouse	2400	774.28	774.28	ENTZ	Right Middle
78	5	18	4251 Fairway	5-214	Warehouse	2400	774.28	774.28	ENTZ	Right End
78	5	19	4257 Fairway	5-215	Warehouse	2400	774.28	774.28	ENTZ	Right Middle
78	5	20	4259 Fairway	5-216	Warehouse	2400	774.28	774.28	ENTZ	Right End
78	5	21	4265 Fairway	5-217	Warehouse	2400	774.28	774.28	ENTZ	Right Middle
78	5	22	4267 Fairway	5-218	Warehouse	2400	774.28	774.28	ENTZ	Right End
78	5	23	4273 Fairway	5-219	Warehouse	2400	774.28	774.28	ENTZ	Right Middle
78	5	24	4275 Fairway	5-220	Warehouse	2400	774.28	774.28	ENTZ	Right End

BOOK 2707 PAGE 932

**OWNER**  
 FISHER ATTACHED HOMES LTD.  
 AS SUCCESSOR IN INTEREST TO  
 A KENTUCKY CORPORATION  
 2870 CHANCELLOR DRIVE  
 SUITE 200  
 CRESTVIEW HILLS, KENTUCKY 41017

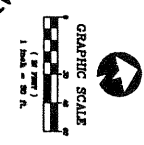
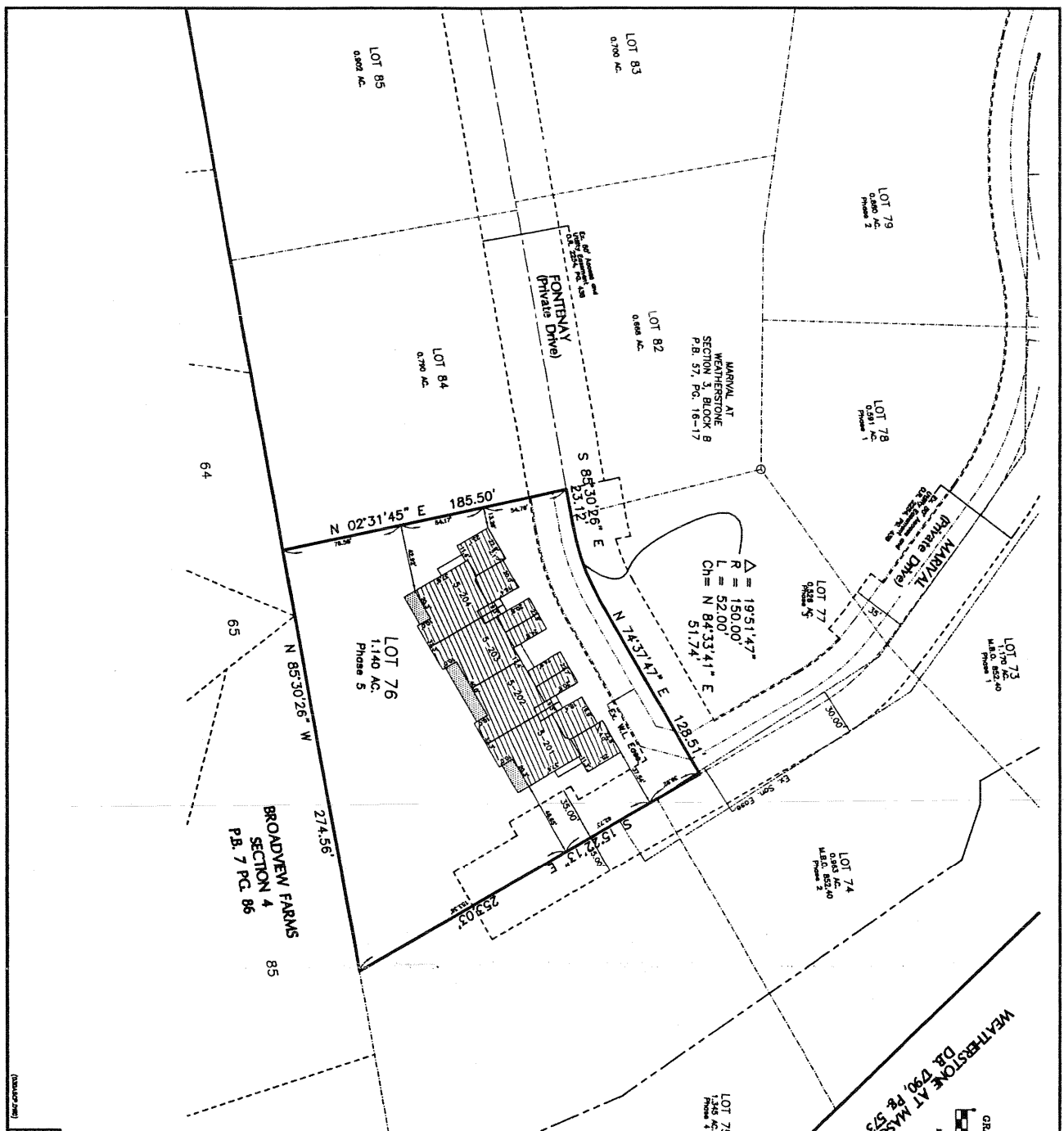
**ENGINEER/SURVEYOR**  
 BAYER-BECKEN ENGINEERS  
 6900 TILERSVILLE ROAD  
 SUITE A  
 MASON, OHIO 45040

- NOTES**
1. ALL MEASUREMENTS ARE OF OR FOR ON THE BASIS OF THE RECORD DRAWING AND NOT THE FIELD MEASUREMENTS.
  2. THIS SURVEY IS BASED UPON THE RECORD DRAWING AND NOT THE FIELD MEASUREMENTS.
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  19. THIS SURVEY IS BASED UPON THE RECORD DRAWING AND NOT THE FIELD MEASUREMENTS.
  20. THIS SURVEY IS BASED UPON THE RECORD DRAWING AND NOT THE FIELD MEASUREMENTS.

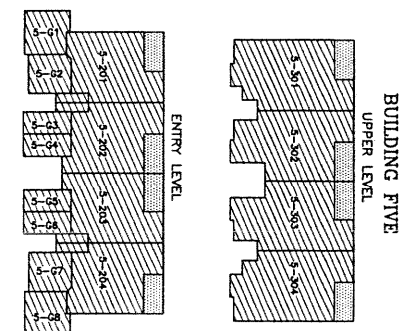


**EXHIBIT C-26**  
**WEATHERSTONE**  
 SECTION THREE, BLOCK A  
 (AKA) MARVAL AT WEATHERSTONE  
 SECTION 25, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 5  
 THE CITY OF MASON, WARREN COUNTY, OHIO

**DATE:** 11/07/05  
**SCALE:** 1" = 200'  
**BY:** [Signature]  
**CHECKED:** [Signature]  
**DATE:** 11/07/05  
**SCALE:** 1" = 200'  
**BY:** [Signature]  
**CHECKED:** [Signature]  
**DATE:** 11/07/05  
**SCALE:** 1" = 200'



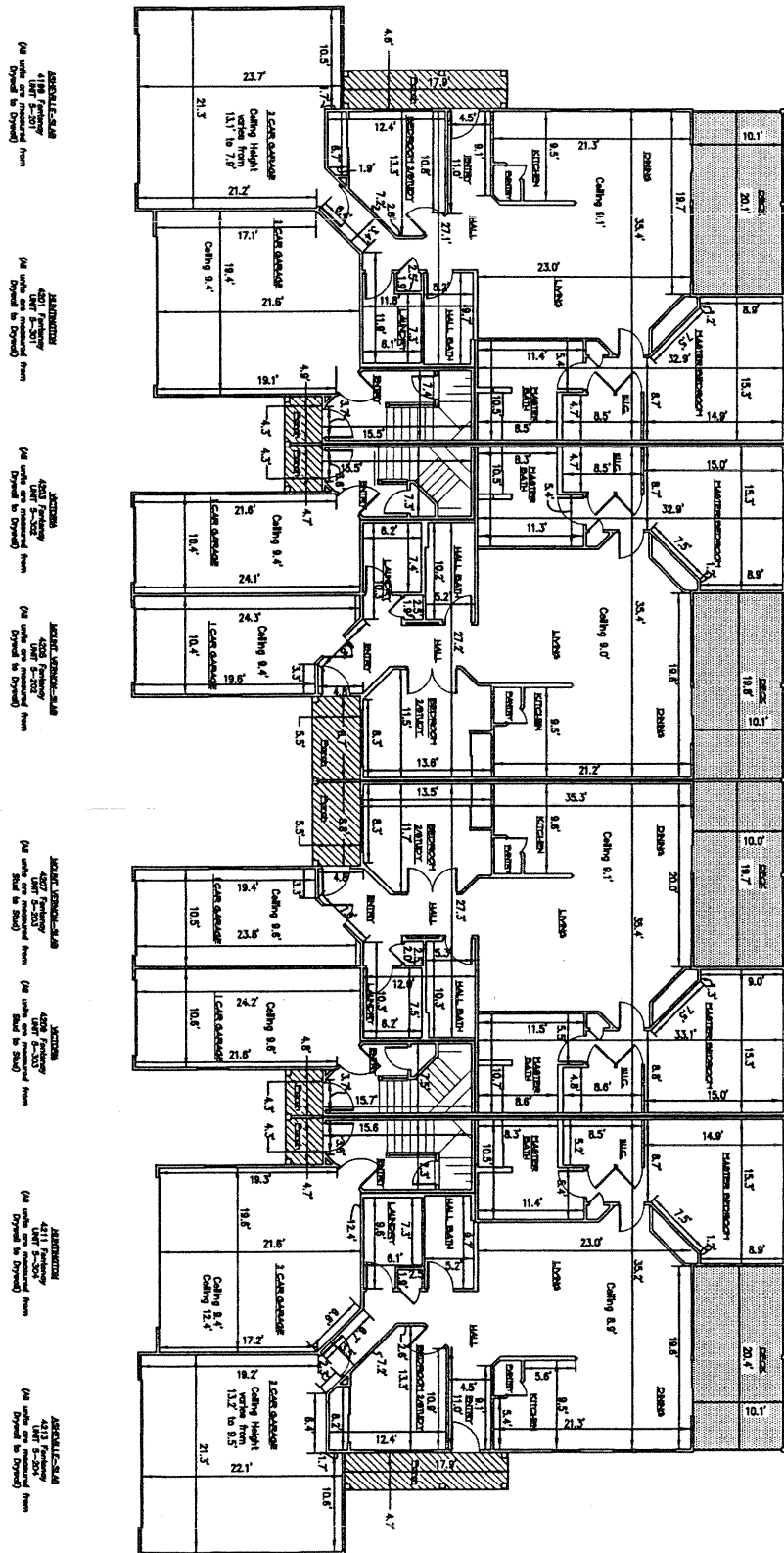
WEATHERSTONE AT MASON, LLC  
 DB 0790, PG 573



- LEGEND**
- COMMON AREA
  - ▨ UNIT
  - ▩ LIMITED COMMON AREA
  - EXISTING 5/8\"/>
  - EX. ACCESS AND UTILITY EASEMENT
  - EX. WATER MAIN EASEMENT
  - EX. SANITARY EASEMENT

**EXHIBIT C-28**  
**WEATHERSTONE**  
 SECTION THREE, BLOCK A  
 (AKA) MARVAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 5  
 THE CITY OF MASON, WARREN COUNTY, OHIO

DATE	REVISION
11/14/10	1. INITIAL SETTING
11/15/10	2. REVISION
11/15/10	3. REVISION
11/15/10	4. REVISION
11/15/10	5. REVISION
11/15/10	6. REVISION
11/15/10	7. REVISION
11/15/10	8. REVISION
11/15/10	9. REVISION
11/15/10	10. REVISION
11/15/10	11. REVISION
11/15/10	12. REVISION
11/15/10	13. REVISION
11/15/10	14. REVISION
11/15/10	15. REVISION
11/15/10	16. REVISION
11/15/10	17. REVISION
11/15/10	18. REVISION
11/15/10	19. REVISION
11/15/10	20. REVISION
11/15/10	21. REVISION
11/15/10	22. REVISION
11/15/10	23. REVISION
11/15/10	24. REVISION
11/15/10	25. REVISION
11/15/10	26. REVISION
11/15/10	27. REVISION
11/15/10	28. REVISION
11/15/10	29. REVISION
11/15/10	30. REVISION



ENTRY LEVEL BUILDING #5 - 8 UNITS

- LEGEND**
- LIMITED COMMON AREA
  - UNIT
  - COMMON AREA

**EXHIBIT C-27**  
**WEATHERSTONE**  
 SECTION THREE, BLOCK A  
 (A)(C)(J) MANUAL  
 SECTION 26, TOWN 4, RANGE 3  
 MANUAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 5  
 THE CITY OF MASON WARREN COUNTY, OHIO

DATE	1/10/2020	BY	DAVID BUCKNER
SCALE	AS SHOWN	PROJECT	WEATHERSTONE
REVISION		DATE	
1		1/10/2020	DAVID BUCKNER
2			
3			
4			
5			
6			
7			
8			
9			
10			





**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.

<b>Unit Number</b>	<b>Model Type</b>	<b>Unit Address</b>	<b>Par Value of Unit</b>	<b>Percentage Interest in Common Areas/Facilities*</b>
1-1	Auburn	4314 Marival Mason, Ohio 45040	2400	1.988%
1-2	Cape May II	4312 Marival Mason, Ohio 45040	2400	1.988%
1-3	Bar Harbor	4310 Marival Mason, Ohio 45040	2300	1.905%
1-4	Bar Harbor	4308 Marival Mason, Ohio 45040	2300	1.905%
1-5	Cape May II	4306 Marival Mason, Ohio 45040	2400	1.988%
1-6	Auburn	4304 Marival Mason, Ohio 45040	2400	1.988%
2-1	Auburn	4240 Marival Mason, Ohio 45040	2400	1.988%
2-2	Bayport	4238 Marival Mason, Ohio 45040	2300	1.905%
2-3	Newbury	4236 Marival Mason, Ohio 45040	2300	1.905%
2-4	Newbury	4234 Marival Mason, Ohio 45040	2300	1.905%
2-5	Bayport	4232 Marival Mason, Ohio 45040	2300	1.905%
2-6	Auburn	4230 Marival Mason, Ohio 45040	2400	1.988%
7-201	Asheville-Slab	4235 Marival Mason, Ohio 45040	2300	1.905%
7-204	Asheville-Slab	4241 Marival Mason, Ohio 45040	2300	1.905%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
7-301	Huntington	4237 Marival Mason, Ohio 45040	2400	1.988%
7-304	Huntington	4239 Marival Mason, Ohio 45040	2400	1.988%
1-G1	Garage 2	4314 Marival Mason, Ohio 45040	200	0.166%
1-G2	Garage 1	4312 Marival Mason, Ohio 45040	130	0.108%
1-G3	Garage 1	4310 Marival Mason, Ohio 45040	130	0.108%
1-G4	Garage 1	4308 Marival Mason, Ohio 45040	130	0.108%
1-G5	Garage 1	4306 Marival Mason, Ohio 45040	130	0.108%
1-G6	Garage 2	4304 Marival Mason, Ohio 45040	200	0.166%
2-G1	Garage 2	4240 Marival Mason, Ohio 45040	200	0.166%
2-G2	Garage 1	4238 Marival Mason, Ohio 45040	130	0.108%
2-G3	Garage 2	4236 Marival Mason, Ohio 45040	200	0.166%
2-G4	Garage 1	4234 Marival Mason, Ohio 45040	130	0.108%
2-G5	Garage 1	4232 Marival Mason, Ohio 45040	130	0.108%
2-G6	Garage 2	4230 Marival Mason, Ohio 45040	200	0.166%
7-G1	Garage 2	4235 Marival Mason, Ohio 45040	200	0.166%
7-G2	Garage 2	4237 Marival Mason, Ohio 45040	200	0.166%
7-G3	Garage 2	4239 Marival Mason, Ohio 45040	200	0.166%
7-G4	Garage 2	4241 Marival Mason, Ohio 45040	200	0.166%
3-1	Auburn	4210 Marival Mason, Ohio 45040	2400	1.988%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
3-2	Bayport	4208 Marival Mason, Ohio 45040	2300	1.905%
3-3	Newbury	4206 Marival Mason, Ohio 45040	2300	1.905%
3-4	Newbury	4204 Marival Mason, Ohio 45040	2300	1.905%
3-5	Bayport	4202 Marival Mason, Ohio 45040	2300	1.905%
3-6	Auburn	4200 Marival Mason, Ohio 45040	2400	1.988%
3-G1	Garage 2	4210 Marival Mason, Ohio 45040	200	0.166%
3-G2	Garage 1	4208 Marival Mason, Ohio 45040	130	0.108%
3-G3	Garage 2	4206 Marival Mason, Ohio 45040	200	0.166%
3-G4	Garage 1	4204 Marival Mason, Ohio 45040	130	0.108%
3-G5	Garage 1	4202 Marival Mason, Ohio 45040	130	0.108%
3-G6	Garage 2	4200 Marival Mason, Ohio 45040	200	0.166%
8-201	Asheville-Slab	4275 Marival Mason, Ohio 45040	2300	1.905%
8-202	Mt. Vernon-Slab	4281 Marival Mason, Ohio 45040	2300	1.905%
8-203	Mt. Vernon-Slab	4283 Marival Mason, Ohio 45040	2300	1.905%
8-204	Asheville-Slab	4289 Marival Mason, Ohio 45040	2300	1.905%
8-301	Huntington	4277 Marival Mason, Ohio 45040	2400	1.988%
8-302	Victoria	4279 Marival Mason, Ohio 45040	2400	1.988%
8-303	Victoria	4285 Marival Mason, Ohio 45040	2400	1.988%
8-304	Huntington	4287 Marival Mason, Ohio 45040	2400	1.988%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
8-G1	Garage 2	4275 Marival Mason, Ohio 45040	200	0.166%
8-G2	Garage 2	4277 Marival Mason, Ohio 45040	200	0.166%
8-G3	Garage 1	4279 Marival Mason, Ohio 45040	130	0.108%
8-G4	Garage 1	4281 Marival Mason, Ohio 45040	130	0.108%
8-G5	Garage 1	4283 Marival Mason, Ohio 45040	130	0.108%
8-G6	Garage 1	4285 Marival Mason, Ohio 45040	130	0.108%
8-G7	Garage 2	4287 Marival Mason, Ohio 45040	200	0.166%
8-G8	Garage 2	4289 Marival Mason, Ohio 45040	200	0.166%
6-1	Auburn	4206 Fontenay Mason, Ohio 45040	2400	1.988%
6-2	Bayport	4204 Fontenay Mason, Ohio 45040	2300	1.905%
6-3	Newbury	4202 Fontenay Mason, Ohio 45040	2300	1.905%
6-4-	Auburn	4200 Fontenay Mason, Ohio 45040	2400	1.988%
6-G1	Garage 2	4206 Fontenay Mason, Ohio 45040	200	0.166%
6-G2	Garage 1	4204 Fontenay Mason, Ohio 45040	130	0.108%
6-G3	Garage 1	4204 Fontenay Mason, Ohio 45040	130	0.108%
6-G4	Garage 2	4200 Fontenay Mason, Ohio 45040	200	0.166%
4-1	Auburn	4182 Marival Mason, Ohio 45040	2400	1.988%
4-2	Cape May II	4180 Marival Mason, Ohio 45040	2400	1.988%
4-3	Bar Harbor	4178 Marival Mason, Ohio 45040	2300	1.905%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
4-4	Bar Harbor	4176 Marival Mason, Ohio 45040	2300	1.905%
4-5	Cape May II	4174 Marival Mason, Ohio 45040	2400	1.988%
4-6	Auburn	4172 Marival Mason, Ohio 45040	2400	1.988%
4-G1	Garage 2	4182 Marival Mason, Ohio 45040	200	0.166%
4-G2	Garage 1	4180 Marival Mason, Ohio 45040	130	0.108%
4-G3	Garage 1	4178 Marival Mason, Ohio 45040	130	0.108%
4-G4	Garage 1	4176 Marival Mason, Ohio 45040	130	0.108%
4-G5	Garage 1	4174 Marival Mason, Ohio 45040	130	0.108%
4-G6	Garage 2	4172 Marival Mason, Ohio 45040	200	0.166%
5-201	Asheville-Slab	4199 Fontenay Mason, Ohio 45040	2300	1.905%
5-202	Mt. Vernon-Slab	4205 Fontenay Mason, Ohio 45040	2300	1.905%
5-203	Mt. Vernon-Slab	4207 Fontenay Mason, Ohio 45040	2300	1.905%
5-204	Asheville-Slab	4213 Fontenay Mason, Ohio 45040	2300	1.905%
5-301	Huntington	4201 Fontenay Mason, Ohio 45040	2400	1.988%
5-302	Victoria	4203 Fontenay Mason, Ohio 45040	2400	1.988%
5-303	Victoria	4209 Fontenay Mason, Ohio 45040	2400	1.988%
5-304	Huntington	4211 Fontenay Mason, Ohio 45040	2400	1.988%
5-G1	Garage 2	4199 Fontenay Mason, Ohio 45040	200	0.166%
5-G2	Garage 2	4201 Fontenay Mason, Ohio 45040	200	0.166%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
5-G3	Garage 1	4203 Fontenay Mason, Ohio 45040	130	0.108%
5-G4	Garage 1	4205 Fontenay Mason, Ohio 45040	130	0.108%
5-G5	Garage 1	4207 Fontenay Mason, Ohio 45040	130	0.108%
5-G6	Garage 1	4209 Fontenay Mason, Ohio 45040	130	0.108%
5-G7	Garage 2	4211 Fontenay Mason, Ohio 45040	200	0.162%
5-G8	Garage 2	4213 Fontenay Mason, Ohio 45040	200	0.162%
TOTAL:			120,720	485101100.00%

\*As additional Units are added to the Condominium, the various Unit's percentage of interest in Common Areas above will decrease accordingly.

BOOK 2707 PAGE 941

TRANSFERRED  
 OCT 9 2002  
 SEC. 319.202 COMPLIED WITH  
 NICK NELSON, Auditor  
 WARREN COUNTY, OHIO

BETH DECKARD - WARREN COUNTY RECORDER  
 Doc #: 337670 Type: AMEND DECLR  
 Filed: 10/09/2002 12:57:31 \$ 70.00  
 OR Volume: 2707 Page: 924 Return: B  
 Rec#: 26227 Pages: 18  
 KAUFMAN & FLORENCE

MARIVAL AT WEATHERSTONE CONDOMINIUM  
(PHASE 6)

FIFTH AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP

I hereby certify that copies of the within Fifth 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.

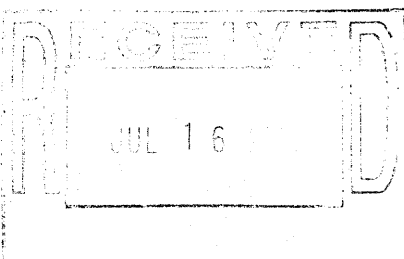
WARREN COUNTY, OHIO AUDITOR

By: *Mark M. Lombardi*  
Deputy

Date: *Nov 5*, 2002

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



===== COPY =====  
BETH DECKARD - WARREN COUNTY RECORDER  
Doc #: 348560 Type: AMEND DECL  
Filed: 11/20/2002 14:24:26 \$ 78.00  
OR Volume: 2775 Page: 153 Return: B  
Rec#: 30497 Pages: 19  
KAUFMAN & FLORENCE

FIFTH 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 1) 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 Marival 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 and 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 (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) and in Plat Book 59, Pages 3-6 (Phase 5), 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-28 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 6 in Exhibit B to the Declaration into a new tract which will be known as "Phase 6"; and

D. That Declarant desires to submit Phase 6 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 6, 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 6 in Exhibit A hereto, a legal description for Parcel 7 which is described in Exhibit B attached hereto and made a part hereof, for which Parcel 7 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 6 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-30 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 eight (108) individual units in nine (9) separate buildings containing fifty-four (54) individual residential Units and fifty-four (54) 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-29 through C-\_\_\_\_\_ to show the location, together with the particulars, of the Recreational Facilities and buildings situated on Phase 6 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 6. 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 6 described in Exhibit A attached hereto. Phase 6 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 7.

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 7 in Exhibit B hereto.

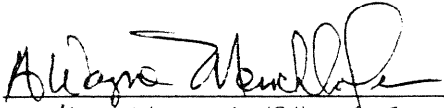
9. All provisions of the Declaration and of all exhibits thereto not affected by the foregoing Amendment shall remain in full force and effect.

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

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 12<sup>TH</sup> day of NOVEMBER, 2002.

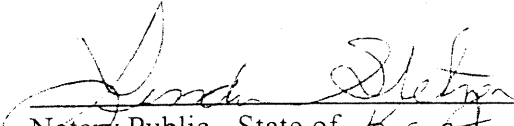
FISCHER ATTACHED HOMES, LTD,  
a Kentucky limited partnership

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

By:   
Name: H. WAYNE MUECHHOFER  
Its: VICE PRESIDENT

COMMONWEALTH OF KENTUCKY )  
) ss:  
COUNTY OF KENTON )

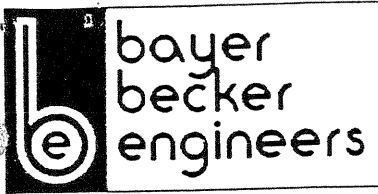
The foregoing instrument was acknowledged before me this 12<sup>th</sup> day of November, 2002, by H. Wayne Muechhofer as Vice President of Faho, Inc., a Kentucky corporation, as General Partner of Fischer Attached Homes, Ltd., a Kentucky limited partnership, on behalf of the corporation and the limited partnership.

  
Notary Public - State of Kentucky  
My Commission Expires: Dec 6, 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





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

November 11, 2002

DESCRIPTION:

0.668 Acres

LOCATION:

Weatherstone  
Section Three, Block B  
Lot 82

12-25-464-054

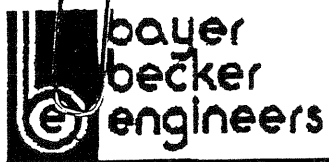
Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and being a 0.668 acre parcel further described as follows:

Begin at the northwest corner of Lot 77 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 00°48'28" West, 125.51, to a point on a northerly line of lot 84 of Marival at Weatherstone Section 3, Block B, as recorded in Plat Book 57, Page 16-17;
- thence departing said Section Three, Block A, and with said Block B, the following two courses: North 85°30'26" West, 205.59 feet;
- thence North 04°29'34" East, 169.31 feet, to a point on a southerly line of said Block A;
- thence With said block A, the following two courses: South 67°32'35" East, 53.25 feet;
- thence South 74°51'04" East, 149.45 feet, to the true point of beginning containing 0.668 acres of land subject to all easements and rights-of-way of record.

OLD # 12-25-464-054 LOT 82  
 NEW # 12-25-464-080 Unit 12-1 & 12-G1  
 12-25-464-081 12-2 & 12-G2  
 12-25-464-082 12-3 & 12-G3  
 12-25-464-083 12-4 & 12-G4  
 12-25-464-084 12-5 & 12-G5  
 12-25-464-085 12-6 & 12-G6  
 12-25-464-086 Common Area 0.668 Ac.

HCH



planners  
architects  
surveyors

EXHIBIT B

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

November 20, 2002

DESCRIPTION:

23.1974 Acres

LOCATION:

Weatherstone  
(A.K.A.) Marival

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and containing 23.1974 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°28'34" 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;
- thence 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°37'58" 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°37'58" 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;
- thence South 16°03'42" West, 170.92 feet to an existing 5/8" iron pin;

C:\0101\0000\Legal\030bph\qprn2.doc

700 Niles Road  
Fairfield, OH 45014

14 East Eighth Street  
Covington, KY 41011

6900 Tylersville Road  
Mason, OH 45040

777 Eads Plaza, Suite C  
Lawrenceburg, IN 47025

EXHIBIT B - continued

thence South 67°32'35" East, 120.62 feet;  
 thence South 04°29'34" West, 169.31 feet;  
 thence South 85°30'26" East, 187.88 feet;  
 thence South 02°31'45" West, 185.50 feet, to a point on the northerly line of Broadview Farms as recorded in Plat Book 7 Page 86;  
 thence North 85°30'26" West, 356.82 feet, to a point on the northerly line of the Mason Hills, Section One, as recorded in Plat Book 7, Page 30 of the Warren County Recorder's Office;  
 thence Departing said Broadview Farms, and with said Mason Hills, the following two courses: North 85°15'29" West, 479.96 feet;  
 thence North 84°18'24" West, 613.56 feet;  
 thence departing said Mason Hills, North 04°47'51" East, 123.20 feet, to a point on the westerly right of way of State Route 42;  
 thence With said westerly right-of-way, the following four courses: North 42°48'36" 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. Simms Development Corporation, as recorded in Official Record 1841, Pages 789-791 of the Warren County Recorder's Office;  
 thence departing said right-of-way, and with said Simms, the following four courses:  
 thence South 73°57'19" East, 371.89 feet;  
 thence South 46°05'38" East, 145.51 feet;  
 thence North 43°40'43" East, 307.29 feet;  
 thence North 71°22'50" East, 178.74 feet, to the point of beginning containing 23.1974 acres of land subject to all easements and rights-of-way of record.

12-25-464-055 LOT 83  
 12-25-464-057 LOT 85  
 12-25-464-056 LOT 84  
 Pt. 12-25-476-012 6.845  
 12-25-464-001 6.047  
 12-25-464-002 2.024  
 Pt. 12-25-476-015 34.8968

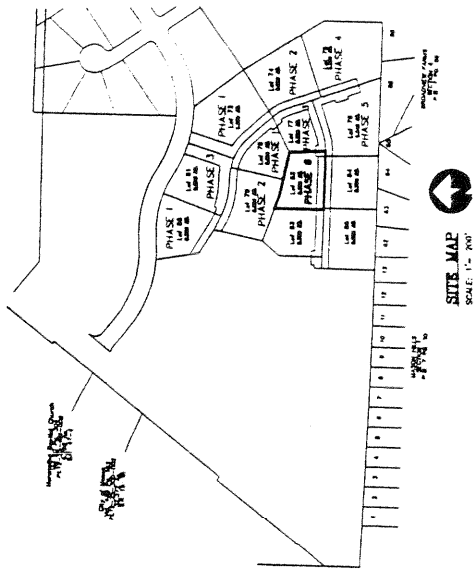
HCH

**NOTES**

1. ALL BUILDING CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CITY OF WARREN, OHIO ZONING ORDINANCE.
2. THE CITY OF WARREN, OHIO ZONING ORDINANCE IS INCORPORATED BY REFERENCE INTO THESE PLANS.
3. THE CITY OF WARREN, OHIO ZONING ORDINANCE IS INCORPORATED BY REFERENCE INTO THESE PLANS.
4. THE CITY OF WARREN, OHIO ZONING ORDINANCE IS INCORPORATED BY REFERENCE INTO THESE PLANS.
5. THE CITY OF WARREN, OHIO ZONING ORDINANCE IS INCORPORATED BY REFERENCE INTO THESE PLANS.
6. THE CITY OF WARREN, OHIO ZONING ORDINANCE IS INCORPORATED BY REFERENCE INTO THESE PLANS.
7. THE CITY OF WARREN, OHIO ZONING ORDINANCE IS INCORPORATED BY REFERENCE INTO THESE PLANS.
8. THE CITY OF WARREN, OHIO ZONING ORDINANCE IS INCORPORATED BY REFERENCE INTO THESE PLANS.
9. THE CITY OF WARREN, OHIO ZONING ORDINANCE IS INCORPORATED BY REFERENCE INTO THESE PLANS.
10. THE CITY OF WARREN, OHIO ZONING ORDINANCE IS INCORPORATED BY REFERENCE INTO THESE PLANS.

**OWNER**  
 PROSPECT INVESTMENT GROUP, LTD.  
 AS SUCCESSOR IN INTEREST TO  
 FISCHER MANAGEMENT, INC.  
 A KENTUCKY CORPORATION  
 2670 CHANCELLOR DRIVE  
 CRESTVIEW HILLS, KENTUCKY 41017

**ENGINEER/SURVEYOR**  
 BAYER-BECKER ENGINEERS  
 8600 Yarrowville Road  
 Suite 11  
 Mason, Ohio 45040

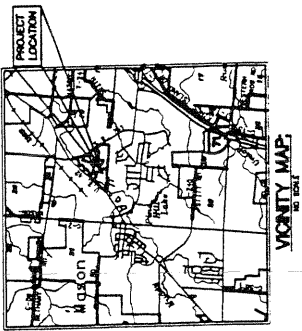


**EXHIBIT C-29**  
**WEATHERSTONE**  
 SECTION THREE, BLOCK B  
 (AJKA) MARVAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 6

THE CITY OF MASON, WARREN COUNTY, OHIO

**bayer becker**

Professional Engineer  
 License No. 10000  
 State of Ohio



Section	Area
SECTION 3, BLOCK A	8.561 ACRES
RIGHT OF WAY	1.256 ACRES
PHASE 1	1.170 ACRES
Lot 78	0.241 ACRES
Lot 79	0.865 ACRES
Lot 80	0.863 ACRES
Lot 81	0.863 ACRES
PHASE 2	0.238 ACRES
Lot 77	0.238 ACRES
PHASE 3	0.273 ACRES
Lot 76	0.273 ACRES
PHASE 4	1.345 ACRES
Lot 75	1.140 ACRES
AREA REMAINING	0.000 ACRES
SECTION 3, BLOCK B	3.000 ACRES
RIGHT OF WAY	0.000 ACRES
PHASE 5	0.608 ACRES
PHASE 6	0.608 ACRES
EDWARDSON PROPERTY	21.8015 ACRES
AREA REMAINING	29.2735 ACRES

**BUILDING TWELVE**

Lot #	Block	Address	Lot No.	Lot Type	Per Value	Area	Description	Lot Dimensions
82	12	4248 Fantasy	12-1	Adm.	2400	71.11	LOT 78	Left End
82	12	4244 Fantasy	12-2	Resort	2300	71.11	LOT 79	2nd from Left
82	12	4243 Fantasy	12-3	Resort	2300	71.11	LOT 80	3rd from Left
82	12	4240 Fantasy	12-4	Resort	2300	71.11	LOT 81	4th from Left
82	12	4238 Fantasy	12-5	Resort	2300	71.11	LOT 82	5th from Left
82	12	4236 Fantasy	12-6	Adm.	2400	71.11	LOT 83	6th from Left
82	12	4234 Fantasy	12-7	Resort	2300	71.11	LOT 84	7th from Left
82	12	4232 Fantasy	12-8	Resort	2300	71.11	LOT 85	8th from Left
82	12	4230 Fantasy	12-9	Resort	2300	71.11	LOT 86	9th from Left
82	12	4228 Fantasy	12-10	Resort	2300	71.11	LOT 87	10th from Left
82	12	4226 Fantasy	12-11	Resort	2300	71.11	LOT 88	11th from Left
82	12	4224 Fantasy	12-12	Resort	2300	71.11	LOT 89	12th from Left

We the undersigned being the owner of the fee simple title to the real estate herein described, hereby consent to and join in the execution of this plat of subdivision, and the plat is hereby approved by the Board of Commissioners of Warren County, Ohio.

Witnessed at Middletown, Ohio, this 14th day of November, 2002, before me, a Notary Public for the State of Ohio, the following persons, whose names are subscribed to the foregoing plat, and who declare that they are the owners of the fee simple title to the real estate herein described, and that they are the owners of the fee simple title to the real estate herein described, and that they are the owners of the fee simple title to the real estate herein described.

**LINDA M. STELZER**  
 Name: **LINDA M. STELZER**  
 Title: **OWNER**

STATE OF KENTUCKY  
 COUNTY OF WARREN

On this 14th day of November, 2002, before me, a Notary Public for the State of Ohio, the following persons, whose names are subscribed to the foregoing plat, and who declare that they are the owners of the fee simple title to the real estate herein described, and that they are the owners of the fee simple title to the real estate herein described, and that they are the owners of the fee simple title to the real estate herein described.

**LINDA M. STELZER**  
 Name: **LINDA M. STELZER**  
 Title: **OWNER**

**LINDA STELZER**  
 My Commission Expires: December 6, 2003

County Recorder  
 File No. \_\_\_\_\_  
 Recorded on this \_\_\_\_\_ day of \_\_\_\_\_, 2002 at \_\_\_\_\_  
 Recorded in Plat Book No. \_\_\_\_\_ Page \_\_\_\_\_

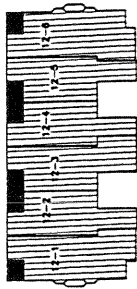
The within drawings consisting of pages 1 through 4 of the plat of subdivision of the real estate herein described, and approximately 0.800 acre and being all of lot 82 as recorded in P.B. 27, p. 15-17 of the Warren County Records are hereby approved and the same are hereby approved and the same are hereby approved.

Jeffrey O. Lambert  
 Registered Surveyor in the State of Ohio  
 License No. 10000

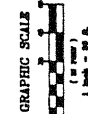
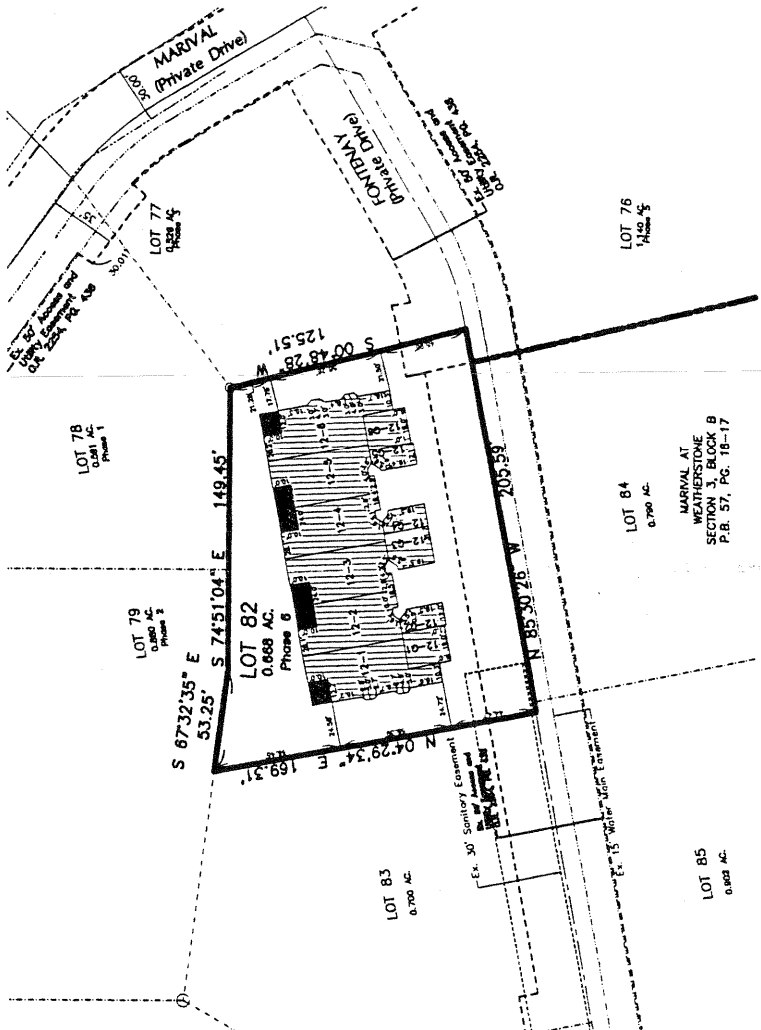
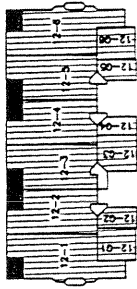
John S. DeWine  
 Notary Public  
 Ohio Registration #E-46378

**BUILDING TWELVE**

LOWER LEVEL



ENTRY LEVEL



- LEGEND**
- COMMON AREA
  - UNIT
  - LIMITED COMMON AREA
  - EXISTING P.A.C. HALL
  - EXISTING 5/8" I.P.
  - EX. ACCESS AND UTILITY EASEMENT
  - EX. WATER MAIN EASEMENT
  - EX. SANITARY EASEMENT

**EXHIBIT C-30**  
**WEATHERSTONE**  
 SECTION THREE, BLOCK B  
 (AKA) MARVAL  
 SECTION 26, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 6

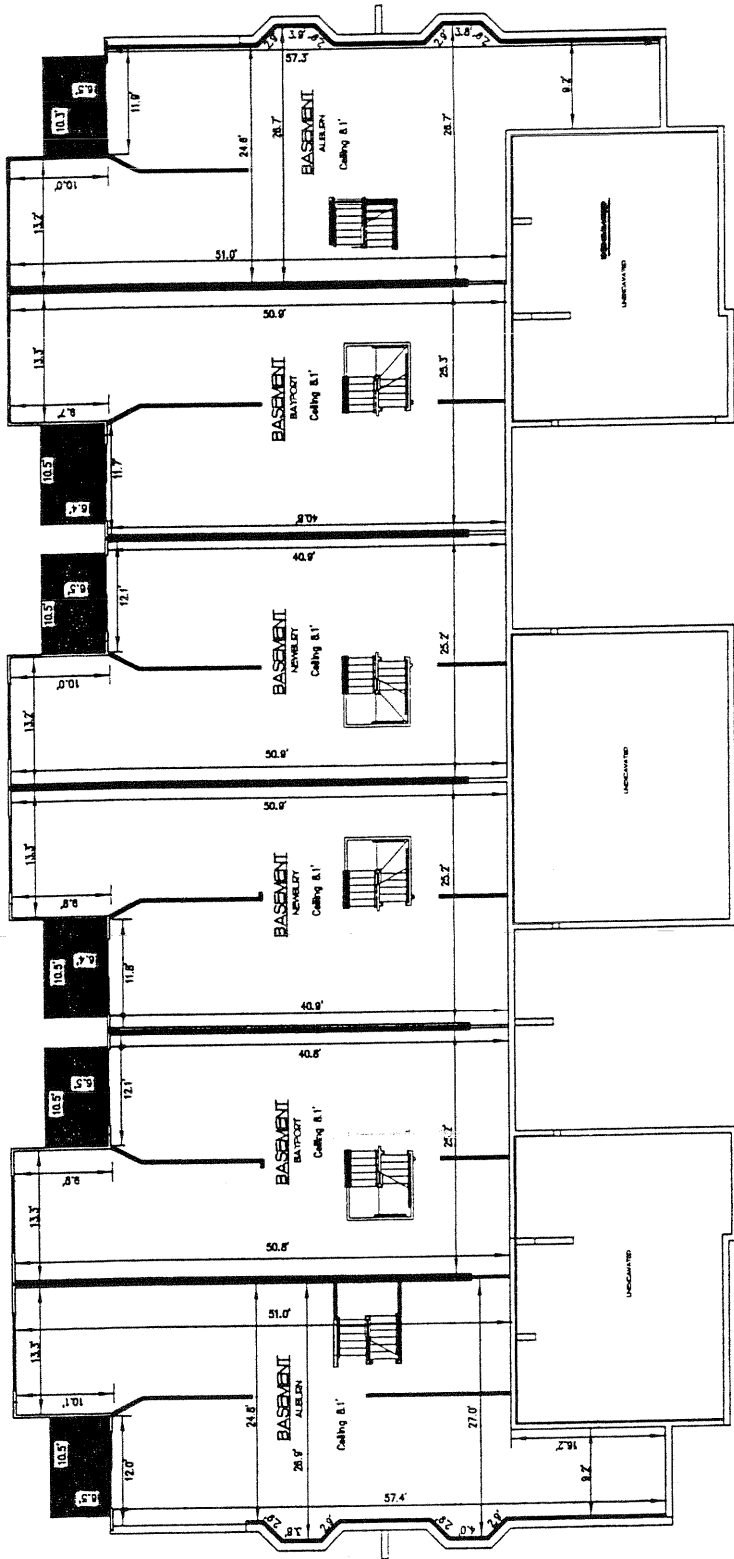
THE CITY OF MASON, WARREN COUNTY, OHIO

DATE	
DRAWN	
CHECKED	
APPROVED	
ENGINEER	
PLANNER	
ARCHITECT	
LANDSCAPE	
SCALE	2 of 4

**bayer becker**

1003 Thompson Road, Mason, OH 45040-3138





Unit 12-6  
 BAUSZKE  
 4236 Parkway  
 4236 Parkway

Unit 12-5  
 BAUSZKE  
 4236 Parkway  
 4236 Parkway

Unit 12-4  
 NEVLEZ  
 4240 Parkway  
 4240 Parkway

Unit 12-3  
 NEVLEZ  
 4242 Parkway  
 4242 Parkway

Unit 12-2  
 BAUSZKE  
 4244 Parkway  
 4244 Parkway

Unit 12-1  
 BAUSZKE  
 4246 Parkway  
 4246 Parkway

ALL MEASUREMENTS ARE STTD TO STLD

LOWER LEVEL BUILDING 12  
 LOT 82

ALL DIMENSIONS ARE IN FEET AND INCHES  
 UNLESS OTHERWISE SPECIFIED

**LEGEND**  
 ■ LIMITED COMMON AREA  
 □ UNIT  
 ▨ COMMON AREA

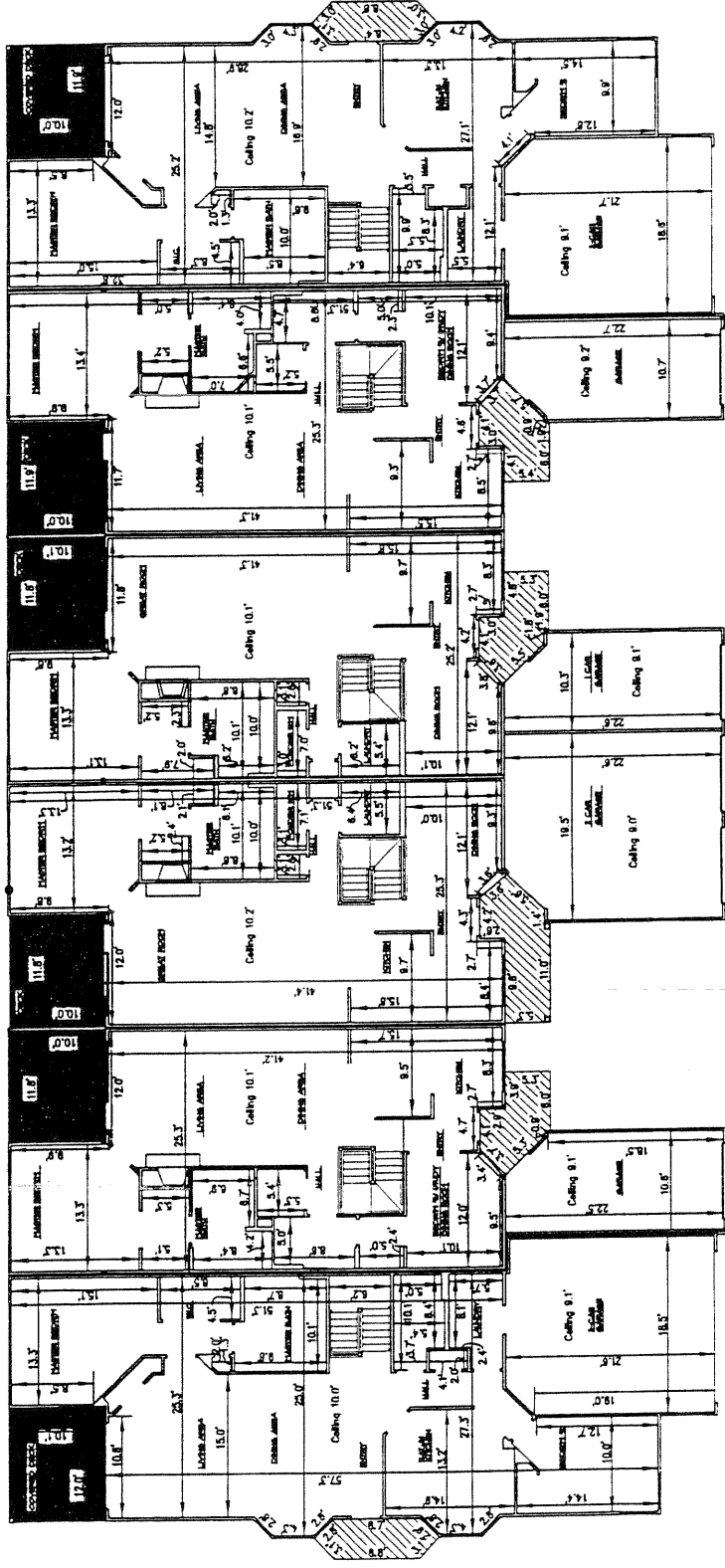
**EXHIBIT C-31**  
**WEATHERSTONE**  
 SECTION THREE, BLOCK B  
 (AKA) MARVAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 6

THE CITY OF MASON, WARREN COUNTY, OHIO

DATE	DESCRIPTION	BY



engineers  
 architects  
 interior designers  
 landscape architects  
 6700 Main St. Mason, OH 45040  
 513.338.9900



Unit 12-1 ALLEN 4746 Parkway  
 Unit 12-2 BAYCOCKI 4744 Parkway  
 Unit 12-3 LAYBECKI 4747 Parkway  
 Unit 12-4 LAYBECKI 4740 Parkway  
 Unit 12-5 BAYCOCKI 4738 Parkway  
 Unit 12-6 ALLEN 4736 Parkway

ENTRY LEVEL BUILDING 12  
 LOT 82

1/4" = 1'-0" (SEE NOTES FOR DIMENSIONS)

**LEGEND**  
 ■ LIMITED COMMON AREA  
 □ UNIT  
 ▨ COMMON AREA

**EXHIBIT C-32**  
**WEATHERSTONE**  
 SECTION THREE, BLOCK B  
 (A.K.A.) MARVAL  
 SECTION 26, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 6

THE CITY OF MASON, WARREN COUNTY, OHIO

prepared by  
**bayer becker**  
 600 N. Main St., Suite 200, Mason, OH 45040  
 513.263.8888

**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.

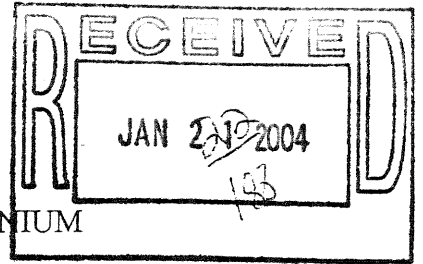
Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
1-1	Auburn	4314 Marival Mason, Ohio 45040	2400	1.768%
1-2	Cape May II	4312 Marival Mason, Ohio 45040	2400	1.768%
1-3	Bar Harbor	4310 Marival Mason, Ohio 45040	2300	1.695%
1-4	Bar Harbor	4308 Marival Mason, Ohio 45040	2300	1.695%
1-5	Cape May II	4306 Marival Mason, Ohio 45040	2400	1.768%
1-6	Auburn	4304 Marival Mason, Ohio 45040	2400	1.768%
2-1	Auburn	4240 Marival Mason, Ohio 45040	2400	1.768%
2-2	Bayport	4238 Marival Mason, Ohio 45040	2300	1.695%
2-3	Newbury	4236 Marival Mason, Ohio 45040	2300	1.695%
2-4	Newbury	4234 Marival Mason, Ohio 45040	2300	1.695%
2-5	Bayport	4232 Marival Mason, Ohio 45040	2300	1.695%
2-6	Auburn	4230 Marival Mason, Ohio 45040	2400	1.768%
7-201	Asheville-Slab	4235 Marival Mason, Ohio 45040	2300	1.695%
7-204	Asheville-Slab	4241 Marival Mason, Ohio 45040	2300	1.695%
7-301	Huntington	4237 Marival Mason, Ohio 45040	2400	1.768%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
7-304	Huntington	4239 Marival Mason, Ohio 45040	2400	1.768%
1-G1	Garage 2	4314 Marival Mason, Ohio 45040	200	0.147%
1-G2	Garage 1	4312 Marival Mason, Ohio 45040	130	0.096%
1-G3	Garage 1	4310 Marival Mason, Ohio 45040	130	0.096%
1-G4	Garage 1	4308 Marival Mason, Ohio 45040	130	0.096%
1-G5	Garage 1	4306 Marival Mason, Ohio 45040	130	0.096%
1-G6	Garage 2	4304 Marival Mason, Ohio 45040	200	0.147%
2-G1	Garage 2	4240 Marival Mason, Ohio 45040	200	0.147%
2-G2	Garage 1	4238 Marival Mason, Ohio 45040	130	0.096%
2-G3	Garage 2	4236 Marival Mason, Ohio 45040	200	0.147%
2-G4	Garage 1	4234 Marival Mason, Ohio 45040	130	0.096%
2-G5	Garage 1	4232 Marival Mason, Ohio 45040	130	0.096%
2-G6	Garage 2	4230 Marival Mason, Ohio 45040	200	0.147%
7-G1	Garage 2	4235 Marival Mason, Ohio 45040	200	0.147%
7-G2	Garage 2	4237 Marival Mason, Ohio 45040	200	0.147%
7-G3	Garage 2	4239 Marival Mason, Ohio 45040	200	0.147%
7-G4	Garage 2	4241 Marival Mason, Ohio 45040	200	0.147%
3-1	Auburn	4210 Marival Mason, Ohio 45040	2400	1.768%
3-2	Bayport	4208 Marival Mason, Ohio 45040	2300	1.695%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
3-3	Newbury	4206 Marival Mason, Ohio 45040	2300	1.695%
3-4	Newbury	4204 Marival Mason, Ohio 45040	2300	1.695%
3-5	Bayport	4202 Marival Mason, Ohio 45040	2300	1.695%
3-6	Auburn	4200 Marival Mason, Ohio 45040	2400	1.768%
3-G1	Garage 2	4210 Marival Mason, Ohio 45040	200	0.147%
3-G2	Garage 1	4208 Marival Mason, Ohio 45040	130	0.096%
3-G3	Garage 2	4206 Marival Mason, Ohio 45040	200	0.147%
3-G4	Garage 1	4204 Marival Mason, Ohio 45040	130	0.096%
3-G5	Garage 1	4202 Marival Mason, Ohio 45040	130	0.096%
3-G6	Garage 2	4200 Marival Mason, Ohio 45040	200	0.147%
8-201	Asheville-Slab	4275 Marival Mason, Ohio 45040	2300	1.695%
8-202	Mt. Vernon-Slab	4281 Marival Mason, Ohio 45040	2300	1.695%
8-203	Mt. Vernon-Slab	4283 Marival Mason, Ohio 45040	2300	1.695%
8-204	Asheville-Slab	4289 Marival Mason, Ohio 45040	2300	1.695%
8-301	Huntington	4277 Marival Mason, Ohio 45040	2400	1.768%
8-302	Victoria	4279 Marival Mason, Ohio 45040	2400	1.768%
8-303	Victoria	4285 Marival Mason, Ohio 45040	2400	1.768%
8-304	Huntington	4287 Marival Mason, Ohio 45040	2400	1.768%
8-G1	Garage 2	4275 Marival Mason, Ohio 45040	200	0.147%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
8-G2	Garage 2	4277 Marival Mason, Ohio 45040	200	0.147%
8-G3	Garage 1	4279 Marival Mason, Ohio 45040	130	0.096%
8-G4	Garage 1	4281 Marival Mason, Ohio 45040	130	0.096%
8-G5	Garage 1	4283 Marival Mason, Ohio 45040	130	0.096%
8-G6	Garage 1	4285 Marival Mason, Ohio 45040	130	0.096%
8-G7	Garage 2	4287 Marival Mason, Ohio 45040	200	0.147%
8-G8	Garage 2	4289 Marival Mason, Ohio 45040	200	0.147%
6-1	Auburn	4206 Fontenay Mason, Ohio 45040	2400	1.768%
6-2	Bayport	4204 Fontenay Mason, Ohio 45040	2300	1.695%
6-3	Newbury	4202 Fontenay Mason, Ohio 45040	2300	1.695%
6-4-	Auburn	4200 Fontenay Mason, Ohio 45040	2400	1.768%
6-G1	Garage 2	4206 Fontenay Mason, Ohio 45040	200	0.147%
6-G2	Garage 1	4204 Fontenay Mason, Ohio 45040	130	0.096%
6-G3	Garage 1	4204 Fontenay Mason, Ohio 45040	130	0.096%
6-G4	Garage 2	4200 Fontenay Mason, Ohio 45040	200	0.147%
4-1	Auburn	4182 Marival Mason, Ohio 45040	2400	1.768%
4-2	Cape May II	4180 Marival Mason, Ohio 45040	2400	1.768%
4-3	Bar Harbor	4178 Marival Mason, Ohio 45040	2300	1.695%
4-4	Bar Harbor	4176 Marival Mason, Ohio 45040	2300	1.695%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
4-5	Cape May II	4174 Marival Mason, Ohio 45040	2400	1.768%
4-6	Auburn	4172 Marival Mason, Ohio 45040	2400	1.768%
4-G1	Garage 2	4182 Marival Mason, Ohio 45040	200	0.147%
4-G2	Garage 1	4180 Marival Mason, Ohio 45040	130	0.096%
4-G3	Garage 1	4178 Marival Mason, Ohio 45040	130	0.096%
4-G4	Garage 1	4176 Marival Mason, Ohio 45040	130	0.096%
4-G5	Garage 1	4174 Marival Mason, Ohio 45040	130	0.096%
4-G6	Garage 2	4172 Marival Mason, Ohio 45040	200	0.147%
5-201	Asheville-Slab	4199 Fontenay Mason, Ohio 45040	2300	1.695%
5-202	Mt. Vernon-Slab	4205 Fontenay Mason, Ohio 45040	2300	1.695%
5-203	Mt. Vernon-Slab	4207 Fontenay Mason, Ohio 45040	2300	1.695%
5-204	Asheville-Slab	4213 Fontenay Mason, Ohio 45040	2300	1.695%
5-301	Huntington	4201 Fontenay Mason, Ohio 45040	2400	1.768%
5-302	Victoria	4203 Fontenay Mason, Ohio 45040	2400	1.768%
5-303	Victoria	4209 Fontenay Mason, Ohio 45040	2400	1.768%
5-304	Huntington	4211 Fontenay Mason, Ohio 45040	2400	1.768%
5-G1	Garage 2	4199 Fontenay Mason, Ohio 45040	200	0.147%
5-G2	Garage 2	4201 Fontenay Mason, Ohio 45040	200	0.147%
5-G3	Garage 1	4203 Fontenay Mason, Ohio 45040	130	0.096%



MARIVAL AT WEATHERSTONE CONDOMINIUM  
(PHASE 10)

NINTH AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP

I hereby certify that copies of the within Ninth 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

By: *N. O. Hill for Nick Klesner*  
Deputy

Date: Jan 2, 2004

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



NINTH 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 1) 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 Marival 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, 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, as amended by the Sixth Amendment to Declaration of Condominium Ownership for Marival at Weatherstone Condominium (Phase 7) recorded in Official Record Book 2834, Page 137 of the Warren County, Ohio records, as amended by the Seventh Amendment to Declaration of Condominium Ownership for Marival at Weatherstone Condominium (Phase 8) recorded in Official Record Book 2869, Page 641 of the Warren County, Ohio records, and as amended by the Eighth Amendment to Declaration of Condominium Ownership for Marival at Weatherstone Condominium (Phase 9) recorded in Official Record Book 3125, Page 698 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), in Plat Book 59, Pages 56-59 (Phase 6), in Plat Book 60, Pages 10-13 (Phase 7), in Plat Book 60, Page 33 (Phase 8) and in Plat Book 61, Pages 90-93 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-44 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 10 in Exhibit B to the Declaration into a new tract which will be known as "Phase 10"; and

D. That Declarant desires to submit Phase 10 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 10, 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 10 in Exhibit A hereto, a legal description for Parcel 11 which is described in Exhibit B attached hereto and made a part hereof, for which Parcel 11 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 10 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-46 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 forty-eight (160) individual units in thirteen (13) separate buildings containing eighty (80) individual residential Units and eighty (80) 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-45 through C-49 to show the location, together with the particulars, of the Recreational Facilities and buildings situated on Phase 10 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 10. 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 10 described in Exhibit A attached hereto. Phase 10 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 11.

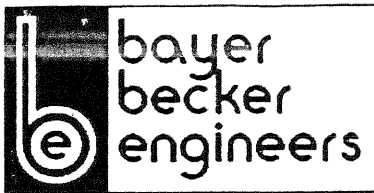
7. Declarant further hereby amends the Declaration by deleting therefrom Exhibit E attached to the Declaration and substituting in its place a new Exhibit E which is attached hereto.

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 11 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]*





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 12, 2003

DESCRIPTION: 0.8969 Acres

LOCATION: Weatherstone  
Section Three, Block C  
Lot 92 PB61 Pgs 75-77  
12-25-464-111 Lot 92 (0.8969 Ac)

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and being a 0.8969 acre parcel further described as follows:

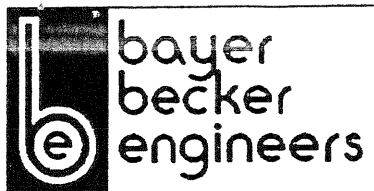
Begin at the northwest corner of Lot 86 of Weatherstone Subdivision, Section Three, Block C, as recorded in Plat Book 61, Pages 75-77 of the Warren County Recorder's Office, said corner being the true point of beginning;

- thence from the true point of beginning, North 30°24'20" East, 97.88 feet;
- thence With a curve to the right, having a radius of 150.00 feet, an arc length of 27.50 feet, (Chord=North 35°39'27" East, 27.46 feet);
- thence North 40°54'34" East, 84.33 feet;
- thence South 49°05'26" East, 164.49 feet;
- thence South 04°29'34" West, 147.34 feet;
- thence North 85°30'26" West, 69.91 feet;
- thence With a curve to the right, having a radius of 150.00 feet, an arc length of 67.84 feet, (Chord=North 72°33'03" West, 67.26 feet);
- thence North 59°35'40" West, 115.58 feet, to the true point of beginning, containing 0.8969 acres of land, subject to all easements and rights of way of record.

OLD 12-25-464-111 LOT 92 (0.8969 Ac)  
 NEW 12-25-464-122 UNIT 10-1 + 10-G1  
 NEW 12-25-464-123 UNIT 10-2 + 10-G2  
 NEW 12-25-464-124 UNIT 10-3 + 10-G3  
 NEW 12-25-464-125 UNIT 10-4 + 10-G4  
 NEW 12-25-464-126 UNIT 10-5 + 10-G5  
 NEW 12-25-464-127 UNIT 10-6 + 10-G6  
 NEW 12-25-464-128 Common AREA  
 NO REM

APPROVED  
 WARREN CO. MAP DEPT.  
 DATE 3/12/03  
 BY [Signature]

BOOK 3395 PAGE 343



engineers  
planners  
architects  
surveyors

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

December 12, 2003  
Revised December 31, 2003

EXHIBIT B

DESCRIPTION: P+ 12-25-464-104  
12-25-426-116  
12-25-464-001  
LOCATION: 12-25-464-087  
12-25-464-105  
12-25-464-106

12-25-464-107  
19.570 Acres 12-25-464-108  
12-25-464-109  
Weatherstone 12-25-464-110  
(A.K.A.) Marival 12-25-464-112

Situated in Section 25, Town 4, Range 3, City of Mason, Warren County, Ohio and containing 19.570 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;
- thence with said Marival the following eighteen 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;
- thence South 16°03'42" West, 170.92 feet to an existing 5/8" iron pin;

BOOK 3395 PAGE 344

## EXHIBIT B CONT.

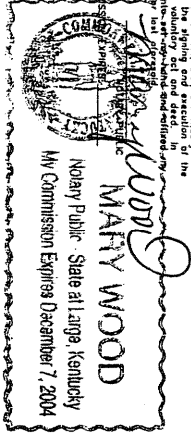
thence South 44°57'29" West, 77.77 feet;  
 thence North 49°05'26" West, 164.49 feet;  
 thence South 40°54'34" West, 84.33 feet;  
 thence with a curve to the left, having a radius of 150.00 feet, an arc length of 27.50 feet (chord=South 35°39'27" West, 27.46 feet);  
 thence South 30°24'20" West, 97.88 feet;  
 thence South 59°35'40" East, 115.58 feet;  
 thence with a curve to the left, having a radius of 150.00 feet, an arc length of 67.84 feet (chord=South 72°33'03" East, 67.26 feet);  
 thence South 85°30'26" East, 28.66 feet;  
 thence South 04°29'34" West, 185.20 feet, to a point on the northerly line of the Mason Hills, Section One, as recorded in Plat Book 7, Page 30 of the Warren County Recorder's Office;  
 thence with said Mason Hills, the following two courses: North 85°15'29" West, 436.06 feet;  
 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 on the westerly right of way of State Route 42;  
 thence with said westerly right-of-way, the following four courses: North 42°46'36" 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, 694.07 feet, to the southerly line of Charles Z. Simms Development Corporation, as recorded in Official Record 1841, Pages 789-791 of the Warren County Recorder's Office;  
 thence departing said right-of-way, and with said Simms, the following six courses:  
 thence 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 beginning containing 19.570 acres of land subject to all easements and rights-of-way of record.

BOOK 3395 PAGE 345

By the undersigned being the owner of the fee simple title to the real estate herein described, hereby consent to and join in the submission of said real estate to the condominium plan herein as a part of the Weatherstone Condominium.

Witness my hand and seal this 10th day of December 2003, before me, a Notary Public, State of Kentucky, and a member of the Notary Public Commission of Kentucky, who is duly sworn and qualified in and for the County of Warren, State of Kentucky, to give the foregoing instrument to be the voluntary act and deed in testimony whereof, I have hereunto set my hand and official seal on the day and date first above written.

*Mary Wood*  
 My Commission Expires December 7, 2004

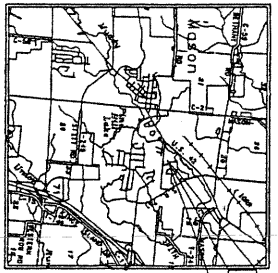


County Auditor: \_\_\_\_\_ day of \_\_\_\_\_ 2001.

County Recorder: \_\_\_\_\_  
 Received on this \_\_\_\_\_ day of \_\_\_\_\_ 2003 of \_\_\_\_\_  
 Recorded in Plat Book No. \_\_\_\_\_ Page \_\_\_\_\_  
 Warren County Recorder

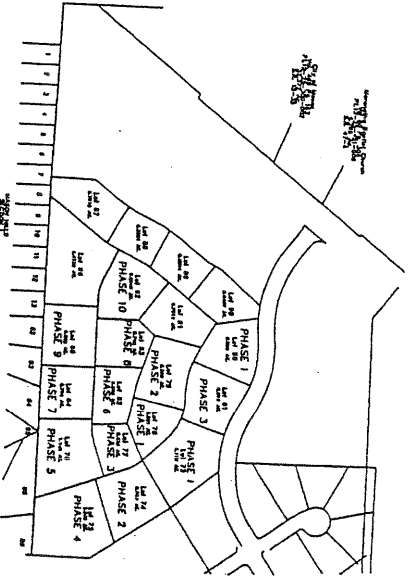
The within drawings consisting of pages 1 through 5 of the plat of Section Three, Block C, Range 3, Town 4, Marial at Weatherstone Condominium, as shown and being of and by the undersigned, are approved and being of and by the undersigned, recorded in Warren County, Ohio. The measurements of the building(s) are constructed.

John S. Davern  
 Professional Engineer  
 Ohio Registration #C-59378



Section	Block	Phase	Area Remaining
SECTION 1, BLOCK A			9,551 ACRES
SECTION 1, BLOCK B			2,090 ACRES
SECTION 1, BLOCK C			5,075 ACRES
SECTION 1, BLOCK D			5,069 ACRES
SECTION 1, BLOCK E			4,192 ACRES

Unit #	Address	Unit No.	Unit Type	Per Value	Area	Dimensions	Function	Land	Unit Location
101	4212 Fairway	10-1	Apartment	2400	71.18	27.18 x 26.00	RESIDENTIAL	CONCRETE	3rd from East
102	4210 Fairway	10-2	Cape May	2400	71.18	27.18 x 26.00	RESIDENTIAL	CONCRETE	3rd from East
103	4208 Fairway	10-3	Bar Harbor	2300	71.18	27.18 x 26.00	RESIDENTIAL	CONCRETE	3rd from East
104	4206 Fairway	10-4	Bar Harbor	2300	71.18	27.18 x 26.00	RESIDENTIAL	CONCRETE	4th from East
105	4204 Fairway	10-5	Cape May	2400	71.18	27.18 x 26.00	RESIDENTIAL	CONCRETE	5th from East
106	4202 Fairway	10-6	Apartment	2400	71.18	27.18 x 26.00	RESIDENTIAL	CONCRETE	5th from East



**OWNER**  
 FISCHER ATTACHED HOMES LTD.  
 AS SUCCESSOR IN INTEREST TO  
 A KENTUCKY CORPORATION  
 2870 CHANCELLOR DRIVE  
 SUITE 300  
 CHESTVIEW HILLS, KENTUCKY 41017

**ENGINEER/SURVEYOR**  
 BAYER-BECKER  
 6900 TIERSVILLE ROAD  
 SUITE A  
 MASON, OHIO 45040

- NOTES**
1. ALL BOUNDING DIMENSIONS ARE AS SHOWN ON THE PLAT.
  2. BOUNDING DIMENSIONS ARE AS SHOWN ON THE PLAT.
  3. ALL DIMENSIONS ARE IN FEET AND INCHES.
  4. ALL DIMENSIONS ARE TO THE CENTERLINE OF THE ROAD.
  5. ALL DIMENSIONS ARE TO THE CENTERLINE OF THE ROAD.
  6. ALL DIMENSIONS ARE TO THE CENTERLINE OF THE ROAD.
  7. ALL DIMENSIONS ARE TO THE CENTERLINE OF THE ROAD.
  8. ALL DIMENSIONS ARE TO THE CENTERLINE OF THE ROAD.
  9. ALL DIMENSIONS ARE TO THE CENTERLINE OF THE ROAD.
  10. ALL DIMENSIONS ARE TO THE CENTERLINE OF THE ROAD.

EXHIBIT C-45  
**WEATHERSTONE**  
 SECTION THREE, BLOCK C  
 (AKA) MARIAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARIAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 10  
 THE CITY OF MASON, WARREN COUNTY, OHIO

**bayer-becker**  
 ENGINEERS  
 ARCHITECTS  
 SURVEYORS

DATE: 12/10/03  
 DRAWN BY: JLD  
 CHECKED BY: JLD  
 SCALE: 1" = 200'

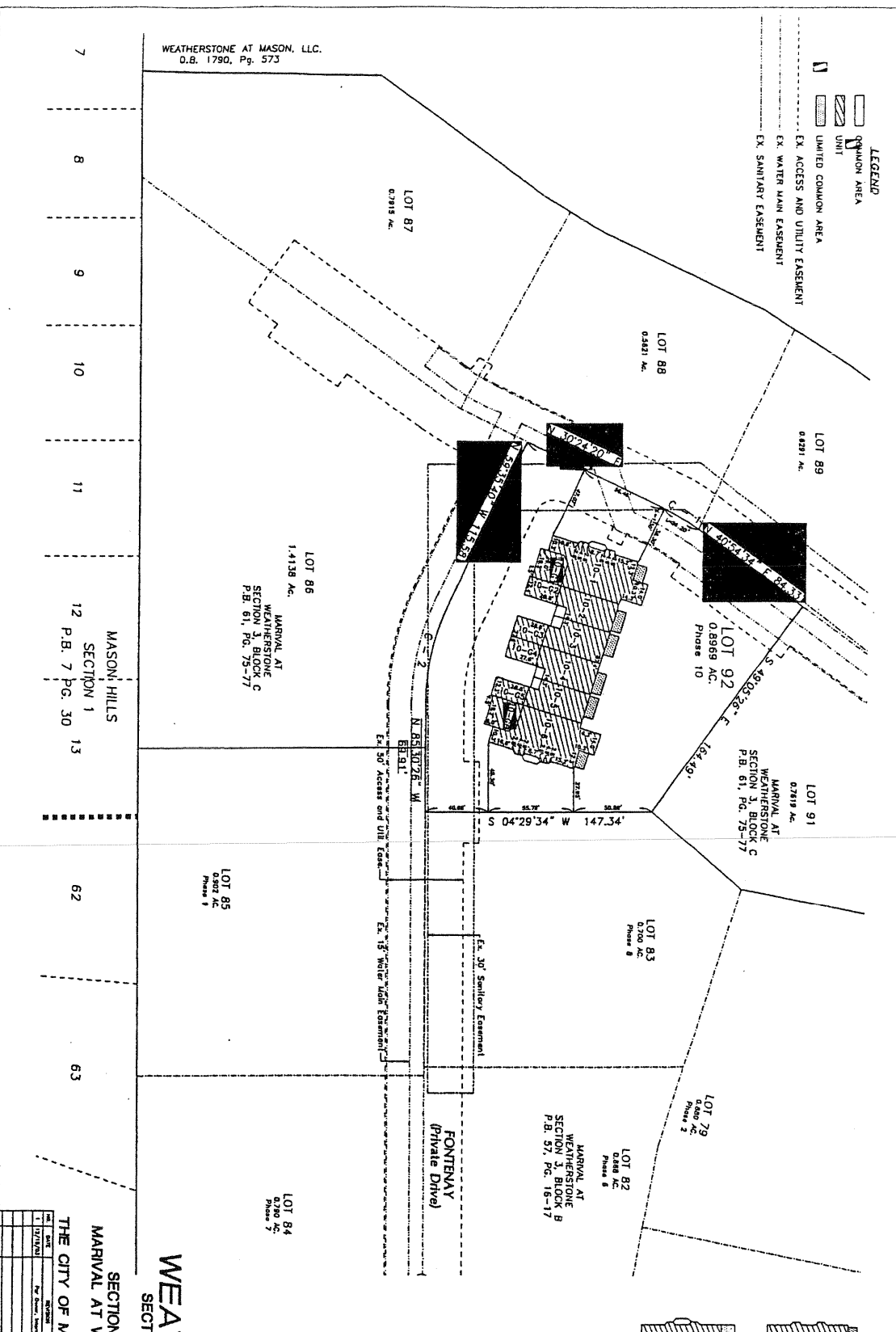




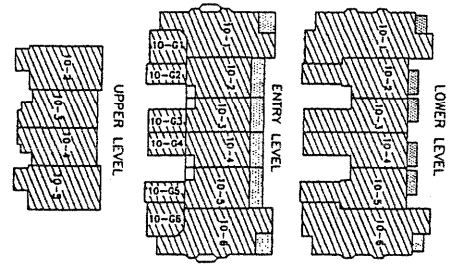
GRAPHIC SCALE  
 (1" = 40 FT)  
 1 Inch = 40 Ft.

LEGEND

- COMMON AREA
- UNIT
- LIMITED COMMON AREA
- EX. ACCESS AND UTILITY EASEMENT
- EX. WATER MAIN EASEMENT
- EX. SANITARY EASEMENT



BUILDING TEN

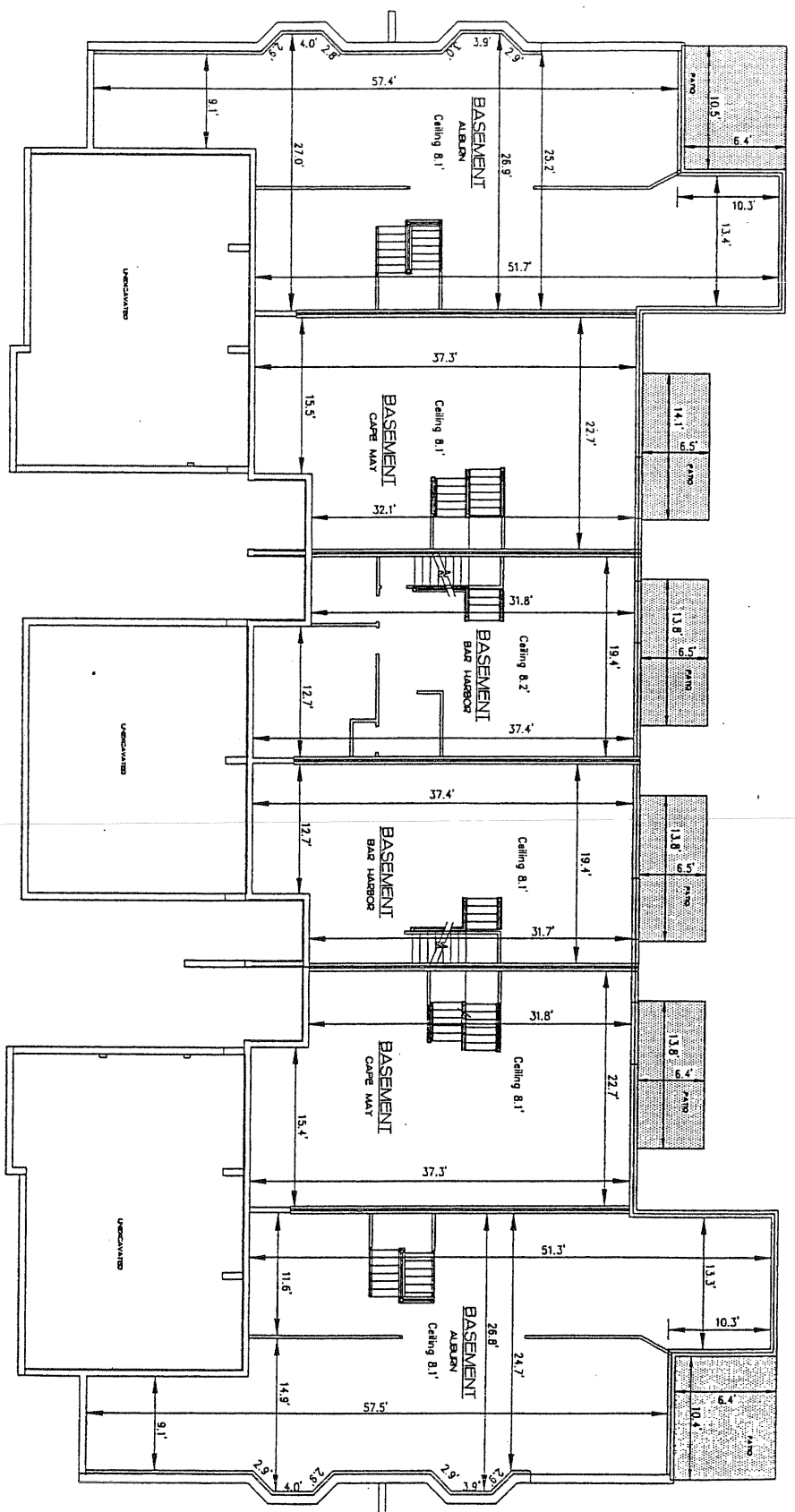


CURVE #	Δ	R	T	L	Ch
# 1	107°30'14"	150.00'	13.79'	27.50'	N 35.39'27" E 27.46'
# 2	25°54'46"	150.00'	34.51'	67.84'	N 72°33'03" W 67.26'

EXHIBIT C-48  
**WEATHERSTONE**  
 SECTION THREE, BLOCK C  
 (AKA) MARIVAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARIVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 10  
 THE CITY OF MASON, WARREN COUNTY, OHIO

DATE: 12/17/2013  
 DRAWN BY: [Name]  
 CHECKED BY: [Name]  
 APPROVED BY: [Name]

**bayer becker**  
 ENGINEERS ARCHITECTS SURVEYORS  
 10075 WOODLAND BLVD., CINCINNATI, OHIO 45241  
 2 of 5



UH 10-1  
ALBURN  
4317 Portency  
(All Measurements are  
taken from end to end,  
unless otherwise noted)

UH 10-2  
CAPE MAY  
4310 Portency  
(All Measurements are  
taken from end to end,  
unless otherwise noted)

UH 10-3  
BAR HARBOR  
4308 Portency  
(All Measurements are  
taken from end to end,  
unless otherwise noted)

UH 10-4  
BAR HARBOR  
4306 Portency  
(All Measurements are  
taken from end to end,  
unless otherwise noted)

UH 10-5  
CAPE MAY  
4304 Portency  
(All Measurements are  
taken from end to end,  
unless otherwise noted)

UH 10-6  
ALBURN  
4302 Portency  
(All Measurements are  
taken from end to end,  
unless otherwise noted)

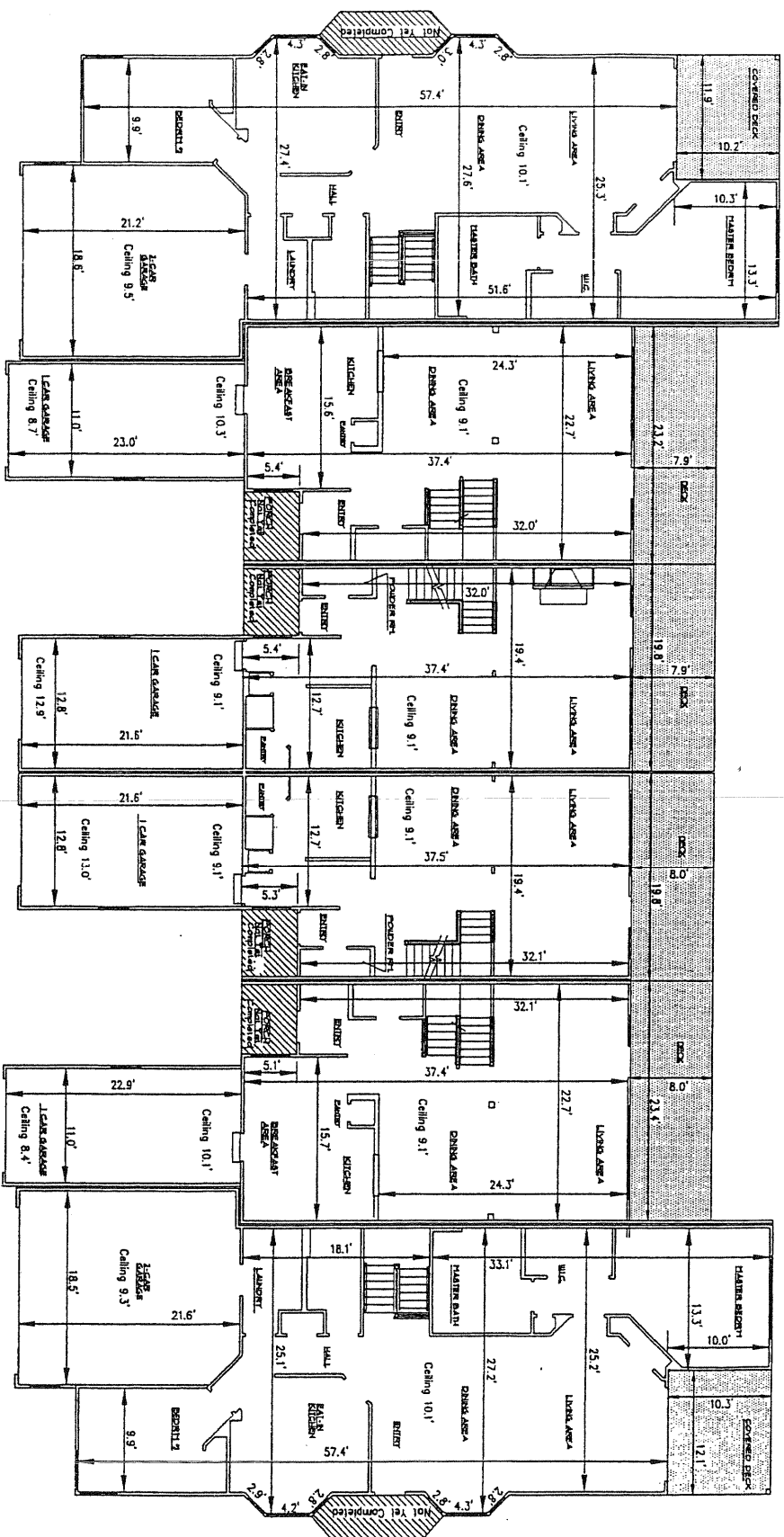
LOWER LEVEL, BUILDING 10  
LOT 92

LEGEND  
 LIMITED COMMON AREA  
 UNIT

EXHIBIT C-47  
**WEATHERSTONE**  
 SECTION THREE, BLOCK C  
 (AKA) MARVAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARVAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 10  
 THE CITY OF MASON, WARREN COUNTY, OHIO

NO.	DATE	BY	REVISION
1	12/1/03		Per Owner Approval

3000 Marietta Rd., Columbus, OH 43260 614.333.8883  
 Scale: 1/8" = 1'-0"  
 Date: 07/11/03  
 Title: WEATHERSTONE  
 No. of Sheets: 7  
 Sheet No.: 3 of 5



UH 10-1  
ALEXAN  
(A 3112 Portion of  
taken from and to this  
unless otherwise noted)

UH 10-2  
CABE MAY  
(A 310 Portion of  
taken from and to this  
unless otherwise noted)

UH 10-3  
BAR LABROCK  
(A 308 Portion of  
taken from and to this  
unless otherwise noted)

UH 10-4  
BAR LABROCK  
(A 306 Portion of  
taken from and to this  
unless otherwise noted)

UH 10-5  
CABE MAY  
(A 304 Portion of  
taken from and to this  
unless otherwise noted)

UH 10-6  
ALEXAN  
(A 302 Portion of  
taken from and to this  
unless otherwise noted)

LEGEND

COMMON AREA

LIMITED COMMON AREA

UNIT

ENTRY LEVEL

BUILDING 10

LOT 92

(All Measurements are located from  
and to stud unless otherwise noted.)

EXHIBIT C-48

**WEATHERSTONE**

SECTION THREE, BLOCK C  
(AKA) MARIVAL

SECTION 25, TOWN 4, RANGE 3  
MARIVAL AT WEATHERSTONE CONDOMINIUM  
PHASE 10

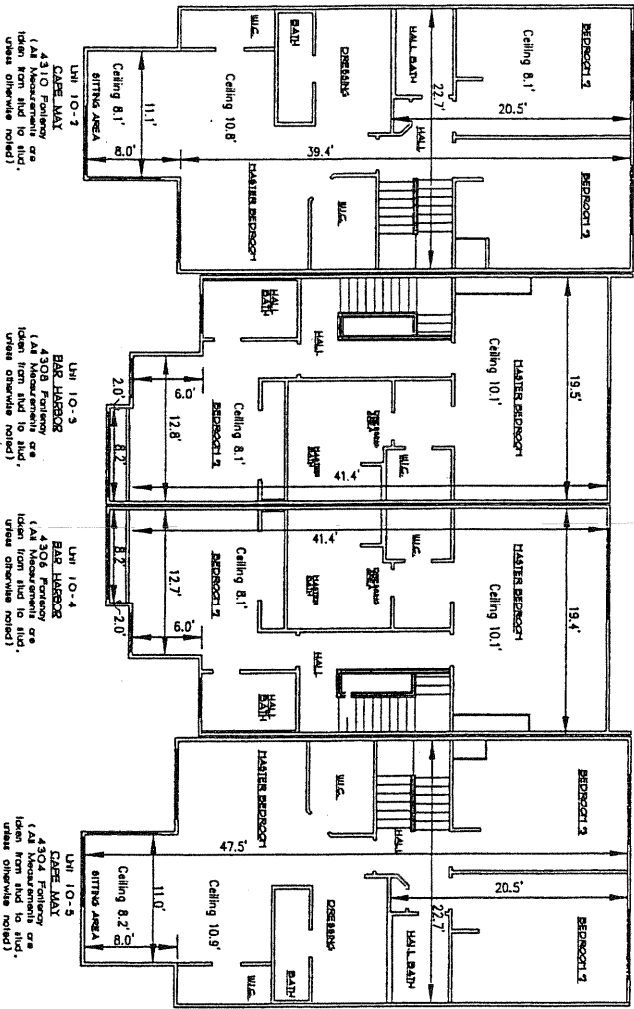
THE CITY OF MASON, WARREN COUNTY, OHIO

**bayer becker**

Architects

1000 North Hill Street, Dayton, OH 45424

4 of 5



(All Measurements are located from end to end unless otherwise noted.)

UH 10-3  
 4310 Frontage  
 (All Measurements are taken from end to end, unless otherwise noted)  
 UH 10-4  
 4308 Frontage  
 (All Measurements are taken from end to end, unless otherwise noted)  
 UH 10-5  
 4306 Frontage  
 (All Measurements are taken from end to end, unless otherwise noted)  
 UH 10-6  
 4304 Frontage  
 (All Measurements are taken from end to end, unless otherwise noted)

UPPER LEVEL  
 BUILDING 10  
 LOT 92

LEGEND  
 UNIT

NO.	DATE	REVISION	BY	CHKD.
1	1/1/2010	As shown		
2				
3				

**bayer becker**  
 architects  
 10000 W. 13th Street, Suite 100  
 Overland Park, KS 66204  
 (913) 241-1000  
 www.bayerbecker.com

EXHIBIT C-49  
**WEATHERSTONE**  
 SECTION THREE, BLOCK C  
 (AKA) MARVIAL  
 SECTION 25, TOWN 4, RANGE 3  
 MARVIAL AT WEATHERSTONE CONDOMINIUM  
 PHASE 10  
 THE CITY OF MASON, WARREN COUNTY, OHIO

**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 Mason, Ohio 45040	2400	1.194%
1-2	Cape May II	4312 Marival Mason, Ohio 45040	2400	1.194%
1-3	Bar Harbor	4310 Marival Mason, Ohio 45040	2300	1.144%
1-4	Bar Harbor	4308 Marival Mason, Ohio 45040	2300	1.144%
1-5	Cape May II	4306 Marival Mason, Ohio 45040	2400	1.194%
1-6	Auburn	4304 Marival Mason, Ohio 45040	2400	1.194%
2-1	Auburn	4240 Marival Mason, Ohio 45040	2400	1.194%
2-2	Bayport	4238 Marival Mason, Ohio 45040	2300	1.144%
2-3	Newbury	4236 Marival Mason, Ohio 45040	2300	1.144%
2-4	Newbury	4234 Marival Mason, Ohio 45040	2300	1.144%
2-5	Bayport	4232 Marival Mason, Ohio 45040	2300	1.144%
2-6	Auburn	4230 Marival Mason, Ohio 45040	2400	1.194%
7-201	Asheville-Slab	4235 Marival Mason, Ohio 45040	2300	1.144%
7-204	Asheville-Slab	4241 Marival Mason, Ohio 45040	2300	1.144%
7-301	Huntington	4237 Marival Mason, Ohio 45040	2400	1.194%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
7-304	Huntington	4239 Marival Mason, Ohio 45040	2400	1.194%
1-G1	Garage 2	4314 Marival Mason, Ohio 45040	200	0.100%
1-G2	Garage 1	4312 Marival Mason, Ohio 45040	130	0.065%
1-G3	Garage 1	4310 Marival Mason, Ohio 45040	130	0.065%
1-G4	Garage 1	4308 Marival Mason, Ohio 45040	130	0.065%
1-G5	Garage 1	4306 Marival Mason, Ohio 45040	130	0.065%
1-G6	Garage 2	4304 Marival Mason, Ohio 45040	200	0.100%
2-G1	Garage 2	4240 Marival Mason, Ohio 45040	200	0.100%
2-G2	Garage 1	4238 Marival Mason, Ohio 45040	130	0.065%
2-G3	Garage 2	4236 Marival Mason, Ohio 45040	200	0.100%
2-G4	Garage 1	4234 Marival Mason, Ohio 45040	130	0.065%
2-G5	Garage 1	4232 Marival Mason, Ohio 45040	130	0.065%
2-G6	Garage 2	4230 Marival Mason, Ohio 45040	200	0.100%
7-G1	Garage 2	4235 Marival Mason, Ohio 45040	200	0.100%
7-G2	Garage 2	4237 Marival Mason, Ohio 45040	200	0.100%
7-G3	Garage 2	4239 Marival Mason, Ohio 45040	200	0.100%
7-G4	Garage 2	4241 Marival Mason, Ohio 45040	200	0.100%
3-1	Auburn	4210 Marival Mason, Ohio 45040	2400	1.194%
3-2	Bayport	4208 Marival Mason, Ohio 45040	2300	1.144%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
3-3	Newbury	4206 Marival Mason, Ohio 45040	2300	1.144%
3-4	Newbury	4204 Marival Mason, Ohio 45040	2300	1.144%
3-5	Bayport	4202 Marival Mason, Ohio 45040	2300	1.144%
3-6	Auburn	4200 Marival Mason, Ohio 45040	2400	1.194%
3-G1	Garage 2	4210 Marival Mason, Ohio 45040	200	0.100%
3-G2	Garage 1	4208 Marival Mason, Ohio 45040	130	0.065%
3-G3	Garage 2	4206 Marival Mason, Ohio 45040	200	0.100%
3-G4	Garage 1	4204 Marival Mason, Ohio 45040	130	0.065%
3-G5	Garage 1	4202 Marival Mason, Ohio 45040	130	0.065%
3-G6	Garage 2	4200 Marival Mason, Ohio 45040	200	0.100%
8-201	Asheville-Slab	4275 Marival Mason, Ohio 45040	2300	1.144%
8-202	Mt. Vernon-Slab	4281 Marival Mason, Ohio 45040	2300	1.144%
8-203	Mt. Vernon-Slab	4283 Marival Mason, Ohio 45040	2300	1.144%
8-204	Asheville-Slab	4289 Marival Mason, Ohio 45040	2300	1.144%
8-301	Huntington	4277 Marival Mason, Ohio 45040	2400	1.194%
8-302	Victoria	4279 Marival Mason, Ohio 45040	2400	1.194%
8-303	Victoria	4285 Marival Mason, Ohio 45040	2400	1.194%
8-304	Huntington	4287 Marival Mason, Ohio 45040	2400	1.194%
8-G1	Garage 2	4275 Marival Mason, Ohio 45040	200	0.100%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
8-G2	Garage 2	4277 Marival Mason, Ohio 45040	200	0.100%
8-G3	Garage 1	4279 Marival Mason, Ohio 45040	130	0.065%
8-G4	Garage 1	4281 Marival Mason, Ohio 45040	130	0.065%
8-G5	Garage 1	4283 Marival Mason, Ohio 45040	130	0.065%
8-G6	Garage 1	4285 Marival Mason, Ohio 45040	130	0.065%
8-G7	Garage 2	4287 Marival Mason, Ohio 45040	200	0.100%
8-G8	Garage 2	4289 Marival Mason, Ohio 45040	200	0.100%
6-1	Auburn	4206 Fontenay Mason, Ohio 45040	2400	1.194%
6-2	Bayport	4204 Fontenay Mason, Ohio 45040	2300	1.144%
6-3	Newbury	4202 Fontenay Mason, Ohio 45040	2300	1.144%
6-4	Auburn	4200 Fontenay Mason, Ohio 45040	2400	1.194%
6-G1	Garage 2	4206 Fontenay Mason, Ohio 45040	200	0.100%
6-G2	Garage 1	4204 Fontenay Mason, Ohio 45040	130	0.065%
6-G3	Garage 1	4204 Fontenay Mason, Ohio 45040	130	0.065%
6-G4	Garage 2	4200 Fontenay Mason, Ohio 45040	200	0.100%
4-1	Auburn	4182 Marival Mason, Ohio 45040	2400	1.194%
4-2	Cape May II	4180 Marival Mason, Ohio 45040	2400	1.194%
4-3	Bar Harbor	4178 Marival Mason, Ohio 45040	2300	1.144%
4-4	Bar Harbor	4176 Marival Mason, Ohio 45040	2300	1.144%



Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
4-5	Cape May II	4174 Marival Mason, Ohio 45040	2400	1.194%
4-6	Auburn	4172 Marival Mason, Ohio 45040	2400	1.194%
4-G1	Garage 2	4182 Marival Mason, Ohio 45040	200	0.100%
4-G2	Garage 1	4180 Marival Mason, Ohio 45040	130	0.065%
4-G3	Garage 1	4178 Marival Mason, Ohio 45040	130	0.065%
4-G4	Garage 1	4176 Marival Mason, Ohio 45040	130	0.065%
4-G5	Garage 1	4174 Marival Mason, Ohio 45040	130	0.065%
4-G6	Garage 2	4172 Marival Mason, Ohio 45040	200	0.100%
5-201	Asheville-Slab	4199 Fontenay Mason, Ohio 45040	2300	1.144%
5-202	Mt. Vernon-Slab	4205 Fontenay Mason, Ohio 45040	2300	1.144%
5-203	Mt. Vernon-Slab	4207 Fontenay Mason, Ohio 45040	2300	1.144%
5-204	Asheville-Slab	4213 Fontenay Mason, Ohio 45040	2300	1.144%
5-301	Huntington	4201 Fontenay Mason, Ohio 45040	2400	1.194%
5-302	Victoria	4203 Fontenay Mason, Ohio 45040	2400	1.194%
5-303	Victoria	4209 Fontenay Mason, Ohio 45040	2400	1.194%
5-304	Huntington	4211 Fontenay Mason, Ohio 45040	2400	1.194%
5-G1	Garage 2	4199 Fontenay Mason, Ohio 45040	200	0.100%
5-G2	Garage 2	4201 Fontenay Mason, Ohio 45040	200	0.100%
5-G3	Garage 1	4203 Fontenay Mason, Ohio 45040	130	0.065%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
5-G4	Garage 1	4205 Fontenay Mason, Ohio 45040	130	0.065%
5-G5	Garage 1	4207 Fontenay Mason, Ohio 45040	130	0.065%
5-G6	Garage 1	4209 Fontenay Mason, Ohio 45040	130	0.065%
5-G7	Garage 2	4211 Fontenay Mason, Ohio 45040	200	0.100%
5-G8	Garage 2	4213 Fontenay Mason, Ohio 45040	200	0.100%
12-1	Auburn	4246 Fontenay Mason, Ohio 45040	2400	1.194%
12-2	Bayport	4244 Fontenay Mason, Ohio 45040	2300	1.144%
12-3	Newbury	4242 Fontenay Mason, Ohio 45040	2300	1.144%
12-4	Newbury	4240 Fontenay Mason, Ohio 45040	2300	1.144%
12-5	Bayport	4238 Fontenay Mason, Ohio 45040	2300	1.144%
12-6	Auburn	4236 Fontenay Mason, Ohio 45040	2400	1.194%
12-G1	Garage 2	4246 Fontenay Mason, Ohio 45040	200	0.100%
12-G2	Garage 1	4244 Fontenay Mason, Ohio 45040	130	0.065%
12-G3	Garage 2	4242 Fontenay Mason, Ohio 45040	200	0.100%
12-G4	Garage 1	4240 Fontenay Mason, Ohio 45040	130	0.065%
12-G5	Garage 1	4238 Fontenay Mason, Ohio 45040	130	0.065%
12-G6	Garage 2	4236 Fontenay Mason, Ohio 45040	200	0.100%
13-201	Asheville-Slab	4233 Fontenay Mason, Ohio 45040	2300	1.144%
13-202	Mt. Vernon-Slab	4239 Fontenay Mason, Ohio 45040	2300	1.144%

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	1.144%
13-204	Asheville-Slab	4247 Fontenay Mason, Ohio 45040	2300	1.144%
13-301	Huntington	4235 Fontenay Mason, Ohio 45040	2400	1.194%
13-302	Victoria	4237 Fontenay Mason, Ohio 45040	2400	1.194%
13-303	Victoria	4243 Fontenay Mason, Ohio 45040	2400	1.194%
13-304	Huntington	4245 Fontenay Mason, Ohio 45040	2400	1.194%
13-G1	Garage 1	4233 Fontenay Mason, Ohio 45040	130	0.065%
13-G2	Garage 2	4235 Fontenay Mason, Ohio 45040	200	0.100%
13-G3	Garage 1	4237 Fontenay Mason, Ohio 45040	130	0.065%
13-G4	Garage 1	4239 Fontenay Mason, Ohio 45040	130	0.065%
13-G5	Garage 1	4241 Fontenay Mason, Ohio 45040	130	0.065%
13-G6	Garage 1	4243 Fontenay Mason, Ohio 45040	130	0.065%
13-G7	Garage 2	4245 Fontenay Mason, Ohio 45040	200	0.100%
13-G8	Garage 1	4247 Fontenay Mason, Ohio 45040	130	0.065%
11-1	Auburn	4272 Fontenay Mason, Ohio 45040	2400	1.194%
11-2	Bayport	4270 Fontenay Mason, Ohio 45040	2300	1.144%
11-3	Newbury	4268 Fontenay Mason, Ohio 45040	2300	1.144%
11-4	Auburn	4266 Fontenay Mason, Ohio 45040	2400	1.194%
11-G1	Garage 2	4272 Fontenay Mason, Ohio 45040	200	0.100%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
11-G2	Garage 1	4270 Fontenay Mason, Ohio 45040	130	0.065%
11-G3	Garage 1	4268 Fontenay Mason, Ohio 45040	130	0.065%
11-G4	Garage 2	4266 Fontenay Mason, Ohio 45040	200	0.100%
14-201	Asheville-Slab	4265 Fontenay Mason, Ohio 45040	2300	1.144%
14-202	Mt. Vernon-Slab	4271 Fontenay Mason, Ohio 45040	2300	1.144%
14-203	Mt. Vernon-Slab	4273 Fontenay Mason, Ohio 45040	2300	1.144%
14-204	Asheville-Slab	4279 Fontenay Mason, Ohio 45040	2300	1.144%
14-301	Huntington	4267 Fontenay Mason, Ohio 45040	2400	1.194%
14-302	Victoria	4269 Fontenay Mason, Ohio 45040	2400	1.194%
14-303	Victoria	4275 Fontenay Mason, Ohio 45040	2400	1.194%
14-304	Huntington	4277 Fontenay Mason, Ohio 45040	2400	1.194%
14-G1	Garage 2	4265 Fontenay Mason, Ohio 45040	200	0.100%
14-G2	Garage 2	4267 Fontenay Mason, Ohio 45040	200	0.100%
14-G3	Garage 1	4269 Fontenay Mason, Ohio 45040	130	0.065%
14-G4	Garage 1	4271 Fontenay Mason, Ohio 45040	130	0.065%
14-G5	Garage 1	4273 Fontenay Mason, Ohio 45040	130	0.065%
14-G6	Garage 1	4275 Fontenay Mason, Ohio 45040	130	0.065%
14-G7	Garage 2	4277 Fontenay Mason, Ohio 45040	200	0.100%
14-G8	Garage 2	4279 Fontenay Mason, Ohio 45040	200	0.100%

Unit Number	Model Type	Unit Address	Par Value of Unit	Percentage Interest in Common Areas/Facilities*
10-1	Auburn	4312 Fontenay Mason, Ohio 45040	2400	1.194%
10-2	Cape May	4310 Fontenay Mason, Ohio 45040	2400	1.194%
10-3	Bar Harbor	4308 Fontenay Mason, Ohio 45040	2300	1.144%
10-4	Bar Harbor	4306 Fontenay Mason, Ohio 45040	2300	1.144%
10-5	Cape May	4304 Fontenay Mason, Ohio 45040	2400	1.194%
10-6	Auburn	4302 Fontenay Mason, Ohio 45040	2400	1.194%
10-G1	Garage 2	4312 Fontenay Mason, Ohio 45040	200	0.100%
10-G2	Garage 1	4310 Fontenay Mason, Ohio 45040	130	0.065%
10-G3	Garage 1	4308 Fontenay Mason, Ohio 45040	130	0.060%
10-G4	Garage 1	4306 Fontenay Mason, Ohio 45040	130	0.060%
10-G5	Garage 1	4304 Fontenay Mason, Ohio 45040	130	0.060%
10-G6	Garage 2	4302 Fontenay Mason, Ohio 45040	200	0.100%
		TOTAL:	200990	100%

\*As additional Units are added to the Condominium, the various Unit's percentage of interest in Common Areas above will decrease accordingly.

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BEITH DECKARD - WARREN COUNTY RECORDER  
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 Filed: 1/02/2004 12:01:11 \$ 188.00  
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 KAUFMAN & FLORENCE

BOOK 3395 PAGE 359

350  
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 JAN - 2 2004  
 SFC. 319.202 COMPLIED WITH  
 NICK NELSON, Auditor  
 WARREN COUNTY, OHIO

**ADDENDUM  
TO THE  
MARIVAL AT WEATHERSTONE CONDOMINIUM  
DISCLOSURE STATEMENT**

THIS ADDENDUM TO MARIVAL AT WEATHERSTONE CONDOMINIUM DISCLOSURE STATEMENT ("Addendum") is dated as of April 7, 2004 and is an addendum to and update of the Marival at Weatherstone Condominium Disclosure Statement dated \_\_\_\_\_, 2001, as amended by an Addendum to Disclosure Statement dated \_\_\_\_\_, 2002 (collectively the "Disclosure Statement"). This Addendum sets forth all revisions to the Disclosure Statement and further sets forth any and all additional material circumstances or features affecting the condominium development of Marival at Weatherstone Condominium.

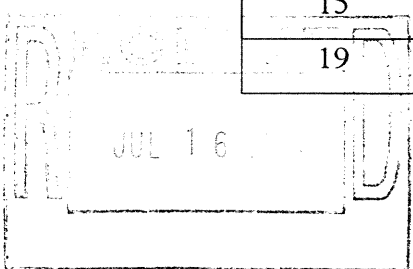
1. Definitions. All capitalized terms herein not otherwise defined shall have the same meanings as set forth in the Disclosure Statement.

2. General Description of Marival at Weatherstone Condominium. The Developer has submitted one hundred sixty (160) individual units in thirteen (13) separate buildings containing eighty (80) individual residential Units and eighty (80) individual garage Units (collectively hereinafter sometimes described and referred to as "Units"), together with the appurtenant percentages of interest in the Common Areas and Facilities of the Condominium to the condominium form of property ownership under the provisions of Chapter 5311 of the Ohio Revised Code and pursuant to the provisions of the Declaration and Code of Regulations. The Developer plans to submit one (1) building in the next phase containing six (6) residential Units and six (6) garage Units, and one (1) building in the phase thereafter containing eight (8) residential Units and eight (8) garage Units, together with the appurtenant percentages of interest in the Common Areas and Facilities to the provisions of the Declaration and Code of Regulations.

3. Sale of Units. The Units currently being offered for sale on a fee simple ownership basis along with the initial offering prices are set forth in Exhibit A attached hereto. This Exhibit A shall replace and supersede the Exhibit A attached to the Disclosure Statement.

4. Status of Construction. Construction of the first one hundred eighty (180) Units is complete. Construction of the following individual residential Units and individual garage Units has commenced and is expected to be completed as set out as follows:

<b>Building No.</b>	<b>Residential Units</b>	<b>Garage Units</b>	<b>Total Units</b>	<b>Estimated Completion Date</b>
15	6	6	12	06/2004
19	8	8	16	06/2004



The foregoing represents the Developer's estimates based on current schedules and market conditions. The Developer does not, however, warrant its construction schedule, which may be modified without notice.

5. Budget. The table set forth on attached Exhibit C updates the Developer's monthly projections for a two (2) year period of the condominium assessments and real estate taxes for each individual Unit. Each Unit's share of the above common expenses listed in Exhibit C is based on the completion and submission to the Condominium Property of one hundred seventy (170) residential Units and one hundred seventy (170) garage Units. The attached Exhibit C shall replace and supersede Exhibit C attached to the Disclosure Statement.

6. Ownership of Common Areas and Facilities. The percentages of ownership in the Common Areas and Facilities for each Unit are set forth on attached Exhibit D-1. The percentages of ownership in the Common Areas and Facilities for each Unit after submission of six (6) residential Units and six (6) garage Units that Developer contemplates adding to the Declaration and Condominium Property in the next phase are set forth on attached Exhibit D-2. The percentages of ownership in the Common Areas and Facilities for each Unit after submission of the eight (8) residential Units and eight (8) garage Units that Developer contemplates adding to the Declaration and Condominium Property in the phase thereafter are set forth on the attached Exhibit D-3. The attached Exhibits D-1, D-2 and D-3 shall replace and supersede the Exhibit D attached to the Disclosure Statement.

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**EXHIBIT A**

**INITIAL OFFERING PRICES**  
Marival at Weatherstone Condominium  
Units Presently Offered for Sale

<b>UNIT</b>	<b>MODEL TYPE</b>	<b>DESCRIPTION</b>	<b>SALE PRICE*</b>
2-1	Auburn	One story unit with living area, dining area, kitchen, two bedrooms, two bathrooms, and a laundry room. This unit has a deck and/or patio. The basement is unfinished, but an optional family room, wet bar, bedroom, bathroom and hobby room area available	MODEL \$222,700.00
2-2	Newbury	One story unit with living room, dining room, kitchen, one bedroom, one and one-half bathrooms, and a laundry room. This unit has a deck and/or patio. The basement is unfinished but an optional family room, wet bar, bedroom, bathroom and hobby room are available.	MODEL \$170,100.00
2-G1	Garage 2	Garage unit capable of housing two (2) motor vehicles.	\$9,000.00
2-G2	Garage 1	Garage unit capable of housing one (1) motor vehicle.	\$6,000.00
7-204	Asheville-Slab	One story unit with living area, dining area, kitchen, two bedrooms, two bathrooms, and a laundry room. This unit has a deck and/or patio.	MODEL \$147,800.00
7-G4	Garage 2	Garage unit capable of housing two (2) motor vehicles.	\$9,000.00
10-1	Auburn	One story unit with living area, dining area, kitchen, two bedrooms, two bathrooms, and a laundry room. This unit has a deck and/or patio. The basement is unfinished, but an optional family room, wet bar, bedroom, bathroom and hobby room are available.	\$202,900.00



UNIT	MODEL TYPE	DESCRIPTION	SALE PRICE*
10-2	Cape May	Two story unit with living room, dining room, kitchen/breakfast, three bedrooms, and two and one-half bathrooms. This unit has a deck and/or patio. The basement is unfinished, but an option family room, wet bar, and half bathroom are available.	\$174,900.00
10-3	Bar Harbor	Two story unit with living area, dining area, kitchen, two bedrooms, and two and one-half bathrooms. This unit has a deck and/or patio. The basement is unfinished, but family room, wet bar, and half bathroom are available.	\$146,900.00
10-4	Auburn	One story unit with living area, dining area, kitchen, two bedrooms, two bathrooms, and a laundry room. This unit has a deck and/or patio. The basement is unfinished, but an optional family room, wet bar, bedroom, bathroom and hobby room are available.	SOLD \$222,700.00
10-G1	Garage 2	Garage unit capable of housing two (2) motor vehicles.	SOLD \$9,000.00
10-G2	Garage 1	Garage unit capable of housing one motor vehicle.	\$6,000.00
10-G3	Garage 1	Garage unit capable of housing one motor vehicle.	\$6,000.00
10-G4	Garage 2	Garage unit capable of housing two motor vehicles.	\$9,000.00
14-202	Mt. Vernon-Slab	One story unit with living area, dining area, kitchen, two bedrooms, two bathrooms, and a laundry room. This unit has a deck and/or patio.	\$135,000.00
14-204	Asheville-Slab	One story unit with living area, dining area, kitchen, two bedrooms, two bathrooms, and a laundry room. This unit has a deck and/or patio.	\$151,100.00

UNIT	MODEL TYPE	DESCRIPTION	SALE PRICE*
14-G4	Garage 1	Garage unit capable of housing one motor vehicle.	\$6,000.00
14-G8	Garage 2	Garage unit capable of housing two motor vehicles.	\$9,000.00
15-201	Asheville-Slab	One story unit with living area, dining area, kitchen, two bedrooms, two bathrooms, and a laundry room. The unit has a deck/and or patio.	\$146,900.00
15-202	Mt. Vernon-Slab	One story unit with living area, dining area, kitchen, two bedrooms, two bathrooms, and a laundry room. This unit has a deck and/or patio.	\$130,900.00
15-203	Mt. Vernon- Slab	One story unit with living area, dining area, kitchen, two bathrooms, and a laundry room. This unit has a deck and/or patio.	\$130,900.00
15-204	Asheville-Slab	One story unit with living area, dining area, kitchen, two bedrooms, two bathrooms, and a laundry room. The unit has a deck and/or patio.	\$146,900.00
15-301	Huntington	One story unit with living area, dining area/study, kitchen, breakfast area, three bedrooms, two and one-half bathrooms, and a laundry room. This unit has a deck and/or patio.	\$166,900.00
15-302	Victoria	One story unit with living area, dining area, kitchen, study, two bedrooms, two and one-half bathrooms, and a laundry room. This unit has a deck and/or patio.	\$146,900.00

UNIT	MODEL TYPE	DESCRIPTION	SALE PRICE*
15-303	Victoria	One story unit with living area, dining area, kitchen, study, two bedrooms, two and one-half bathrooms, and a laundry room. This unit has a deck and/or patio.	\$146,900.00
15-304	Huntington	One story unit with living area, dining area/study, kitchen, breakfast area, three bedrooms, two and one-half bathrooms, and a laundry room. This unit has a deck and/or patio.	\$166,900.00
15-G1	Garage 2	Garage unit capable of housing two (2) motor vehicles.	\$9,000.00
15-G2	Garage 2	Garage unit capable of housing two (2) motor vehicles.	\$9,000.00
15-G3	Garage 1	Garage unit capable of housing one (1) motor vehicle.	\$6,000.00
15-G4	Garage 1	Garage unit capable of housing one (1) motor vehicle.	\$6,000.00
15-G5	Garage 1	Garage unit capable of housing one (1) motor vehicle.	\$6,000.00
15-G6	Garage 1	Garage unit capable of housing one (1) motor vehicle.	\$6,000.00
15-G7	Garage 2	Garage unit capable of housing two (2) motor vehicles.	\$9,000.00
15-G8	Garage 2	Garage unit capable of housing two (2) motor vehicles.	\$9,000.00

<b>UNIT</b>	<b>MODEL TYPE</b>	<b>DESCRIPTION</b>	<b>SALE PRICE*</b>
19-1	Auburn	One story unit with living area, dining area, kitchen, two bedrooms, two bathrooms, and a laundry room. This unit has a deck and/or patio. The basement is unfinished, but an optional family room, wet bar, bedroom, bathroom and hobby room are available.	\$215,900.00
19-2	Cape May	Two story unit with living room, dining room, kitchen/breakfast, three bedrooms, and two and one-half bathrooms. This unit has a deck and/or patio. The basement is unfinished, but an option family room, wet bar, and half bathroom are available.	\$185,900.00
19-3	Bar Harbor	Two story unit with living area, dining area, kitchen, two bedrooms, and two and one-half bathrooms. This unit has a deck and/or patio. The basement is unfinished, but family room, wet bar, and half bathroom are available.	\$155,900.00
19-4	Bar Harbor	Two story unit with living area, dining area, kitchen, two bedrooms, and two and one-half bathrooms. This unit has a deck and/or patio. The basement is unfinished, but family room, wet bar, and half bathroom are available.	\$155,900.00
19-5	Cape May	Two story unit with living room, dining room, kitchen/breakfast, three bedrooms, and two and one-half bathrooms. This unit has a deck and/or patio. The basement is unfinished, but an option family room, wet bar, and half bathroom are available.	\$185,900.00
19-6	Auburn	One story unit with living area, dining area, kitchen, two bedrooms, two bathrooms, and a laundry room. This unit has a deck and/or patio. The basement is unfinished, but an optional family room, wet bar, bedroom, bathroom and hobby room are available.	\$215,900.00

<b>UNIT</b>	<b>MODEL TYPE</b>	<b>DESCRIPTION</b>	<b>SALE PRICE*</b>
19-G1	Garage 2	Garage unit capable of housing two (2) motor vehicles.	\$9,000.00
19-G2	Garage 1	Garage unit capable of housing one motor vehicle.	\$6,000.00
19-G3	Garage 1	Garage unit capable of housing one motor vehicle.	\$6,000.00
19-G4	Garage 1	Garage unit capable of housing one motor vehicle.	\$6,000.00
19-G5	Garage 1	Garage unit capable of housing one motor vehicle.	\$6,000.00
19-G6	Garage 2	Garage unit capable of housing one motor vehicle.	\$9,000.00

\* Base Sale Prices are subject to change.