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SEVENTH AMENDMENT
TO
AMENDED AND RESTATED
DECLARATION OF CONDOMINIUM OWNERSHIP
FOR
GREENBRIER COMMONS CONDOMINIUMS
TO ADD A PORTION OF
PHASE III

Prepared by:

Thomas P. Martin, of
Jablinski, Folino & Roberts
Co., L.P.A., Attorneys at Law
One First National Plaza
Suite 1110
Dayton, Ohio 45402
513/461-5980

Condominium Plot Plan
for this Seventh Amend-
ment is recorded in
Plat Book
at Page

See Plat map see Plat Book 18. Page 37

GL 12 50M

- 79 450A01 -

THIS AMENDMENT to the Declaration of Condominium ownership is made this 16th day of August, 1979, for the purpose of adding additional land to Greenbrier Commons Condominiums and to subject this additional land to the provisions of Chapter 5311 of the Ohio Revised Code.

W I T N E S S E T H:

WHEREAS, Greenbrier Limited, the predecessor in title to Albert G. Oakes, aka Albert G. Oakes, not individually but as Trustee on behalf of Abner D. Goldstein, aka Abner D. Goldstine, James C. Hill, Allen T. Murphy, T. A. Sedam and Boyd J. Simmons, not individually but as Trustees on behalf of Continental Illinois Realty, a California Real Estate Investment Trust, on November 25, 1975, executed a Declaration of Condominium Ownership establishing a plan of residential condominiums for Greenbrier Commons Condominiums, which Declaration was filed for record with the Recorder of Montgomery County, Ohio, on November 25, 1975, at Microfiche 75-558A01 of the Deed Records of Montgomery County, Ohio; and

WHEREAS, Albert G. Oakes, aka Albert G. Oakes, not individually but as Trustee on behalf of Abner D. Goldstein, aka Abner D. Goldstine, James C. Hill, Allen T. Murphy, T. A. Sedam and Boyd J. Simmons, not individually but as Trustees on behalf of Continental Illinois Realty, a California Real Estate Investment Trust, successor in title to Greenbrier Limited executed an Amendment to and Restatement of the Declaration of Condominium Ownership of Greenbrier Commons Condominiums previously executed by Greenbrier Limited, which Amendment and Restatement was filed for record with the Recorder of Montgomery County, Ohio, on December 6, 1977, and recorded at Microfiche 77-704A01 of the Deed Records of Montgomery County, Ohio; and

WHEREAS, on November 28, 1978, Albert G. Oakes, aka Albert G. Oakes, not individually but as Trustee on behalf of Abner D. Goldstein, aka Abner D. Goldstine, James C. Hill, Allen T. Murphy, T. A. Sedam, Boyd J. Simmons, Martin Fenton, Jr., and Herbert T. Lundahl, not individually, but as Trustees on behalf of Continental Illinois Realty, a California Real Estate Investment Trust conveyed to Ohio Midwest Development Corporation, an Ohio Corporation, certain real estate described in Exhibits "B" and "B-1" to the Amended and Restated Declaration of Condominium Ownership as additional land that could be added to the Plan of Condominium Ownership for Greenbrier Commons Condominiums. This conveyance was filed for record with the Montgomery County Recorder's Office on December 12, 1978, and is recorded in Deed Record 78-703C05 of the Deed Records of Montgomery County, Ohio. This conveyance included all right, title and interest to the Declaration of Condominium Ownership for Greenbrier Commons Condominiums, including, but not limited to, the right to add the additional land so conveyed to the plan of Condominium Ownership for Greenbrier Commons Condominiums; and

WHEREAS, the following amendments to the Amended and Restated Declaration of Condominium Ownership have been filed:

- A. First Amendment executed on February 9, 1978, and recorded in Microfiche 78-161B01 of the Deed Records of Montgomery County, Ohio;
- B. Second Amendment executed on May 18, 1978, and recorded in Microfiche 78-284D05 of the Deed Records of Montgomery County, Ohio;
- C. Third Amendment executed on October 10, 1978, and recorded in Microfiche 78-600B07 of the Deed Records of Montgomery County, Ohio.

- D. Fourth Amendment executed on October 10, 1978, and recorded in Microfiche 78-617A01 of the Deed Records of Montgomery County, Ohio.
- E. Fifth Amendment executed on March 31, 1979, and recorded in Microfiche 79-204E05 of the Deed Records of Montgomery County, Ohio.
- F. Sixth Amendment executed on May 10, 1979, and recorded in Microfiche 79-235A01 of the Deed Records of Montgomery County, Ohio.

WHEREAS, as provided in §22 of the Amended and Restated Declaration of Condominium Ownership, the Declarant reserves unto itself the right to add additional real property described in Exhibits "B" and "B-1" to the Amended and Restated Declaration as well as buildings, structures, and improvements, units, common areas, and other improvements constructed upon said real estate to the plan of condominium ownership; and

WHEREAS, the land described in Exhibit "A" attached to this Seventh Amendment is a part of the land described in Exhibits "B" and "B-1" to the Amended and Restated Declaration as land to be added to the Plan of Condominium Ownership; and

WHEREAS, in §22 of the Amended and Restated Declaration of Condominium Ownership, the Declarant reserves unto itself the right to amend and record without the necessity of any other signatures, amendments to the declaration in order to implement annexation of additional land to the Plan of Residential Condominium Ownership. Further, according to §22, each and every present and future holder of any interest in the title to any unit or any other form of real estate now or subsequently included within Greenbrier Commons Condominiums, by acceptance of conveyance, transfer or inheritance of such interest, is deemed irrevocably to appoint the Declarant, its successors and assigns as his, her or its Attorney-in-Fact to execute, acknowledge, deliver and record for and in the name of holder of such interest, such amendments to the Declaration as are necessary and appropriate to accomplish the annexation of additional real estate to the Plan of Residential Condominium Ownership for Greenbrier Commons Condominiums; and

WHEREAS, the Declarant has completed one (1) additional building on the land described in Exhibit "A" containing five (5) units.

SECTION ONE - PURPOSE OF AMENDMENT: The purpose of this Amendment is to add additional land to the Plan of Residential Condominium Ownership for Greenbrier Commons Condominiums.

SECTION TWO - DECLARATION: Declarant states that it is the fee simple owner of the real estate described in Exhibit "A", attached hereto and incorporated herein by reference, and submits real estate described in Exhibit "A", along with all improvements made thereon, to the provisions of Chapter 5311 of the Ohio Revised Code and subject to the provisions of the Declaration of Condominium Ownership executed on November 25, 1975, and filed for record in the Office of the Recorder of Montgomery County, Ohio, on November 25, 1975, and recorded in Microfiche 75-558A01 of the Deed Records of Montgomery County, Ohio, and the Amended and Restated Declaration of Condominium Ownership executed on October 3, 1977, and filed for record with the Office of the Recorder of Montgomery County, Ohio, on December 6, 1977, and recorded in Microfiche 77-704A01 of the Deed Records of Montgomery County, Ohio, and as further expanded and amended by the following Amendments to the Declaration of Condominium Ownership;

- A. First Amendment executed on February 9, 1978, and recorded in Microfiche 78-161B01 of the Deed Records of Montgomery County, Ohio;
- B. Second Amendment executed on May 18, 1978, and recorded in Microfiche 78-284D05 of the Deed Records of Montgomery County, Ohio;
- C. Third Amendment executed on October 10, 1978, and recorded in Microfiche 78-600B07 of the Deed Records of Montgomery County, Ohio;
- D. Fourth Amendment executed on October 10, 1978, and recorded in Microfiche 78-617A01 of the Deed Records of Montgomery County, Ohio;
- E. Fifth Amendment executed on March 31, 1979, and recorded in Microfiche 79-204E05 of the Deed Records of Montgomery County, Ohio;
- F. Sixth Amendment executed on May 10, 1979, and recorded in Microfiche 79-235A01 of the Deed Records of Montgomery County, Ohio.

SECTION THREE - DESCRIPTION OF BUILDINGS: There is one (1) building built upon the land described in Exhibit "A" and being added to Greenbrier Commons Condominiums. These buildings are one and two stories in height and are built on a slab foundation (no basement), are of frame construction with brick veneer and with an exterior roof covering of plywood and asphalt shingles. Garages for each residential unit are built to the rear of the units and the description of the residential unit shall include the garage built to the rear of the unit. Floor plans of the units involved are set forth in Exhibit "B" attached hereto and incorporated herein by reference. The following specifications apply to the units being added to the Plan of Residential Condominium Ownership by this Seventh Amendment:

<u>UNIT DESIGNATION</u>	<u>NUMBER OF ROOMS</u>	<u>APPROXIMATE SQUARE FOOTAGE OF LIVING AREA</u>
25-B-1310	6	1,525
25-D-3-1312	7	1,905
25-D-2-1314	6	1,778
25-D-3-1316	7	1,905
25-B-1318	6	1,525

SECTION FOUR - LOCATION OF BUILDINGS: The building which is being added to Greenbrier Commons Condominiums is numbered building number twenty five (25). The Building is located on Daventry Court, a private street. Each unit has access for both vehicular and pedestrian traffic over the common areas and private roadways leading to Norwich Lane, Olde Greenbrier Lane and Alexandersville-Bellbrook Road, which are public right-of-ways. The location of the building is further described in drawings attached hereto as Exhibit "C".

SECTION FIVE - COMMON AREAS: The entire lands and improvements not included within a unit shall be a common area.

SECTION SIX - PERCENTAGE OF INTEREST OF OWNERSHIP IN COMMON AREAS: The interest of each unit added by this Amendment and the units previously submitted to the Declaration of Condominium Ownership in the common areas, limited common areas and facilities are in the proportion that the fair value of each unit at the date of the filing of this Amendment bears to the then aggregate value of all units having an interest in such common areas, limited common areas and facilities, which percentages of ownership are set forth in Exhibit "D" attached hereto and incorporated herein by reference. The percentage of interest and ownership in the common areas may be altered by further Amendment for the purposes of adding additional land to the Plan of Residential Condominium Ownership.

SECTION SEVEN - MEMBERSHIP IN THE GREENBRIER COMMONS UNIT OWNERS ASSOCIATION: The owner of each unit added to Greenbrier Commons Condominiums by this Amendment shall be a member of the Greenbrier Commons Unit Owners Association, an Ohio non-profit corporation.

SECTION EIGHT - OBLIGATION OF DECLARANT PRIOR TO SALE OF CONDOMINIUM OWNERSHIP INTEREST: Prior to the sale of the condominium ownership interest in the units submitted to the Plan of Residential Condominium Ownership by this Seventh Amendment, Declarant agrees to assume all the obligations of a unit owner including, but not limited to, the obligation to pay monthly assessments to the Greenbrier Commons Unit Owners Association.

SECTION NINE - DEPOSIT AND DOWN PAYMENT PROVISIONS: Any deposit or down payment made by the purchaser of a condominium ownership interest in the units submitted to the Plan of Residential Condominium Ownership by this Amendment shall be held in trust or escrow until delivered at the settlement, or otherwise credited to purchaser or forfeited to Declarant. If a deposit or down payment of \$2,000.00 or more is held for a period in excess of ninety (90) days, interest at the rate of four percent (4%) per annum for the period exceeding ninety (90) days shall be credited to the purchaser at settlement, upon return to purchaser or added to any forfeiture to Declarant. Any trust or escrow account established pursuant to this Section shall not be subject to attachment by creditors of Declarant.

SECTION TEN - DECLARANT'S PROPERTY INTEREST IN AREAS AND FACILITIES: After control of the Condominium Development has been assumed by the Unit Owners Association, Declarant will not retain any property interest in any of the common areas and facilities other than in his capacity as a unit owner of unsold condominium ownership interest.

SECTION ELEVEN - WARRANTIES: With reference to the residential dwelling units and common areas submitted to the Plan of Residential Condominium Ownership by this Seventh Amendment, the following warranties shall apply:

A. Common Areas
Declarant hereby furnishes a two year warranty covering the full cost of labor and materials for any repair or replacement of roof and structural components and service elements serving the condominium property occasioned or necessitated by a defect in material or workmanship. This two year warranty shall commence on the date the Deed of Ownership is filed for record with the Montgomery County Recorder's Office following the sale of the first condominium ownership interest in the units added to the Plan of Residential Condominium Ownership submitted by this Seventh Amendment; and

B. Unit Warranty
Declarant hereby furnishes a one year warranty covering the full cost of labor and material for any repair or replacement of structural, mechanical or other elements pertaining to each unit occasioned by defect in material or workmanship. This warranty shall commence on the date the Deed of Ownership is filed for Record with the Montgomery County Recorder's Office following the sale of the Condominium Ownership interest in the residential dwelling unit added to the Plan of Residential Condominium Ownership by this Seventh Amendment.

IN WITNESS WHEREOF, this Seventh Amendment to the Amended and Restated Declaration of Condominium Ownership has been executed on the date first written above by Ohio Midwest Development Corporation, an Ohio Corporation, by James C. Mastandrea, President and Thomas P. Martin, Assistant Secretary as fee simple owner and record title holder of the real estate described in Exhibit "A" attached hereto and incorporated herein by reference and as owner of one or more condominium units already existing in the Condominium Development.

SIGNED IN THE PRESENCE OF:

OHIO MIDWEST DEVELOPMENT CORPORATION, an Ohio Corporation

Margaret Ann Sells
WITNESS

By: James C. Mastandrea
President

Thomas P. Martin
WITNESS

By: Thomas P. Martin
Assistant Secretary

STATE OF OHIO)
COUNTY OF MONTGOMERY) SS:

Before me, a Notary Public in and for said County and State, personally appeared the above named OHIO MIDWEST DEVELOPMENT CORPORATION, an Ohio Corporation, by James C. Mastandrea, as President, and Thomas P. Martin, as Assistant Secretary, who acknowledged that they did sign the foregoing instrument and that the same is the free act and deed of said corporation, and the free act and deed of each of them personally and as such officers.

IN WITNESS WHEREOF, I have set my hand and official seal this 16th day of August, 1979.

MARGARET ANN SELLS, Notary Public,
In and for the State of Ohio
My Commission Expires June 30, 1983
Margaret Ann Sells
Notary Public

IN WITNESS WHEREOF, this Seventh Amendment to the Amended and Restated Declaration of Condominium Ownership has been executed by Ohio Midwest Development Corporation, an Ohio Corporation, by James C. Mastandrea, as President, and Thomas P. Martin, as Assistant Secretary, as Attorney-in-Fact for each present and future holder of any interest in the title to any unit or other form of real property now or subsequently included within Greenbrier Commons Condominiums under Power of Attorney coupled with an interest as set forth in §22 of the Amended and Restated Declaration of Condominium Ownership.

OHIO MIDWEST DEVELOPMENT CORPORATION, an Ohio Corporation, as Attorney-in-Fact for each present and future holder of any interest in the title to any unit or other form of real property now or subsequently included within Greenbrier Commons Condominiums;

By: James C. Mastandrea

By: Thomas P. Martin
Thomas P. Martin

STATE OF OHIO)
COUNTY OF MONTGOMERY) SS:

Before me, a Notary Public in and for said County and State, personally appeared Ohio Midwest Development Corporation, an Ohio Corporation, as Attorney-in-Fact for each present and future holder of any interest in the title to any unit or other form of real property now or subsequently included in Greenbrier Commons Condominiums, by James C. Mastandrea, as President and Thomas P. Martin, as Assistant Secretary, who acknowledge that they did execute the foregoing Seventh Amendment to the Amended and Restated Declaration of Condominium Ownership and that the same is their free act and deed.

IN WITNESS WHEREOF, I have set my hand and official seal this 16th day of August, 1979.

Margaret Ann Wells
Notary Public
MARGARET ANN WELLS, Notary
in and for the State of Ohio
My Commission Expires June 30, 1980

INDEX OF EXHIBITS

Exhibit "A" - Legal Description of 0.675 acres
(Portion of Phase III)

Exhibit "B-1" - Floor Plan - Unit 25-B-1318
"B-2" - Floor Plan - Unit 25-D3-1316
"B-3" - Floor Plan - Unit 25-D2-1314
"B-4" - Floor Plan - Unit 25-B-1312
"B-5" - Floor Plan - Unit 25-B-1310

Exhibit "C" - Condominium Plan for portion of Phase III

Exhibit "D" - Percentage of Ownership in Common Areas

Exhibit "E" - Consent of Mortgagee

EXHIBIT "A"

Description of Greenbrier Commons Condominium

Parcel VIII (Eight)

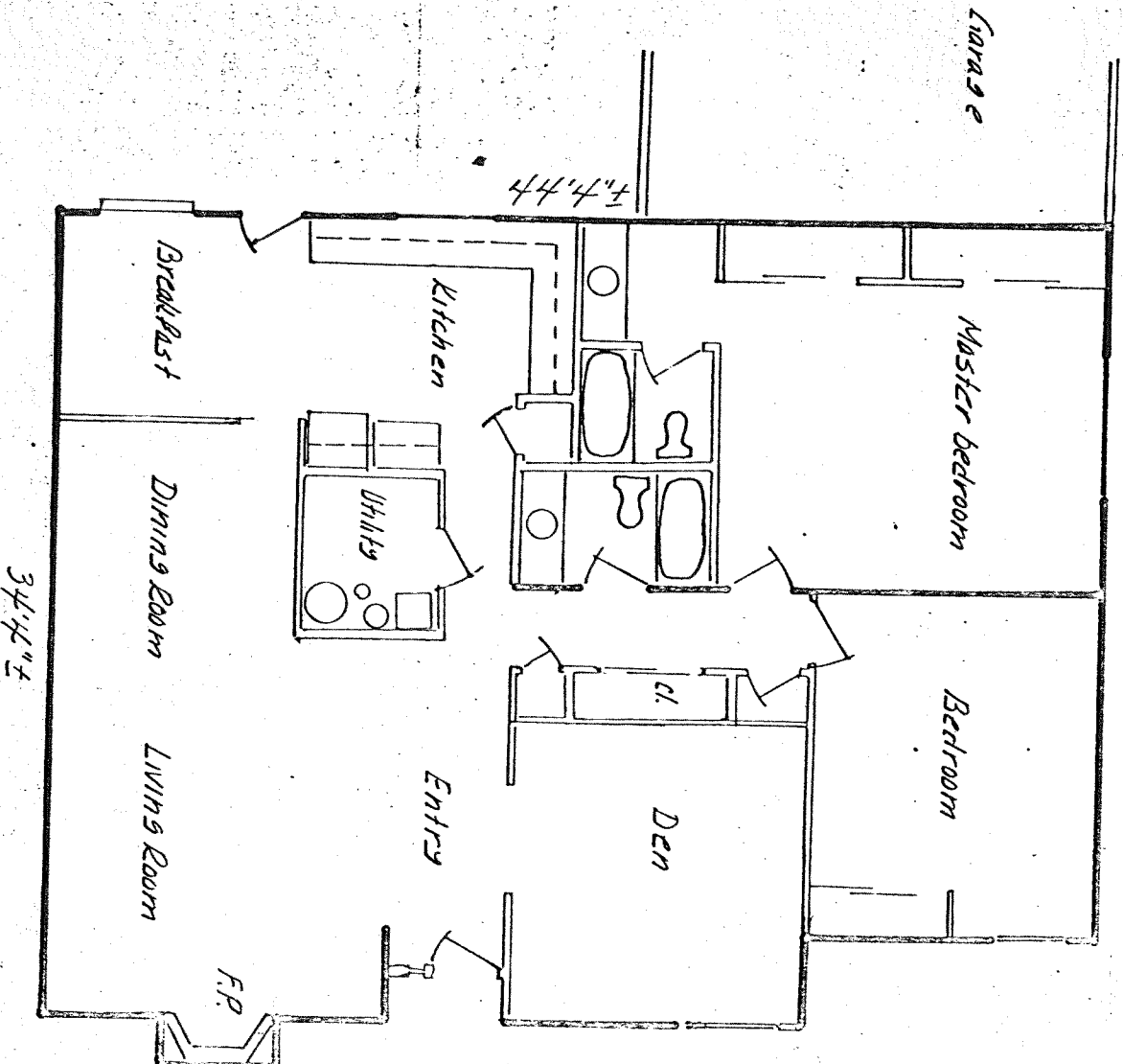
Premises situate in Section 20, Town 2, Range 6 MRs, City of Centerville, County of Montgomery, State of Ohio and being part of Lot No. 5 of Greenbrier Commons, Section 2 as recorded in Book 106, Page 72 of the Plat Records of Montgomery County, Ohio and being a tract of land more particularly described as follows:

Beginning at the northeast corner of Greenbrier Commons Condominium, Parcel VII as recorded in Book 107, Page 53 of the Plat Records of Montgomery County, Ohio, said point of beginning also being in the west line of a tract conveyed to Acro Realty Company, Inc. by deed as recorded in Book 2242, Page 502 of the Deed Records of Montgomery County, said point of beginning also being N 00° 49' 50" W a distance of 192.00 feet from the north right of way line of Norwich Lane;

thence from said point of beginning S 89° 57' 48" W with the north line of said Greenbrier Commons Condominium, Parcel VII a distance of 280.78 feet to a point on the east line of Greenbrier Commons Condominiums, Parcel I as recorded in Book 104, Page 26-A of the Plat Records of Montgomery County, Ohio; thence N 04° 55' 40" W with the east boundary of said Parcel I a distance of 92.00 feet to a point; thence leaving the boundary of said Parcel I, N 83° 06' 47" E a distance of 138.19 feet to a point; thence S 88° 49' 50" E a distance of 150.00 feet to a point on the west line of said Acro Realty Company, Inc. tract; thence S 00° 49' 50" E with said line a distance of 105.00 feet to the place of beginning, containing 0.675 acres, more or less, subject, however, to all legal easements and covenants of record.

GREENBRIER CONDOMINIUMS CONDOMINIUM

PARCEL VIII



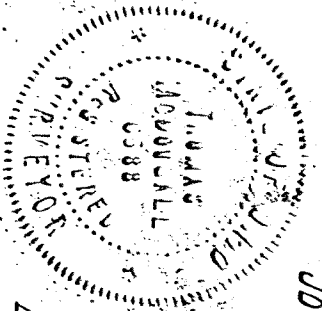
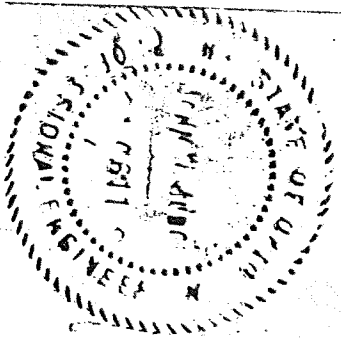
2 BEDROOM ~ UNIT 25-B-1318

This drawing accurately shows the unit as constructed.

JOHN W. VUDGE ENGINEERING COMPANY

By: John W. Vudge
John W. Vudge, Reg. Engineer #20611

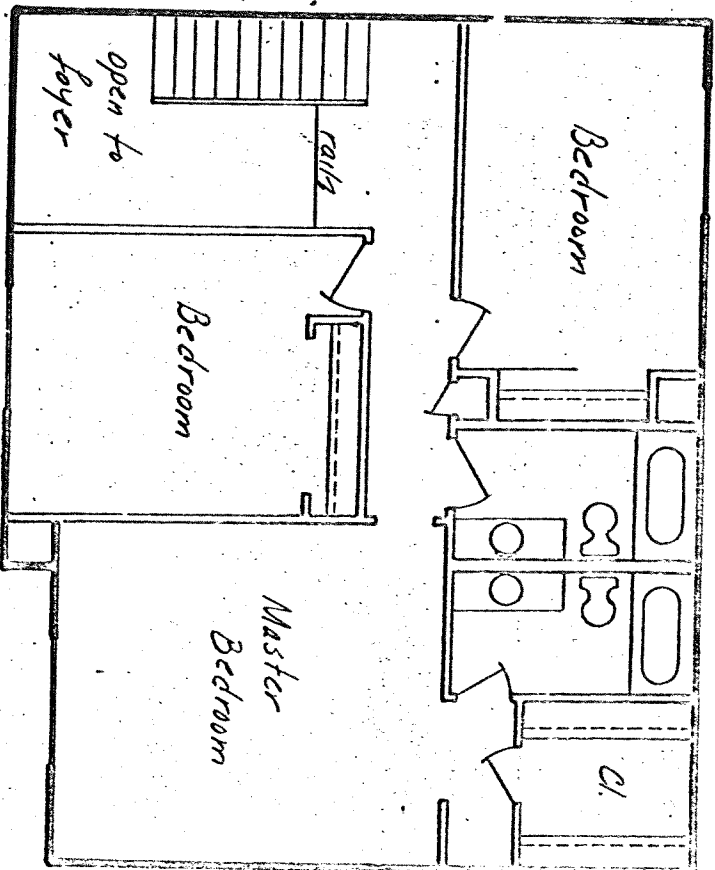
By: Thomas McDougall
Thomas McDougall, Reg. Surveyor #6588



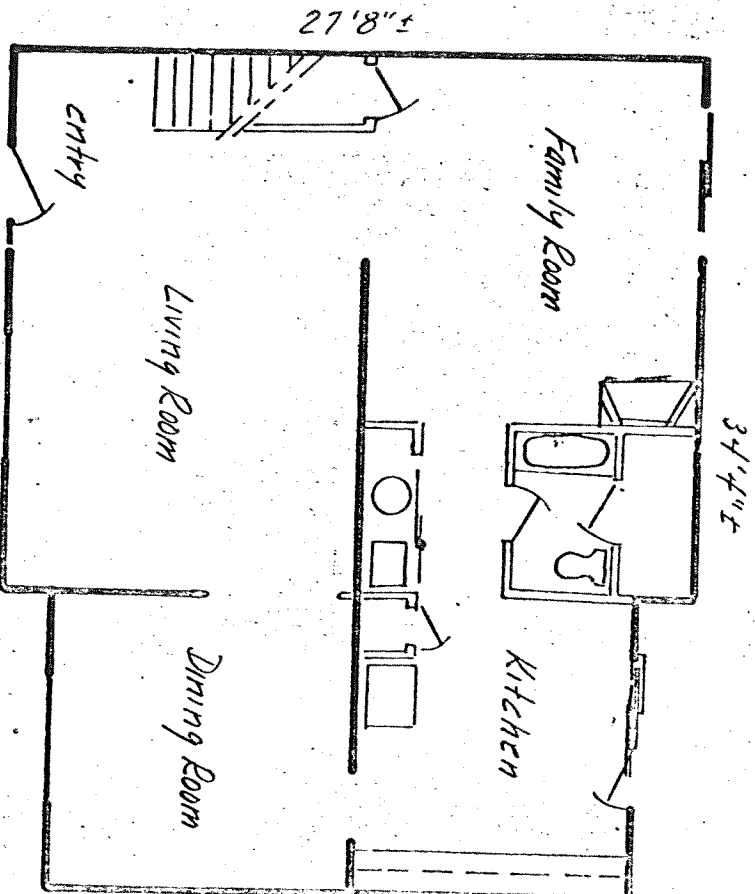
79 450A10

EXHIBIT "B-1"

GALLIUM LUMINUS
CONDOMINIUM
PARCEL VIII



SECOND FLOOR



FIRST FLOOR

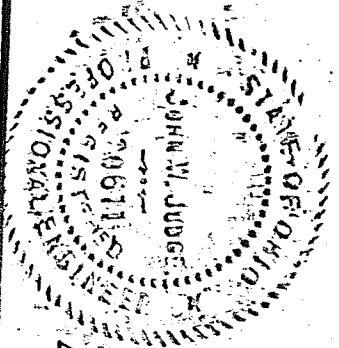
3 BEDROOM ~ UNIT 25-D3-1316

This drawing accurately shows the unit as constructed.

JOHN M. JUDGE ENGINEERING CO.

By: *John M. Judge*

John M. Judge, P.E. Engineer #20611



By: *Thomas McDougall*

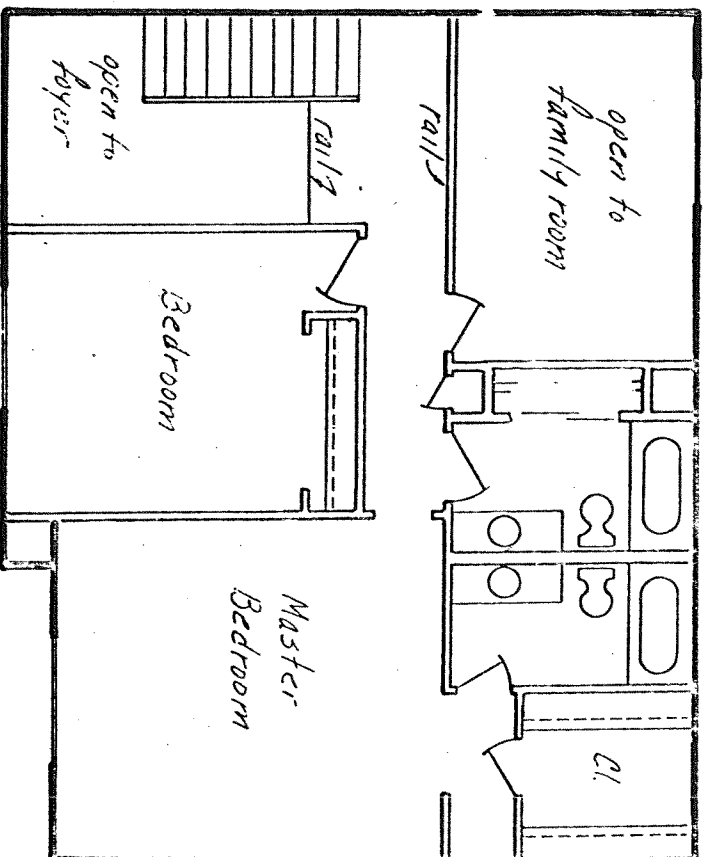
Thomas McDougall, P.E. Surveyor #6588



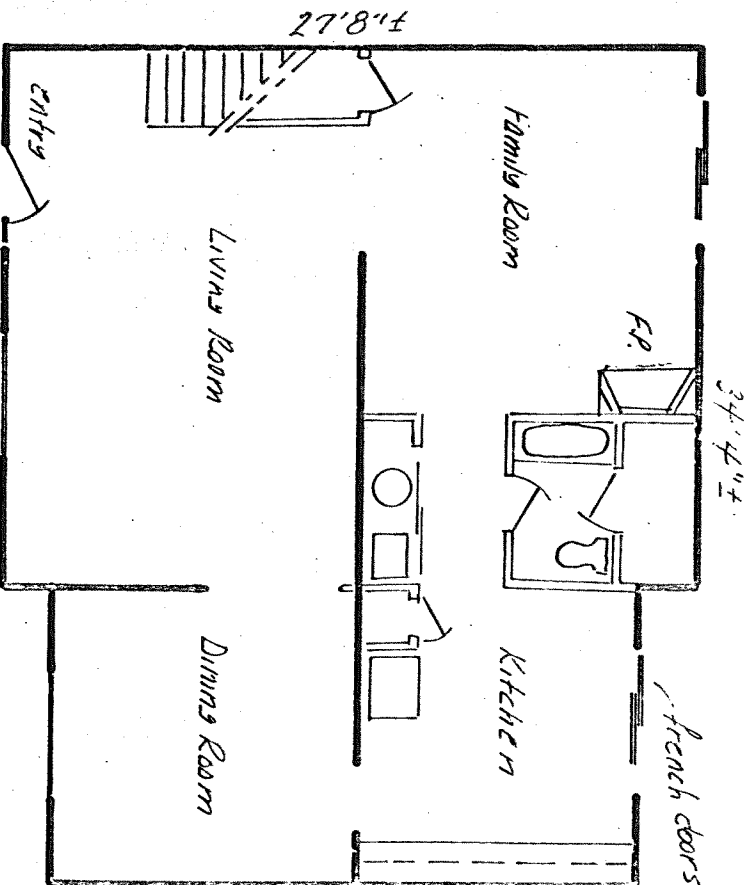
EXHIBIT "B-2"

79 450A11

GREENBRIER COMMONS CONDOMINIUM PARCEL VIII



SECOND FLOOR

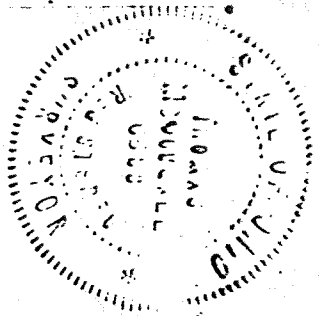


FIRST FLOOR

2 BEDROOM ~ UNIT 25-D2-1314

This drawing accurately shows the unit as constructed.

JOHN W. JUDGE ENGINEERING CO.



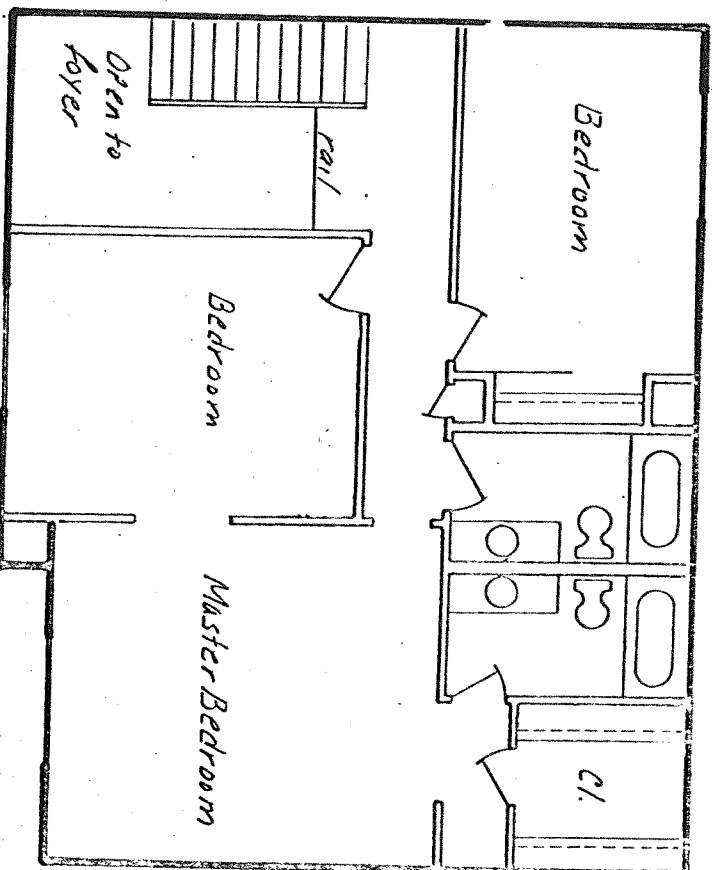
By: John W. Judge
John W. Judge, P.E. Engineer # 20611

By: Thomas McDougall
Thomas McDougall, P.E. Surveyor # 6588

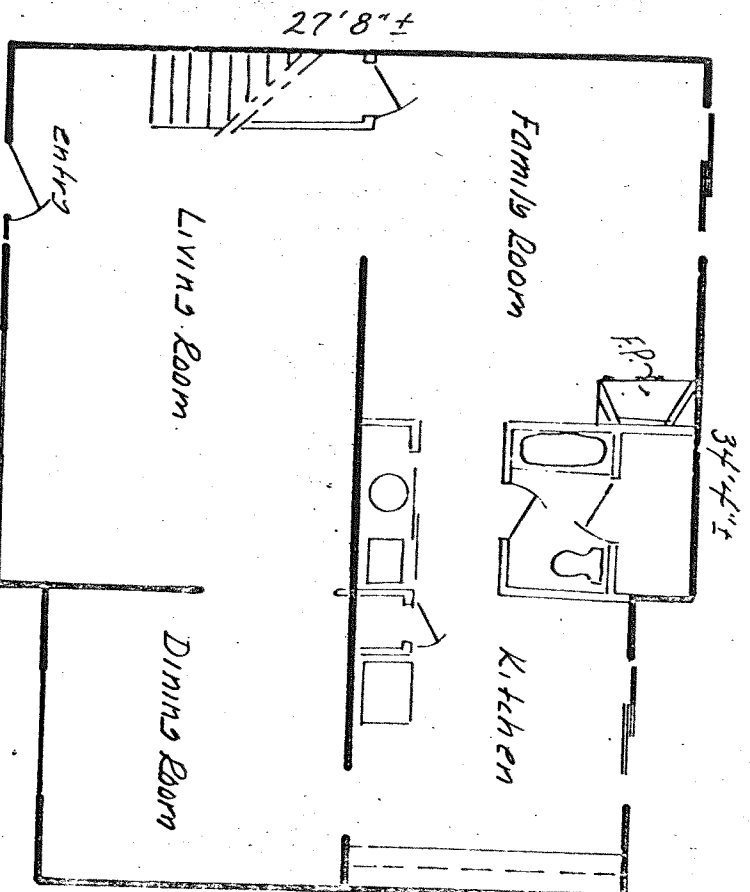
79 450A12

Exhibit "A-3"

ENCLOSURE LUMINUS
CONDOMINIUM
PARCEL VIII



SECOND FLOOR



FIRST FLOOR

3 BEDROOM ~ UNIT 25-D3-1312

This drawing accurately shows the unit as constructed.

JOHN M. JUDGE ENGINEERING CO.

By: John M. Judge
John M. Judge, Reg. Engineer, #20611

By: Thomas McDougall
Thomas McDougall, Reg. Surveyor #6588

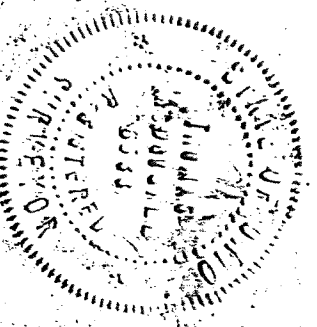
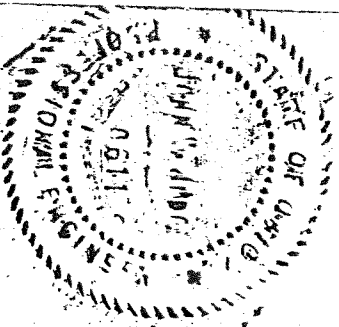
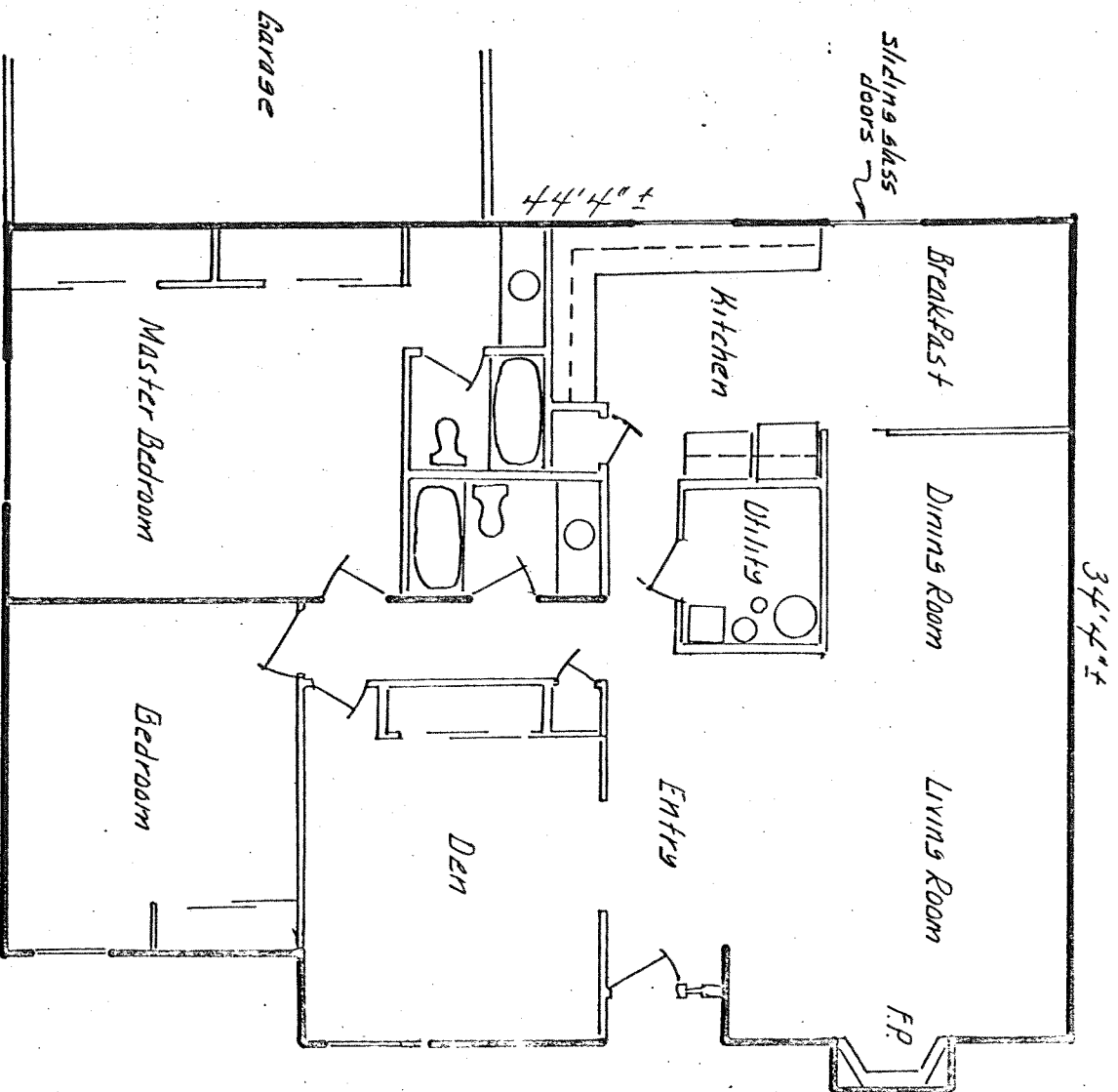


Exhibit "B-4"

79 450 B01

GREENBRIER COMMONS CONDOMINIUM PARCEL VIII

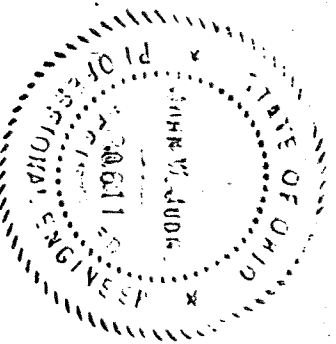
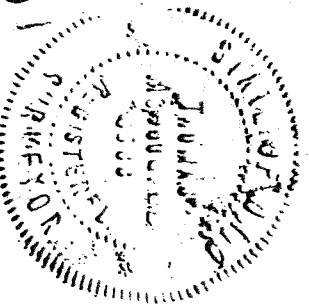


2 BEDROOM ~ UNIT 25-B-1310
note: shaded walls are structural walls.

This drawing accurately shows the unit as constructed.
JOHN W. JUDGE ENGINEERING CO.

By: John W. Judge
John W. Judge, Reg. Engineer #20611

By: Thomas McDevall
Thomas McDevall, Reg. Surveyor #6588



79 450B02

Exhibit "B-5"

EXHIBIT "D" - PERCENTAGE OF OWNERSHIP IN THE
COMMON AREAS

<u>UNIT DESIGNATION</u>	<u>PERCENTAGE</u>
11-3-1201	1.94
11-2-1203	1.72
11-1-1205	1.34
11-1-1207	1.34
11-1-1209	1.34
11-A-1211	1.34
12-1-1200	1.16
12-1-1202	1.34
12-C-1204	1.34
12-1-1206	1.86
12-1-1208	1.34
14-A-1210	1.34
14-3-1212	1.16
14-2-1214	1.94
14-C-6850	1.72
14-1-6852	1.86
14-1-6854	1.34
15-1-1237	1.34
15-3-1235	1.34
15-2-1233	1.94
15-B-1231	1.72
16-3-1229	1.86
16-2-1227	1.94
16-2-1225	1.72
16-3-1223	1.72
16-A-1221	1.94
17-3-1219	1.16
17-2-1217	1.94
17-1-1215	1.72
17-A-1213	1.34
18-A-1151	1.16
18-C-2-1153	1.17
18-C-3-1155	1.50
18-B-1157	1.75
19-A-6851	1.46
19-C-2-6855	1.17
19-C-3-6857	1.50
19-B-6859	1.75
20-A-1187	1.49
20-C-3-1185	1.17
20-C-25-1183	1.75
20-B-1181	1.75
21-A-1175	1.46
21-C-3-1173	1.17
21-B-1171	1.75
22-B-1169	1.46
22-C-2-1167	1.46
22-C-25-1165	1.50
22-C-25-1163	1.75
22-B-1161	1.75
23-D2-1301	1.46
23-D3-1303	1.66
23-D2-1305	1.76
23-B-1307	1.66
24-B-1302	1.45
24-D3-1304	1.45
24-D2-1306	1.76
24-D3-1308	1.66
25-B-1310	1.76
25-D-3-1312	1.45
25-D-2-1314	1.76
25-D-3-1316	1.66
25-B-1318	1.76
	1.45

79 450B04

EXHIBIT "D" Continued

<u>GARAGE UNIT DESIGNATION</u>	<u>PERCENTAGE</u>
11-G-1	.09
11-G-2	.09
13-G-1	.09
13-G-2	.09
13-G-3	.09
13-G-4	.09
13-G-5	.09
13-G-6	.09
14-G-1	.09
14-G-2	.09
15-G-1	.09
15-G-2	.09
15-G-3	.09
15-G-4	.09
16-G-1	.09
16-G-2	.09
17-G-1	.09
17-G-2	.09
TOTAL	100.00%

CONSENT OF MORTGAGEE

The undersigned, Continental Illinois Realty, a California Real Estate Investment Trust, the holder of a certain Open-End Mortgage and Assignment of Rents executed by Ohio Midwest Development Corporation, an Ohio Corporation, and dated December 1, 1978, and recorded in Mortgage Record 78-1711A01 of the Mortgage Records of Montgomery County, Ohio, hereby consents to the execution of this Amendment to the Declaration of Condominium Ownership with the Exhibits thereto, and to the filing thereof in the office of the County Recorder of Montgomery County, Ohio, and further subject the above described Mortgage to the provisions of this Declaration of Condominium Ownership.

IN WITNESS WHEREOF, Continental Illinois Realty, a California Real Estate Investment Trust, by Jeffrey K. Gwin, its Assistant Secretary and Kris L. Nielsen, its Assistant Treasurer, have set their hands this 7 day of August, 1979.

SIGNED IN THE PRESENCE OF: CONTINENTAL ILLINOIS REALTY, A CALIFORNIA REAL ESTATE INVESTMENT TRUST

Witness Callie E. Sullivan

By: [Signature]
(as) Assistant Secretary

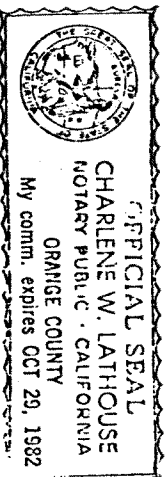
Witness Robert J. Williams

By: [Signature]
as Assistant Treasurer

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS:

I, Charlene W. Lathouse, Notary Public in and for said County of the State of California, do hereby certify that Jeffrey K. Gwin and Kris L. Nielsen as Officers of Continental Illinois Realty, a California Real Estate Investment Trust, personally known to me to be the same persons whose names are subscribed to the foregoing instruments as such Assistant Secretary and Assistant Treasurer, appeared before me this day and acknowledged that they duly authorized, signed and delivered the said instrument as their own free and voluntary act of said Real Estate Investment Trust.

IN WITNESS WHEREOF, I have set my hand this 7 day of August, 1979.



Charlene W. Lathouse
Notary Public

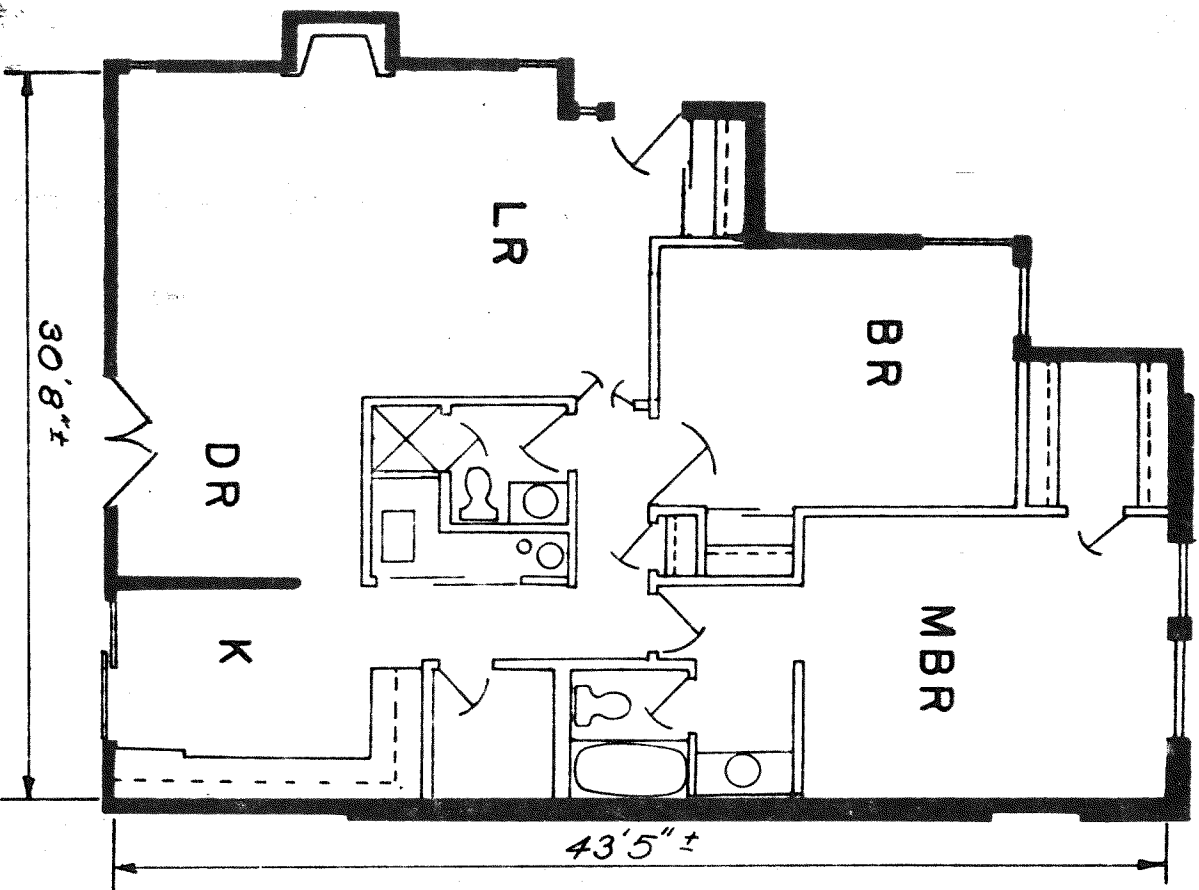
This instrument prepared by:

Thomas P. Martin, of
Jablonski, Folino & Roberts Co., L.P.A.
Attorneys at Law
One First National Plaza, Suite 21110
Dayton, Ohio 45402
(513) 461-5980

NOTARY PUBLIC
JANUARY 1, 1980
JANUARY 1, 1980
JANUARY 1, 1980

79 450B06

GREENBRIER COMMONS CONDOMINIUM PARCEL II



2 BEDROOM
UNIT 21-A-1171

Structural Walls

This drawing accurately shows
the unit as constructed.

RALPH L. WOOLPERT CO.

Robert L. Barnett, Surveyor N° 5515

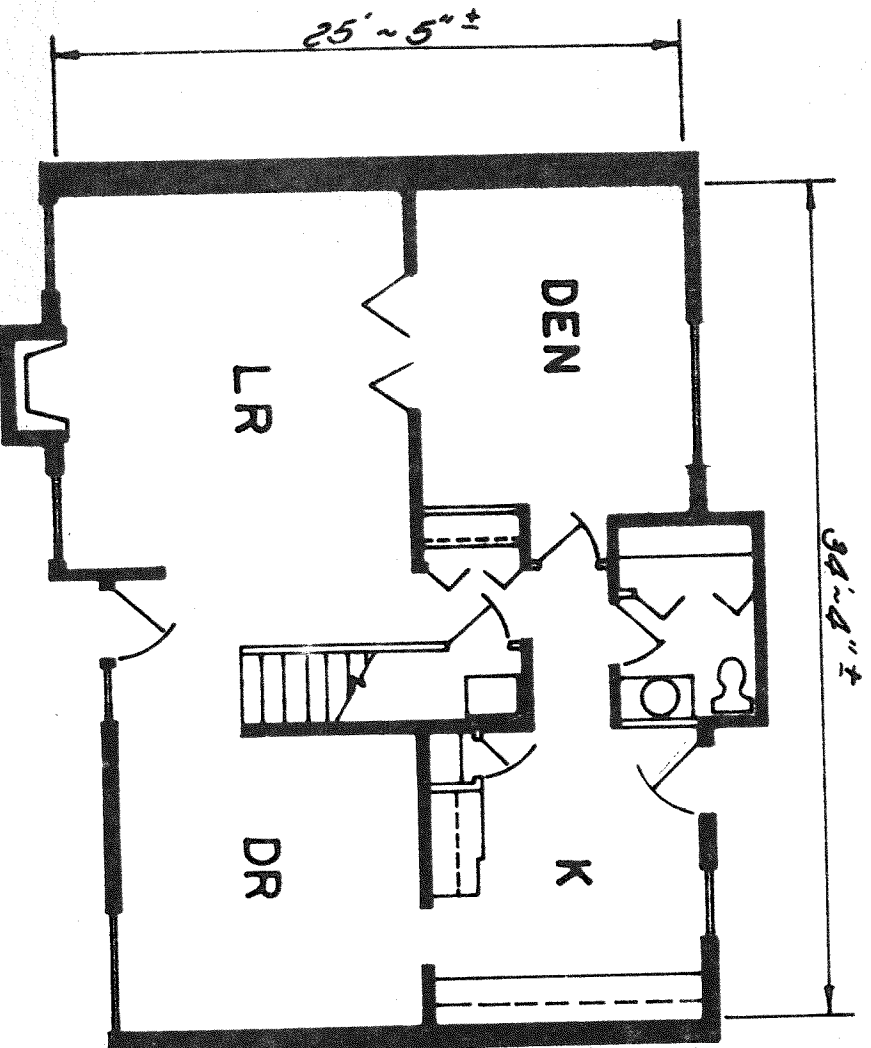
EXHIBIT

By: *Robert F. Archdeacon*
Robert F. Archdeacon, Engineer N° 22446

78 617 A11

715-A13

GREENBRIER COMMONS CONDOMINIUM PARCEL VI



3 BEDROOM ~ FIRST FLOOR
UNIT 21~C~3 1173

Structural Walls

This drawing accurately shows
the unit as constructed.

RALPH L. WOOLPERT CO.

By: *Robert L. Burnett*

Robert L. Burnett, Surveyor No 5515

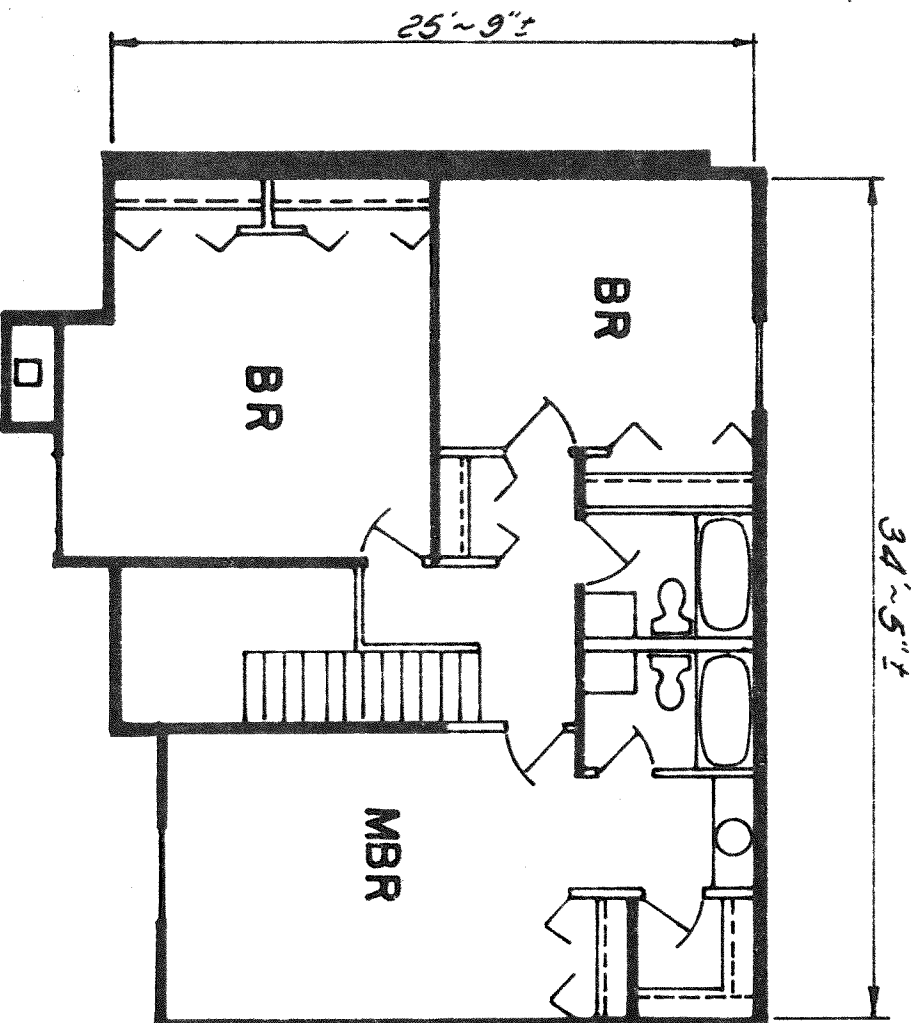
By: *Robert F. Archdeacon*
Robert F. Archdeacon, Engineer No 22446

EXHIBIT

78 617A12

715-A-13

GREENBRIER COMMONS CONDOMINIUM PARCEL VI



3 BEDROOM ~ SECOND FLOOR
UNIT 21~C~3~1173

■ Structural Walls

This drawing accurately shows
the unit as constructed.

RALPH L. WOOLPERT CO.

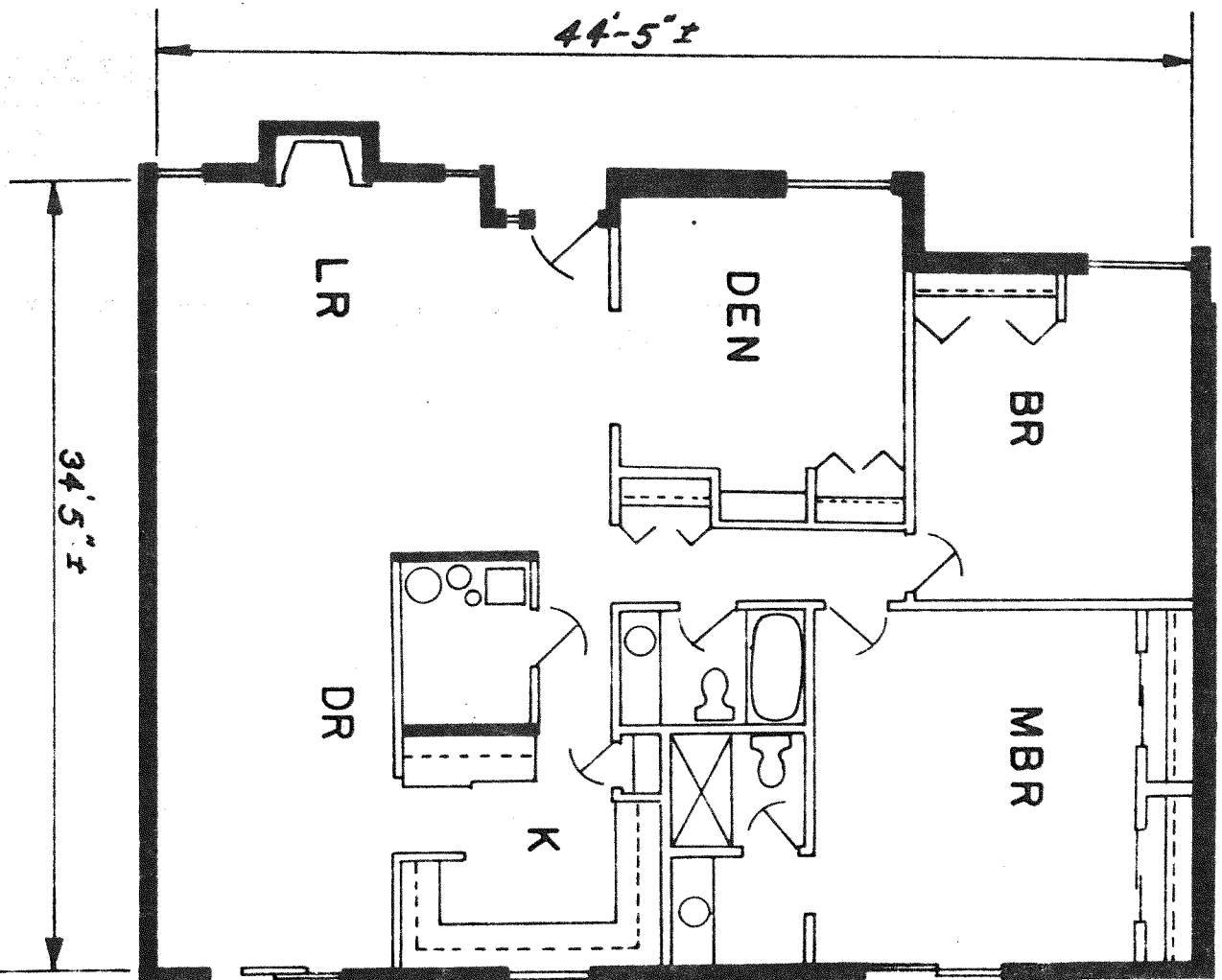
By: Robert F. Archdeacon
Robert L. Barnett, Surveyor N° 5515

EXHIBIT "B-3"

78 617B01

7/5 A-13

GREENBRIER COMMONS CONDOMINIUM PARCEL VI



2 BEDROOM
UNIT 21-B-5-1175

■ Structural Walls

This drawing accurately shows
the unit as constructed.

RALPH L. WOOLPERT CO.

By: *Ralph L. Woolpert*

Robert L. Barnett, Surveyor N° 5515

By: *Robert F. Archdeacon*
Robert F. Archdeacon, Engineer N° 22446

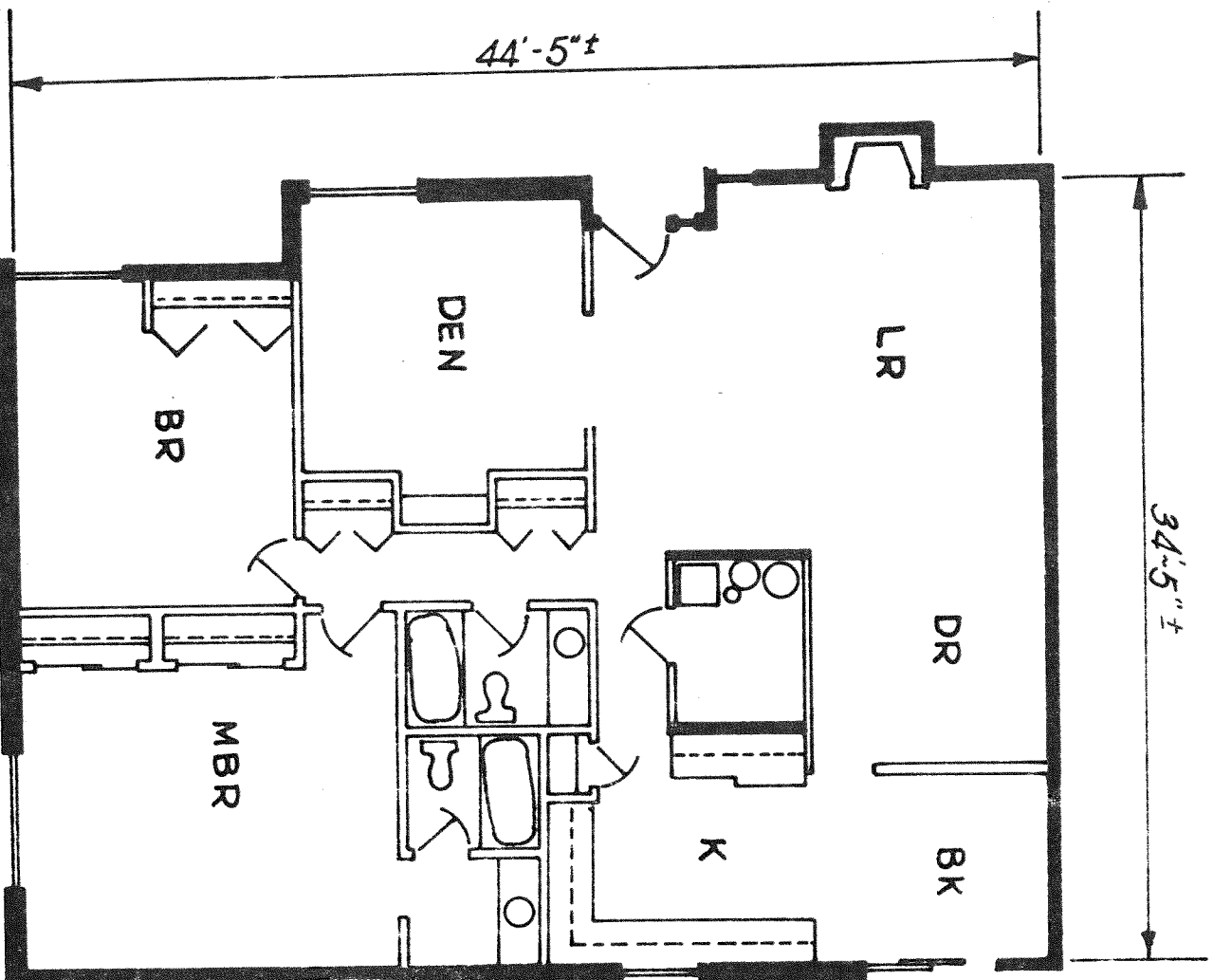
EXHIBIT

B-4

78 617B02

715A-13

GREENBRIER COMMONS CONDOMINIUM PARCEL VI



2 BEDROOM
UNIT 22-B-1161

■ Structural Walls

This drawing accurately shows
the unit as constructed.
RALPH L. WOOLPERT CO.

Robert L. Barnett, Surveyor N° 5515

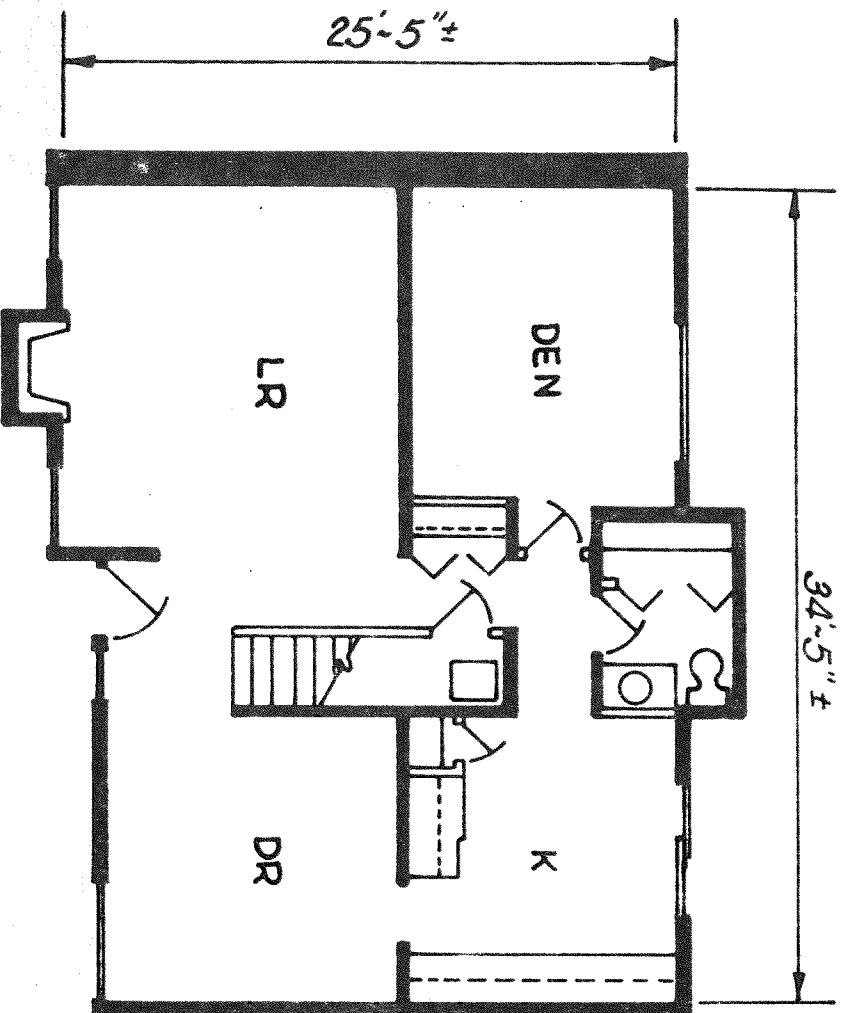
Robert F. Archdeacon, Engineer N° 22446

EXHIBIT

78 617P03

715-6413

GREENBRIER COMMONS CONDOMINIUM PARCEL VI



2 BEDROOM~FIRST FLOOR
UNIT 22-C-25 -1163

■ Structural Walls

This drawing accurately shows
the unit as constructed.

RALPH L. WOOLPERT CO.

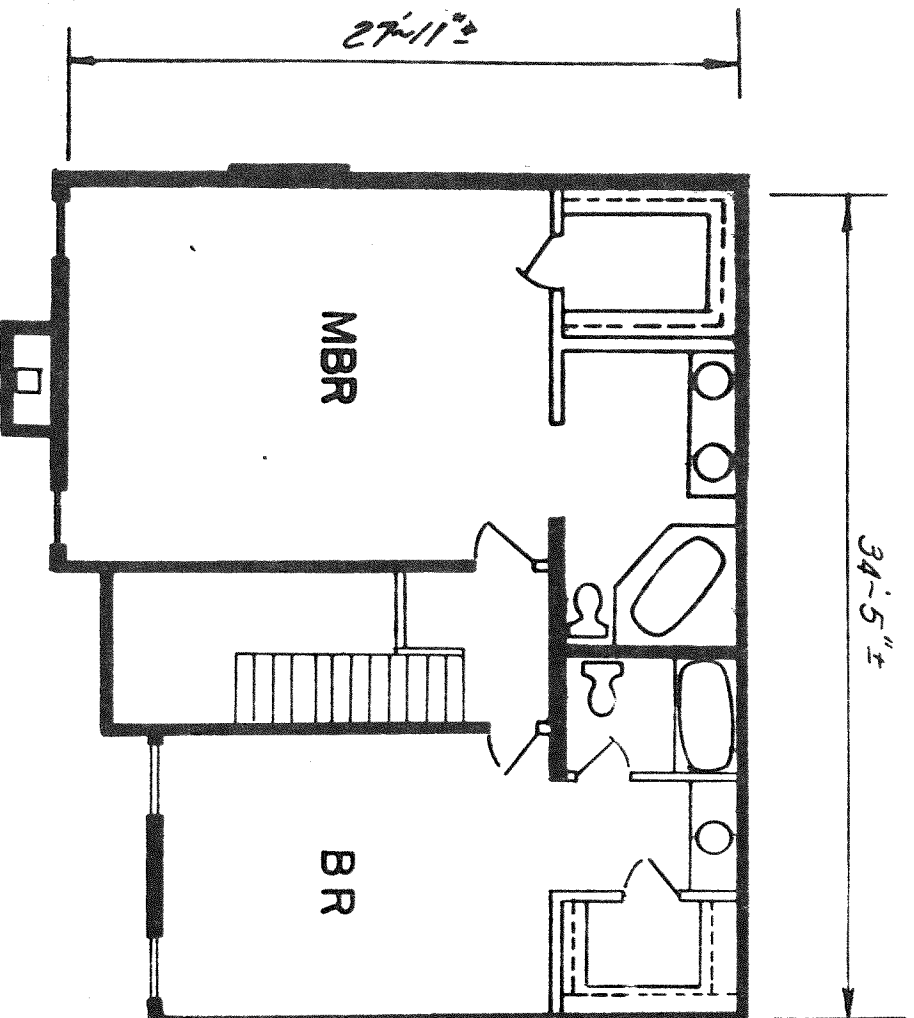
Robert L. Woolpert
Robert L. Woolpert, Surveyor No 5515

EXHIBIT "B-C"

Robert F. Archdeacon
Robert F. Archdeacon, Engineer No 22446

78 617P04

GREENBRIER COMMONS CONDOMINIUM PARCEL VI



2 BEDROOM ~ SECOND FLOOR
UNIT 22-C-2 5 1163

■ Structural Walls

This drawing accurately shows
the unit as constructed.

RALPH L. WOOLPERT CO.

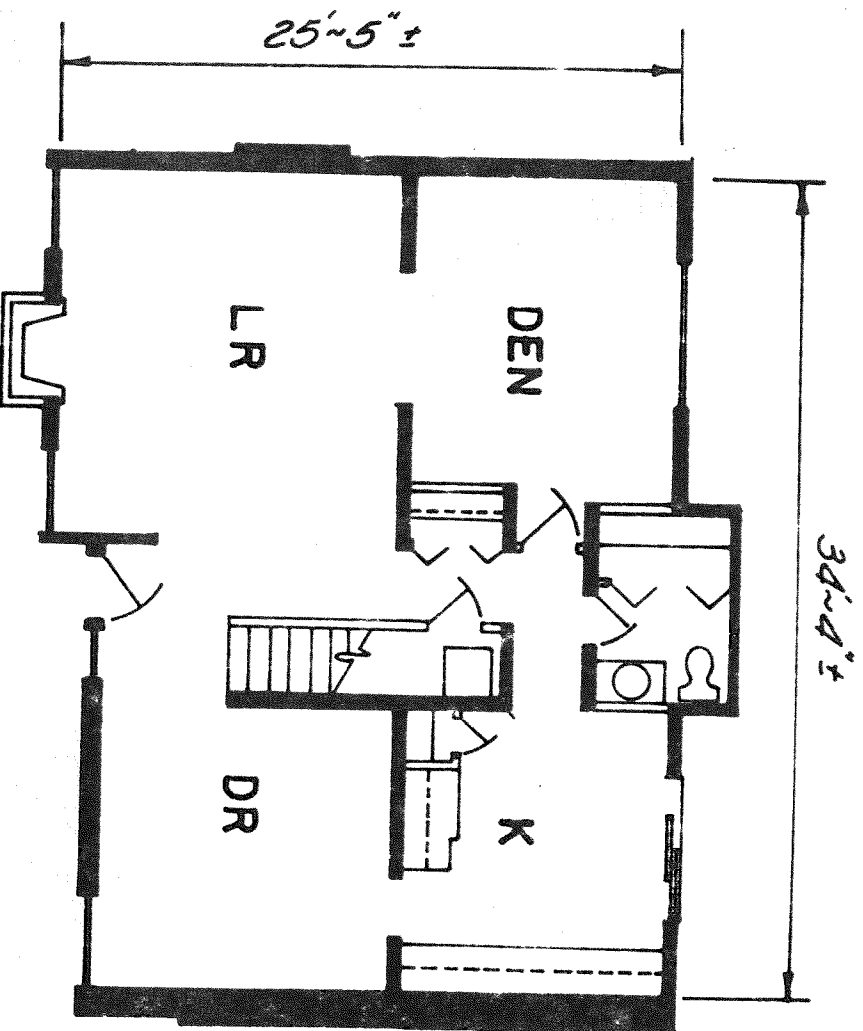
Robert L. Bornett, Surveyor N° 5515

Robert F. Archdeacon, Engineer N° 22446

EXHIBIT

78 617B05

GREENBRIER COMMONS CONDOMINIUM PARCEL VI



2 BEDROOM ~ FIRST FLOOR
UNIT 22-C-2 5-1165

■ Structural Walls

This drawing accurately shows
the unit as constructed.

RALPH L. WOOLPERT CO.

By: Robert L. Barnett
Robert L. Barnett, Surveyor No 5515

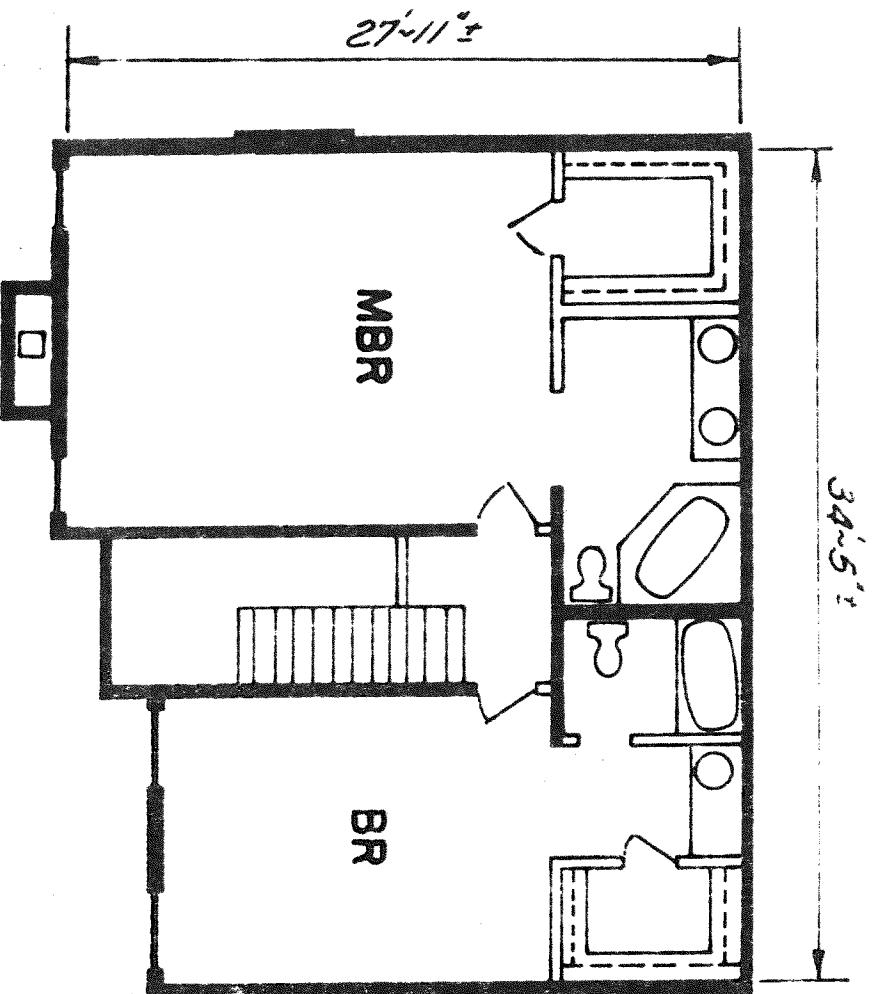
EXHIBIT "B-B"

By: Robert F. Archdeacon
Robert F. Archdeacon, Engineer No 22446

78 617B06

715-8-12 ✓

GREENBRIER COMMONS CONDOMINIUM PARCEL VI



2 BEDROOM ~ SECOND FLOOR
UNIT 22~C~251165

■ Structural Walls

This drawing accurately shows
the unit as constructed.

RALPH L. WOOLPERT CO.

By: *Robert L. Burnett*

Robert L. Burnett, Surveyor No 5515

By: *Robert F. Archdeacon*

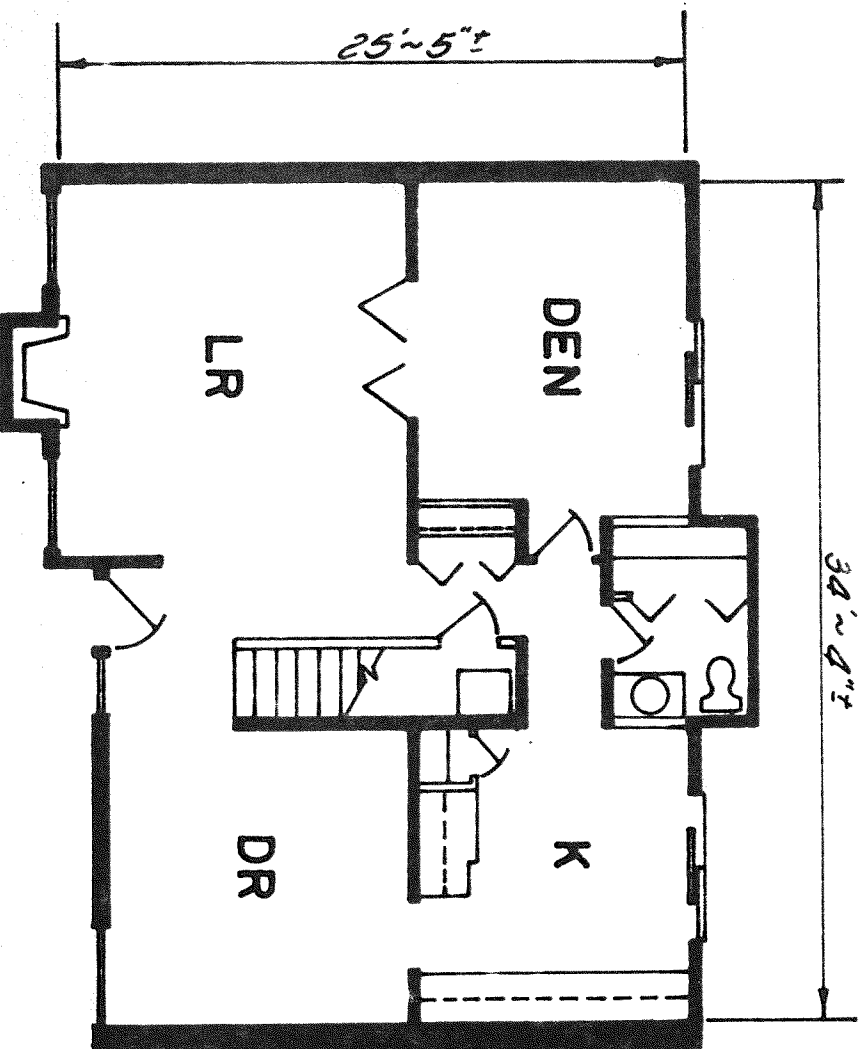
Robert F. Archdeacon, Engineer No 22446

EXHIBIT "B-9"

78 617 B07

715-A-131

GREENBRIER COMMONS CONDOMINIUM PARCEL VI



2 BEDROOM ~ FIRST FLOOR
UNIT 22~C~2~1167

■ Structural Walls

This drawing accurately shows
the unit as constructed.

RALPH L. WOOLPERT CO.

By: Robert L. Bornett, Surveyor N° 5515

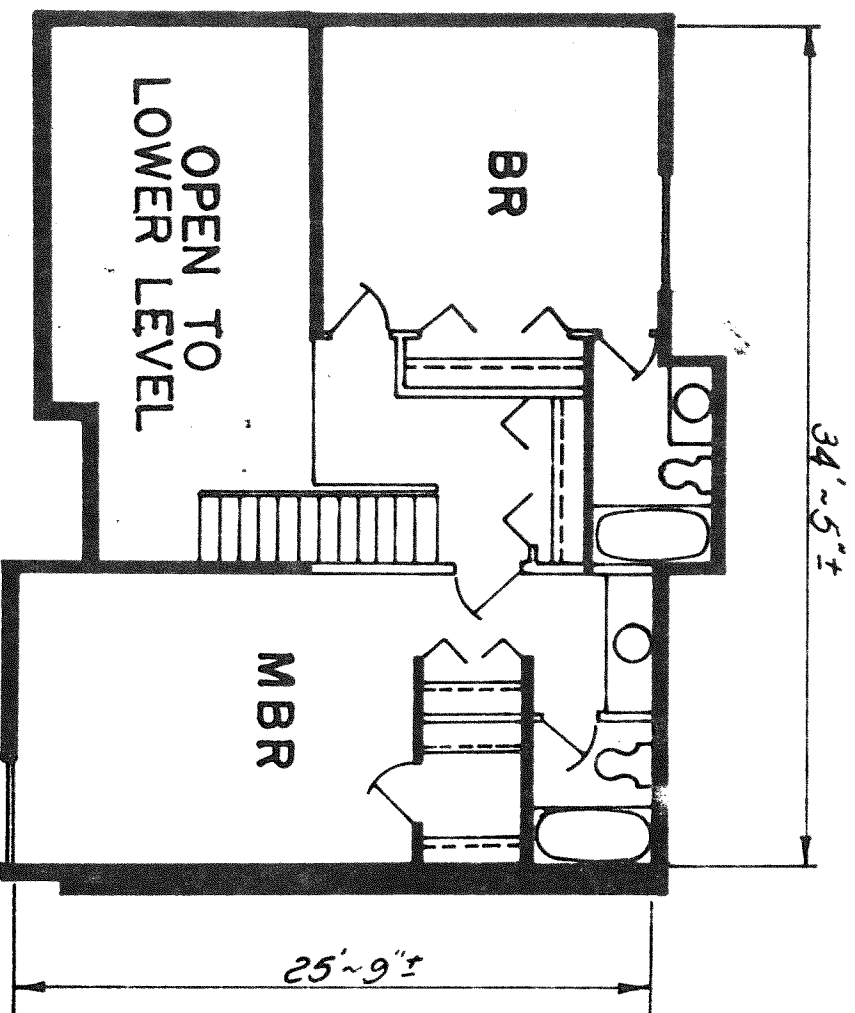
By: Robert F. Archdeacon, Engineer N° 22446

EXHIBIT "B" to

78 617R08

715-A-13

GREENBRIER COMMONS
CONDOMINIUM
PARCEL VI



2 BEDROOM ~ SECOND FLOOR
UNIT 22-C-2-1167

■ Structural Walls

This drawing accurately shows
the unit as constructed.

RALPH L. WOOLPERT CO.

Robert L. Burnett

Robert L. Burnett, Surveyor No. 5515

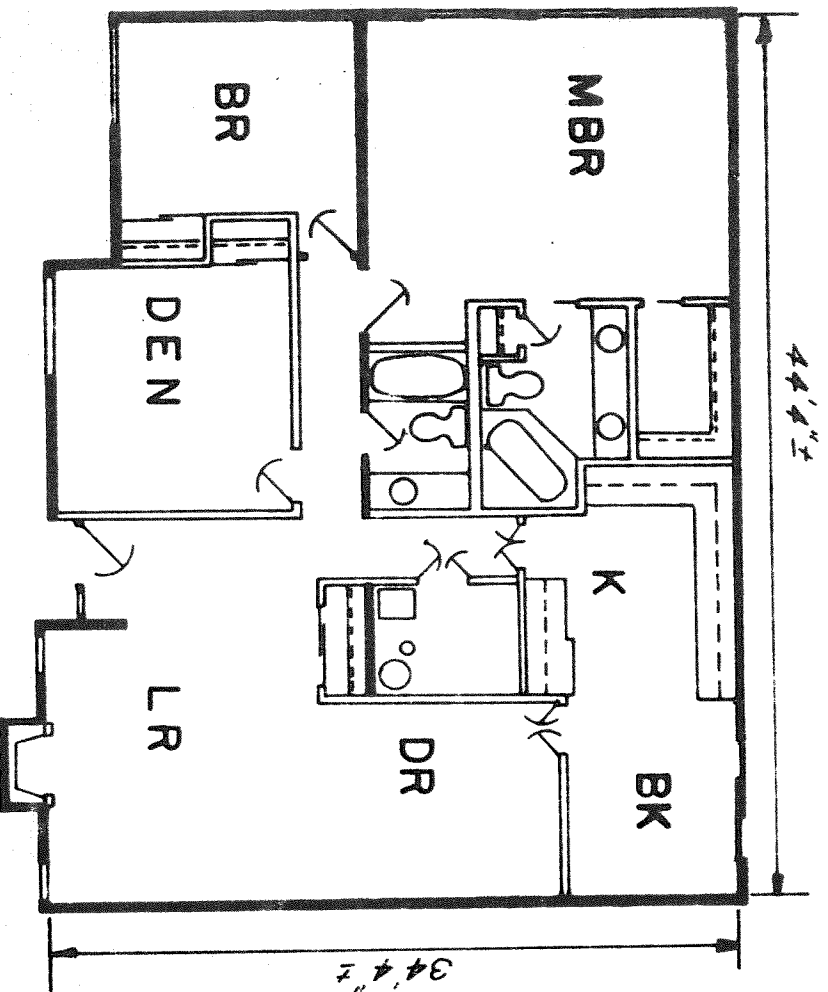
EXHIBIT B.L.

By: *Robert F. Archdeacon*

Robert F. Archdeacon, Engineer No. 22446

78 617B09

GREENBRIER COMMONS
CONDOMINIUM
PARCEL VI



2 BEDROOM
UNIT 22-B-5-1169

■ Structural Walls

This drawing accurately shows
the unit as constructed.
RALPH L. WOOLPERT CO.

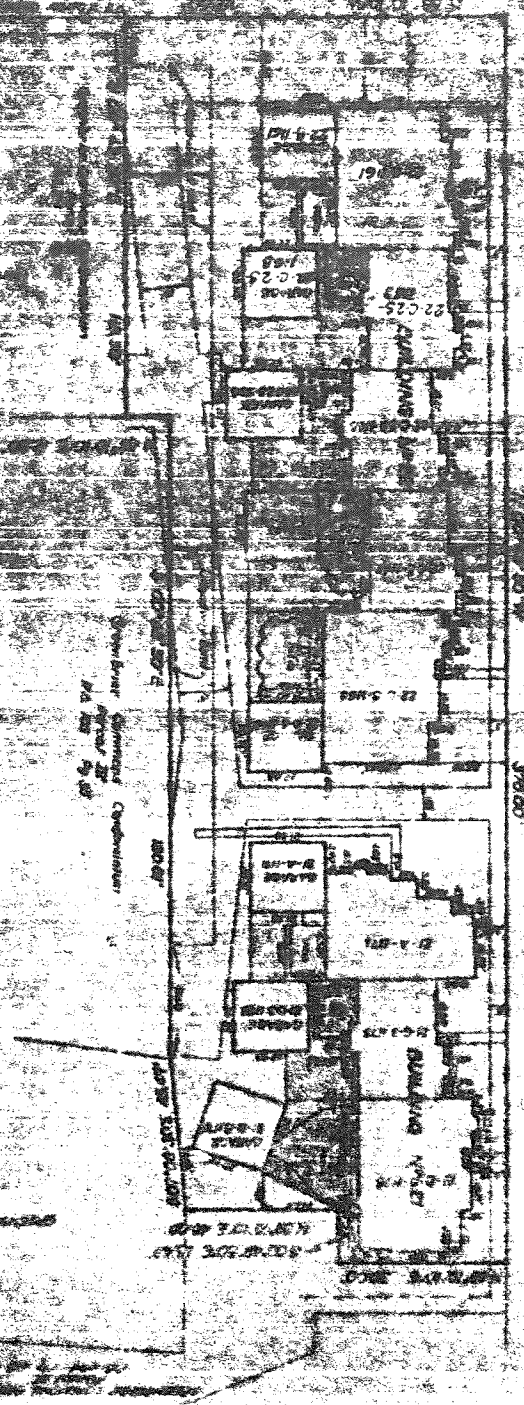
By: Robert L. Burnett
Robert L. Burnett, Surveyor No 5515

By: Robert F. Archdeacon
Robert F. Archdeacon, Engineer No 2446

EXHIBIT

78 617B10

78 612B11



GREENBRIER COMMONS CONDOMINIUMS
UNIT 22-C25
LIVING AREA
DINING AREA
KITCHEN
BATHROOM
BEDROOM

EXHIBIT "D" - PERCENTAGE OF OWNERSHIP IN THE
COMMON AREAS

<u>UNIT DESIGNATION</u>	<u>PERCENTAGE</u>
11-3-1201	2.45
11-2-1203	2.19
11-1-1205	1.70
11-1-1207	1.70
11-1-1209	1.70
11-A-1211	1.46
12-1-1200	1.70
12-1-1202	1.70
12-C-1204	2.35
12-1-1206	1.70
12-1-1208	1.70
14-A-1210	1.46
14-3-1212	2.45
14-2-1214	2.19
14-C-6850	2.35
14-1-6852	1.70
14-1-6850	1.70
15-1-1237	1.70
15-3-1235	2.45
15-2-1233	2.19
15-B-1231	2.35
16-3-1229	2.45
16-2-1227	2.19
16-2-1225	2.19
16-3-1223	2.45
16-A-1221	1.46
17-3-1219	2.45
17-2-1217	2.19
17-1-1215	1.70
17-A-1213	1.46
18-A-1151	1.50
18-C-2-1153	1.90
18-C-3-1155	2.22
18-B-1157	1.85
19-A-6851	1.50
19-C-2-6855	1.90
19-C-3-6857	2.22
19-B-6859	1.89
20-A-1187	1.50
20-C-3-1185	2.22
20-C-2S-1183	2.23
20-B-1181	1.85
21-B-S-1175	1.85
21-C-3-1173	2.22
21-A-1171	1.50
22-B-S-1169	1.85
22-C-2-1167	1.90
22-C-2S-1165	2.23
22-C-2S-1163	2.23
22-B-1161	1.85

<u>GARAGE UNIT DESIGNATION</u>	<u>PERCENTAGE</u>
11-G-1	.12
11-G-2	.12
13-G-1	.12
13-G-2	.12
13-G-3	.12
13-G-4	.12
13-G-5	.12
13-G-6	.12
14-G-1	.12
14-G-2	.12

EXHIBIT "D" Continued

<u>GARAGE UNIT DESIGNATION</u>	<u>PERCENTAGE</u>
15-G-1	.12
15-G-2	.12
15-G-3	.12
15-G-4	.12
16-G-1	.12
16-G-2	.12
17-G-1	.12
17-G-2	.12
<hr/>	
TOTAL	100.00%

EXHIBIT "E"

CONSENT OF MORTGAGEE

The undersigned, James D. Harper, Jr., not individually but as Trustee on behalf of Frank E. Feder, Abner D. Goldstine, James D. Harper, Jr., James C. Hill, Allen T. Murphy, Albert G. Oakes, aka Albert G. Oaks, and Boyd J. Simmons, not individually but as Trustees on behalf of Continental Illinois Realty, a California Real Estate Investment Trust, the holder of a certain Mortgage Deed recorded in Mortgage Book 2865, Page 22 of the Mortgage Records as recorded in the Office of the Recorder of Montgomery County, Ohio, hereby consents to the execution of this Amendment to Declaration of Condominium Ownership with Exhibits thereto and to the filing thereof in the Office of the County Recorder of Montgomery County, Ohio, and further subjects the above described mortgage to the provisions of this Amendment to the Declaration of Condominium Ownership.

IN WITNESS WHEREOF, James D. Harper, Jr., not individually but as Trustee on behalf of Frank E. Feder, Abner D. Goldstine, James D. Harper, Jr., James C. Hill, Allen T. Murphy, Albert G. Oakes, aka Albert G. Oaks, and Boyd J. Simmons, not individually but as Trustees on behalf of Continental Illinois Realty, a California Real Estate Investment Trust, by Jeff Gwin and Brian A. Weber, have set their hands this 10 day of October, 1978.

SIGNED IN THE PRESENCE OF:

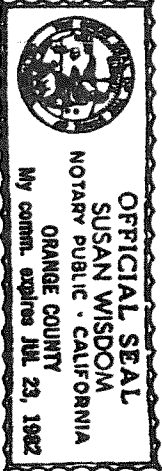
Witness [Signature] By: [Signature] as

Witness [Signature] By: [Signature] as

STATE OF California)
COUNTY OF Orange) SS:

I, Susan Wisdom, a Notary Public in and for said County of the State of California, do hereby certify that as Jeff Gwin and Brian A. Weber of Continental Illinois Realty, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Asst Secretary and Asst Treasurer, appeared before me this day and acknowledged that they duly authorized, signed and delivered the said instrument as their own free and voluntary act of said real estate investment trust.

Given under my hand and notarial seal this 10 day of October, 1978.



81.16 Notary Public Susan Wisdom