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MAHONING COUNTY, OHIO
RONALD V. GERBERRY
11-13-2006 At 02:41 PM.
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OR Book 5659 Page 441 - 449

This Conveyance has Complied with Sec. 310.202
Receipt #
Date 11-13-06

**FOURTH AMENDMENT
TO
DECLARATION OF CONDOMINIUM
SPRINGFIELD RIDGE CONDOMINIUM**

Exempt
By *R. Gerberry*
MICHAEL V. GERBERRY
11-13-2006

This Fourth Amendment to the Declaration of SPRINGFIELD RIDGE CONDOMINIUM is made on
this 6th day of November, 2006.

Recitals

A. Springfield Ridge Condominium is a condominium created pursuant to the provisions of Chapter 5311 of the Revised Code of Ohio ("the Condominium Act") by the filing of the Declaration of Springfield Ridge Condominium and the Drawings thereof, recorded, respectively, in Official Record Volume 5510, at page 1707 et seq., and Plat Book 100, at page 48 et seq., both of the records of the Recorder of Mahoning County, Ohio, and all amendments thereto.

B. Pursuant to the provisions of Article XVIII of the Declaration, and the provisions of the Condominium Act, Declarant desires by this amendment to add portions of the Additional Property to the Condominium, which portions, hereinafter described, meet all of the criteria and qualifications for addition to the Condominium described in that Article.

Declaration

NOW THEREFORE, Declarant, the sole creator of the Condominium and the sole owner of the property hereinafter described to be added to the Condominium, hereby declares the Condominium Property of the Condominium to be expanded by addition of the property hereinafter described, as follows:

1. **Definitions.** All terms used herein shall have the same meanings as those terms have as used and defined in the Declaration.
2. **Additional Property Added.** A legal description of the portion of the property added hereby to the Condominium Property, consisting of 0.516 acres, more or less, is described in the attachment hereto, marked "Exhibit A". A sketch site plan showing the composition of the property added hereby is attached hereto, marked "Exhibit B". A plot plan showing the relationship of the property added hereby to the property already a part of the Condominium is attached hereto, marked "Exhibit C".
3. **Name.** The Condominium, as expanded hereby, shall continue to be named "Springfield Ridge Condominium".
4. **Purposes.** The purposes of the Condominium shall continue to be as set forth in the Declaration (encompassing the additional property added hereby).
5. **Improvement Description.** The Additional Property added to the Condominium Property hereby contains one (1) residential building containing four dwelling units, adding a total of four (4) dwelling units, and expanding the Condominium to contain a total of forty-four (48) dwelling units, each of which is called a "Unit". The residential building is of traditional architectural style, ranch type (although some dwelling units may have a partial second story), with a quadplex layout, so that each dwelling unit in the building faces in a different direction, and so that the garage spaces in the building adjoin at the center of the building. There are no basements. The building is of wood frame construction, on concrete slab foundation, with stone or brick and vinyl siding exterior, and a fiberglass shingle roof. The residential building is consistent and compatible with structures now on the Condominium Property in terms of structure types, quality of construction, principal materials used, and architectural style and design. The principal materials of which the building is constructed are wood, glass, concrete, stone or brick, vinyl, fiberglass shingle, and drywall. In addition, there are green and landscaped areas, and paved private drives and parking areas.

(continued next page)

CERTIFICATE OF AUDITOR

A copy of this Fourth Amendment to the Declaration for Springfield Ridge Condominium, together with the Fourth Amendment to the Drawings attached thereto, were filed with this office on the 13th day of *Nov*, 2006.

By *M. Stewart* *R. Gerberry*
Mahoning County Auditor

6. Units.

a. Unit Designation. Each of the Units added to the Condominium hereby is designated on the amendment to the Drawings filed simultaneously herewith, and attached hereto (although the same may be detached herefrom upon filing by the Mahoning County Recorder and filed in separate records), labeled "Fourth Amendment to the Drawings Springfield Ridge Condominium", by a Unit designation, which is a three or four digit number determined by the Declarant. A listing of the type and composition of all Units that may be in the Condominium is set forth on the exhibit attached hereto, marked "Exhibit D", and hereby made a part hereof. The Unit designation of each Unit added hereby and of each Unit heretofore part of the Condominium is set forth on "Exhibit E" attached hereto.

b. Composition of Units. Each Unit added hereby consists of the space in the building designated on the amendment to the Drawings filed simultaneously herewith with that Unit's Unit designation, including and excluding, as appropriate, those same items as are described and defined in the description of Unit types on Exhibit D and in the Declaration. The type of each Unit is shown on Exhibit E. Floor plan layouts and elevation drawings for the Units and buildings added hereby are shown on the amendment to the Drawings filed simultaneously herewith.

c. Unit Locations. The location of each Unit added hereby is shown on the amendment to the Drawings filed simultaneously herewith, and is also shown on Exhibit B. Each Unit has direct access over Common Areas leading directly to Springfield Road, a public street.

7. Common and Limited Common Elements.

a. Common Elements. All of the additional property hereby added hereto, including all of the land and all improvements thereon and appurtenances thereto, except those portions labeled or described herein or in the amendment to the Drawings filed herewith as a part of a Unit, are Common Elements.

b. Limited Common Elements. Those portions of the Common Elements that are labeled or designated "Limited Common Elements" on the Drawings or as so described herein are Limited Common Elements consisting of the parking space or spaces in front of that Unit's garage, a mailbox, and in the case of Units without an attached screened veranda, a partially fenced patio area and the improvements within that area (except those items defined as being part of a Unit and utility lines that serve another Unit) and in the case of Units with an attached screened veranda, a yard area and the improvements within that area (except those items defined as being part of a Unit and utility lines that serve another Unit). Each such Limited Common Element is reserved for the exclusive use of the Owners and Occupants of the Unit or Units it is designed or designated to serve.

c. Undivided Interests. The undivided interest in the Common Elements of each Unit in the Condominium, as expanded hereby, and as thereby allocated and reallocated, are as designated on the attached Exhibit E, and, in each case, is based on each Unit having an equal par value of one (1.00) and thus resulting in each Unit having an equal undivided interest. All Units added also have equal par values of one (1.00), and thus have an equal undivided interest. This exhibit supersedes, in its entirety, Exhibit C of the Declaration, and all amendments thereto. The Common Areas shall be owned by the Unit owners as tenants in common, and ownership thereof shall remain undivided. No Unit owner may waive or release any rights in the Common Areas. Further, the undivided interest of a Unit in the Common Areas shall not be separated from the Unit to which it appertains.

8. Effects of Expansion. Upon the filing for record of this amendment to the Declaration adding additional property to the Condominium Property:

a. the added portion shall thereafter be subject to and benefited by all of the terms and provisions of the Declaration, to the same extent and with the same effect as if that added portion had been provided herein as constituting part of the Condominium Property, that is, the rights, easements, covenants, restrictions and assessment plan set forth therein shall run with, bind and benefit the added portion in the same manner, to the same extent, and with the same force and effect as the terms of the Declaration apply to the Condominium Property;

b. the owner or owners of the added portion shall thereupon become members, to the same extent, with the same effect, subject to the same obligations, and imbued with the same rights, as all other members; and

c. in all other respects, all of the provisions of the Declaration shall include and apply to such additional portion, and to the owners, mortgagees and lessees thereof, with equal meaning and of like force and effect.

9. Exhibits. All exhibits attached hereto are hereby made a part hereof as if fully set forth herein.

IN WITNESS WHEREOF, the undersigned has executed this instrument this 6 day of NOVEMBER, 2006.

SPRINGFIELD RIDGE COMMUNITIES,
an Ohio corporation

By D. Scott Owen
D. Scott Owen, President

STATE OF OHIO
COUNTY OF MAHONING, SS:

This instrument was acknowledged before me by D. Scott Owen, the president of Springfield Ridge Communities, an Ohio corporation, on their behalf, this 6 day of NOVEMBER, 2006.

Mary McCabe
Notary Public

MARY McCABE,
Notary Public, State of Ohio
My Commission Expires
August 8, 2008

This instrument prepared by Jonathan E. Adkins, attorney at law, Loveland & Brosius, LLC, 50 West Broad Street, Suite 3300, Columbus, Ohio 43215-5917.

EXHIBIT A

FOURTH AMENDMENT
TO
DECLARATION OF CONDOMINIUM
SPRINGFIELD RIDGE CONDOMINIUM

Legal Description, Property Added
(0.516 acres)

GMS LAND SURVEYING, INC.

P.O. BOX 67
STRUTHERS, OHIO 44471
TOLL FREE: (800) 517-5551 (330) 755-5734 FAX (330) 755-8428

Legal Description
Springfield Ridge Condominiums
4th Amendment
September 23, 2006

ALL THAT CERTAIN TRACT or parcel of land situate in the Township of Springfield, County of Mahoning, State of Ohio, being known as the 4th Amendment of the Springfield Ridge Condominiums and being more particularly bounded and described as follows:

Beginning at the northeasterly corner of Springfield Ridge Condominium, 3rd Amendment, as recorded in Plat Volume 109, page 237, of the Mahoning County Records of Plats, said point being on the westerly line of the lands now or formerly of D.V. & D. Kushner and the **Principal Place of Beginning**;

Thence, along the northerly line of said 3rd Amendment, **North 89 degrees 59 minutes 00 seconds West, 203.32 feet** to a point on the northerly line of said 3rd Amendment;

Thence, **North 00 degrees 05 minutes 26 seconds West, 110.44 feet** to a point;

Thence, **South 89 degrees 59 minutes 00 seconds East, 203.53 feet** to a point on the westerly line of said lands of Kushner;

Thence, along the westerly line said lands of Kushner, **South 00 degrees 01 minutes 00 seconds West, 110.44 feet to the Principal Place of Beginning** and contains **0.516 acres** of land to be the same more or less however subject to all length highways and easements.

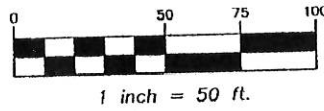
I hereby certify this description and the survey it represents to be correct to the best of my knowledge and belief.



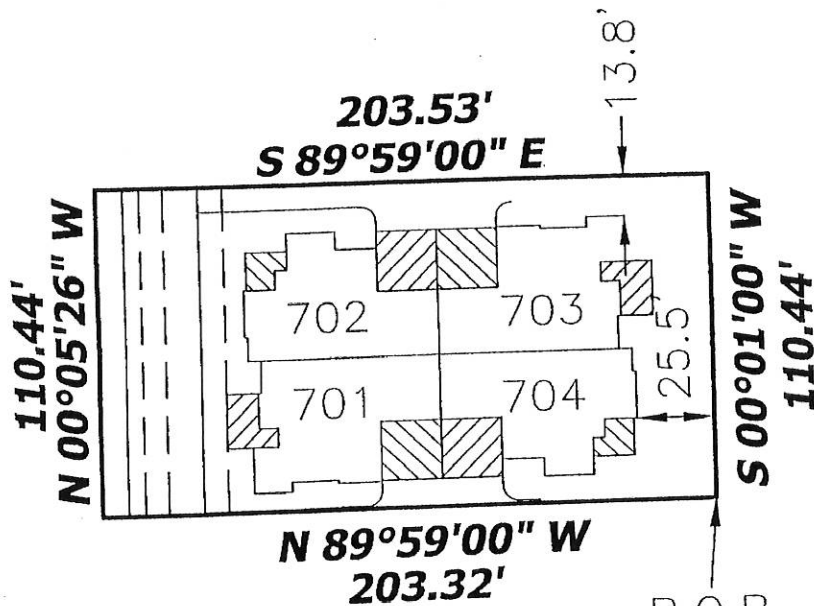
FOR ALL YOUR SURVEYING NEEDS!

EXHIBIT B
FOURTH AMENDMENT
TO
DECLARATION OF CONDOMINIUM
SPRINGFIELD RIDGE CONDOMINIUM

Sketch Plot Plan, Property Added



Fourth Amendment
0.516 ACRES



P.O.B.
PROPERTY ADDED
4TH Amendment



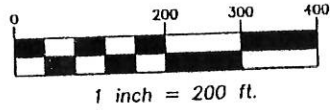
Patrick T. Ginnetti

PATRICK T. GINETTI
P.S. 8104

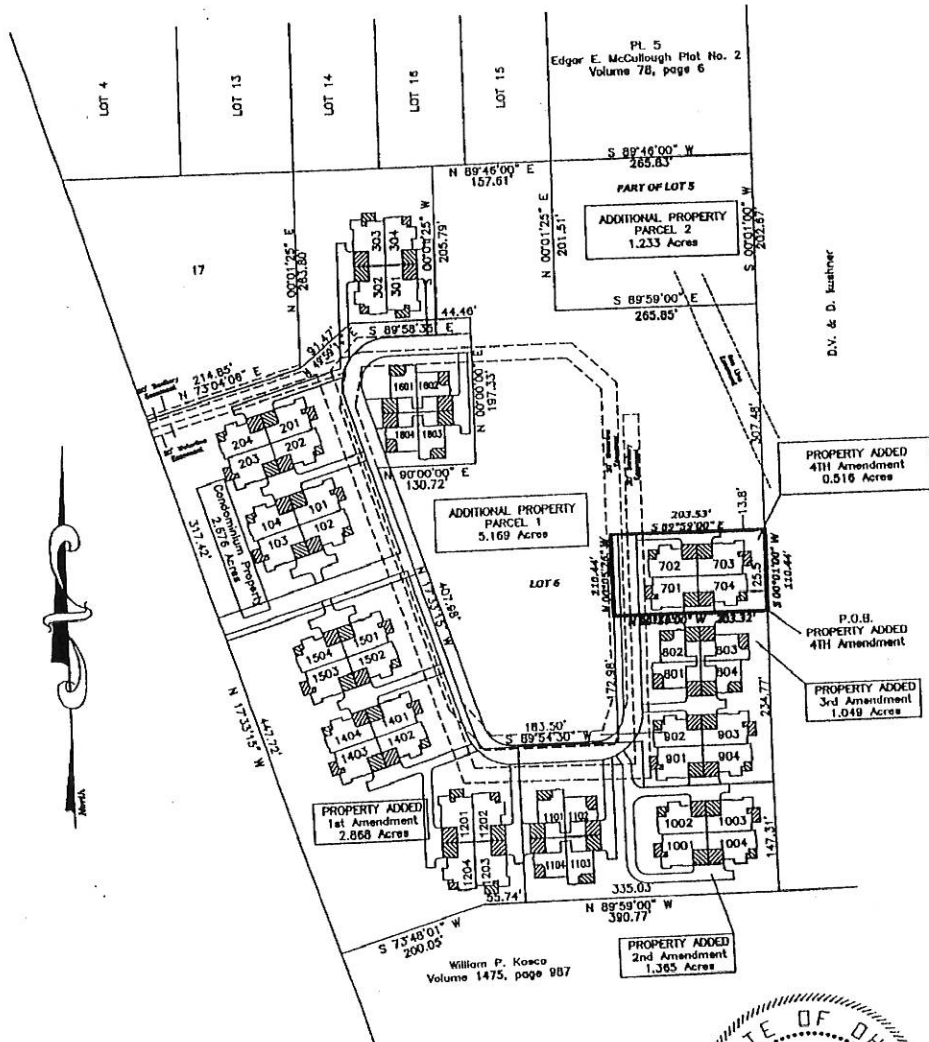
EXHIBIT C

FOURTH AMENDMENT
TO
DECLARATION OF CONDOMINIUM
SPRINGFIELD RIDGE CONDOMINIUM

Sketch Plot Plan, Entire Tract



Fourth Amendment
0.516 ACRES



Patrick T. Ginnetti
PATRICK T. GINETTI
P.S. 8104

EXHIBIT D

**FOURTH AMENDMENT
DECLARATION OF CONDOMINIUM
SPRINGFIELD RIDGE CONDOMINIUM**

Unit Types and Par Values

Type

- V (Classic Villa). Contains a kitchen, laundry room, living/dining room, two baths, two baths, two bedrooms or a bedroom and a den, and a 2-car garage, all at ground level.
- CH (Classic Chateau). Contains same rooms as a Classic Villa except that it has one and one-half baths at the first floor level, and a partial second floor level with a bedroom and a full bath, and a 2-car garage.
- A (Cathedral Abbey). Contains a kitchen, living room, dining room, two baths, two bedrooms,, a screened veranda* or porch, and a 2-car garage, all at ground level.
- CAN (Cathedral Canterbury). Same as Cathedral Abbey except it has a third bedroom at ground level.

* The veranda can be finished as a room becoming the Elite Series.

** Options for the Cathedral Collection include a cement outdoor patio added adjacent to the front door entrance surrounded by a privacy fence. This is in addition to the Elite Series.

Unit Sizes

| <u>Type</u> | <u>Approximate Gross Interior Square Feet</u> | <u>Living Space</u> | <u>With Elite Series</u> | <u>Garage</u> | <u>Par Value</u> |
|--------------------|--|--------------------------------|---|----------------------|-----------------------------|
| V | 1,746 | 1,292 | N/A | 454 | 1.00 |
| CH | 2,415 | 1,961 | N/A | 454 | 1.00 |
| A | 2,035 | 1,386 | 1,585 | 450 | 1.00 |
| CAN | 2,179 | 1,541 | 1,729 | 450 | 1.00 |

Each Unit will have a fireplace and its own gas furnace and hot water heater. We have also reserved the right, from time to time, to rearrange or redesign rooms.

EXHIBIT E

FOURTH AMENDMENT
DECLARATION OF CONDOMINIUM
SPRINGFIELD RIDGE CONDOMINIUMUnit InformationI. EXISTING UNITS:

| <u>Unit Designation</u> | <u>Unit Type</u> | <u>Par Value</u> | <u>Undivided Interest</u> |
|-----------------------------|----------------------|----------------------|-------------------------------|
| 101 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 102 | A | 1.00 | 1/48th |
| 103 | CAN | 1.00 | 1/48th |
| 104 | A | 1.00 | 1/48th |
| 201 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 202 | A | 1.00 | 1/48th |
| 203 | CAN | 1.00 | 1/48th |
| 204 | A | 1.00 | 1/48th |
| 1601 | V | 1.00 | 1/48th |
| 1602 | CH | 1.00 | 1/48th |
| 1603 | V | 1.00 | 1/48th |
| 1604 | CH | 1.00 | 1/48th |
| 1201 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 1202 | A ⁽¹⁾ | 1.00 | 1/48th |
| 1203 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 1204 | A ⁽¹⁾ | 1.00 | 1/48th |
| 1401 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 1402 | A ⁽¹⁾ | 1.00 | 1/48th |
| 1403 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 1404 | A ⁽¹⁾ | 1.00 | 1/48th |
| 1501 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 1502 | A ⁽¹⁾ | 1.00 | 1/48th |
| 1503 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 1504 | A ⁽¹⁾ | 1.00 | 1/48th |
| 1001 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 1002 | A ⁽¹⁾ | 1.00 | 1/48th |
| 1003 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 1004 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 1101 | CH | 1.00 | 1/48th |
| 1102 | V | 1.00 | 1/48th |
| 1103 | CH | 1.00 | 1/48th |
| 1104 | V | 1.00 | 1/48th |
| 301 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 302 | A ⁽¹⁾ | 1.00 | 1/48th |
| 303 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 304 | A ⁽¹⁾ | 1.00 | 1/48th |
| 801 | CH | 1.00 | 1/48th |
| 802 | V | 1.00 | 1/48th |
| 803 | CH | 1.00 | 1/48th |
| 804 | V | 1.00 | 1/48th |
| 901 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 902 | A ⁽¹⁾ | 1.00 | 1/48th |
| 903 | CAN ⁽¹⁾ | 1.00 | 1/48th |
| 904 | CAN ⁽¹⁾ | 1.00 | 1/48th |

EXHIBIT E (Continued)

FOURTH AMENDMENT
DECLARATION OF CONDOMINIUM
SPRINGFIELD RIDGE CONDOMINIUMUnit InformationII. UNITS ADDED HEREBY:

| <u>Unit Designation</u> | <u>Unit Type</u> | <u>Par Value</u> | <u>Undivided Interest</u> |
|-----------------------------|----------------------|----------------------|-----------------------------------|
| 701 | CAN | 1.00 | 1/48th |
| 702 | A | 1.00 | 1/48th |
| 703 | CAN | 1.00 | 1/48th |
| 704 | A | 1.00 | 1/48th |
| TOTAL | | | <u>48/48ths</u> <u>or 100%</u> |

(1) Unit with an optional exterior cement outdoor patio
CONDOAMEND/SPRINGFIELD RIDGE/11/13/06