### 1999078524

## THE HAMLETS OF GLENMOOR CONDOMINIUM NO. II.

### JACKSON TOWNSHIP, OHIO

### PHASE NO. II

### ADDING UNIT NOS. IV-11 AND IV-12

### FIRST AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP

This will certify that copies of this First Amendment to Declaration of Condominium Ownership for The Hamlets of Glenmoor Condominium No. II and the Drawings referred to therein, have been filed in the office of the County Auditor, Stark County, Ohio.



Date: October 20, 1999

Stark County Auditor

Deputy Auditor

THIS INSTRUMENT PREPARED BY:

RICHARD A. ROSNER, ATTORNEY AT LAW KAHN, KLEINMAN, YANOWITZ & ARNSON CO., L.P.A. SUITE 2600, THE TOWER AT ERIEVIEW 1301 EAST NINTH STREET CLEVELAND, OHIO 44114-1824 (216) 696-3311

JES\S0286177.1

#### FIRST AMENDMENT TO

### **DECLARATION OF CONDOMINIUM OWNERSHIP**

### FOR THE HAMLETS OF GLENMOOR CONDOMINIUM NO. II

### JACKSON TOWNSHIP, OHIO

### (PHASE NO. II)

WHEREAS, GLENMOOR HAMLETS, LTD., an Ohio limited liability company, hereinafter referred to as "Declarant", filed for record the Declaration of Condominium Ownership ("Declaration") with the Bylaws attached thereto, and Drawings incorporated by reference therein, on August 5, 1999, with the Stark County Recorder, the Declaration being recorded as Imaging No. 1999060555 of Stark County Deed Records and the Drawings being recorded in Volume 5, Pages 57 through 75 of Stark County Condominium Map Records and thereby submitted Phase No. I of The Hamlets of Glenmoor Condominium No. II to the provisions of Chapter 5311 of the Ohio Revised Code (the Condominium Property Act); and

WHEREAS, under the Declaration the right was reserved by Declarant to add to the Condominium Property phases and the improvements thereon and all easements, rights and appurtenances thereto and all articles of personal property existing for the common use of the Unit Owners; and

WHEREAS, Declarant is the legal title holder of and desires to add to the Condominium Property and to submit to said Chapter 5311 of the Ohio Revised Code, as Additional Property pursuant to Articles XI and XII of the Declaration, the real property designated herein as Phase No. II of The Hamlets of Glenmoor Condominium No. II which is improved with one (1) Building containing two (2) Units for a total of two (2) Units..

NOW, THEREFORE, Declarant, pursuant to the authority of Articles XI and XII of the Declaration hereby declares that the Declaration be and hereby is amended as follows (unless otherwise expressly provided herein, the capitalized terms used herein shall have the same meaning as defined in the Declaration).

1. The Phase No. II property and the improvements thereon, and all easements, rights and appurtenances thereto and all articles of personal property existing for the common use of the Unit Owners, are hereby added to the Condominium Property as defined in Article I of the Declaration, and are also hereby submitted to Chapter 5311 of the Ohio Revised Code as a part of the Condominium Property in accordance with and to be governed in all respects by the terms and provisions of the Declaration as hereby and hereinafter amended.

- 2. The legal description of Parcel No. 1 set forth in Exhibit "1" of the Declaration is amended to include the real property for Phase No. II of The Hamlets of Glenmoor Condominium No. II, the legal description for Phase No. II being described in Exhibit "1" attached hereto and made a part hereof.
- 3. The legal description of the Additional Property set forth in Exhibit "2" of the Declaration is amended by the deletion therefrom of the real property described in Exhibit "1" hereof, the residue of the Additional Property being described in Exhibit "2" attached hereto and made a part hereof.
- 4. In the first paragraph of Article II of the Declaration and in Article II(A) of the Declaration the number of Units referred to therein is increased from eight (8) Units to ten (10) Units. A narrative description of the Building and Units for Phase No. II is set forth in Exhibit "3" attached hereto and made a part hereof.
- 5. The percentage interest of each Unit in the Common Areas and Facilities as set forth in Exhibit "E" of the Declaration is hereby amended to be as set forth in Exhibit "4" attached hereto and made a part hereof.
- 6. The particulars of the land, buildings and other improvements for Phase No. II, including, but not limited to, the layout, location, designation, dimensions of each Unit, the layout, locations and dimensions of the Common Areas and Facilities and the location and dimensions of all appurtenant easements or encroachments are shown graphically on the set of Phase No. II Allotted Drawings incorporated in this First Amendment to Declaration of Condominium Ownership for The Hamlets of Glenmoor Condominium No. II, by reference as Exhibit "A", prepared and bearing the certified statements of Nichols Field Services, Inc., Registered Surveyors, 526 4th Street, N.W., Canton, Ohio 44703, and Theodore Macosko, T.S. Macosko Architect, Inc., Registered Architects, 50 Front Street, Berea, Ohio 44017, as required by the Condominium Act of the State of Ohio. The Phase No. II Allotted Drawings will be filed in the Condominium Map Records of the Office of the Recorder of Stark County, Ohio, simultaneously with the filing of this First Amendment to the Declaration.
- 7. Article XX of the Declaration is amended to provide that the two (2) year warranty period for Phase No. II shall commence on the date the deed or other evidence of ownership is filed for record following the first sale of a Condominium Ownership Interest in Phase No. II to a Purchaser in good faith for value.
- 8. No owner of a Unit which was not included in Phase No. I shall: (a) have or obtain any interest in funds collected by the Association from the owners of Units included in Phase No. I prior to the filing of this First Amendment (except replacement reserve funds), nor (b) have or be subjected to any liability for expenses arising with respect to the Condominium Property prior to the filing of this First Amendment.

- 9. Declarant will assume the rights and obligations of a Unit Owner in its capacity as owner of Condominium Ownership Interests that have been declared but are not yet sold and conveyed to a Purchaser in good faith for value, including, without limitation, the obligation to pay Common Expenses attaching to such interests from the date the amendment to the Declaration creating such interests is filed for record.
  - 10. Except as amended herein, the Declaration thereto shall remain in full force and effect.
- 11. This First Amendment to Declaration may be executed in several counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.
- 12. Consent to this First Amendment to the Declaration is hereby exercised by Declarant on behalf of the Unit Owners and their mortgagees pursuant to Articles XI and XII of the Declaration.

IN WITNESS WHEREOF, the said Glenmoor Hamlets, Ltd., as Declarant, as aforesaid, has caused its name to be signed to these presents as of this Bth day of October, 1999.

| Signed in the Presence of: (Witnesses as to both signatures) | GLENMOOR HAMLETS, LTD., an Ohio limited liability company |
|--|---|
| Teleen Levy  | Ву:////   |
| Print Name: EILEEN LEVY                                      | Bert L. Wolstein, Manager                                 |
| Print Name: JANKE YANKY                                      |   |
|  | By:   |
| Print Name:  | William D. Bishop, Manager                                |
|  |   |
| Print Name:  |   |

- 9. Declarant will assume the rights and obligations of a Unit Owner in its capacity as owner of Condominium Ownership Interests that have been declared but are not yet sold and conveyed to a Purchaser in good faith for value, including, without limitation, the obligation to pay Common Expenses attaching to such interests from the date the amendment to the Declaration creating such interests is filed for record.
  - 10. Except as amended herein, the Declaration thereto shall remain in full force and effect.
- 11. This First Amendment to Declaration may be executed in several counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.
- 12. Consent to this First Amendment to the Declaration is hereby exercised by Declarant on behalf of the Unit Owners and their mortgagees pursuant to Articles XI and XII of the Declaration.

IN WITNESS WHEREOF, the said Glenmoor Hamlets, Ltd., as Declarant, as aforesaid, has caused its name to be signed to these presents as of this Bth day of October, 1999.

| Signed in the Presence of: (Witnesses as to both signatures) | GLENMOOR HAMLETS, LTD., an Ohio limited liability company |  |  |
|--|---|--|--|
| Print Name:  | By:Bert L. Wolstein, Manager                              |  |  |
| Print Name:  |   |  |  |
| Print Name: Davin BinDER                                     | By William D. Bishop, Manager                             |  |  |
| Michelle Paproviak Print Name: Michelle Papouvijak           | • • • • • • • • • • • • • • • • • • •                     |  |  |

| STATE OF OHIO   | )<br>> gg  |
|---|--|
| COUNTY OF COVAHOGA  | ) SS.<br>)   |
| above named GLENMOOR<br>Wolstein, a Manager, who<br>acknowledged that he did exa  | ary Public in and for said County and State, personally appeared the HAMLETS, LTD., an Ohio limited liability company, by Bert L. acknowledged that he executed the within instrument and further mine and read the same, that such execution was his free act and deed tager of the limited liability company and the free act and deed of the y. |
| IN TESTIMONY WH<br>of <u>Octoba</u> , 1   | Notary Public My Commission Expires:  EILEEN LEVY, Notary Public State of Ohio Cuyanoga County My Comm. Expires Aug. 21, 2004  |
| STATE OF OHIO COUNTY OF   | ) SS.  |
| above named GLENMOOR I<br>Bishop, a Manager, who ac<br>acknowledged that he did exa-<br>both individually and as Man-<br>said limited liability company                                   |  |
| of, 19  | IEREOF, I have herein set my hand and notarial seal this day 999.  |
| THIS INSTRUMENT PREPARED BY:  RICHARD A. ROSNER, ATTORNEY A KAHN, KLEINMAN, YANOWITZ & AI THE TOWER AT ERIEVIEW, SUITE 2 1301 EAST NINTH STREET CLEVELAND, OHIO 44114-1824 (216) 696-3311 | RNSON CO., L.P.A.  |
|   |  |

| STATE OF OHIO   | )   |   |   |  |
|---|---|---|---|--|
| COUNTY OF   | ) SS.   |   |   |  |
| BEFORE ME, a Nota<br>above named GLENMOOR<br>Wolstein, a Manager, who<br>acknowledged that he did example<br>both individually and as Man<br>said limited liability company | HAMLETS, LTD acknowledged that mine and read the sager of the limited                       | o., an Ohio<br>t he execut<br>same, that su | limited liability co<br>ed the within instr<br>ch execution was h | mpany, by Bert L. rument and further is free act and deed  |
| IN TESTIMONY WH   | IEREOF, I have he<br>999.   | rein set my l                               | nand and notarial se  | al this day  |
|   |   |   | Public nmission Expires:  |  |
| STATE OF OHIO  COUNTY OF <u>luyshaga</u>  | )<br>) SS.  |   |   |  |
| BEFORE ME, a Nota<br>above named GLENMOOR F<br>Bishop, a Manager, who ac<br>acknowledged that he did exame<br>both individually and as Manasaid limited liability company   | ary Public in and for AMLETS, LTD., cknowledged that mine and read the sager of the limited | an Ohio lin<br>he execute<br>same, that su  | ited liability compa<br>d the within instr<br>ch execution was h  | any, by William D.<br>ument and further<br>is free act and deed  |
| IN TESTIMONY WH<br>of <u>a chober</u> , 19  | IEREOF, 1 have her<br>999.  | rein set my l                               | and and notarial sea  | al this <u>8</u> day   |
|   |   | Notary                                      |   |  |
| THIS INSTRUMENT PREPARED BY:  |   | My Con                                      | mission Expires:  |  |
| RICHARD A. ROSNER, ATTORNEY A<br>KAHN, KLEINMAN, YANOWITZ & AR<br>THE TOWER AT ERIEVIEW, SUITE 2<br>1301 EAST NINTH STREET<br>CLEVELAND, OHIO 44114-1824<br>(216) 696-3311  | RNSON CO., L.P.A.   |   |   | Michelle Popowniak, Notary Public<br>State of Ohlo, Cuyahoga County<br>My Commission Expires Oct. 22, 2000 |
| JES\LAS\286177.1  |   | 4   | Manager Co. Co.   |  |

### EXHIBIT "A"

### TO FIRST AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR THE HAMLETS OF GLENMOOR CONDOMINIUM NO. II

### REFERENCE TO ALLOTTED DRAWINGS

The particulars of the land, buildings and other improvements, including, but not limited to, the layout, location, designation, dimensions of each Unit, the layout, locations and dimensions of the Common Areas and Facilities and the location and dimensions of all appurtenant easements or encroachments are shown graphically on the set of Allotted Drawings incorporated in the First Amendment to Declaration of Condominium Ownership for The Hamlets of Glenmoor Condominium No. II, by reference as Exhibit "A", prepared and bearing the certified statements of Nichols Field Services Inc., Registered Surveyors, 526 4th Street, N.W., Canton, Ohio 44703 and Theodore Macosko, T.S. Macosko Architect, Inc., Registered Architects, 50 Front Street, Berea, Ohio 44017, as required by the Condominium Act of the State of Ohio. Such set of Allotted Drawings will be filed in the Condominium Map Records of the Office of the Recorder of Stark County, Ohio, simultaneously with the recording of the First Amendment.

## EXHIBIT "1" 1 OF 1 PAGE

### NICHOLS FIELD SERVICES, INC.



526 4th St. NW Canton, Ohio 44703

330/453-6688 FAX: 330/453-1764

Hamlets of Glenmoor – Condominium #2 Phase II – 0.285 acres

Known as and being a part of Glenmoor Hamlets' 11.453 acre tract recorded in O.I.R. 99020674 and being located in the Southeast quarter of Section 22, Township 11 (Jackson), Range 9, Stark County, Ohio. Bounded and described as follows:

Beginning for reference at a standard county monument found marking the Northeast corner of Lot #266 in the Estates of Glenmoor Subdivision #5 recorded in P.B. 57, page 119-120; thence N 28°21'32" E 263.25 feet along the West RW line of Armandale Avenue NW (Private 50 foot R/W) to an iron bar with an H. & A. cap found; thence N 61°35'18" W 277.67 feet along the Northern line of Condominium #2 Phase I, 1.696 acre tract recorded in O.I.R. 99060555 to a point and being the True Place of Beginning of the tract herein described; thence

S 27°05'34" W 131.00 feet along a Westerly line of said Phase I tract to a point 12.00 feet North of the centerline of St. Augustine Drive NW; thence

N 84°06'17" W 81.25 feet parallel and offset 12.00 feet North of the centerline of said St. Augustine Drive to a point; thence

<sup>1</sup> N 05°53'43" E 122.17 feet to a point; thence

S 84°03'06" E 135.15 feet to the True Place of Beginning.

The above described tract contains 0.285 acres of land as determined by a survey performed by Nichols Field Services, Inc. under the supervision of Jerry L. Nichols, Registered Professional Surveyor #7349 in October of 1999 and is subject to all legal highways and easements of record. The basis of bearing for this document is the West line of said Southeast quarter of Section 22, bearing N 05°52'44" E taken from a Hammontree & Associates survey of Estates of Glenmoor Subdivision #5 dated 9/25/91.

Jerry L. Nichols

Registered Professional Surveyor #7349

JERRY L NICHOLS S 7349

LAS\S0285615.1

## NICHOLS FIELD SERVICES, INC.



526 4th St. NW Canton, Ohio 44703

330/453-6688 FAX: 330/453-1764

### Hamlets of Glenmoor – Condominium #2 Remainder "A" – 1.380 acres

Known as and being a part of Glenmoor Hamlets'11.453 acre tract recorded in O.I.R. 99020674 and being located in the Southeast quarter of Section 22, Township 11 (Jackson), Range 9, Stark County, Ohio. Bounded and described as follows:

Beginning for reference at a standard county monument found marking the Northwest corner of Lot #269 in the Estates of Glenmoor Subdivision #5 recorded in P.B. 57, page 119-120 and being the True Place of Beginning of the tract herein described; thence

N 05°52'44" E 122.59 feet along said West quarter section line to a point; thence

S 84°06'17" E 103.33 feet to a point; thence

N 64°05'07" E 60.55 feet to a point offset 12.00 feet South of the centerline of St. Augustine Drive NW (private 50 foot R/W) and being on a curve to the Left; thence

74.66 feet along said curve to the Left and offset 12.00 feet South from the centerline of St. Augustine Drive (private 50 foot R/W) said curve defined by a radius of 92.00 feet, a delta angle of 46°29'59", a chord with a bearing and distance of S 60°51'17" E 72.63 feet and a tangent of 39.53 feet to the PT of said curve; thence

S 84°06'17" E 129.68 feet parallel and offset 12.00 feet South of said centerline to a point; thence

93.31 feet along a curve to the Right and offset 12.00 feet South of said centerline defined by a radius of 238.00 feet, a delta angle of 22°27'47", a chord with a bearing and distance of \$ 72°53'51" E 92.71 feet, and a tangent of 47.26 feet to the PT of said curve; thence

S 61°39'58" E 50.91 feet parallel and offset 12.00 feet South of said centerline to a point; thence

S 28°24'42" W 125.94 feet to a point on the North line of said Subdivision #5; thence

N 61°35'18" W 72.96 feet along said North Subdivision line to a ½" rebar found with a H. & A. cap; thence

Hamlets of Glenmoor 1.380 acres Page 2 of 2

N 84°06'17" W 373.50 feet along said North Subdivision line to the True Place of Beginning.

The above described tract contains 1.380 acres of land as survey by Nichols Field Services, Inc. under the supervision of Jerry L. Nichols, Registered Professional Surveyor #7349 in June of 1999 and is subject to all legal highways and easements of record. The basis of bearing for this document is the West line of said Southeast quarter of Section 22, Jackson, bearing N 05°52'44" E taken from a Hammontree & Associates survey of Estates of Glenmoor Subdivision #5 dated 9/25/91.

Jerry L. Nichols

Registered Professional Surveyor #7349



## EXHIBIT "2-A" 1 OF 3 PAGES

### NICHOLS FIELD SERVICES, INC.



526 4th St. NW Canton, Ohio 44703

330/453-6688 FAX: 330/453-1764

### Hamlets of Glenmoor – Condominium #2 Remainder B1 - 8.092 acres

Known as and being a part of Glenmoor Hamlets' 11.453 acre tract recorded in O.I.R. 99020674 and being located in the Southeast quarter of Section 22, Township 11 (Jackson), Range 9, Stark County, Ohio. Bounded and described as follows:

Beginning for reference at a standard county monument found marking the Northwest corner of Lot #269 in the Estates of Glenmoor Subdivision #5 recorded in P.B. 57, page 119-120; thence proceeding N 05°52'44" E 217.83 feet along said West quarter section line to a point and being the True Place of Beginning of the tract herein described; thence continuing

N 05°52'44" E 118.92 feet to a #5 rebar with a Nichols #7349 cap found (as do all #5 rebar found) on said West quarter section line and at the Southwest corner of Willmol Development Co. 2:00 acre tract recorded in OIR 98040037; thence

S 84°40'07" E 124.70 feet along the South line of said 2.00 acre tract to a  $\frac{1}{2}$ " iron bar with an H. & A. cap found marking the Southeast corner of said 2.00 acre tract; thence

N 05°55'19" E 400.24 feet along the East line of said 2.00 acre tract to a ¾" iron bar found on said East line at the Southwest corner of H.M. Scheetz's 1.388 acre tract recorded in D.V. 4006, page 206; thence

S 84°42'03" E 453.10 feet along the South line of said 1.388 acre tract and the South line of R. & E. Smith's 1.72 acre tract recorded in O.R. 1360; page 808 to a #5 rebar marking the Southeast corner of said 1.72 acre tract; thence

N 05°12'27" E 283,50 feet along the East line of said 1.72 acre tract to a point being the Northeast corner of said 1.72 acre tract and 16.50 feet South of the centerline of Yost Street NW (T-430) and the North line of said Southeast quarter and passing over an iron bar with an H. & A. cap found 3.50 feet South of said point; thence

S 84°41'40" E 121.35 feet parallel to said centerline to a point 16.50 feet South of said centerline to the Northwest corner of J. & D. Roberts' 1.00 acre tract recorded in D.V. 2659, page 104; thence

S 05°15'05" W 263.14 feet along the West line of said 1.00 acre tract to a ½" iron bar with an H. & A. cap found marking the Southwest corner of said 1.00 acre tract and on the North line of Hamlets of Glenmoor's 3.119 acre tract recorded in O.I.R. 95015052 and passing over an iron bar with an H. & A. cap found 3.50 feet from said Northwest corner of said 1.00 acre tract; thence

N 84°42'13" W 75.53 feet along said North line of said 3.119 acre tract to a #5 rebar at the Northwest corner of said 3.119 acre tract; thence

S 07°33'23" W 200.00 feet along the West line of said 3.119 acre tract to a #5 rebar found at an angle point in said West line; thence

S 82°29'21" E 92.00 feet along said West line of said 3.119 acre tract to a #5 rebar found marking an angle point in said West line; thence

S 07°30'39" W 99.71 feet along said West line to a #5 rebar found on a curve to the Right in said West line; thence

33.43 feet along said West line following said curve to the Right defined by a radius of 100.00 feet, a delta angle of 19°09'14", a chord with bearing and distance of S 62°03'58" E 33.27 feet, and a tangent of 16.87 feet to a #5 rebar found at the PT of said curve; thence

S 52°29'21" E 69.28 feet along said West line of said 3.119 acre tract to a #5 rebar found at the PC of a curve to the Right; thence

69.83 feet along said West line following said curve to the Right defined by a radius of 60.00 feet, a delta angle of 66°41'05", a chord with bearing and distance of S 18°04'51" E 65.84 feet, and a tangent of 39.48 feet to a #5 rebar found on the West R/W line of Armandale Avenue NW (private 50 foot R/W) and being on a curve to the Left; thence

249.80 feet along said West R/W line following said curve to the Left defined by a radius of 375.00 feet, a delta angle of 38°10'01", a chord with bearing and distance of S 47°22'27" W 245.21 feet, and a tangent of 129.73 feet to a ½" iron bar found with a H. & A. cap on said West R/W line marking the PT of said curve to the Left; thence

N 61°35'18" W 277.67 feet along the Northern line of the Hamlets of Glenmoor Condominium #2 to a point; thence

N 84°03'06" W 135.15 feet to a point; thence

Hamlets of Glenmoor 8.092 acres Page 3 of 3

S 05°53'43" W 122.17 feet to a point 12.00 feet North of the centerline of St. Augustine Drive (private 50 foot R/W); thence

Following the Northern line of the Hamlets of Glenmoor Condominium #2, Phase I, 1.696 acre tract recorded in O.I.R. 99060555 concouminium plat, Vol 5, pages 57-75, the next three (3) courses

N 84°06'17" W 58.43 feet parallel and offset 12.00 feet North from said centerline to the PC of a curve to the Right; thence

106.81 feet along said curve to the Right defined by a radius of 68.00 feet, a delta angle of 89°59′56", a chord bearing and distance of N 39°06′19" W 96.17 feet and a tangent of 68.00 feet to a point 12.0 feet East of said centerline and being the PT of said curve; thence

N 84°06'17" W 153.55 feet to the True Place of Beginning.

The above described tract contains 8.092 acres of land as determined by a survey performed by Nichols Field Services, Inc. under the supervision of Jerry L. Nichols, Registered Professional Surveyor #7349 in October of 1999 and is subject to all legal highways and easements of record. The basis of bearing for this document is the West line of said Southeast quarter of Section 22, Jackson, bearing N 05°52'44" E taken from a Hammontree & Associates survey of Estates of Glenmoor Subdivision #5 dated 9/25/91.

Jerry L. Nichols

Registered Professional Surveyor #7349

JERRY L NICHOLS S 7349

### EXHIBIT "3"

## TO FIRST AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR THE HAMLETS OF GLENMOOR CONDOMINIUM NO. II

#### A NARRATIVE DESCRIPTION OF BUILDINGS AND UNITS

The Condominium Development (including the Additional Property) is situated on an 11.453 acre parcel of real estate located off of Armandale Avenue NW, a duly dedicated private street, and is part of The Estates of Glenmoor, a Planned Unit Development, consisting of approximately 405 acres, located at the intersection of Brunnerdale Avenue N.W. and Hills and Dales Road N.W., Jackson Township, Stark County, Ohio. Phase II consists of one (1) duplex Building containing two (2) Units for a total of two (2) Units, designated as Unit Nos. IV-11 and IV-12. Units Nos. IV-11 and IV-12 are situated on St. Augustine Drive NW, a private drive.

The Building is principally of conventional wood frame construction with dry wall finish on the interior walls and brick and/or stone, stucco and cedar siding on the exterior walls. The roof is fiberglass shingle. The Units are constructed on basements.

Two (2) Unit types are being submitted by this Declaration. The Unit types are known as the "Oakmont" and the "Augusta". Unit No. IV-12 is an "Oakmont" type Unit. Unit No. IV-11 is an "Augusta" type Unit.

The "Oakmont" is a single-story Unit of ranch design containing approximately 1,990 square feet of living area, exclusive of the garage and basement areas. The single floor contains a foyer, living room, dining room, kitchen with a breakfast nook, den, two (2) bedrooms, two (2) full baths, utility room, deck or patio and an attached two-car garage.

The "Augusta" is a two-story Unit of townhouse design containing approximately 2,132 square feet of living area, exclusive of the garage and basement areas. The first floor contains a foyer, living room, dining room, kitchen with a breakfast nook, master bedroom, one and one-half (1½) baths, utility room, deck or patio and an attached two-car garage. The second floor contains one (1) bedroom, a loft and one (1) full bath.

Any inconsistencies between the narrative descriptions of the Units and\or Common Areas on the one hand and the "as built" Drawings on the other hand shall be resolved in favor of the "as built" Drawings.

### EXHIBIT "4"

# TO FIRST AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR THE HAMLETS OF GLENMOOR CONDOMINIUM NO. II

| UNIT<br>NO. | PHASE<br>NO. | UNIT<br>ADDRESS                | UNIT<br>TYPE | PERCENTAGE OR FRACTIONAL INTEREST IN COMMON AREAS AND FACILITIES AND PERCENTAGE OR FRACTIONAL INTEREST IN COMMON EXPENSES, COMMON ASSESSMENTS, COMMON SURPLUS, COMMON PROFITS AND COMMON LOSSES |
|-------------|--------------|--------------------------------|--------------|---|
| III-1       | I            | 6390 St. Augustine Drive NW    | Oakmont      | 10%   |
| III-2       | I            | 6392 St. Augustine Drive NW    | Augusta      | 10%   |
| III-5       | I            | 6413 St. Augustine Drive NW    | Augusta      | 10%   |
| III-6       | I            | 6415 St. Augustine Drive NW    | Oakmont      | 10%   |
| III-7       | I            | 6337 PEBBLE BEACH AVENUE NW AS | Augusta      | 10%   |
| III-8       | I            | 6339 PERBLE BEACH AVENUE NW AS | Oakmont      | 10%   |
| IV-21       | I            | 6470 St. Augustine Drive NW    | Oakmont      | 10%   |
| IV-22       | I            | 6472 St. Augustine Drive NW    | Augusta      | 10%   |
| IV-11       | II           | 6429 St. Augustine Drive NW    | Augusta      | 10%   |
| IV-12       | II           | 6431 St. Augustine Drive NW    | Oakmont      | 10%   |
|             |              |                                |              | TOTAL: 100%   |