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VOL 305 PAGE 133

FOURTH AMENDMENT OF THE
DECLARATION OF CONDOMINIUM OWNERSHIP FOR
MAPLE CREEK CONDOMINIUM ESTATES

CERTIFICATE OF AUDITOR

A copy of this Amended Declaration, with Exhibits attached, was filed with this office on APRIL 17th, 1985.

William D. Row
County Auditor

By _____
Deputy Auditor

RECEIVED FOR RECORD
AND RECORDED
APR 18 1985
.....
at 11:39 o'clock... A.M.
In Stark County Official
Records
Vol 305 Page 133
JANET WEIR CREIGHTON
Recorder Fee 60.00

INDEX	<input checked="" type="checkbox"/>
DESCP	<input checked="" type="checkbox"/>
C-REF	<input type="checkbox"/>
COMP'D	<input type="checkbox"/>
	<input type="checkbox"/>

This Instrument Prepared By:

John G. Haas and Sam O. Simmerman
Attorneys at Law
KRUGLIAK, WILKINS, GRIFFITHS & DOUGHERTY CO., L.P.A.
526 Citizens Savings Building
Canton, Ohio 44702

FOURTH AMENDMENT TO
DECLARATION OF CONDOMINIUM OWNERSHIP OF
MAPLE CREEK CONDOMINIUM ESTATES

1. Pursuant to the provisions of Ohio Revised Code Chapter 5311, and specifically, in accordance with the provisions of Section 5311.05(C) (with respect to an option to expand the Condominium Property), and Article 9 of the Declaration of Condominium Ownership for MAPLE CREEK CONDOMINIUM ESTATES, relating to the Amendment of the Declaration and By-Laws, this Amendment is executed for the purpose of making certain additions and modifications in the Declaration as amended and for the purpose of the inclusion of the Additional Property described herein.

2. WHEREAS, MIDWEST PROPERTY INVESTORS, INC., an Ohio corporation for profit, is the owner in fee simple of the real estate hereinbelow described; and

3. WHEREAS, the said MIDWEST PROPERTY INVESTORS, INC., has filed and recorded a Declaration of Condominium Ownership for MAPLE CREEK CONDOMINIUM ESTATES which is recorded in Volume 1, Pages 706 through 844, Stark County Records of Condominiums on April 4, 1979, which Declaration of Condominium Ownership for MAPLE CREEK CONDOMINIUM ESTATES was amended on June 11, 1979, which Amendment was recorded in the Stark County Records of Condominiums, Volume 4163, Page 662; and

4. WHEREAS, a Second Amendment to Declaration of Condominium Ownership of MAPLE CREEK CONDOMINIUM ESTATES was recorded in the Stark County Records of Condominiums on February 21, 1980, in Volume 2, Page 141, et seq., Stark County Records of Condominiums; and

5. WHEREAS, a Third Amendment to Declaration of Condominium Ownership of MAPLE CREEK CONDOMINIUM ESTATES was recorded in the Stark County Official Records on July 1, 1983, in Volume 118, Page 534, et seq., Stark County Records; and

6. WHEREAS, said MIDWEST PROPERTY INVESTORS, INC., has transferred all of its interest in and to the property set forth and described in the said Declaration as amended to MAPLE CREEK DEVELOPMENT, a general partnership, consisting solely of LOUIS S. FISCI, THEODORE SMITHERS, and ROBERT L. SMITHERS (hereinafter "Developer"); and

7. WHEREAS, said Developer has by resolution signed by the aforesaid partners authorized, empowered and directed LOUIS S. FISCI and THEODORE SMITHERS to do any and all things necessary on behalf of and in the name of the partners and the partnership to expand and amend said Declaration (a copy of said partnership resolution is attached hereto and made a part hereof);

8. WHEREAS, Developer is desirous of expanding the present Condominium Development consisting of twenty-four (24) Units and four (4) Buildings to a development of forty-two (42) Units in seven (7) Buildings in accordance with the provisions of Chapter 5311 of the Ohio Revised Code and the Declaration of Condominium Ownership for MAPLE CREEK CONDOMINIUM ESTATES; and

9. WHEREAS, Developer is desirous of making certain additions and modifications to the original Declaration, as amended, and to the various appendici pertaining thereto; and

10. WHEREAS, the present Owners and Mortgagees of said Owners of said Condominium are desirous of making the aforementioned changes in the Declaration, as amended, and appendici pertaining thereto.

11. WHEREAS, FIRST FEDERAL SAVINGS & LOAN, as the holder of first mortgages presently encumbering Phase I and Phase II of the Condominium Property, has consented to the within Amendment to Declaration of Condominium Ownership (as evidenced by its consent attached hereto and made a part hereof).

12. WHEREAS, AMERICAN NATIONAL BANK, as the holder of second mortgages presently encumbering Phase I and Phase II of the Condominium Property, has consented to the within Amendment to Declaration of Condominium Ownership (as evidenced by its consent attached hereto and made a part hereof).

13. NOW THEREFORE, the Declarant does hereby submit to Condominium ownership pursuant to the Condominium Statutes, the additional property described on the attached Exhibit as "Phase III," "Phase IV," and "Phase V," together with and subject to all easements, rights, hereditaments, and appurtenances belonging thereunto and does hereby amend the original Declaration, the original Drawings, and all subsequent Amendments as follows:

14. All references in the original Declaration, as amended, in the By-Laws attached thereto, and all Drawings, and in the original Drawings, as amended:

15. (a) To the "Condominium Property" shall mean and include as a part thereof, the additional property "Phase III," "Phase IV," and "Phase V," set forth in the attached "Exhibit A"; and

16. (b) To the "Condominium Drawings" or the "Drawings" shall mean and include, as part thereof, the Exhibit entitled "Exhibit B," consisting of drawings of "Phase III," "Phase IV," and "Phase V," attached hereto and made a part hereof, bearing the certified statements of RICHARD C. FRIEDL, Civil Engineer and Surveyor.

17. From the date that this Amendment is recorded, MAPLE CREEK CONDOMINIUM ESTATES will consist of seven (7) Buildings containing six (6) individual Units of three (3) different sizes in each Building. All Units are substantially identical with minor variations in square footage. Exclusive of any specially requested customizing, the "A" and "F" Units in each Building are identical as are the "B" and "E" Units and the "C" and "D" Units.

18. Item 5(a) of the original Declaration, as amended, is hereby deleted and the following is substituted in lieu thereof:

19. (a) The residential buildings contain side-by-side Units. The designation of said Units is as follows:

20. Building 1 - as shown on the attached plot plan marked "Exhibit B" - from West to East, the Units are designated "1-A, 1-B, 1-C, 1-D, 1-E, and 1-F."
21. Building 2 - as shown on the attached plot plan marked "Exhibit B" - from West to East, the Units are designated "2-A, 2-B, 2-C, 2-D, 2-E, and 2-F."
22. Building 3 - as shown on the attached plot plan marked "Exhibit B" - from West to East, the Units are designated "3-A, 3-B, 3-C, 3-D, 3-E, and 3-F."
23. Building 4 - as shown on the attached plot plan marked "Exhibit B" - from South to North, the Units are designated "4-A, 4-B, 4-C, 4-D, 4-E, and 4-F."
24. Building 5 - as shown on the attached plot plan marked "Exhibit B" - from South to North, the Units are designated "5-A, 5-B, 5-C, 5-D, 5-E, and 5-F."
25. Building 6 - as shown on the attached plot plan marked "Exhibit B" - from South to North, the Units are designated "6-A, 6-B, 6-C, 6-D, 6-E, and 6-F."
26. Building 7 - as shown on the attached plot plan marked "Exhibit B" - from South to North, the Units are designated "7-A, 7-B, 7-C, 7-D, 7-E, and 7-F."
27. All "A" and "F" Units contain two (2) bedrooms, one and one-half (1½) baths, one (1) dinette, a kitchen and a living room. All "A" and "F" Units in Building 4, Building 5, Building 6, and Building 7 have a full completed basement. All "A" and "F" Units in Building 1, Building 2, and Building 3 have a crawl space rather than a basement. All "A" and "F" Units have a garage containing two hundred ninety-four (294) square feet. Immediately to the outside of these Units in Building 4, Building 5, Building 6, and Building 7 is an attached twelve (12)-foot by twenty (20)-foot Patio Limited Common Area. Immediately to the outside of these Units in Building 1, Building 2, and Building 3 is an attached eight (8)-foot by ten (10)-foot Patio Limited Common Area. All "A" and "F" Units in Building 4, Building 5, Building 6, and Building 7 contain approximately one thousand five hundred nine (1,509) square feet. All "A" and "F" Units in Building 1, Building 2, and Building 3 contain approximately one thousand five hundred fifty (1,550) square feet.
28. All "B" and "E" Units contain two (2) bedrooms, one and one-half (1½) baths, one (1) dinette, a kitchen and a living room. All "B" and "E" Units in Building 4, Building 5, Building 6, and Building 7 have a full completed basement. All "B" and "E" Units in Building 1, Building 2, and Building 3 have a crawl space rather than a basement. All "B" and "E" Units have a garage containing two hundred ninety-four (294) square feet. Immediately to the outside of these Units in Building 4, Building 5, Building 6, and Building 7 is an attached twelve (12)-foot by twenty (20)-foot Patio Limited Common Area. Immediately to the outside of these Units in Building 1, Building 2, and Building 3 is an attached eight (8)-foot by ten (10)-foot Patio Limited Common Area. All "B" and "E" Units in Building 4, Building 5, Building 6, and Building 7 contain approximately one thousand four hundred thirty-six (1,436) square feet. All "B" and "E" Units in Building 1, Building 2, and Building 3 contain approximately one thousand four hundred seventy-five (1,475) square feet.

SOSzy/kagl

3.

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29. All "C" and "D" Units contain two (2) bedrooms, one and one-half (1½) baths, one (1) dinette, a kitchen and a living room. All "C" and "D" Units in Building 4, Building 5, Building 6, and Building 7 have a full completed basement. All "C" and "D" Units in Building 1, Building 2, and Building 3 have a crawl space rather than a basement. All "C" and "D" Units have a garage containing two hundred ninety-four (294) square feet. Immediately to the outside of these Units in Building 4, Building 5, Building 6, and Building 7 is an attached twelve (12)-foot by twenty (20)-foot Patio Limited Common Area. Immediately to the outside of these Units in Building 1, Building 2, and Building 3 is an attached eight (8)-foot by ten (10)-foot Patio Limited Common Area. All "C" and "D" Units in Building 4, Building 5, Building 6, and Building 7 contain approximately one thousand four hundred sixty (1,460) square feet. All "C" and "D" Units in Building 1, Building 2, and Building 3 contain approximately one thousand five hundred (1,500) square feet.

30. 4. The Land and Buildings added to the Condominium Property by this Amendment consist of three (3) Buildings, each containing six (6) individual Condominium Units plus Garage Areas detached from the Residential Units but part of the Building. The Buildings and Units added to the Condominium Property by this Amendment are substantially identical to the Buildings and Units already subject to the Condominium Declaration. There is one individual Garage Area for each Unit and the Garage Area will be a Limited Common Area for that particular Unit. Each Unit also has a Patio area immediately outside the Unit and this area is a Limited Common Area.

31. All Condominium instruments prior in record date to this Amendment are hereby amended to reflect that there are forty-two (42) separately designated and legally described freehold estates in the Condominium, herein described and referred to as "Units," and one freehold estate, herein described and referred to as the "Common Area."

32. The original Declaration, as amended, now applies with full force upon the property added to the Condominium Property by this Amendment.

33. The percentage of interest in the Common Areas as set forth in the original Declaration, as amended, is hereby deleted and the Exhibit attached hereto entitled "Percentage of Interest in Common Areas, MAPLE CREEK CONDOMINIUM ESTATES," is substituted in lieu thereof.

34. Item 6(A) of the original Declaration is hereby amended to reflect the allocation of Common Profits and Expenses on a basis of fair market value per Unit and shall now read as follows:

35. "A. Common Areas and Facilities. The entire land, and the improvements thereon not included within the Family Unit or Limited Common Area, shall be the Common Areas and Facilities.

36. The percentage of ownership of the Common Areas and Facilities attributable to the ownership interest of each Family Unit and a basis of the allocation of Common Profits and Expenses shall be as follows: the owner of each Family Unit shall have a one-forty-second (1/42nd) interest.

This interest reflects the market value of each individual Unit as compared to the total market value of all Units of the Condominium Property."

The balance of 6(A) is unamended.

37. The original Declaration, as amended, the By-Laws, as amended, attached thereto, and the original Drawings, as amended, as each of the foregoing are hereby amended and supplemented, shall remain in full force and effect on all parts of the Condominium Property, including the Additional Property added by this Amendment.

38. IN WITNESS WHEREOF, the said Declarant, acting in its capacity as Grantor of the Additional Property has caused this instrument to be executed by all its Partners, this 4th day of April, 1985.

All signed in the presence of:

MAPLE CREEK DEVELOPMENT, a general partnership

[Handwritten signature]

By *[Handwritten signature]*
Louis S. Fisi

[Handwritten signature]

By *[Handwritten signature]*
Theodore Smithers

MAPLE CREEK CONDOMINIUM ESTATE UNIT OWNERS (over 75% of Unit Owners) MAPLE CREEK DEVELOPMENT, a general partnership

By *[Handwritten signature]*
Louis S. Fisi

By *[Handwritten signature]*
Theodore Smithers

STATE OF OHIO, CANTON COUNTY

[Mirrored text from reverse side of page]

APRIL 11 1985

[Handwritten signature]
APR 11 1985


This instrument prepared by:

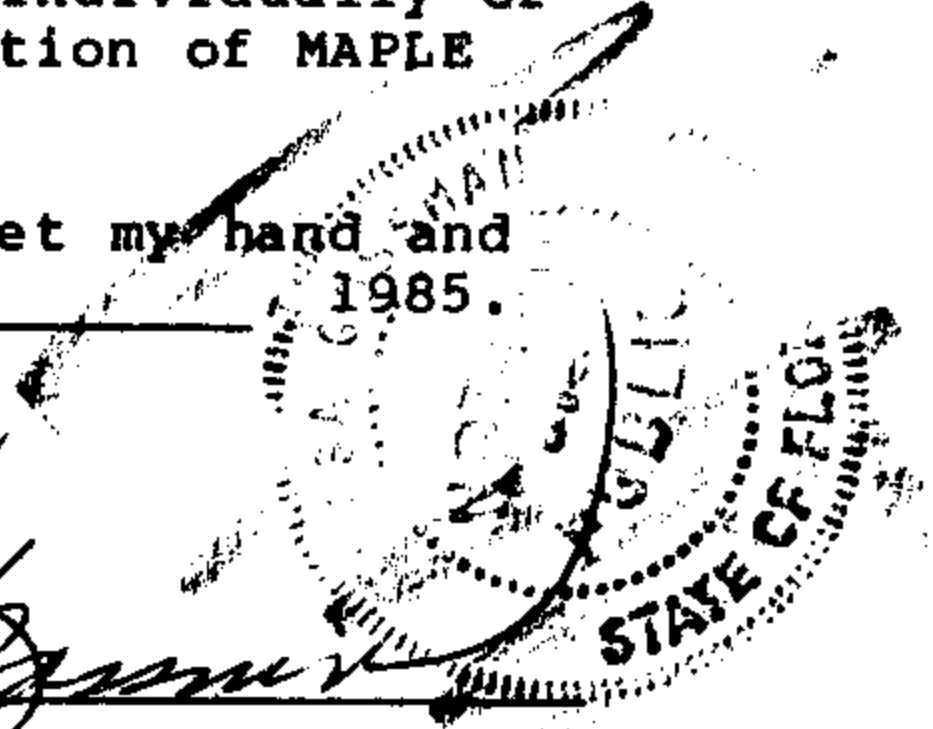
John G. Haas and Sam O. Simmerman
Attorneys at Law
KRUGLIAK, WILKINS, GRIFFITHS & DOUGHERTY CO., L.P.A.
526 Citizens Savings Building
Canton, Ohio 44702; Phone: (216) 456-2421

STATE OF Florida , Monroe COUNTY, ss: Key Largo

Before me, a Notary Public, in and for said County and State, personally appeared the above-named Theodore Smithers, Partner of MAPLE CREEK DEVELOPMENT, a general partnership, who acknowledged that he did sign the foregoing Declaration, and that the same is the free act and deed of said General Partner and General Partnership and his free act and deed individually and as well as the free act and deed as a partner and individually of ROBERT L. SMITHERS pursuant to a Partner Resolution of MAPLE CREEK DEVELOPMENT, dated March 13, 1985.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal, this 1 day of April 1985.


Notary Public

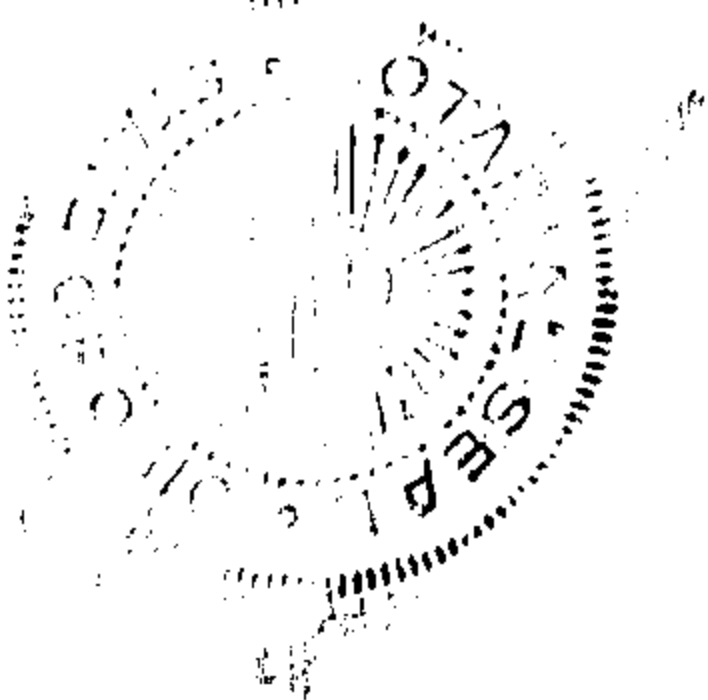


NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXP JUNE 21, 1988
BONDED THRU GENERAL INS. UND.

STATE OF OHIO, SUMMIT COUNTY, SS:

Before me, a Notary Public, in and for said County and State, personally appeared the above-named Louis S. Fisi, Partner of MAPLE CREEK DEVELOPMENT, a general partnership, who acknowledged that he did sign the foregoing Declaration, and that the same is the free act and deed of said General Partner and General Partnership and his free act and deed individually and as well as the free act and deed as a partner and individually of ROBERT L. SMITHERS pursuant to a Partner Resolution of MAPLE CREEK DEVELOPMENT, dated March 13, 1985.

4th IN WITNESS WHEREOF, I have hereunto set my hand and official seal, this day of April, 1985.



J. Anne Sanford
Notary Public Expires: 11/20/89

MAPLE CREEK CONDOMINIUM ESTATESPHASE 3LEGAL DESCRIPTION

Situated in the State of Ohio, County of Stark, City of North Canton, being part of Out Lots 248 and 249 in the City of North Canton and containing 0.593 acres of land, more or less, said 0.593 acres being out of that 4.017 acre tract of land described in the bylaws of the Maple Creek Condominium of record in the Condominium Record Book No. 1, Pages 706 through 760 (all reference to Deed Books, Record Books or Plat Books in this description refer to the records at the Recorders Office, Stark County, Ohio) said 0.593 acres being more particularly described as follows:

Beginning, for reference, at the northeast corner of Out Lot No. 249, said point being shown for record on the Annexation Plat of record in Plat Book 41, Page 98, said point also being in the centerline of West Maple Street (60.00 feet in width), said West Maple Street dedication being shown for record in Plat Book 44, Page 99; Thence S. $0^{\circ}00'41''$ W., with the easterly line of said Out Lot No. 249, a distance of 30.00 feet to a point on the southerly right of way line of said West Maple Street and the true point of beginning for the tract of land herein described; Thence with the southerly right of way line of said West Maple Street, the following three (3) courses and distances:

- (1) N. $89^{\circ}52'27''$ W., a distance of 0.06 feet to point of curvature;
- (2) Thence with the arc of a curve to the right having a radius of 406.97 feet, a central angle of $16^{\circ}36'06''$, a chord of 117.51 feet bearing N. $81^{\circ}34'24''$ W., a length of 117.92 feet to the point of tangent;
- (3) Thence N. $73^{\circ}16'21''$ W. a distance of 65.99 feet to a point;

Thence S. $0^{\circ}00'41''$ W., parallel to the easterly line of said Out Lot 249, a distance of 167.32 feet to a point; Thence S. $89^{\circ}52'27''$ E., parallel to the southerly line said Out Lot 249, a distance of 179.51 feet to a point on the easterly line of said Out Lot 249; Thence N. $0^{\circ}00'41''$ E., with the easterly line of said Out Lot 249, a distance of 131.50 feet to the true point of beginning and containing 0.593 acres of land more or less, of which 0.001 acres are located within the bounds of Out Lot 248 and 0.592 acres within Out Lot 249.

MAPLE CREEK CONDOMINIUM ESTATESPHASE 4LEGAL DESCRIPTION

Situated in the State of Ohio, County of Stark, City of North Canton, being part of Out Lot 249 in the City of North Canton and containing 0.604 acres of land, more or less said 0.604 acres being out of that 4.017 acre tract of land described in the bylaws of the Maple Creek Condominium of record in the Condominium Record Book No. 1, Pages 706 through 760 (all reference to Deed Books, Record Books or Plat Books in this description refer to the records at the Recorders Office, Stark County, Ohio) said 0.604 acres being more particularly described as follows:

Beginning, for reference, at the northeast corner of Out Lot No. 249, said point being shown for record on the Annexation Plat of record in Plat Book 41, Page 98, said point also being in the centerline of West Maple Street (60.00 feet in width), said West Maple Street dedication being shown for record in Plat Book 44, Page 99; Thence S. 0°00'41" W., with the easterly line of said Out Lot No. 249, a distance of 161.50 feet to the true point of beginning for the tract of land herein described:

Thence, from said true point of beginning, S. 0°00'41" W., continuing with the easterly line of said Out Lot No. 249, a distance of 146.50 feet to a point; Thence N. 89°52'27" W., parallel to the southerly line of said Out Lot 249, a distance of 179.51 feet to a point; Thence N. 0°00'41" E., parallel to the easterly line of said Out Lot 249, a distance of 146.50 feet to a point; Thence S. 89°52'27" E., parallel to the southerly line of said Out Lot 249, a distance of 179.51 feet to the true point of beginning and containing 0.604 acres of land, more or less.

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MAPLE CREEK CONDOMINIUM ESTATESPHASE 5LEGAL DESCRIPTION

Situated in the State of Ohio, County of Stark, City of North Canton, being part of Out Lot 249 in the City of North Canton and containing 0.586 acres of land, more or less said 0.586 acres being out of that 4.017 acre tract of land described in the bylaws of the Maple Creek Condominium of record in the Condominium Record Book No. 1, Pages 706 through 760 (all reference to Deed Books, Record Books or Plat Books in this description refer to the records at the Recorders Office, Stark County, Ohio) said 0.586 acres being more particularly described as follows:

Beginning, for reference, at the northeast corner of Out Lot No. 249, said point being shown for record on the Annexation Plat of record in Plat Book 41, Page 98, said point also being in the centerline of West Maple Street (60.00 feet in width), said West Maple Street dedication being shown for record in Plat Book 44, Page 99; Thence S. 0°00'41" W., with the easterly line of said Out Lot No. 249, a distance of 308.00 feet to the true point of beginning for the tract of land herein described:

Thence, from said true point of beginning, S. 0°00'41" W., continuing with the easterly line of said Out Lot No. 249, a distance of 142.00 feet to a point; Thence N. 89°52'27" W., with the southerly line of said Out Lot 249, a distance of 179.51 feet to a point; Thence N. 0°00'41" E., parallel to the easterly line of said Out Lot No. 249, a distance of 142.00 feet to a point; Thence S. 89°52'27" E., parallel to the southerly line of said Out Lot No. 249, a distance of 179.51 feet to the true point of beginning and containing 0.586 acres of land, more or less.

PARTNERSHIP RESOLUTION OF
MAPLE CREEK DEVELOPMENT

March 13, 1985

We, the undersigned, do hereby certify that:

Robert L. Smithers, residing at 34 St. Andrews Place
Hilton Head Island, SC 29928

Theodore Smithers, residing at 5100 Darrow Road
Hudson, OH 44236

Louis S. Fisi, residing at 1048 Hampton Ridge Drive
Akron, OH 44313

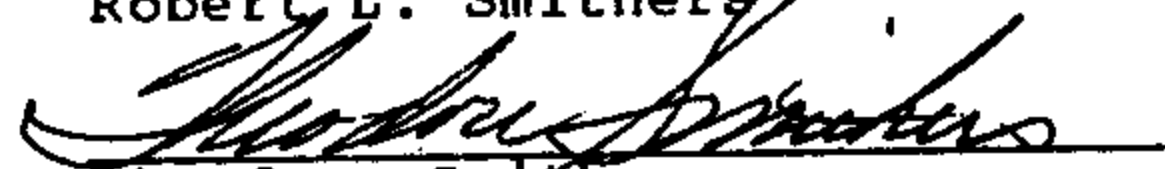
are the sole Partners in the Partnership transacting business under the name of Maple Creek Development, aka Maple Creek Properties, with its principal place of business c/o 5100 Darrow Road, Hudson, OH 44236. The above names and addresses constitute all of the members of said Partnership on and after January 1, 1984.

As the sole Partners of Maple Creek Development, the undersigned hereby adopt the following resolution:

It is hereby resolved by the undersigned, constituting all of Partners of Maple Creek Development, a General Partnership existing pursuant and under the laws of the State of Ohio, that Louis S. Fisi and Theodore Smithers be and hereby are authorized, empowered and directed to do any and all things necessary on behalf of and in the name of the Partners and Partnership including the execution of any and all documents, plats and drawings to effectuate the expansion and amendment of the Maple Creek Condominium Estates any action undertaken pursuant hereto shall be deemed to bind each individual as a partner and individually.

MAPLE CREEK DEVELOPMENT


Robert L. Smithers


Theodore Smithers


Louis S. Fisi

PERCENTAGE OF INTEREST IN COMMON AREASMAPLE CREEK CONDOMINIUM ESTATES

<u>Unit Designation</u>	<u>Percentage of Interest in Common Areas and Facilities, Percentage Representa- tion for Voting Purposes in the Condo- minium Association and Percentage of Interest in Common Profits and Common Expenses</u>
1-A	2.3809524
1-B	2.3809524
1-C	2.3809524
1-D	2.3809524
1-E	2.3809524
1-F	2.3809523
2-A	2.3809524
2-B	2.3809524
2-C	2.3809524
2-D	2.3809524
2-E	2.3809524
2-F	2.3809523
3-A	2.3809524
3-B	2.3809524
3-C	2.3809524
3-D	2.3809524
3-E	2.3809524
3-F	2.3809523
4-A	2.3809524
4-B	2.3809524
4-C	2.3809524
4-D	2.3809524
4-E	2.3809524
4-F	2.3809523
5-A	2.3809524
5-B	2.3809524
5-C	2.3809524
5-D	2.3809524
5-E	2.3809524
5-F	2.3809523
6-A	2.3809524
6-B	2.3809524
6-C	2.3809524
6-D	2.3809524
6-E	2.3809524
6-F	2.3809523
7-A	2.3809524
7-B	2.3809524
7-C	2.3809524
7-D	2.3809524
7-E	2.3809524
7-F	2.3809522
TOTAL..... 100.000000	

CONSENT OF MORTGAGEES

The undersigned, FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF CANTON, holder of certain mortgages from MAPLE CREEK DEVELOPMENT, a general partnership, recorded in Volume 4275, Page 917, Volume 4335, Page 673, and Volume 133, Page 244 of Stark County, Ohio Records, hereby consents to the execution and delivery of the within Amendment to Declaration of Condominium Ownership for MAPLE CREEK CONDOMINIUM ESTATES with exhibits attached thereto in respect to the premises encumbered by said mortgages and to the filing thereof in the Office of the County Recorder of Stark County, and further subjects the above-described mortgages to the provisions of the within Fourth Amendment of the Declaration of MAPLE CREEK CONDOMINIUM ESTATES with the exhibits thereto attached.

IN WITNESS WHEREOF, FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF CANTON, by its duly authorized officers, has executed the within instrument this 16th day of April, 1985.

WITNESSES:

FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF CANTON

[Handwritten signature]

By *[Handwritten signature]*

[Handwritten signature]

By *[Handwritten signature]*

STATE OF OHIO, STARK COUNTY, SS:

Before me, a Notary Public, in and for said County and State, appeared Tim O'Brien and C. William Draper, known to me to be the Asst. Vice President and Asst. Vice President respectively, of FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF CANTON, who acknowledged that they did execute the foregoing Consent of Mortgagee and that such execution was their free act and deed individually and as such officers, and the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at Canton, Ohio, this 16th day of April, 1985.

[Handwritten signature]
Notary Public

This instrument prepared by:

MARLA S. HUDSPETH
Notary Public, State of Ohio
My Commission Expires 12/31/88

John G. Haas and Sam O. Simmerman, of
KRUGLIAK, WILKINS, GRIFFITHS & DOUGHERTY CO., L.P.A.
526 Citizens Savings Building
Canton, Ohio 44702; Phone: (216) 456-2421

SOSzy/kagl
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CONSENT OF MORTGAGEES

The undersigned, AMERICAN NATIONAL BANK, holder of certain mortgages from MAPLE CREEK DEVELOPMENT, a general partnership, recorded in Volume 186, Page 781 and Volume 186, Page 783, of Stark County, Ohio Records, hereby consents to the execution and delivery of the within Amendment to Declaration of Condominium Ownership for MAPLE CREEK CONDOMINIUM ESTATES with exhibits attached thereto in respect to the premises encumbered by said mortgages and to the filing thereof in the Office of the County Recorder of Stark County, and further subjects the above-described mortgage to the provisions of the within Fourth Amendment of the Declaration of MAPLE CREEK CONDOMINIUM ESTATES with the exhibits thereto attached.

IN WITNESS WHEREOF, AMERICAN NATIONAL BANK, by its duly authorized officers, has executed the within instrument this 2nd day of April, 1985.

WITNESSES:

AMERICAN NATIONAL BANK

Ursula Johnson
Joyce M. Fornal

By Jack W. Nemcek
By Anthony J. Ruffo

STATE OF OHIO, CUYAHOGA COUNTY, SS:

Before me, a Notary Public, in and for said County and State, appeared JACK W. NEMCEK and ANTHONY J. RUFFO, known to me to be the VICE CHAIRMAN and VICE PRESIDENT, respectively, of AMERICAN NATIONAL BANK, who acknowledged that they did execute the foregoing Consent of Mortgagee and that such execution was their free act and deed individually and as such officers, and the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at Cleveland, Ohio, this 2ND day of APRIL, 1985.

Joyce M. Fornal
Notary Public

JOYCE M. FORNAL
Notary Public, State of Ohio
County of Cuyahoga
My Comm. Expires 05-09-89

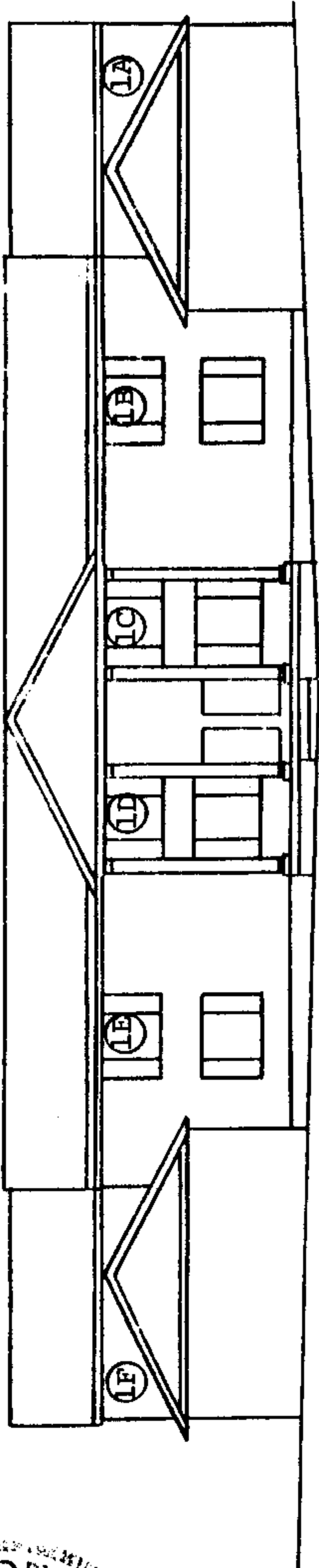
This instrument prepared by:

John G. Haas and Sam O. Simmerman, of
KRUGLIAK, WILKINS, GRIFFITHS & DOUGHERTY CO., L.P.A.
526 Citizens Savings Building
Canton, Ohio 44702; Phone: (216) 456-2421

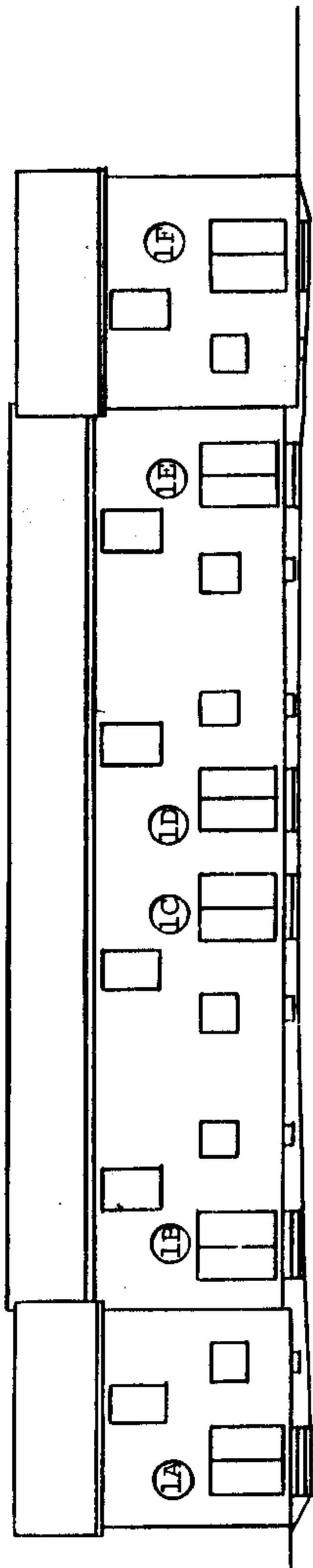
MAPLE CREEK CONDOMINIUM ESTATES

UNITS 1A - 1F

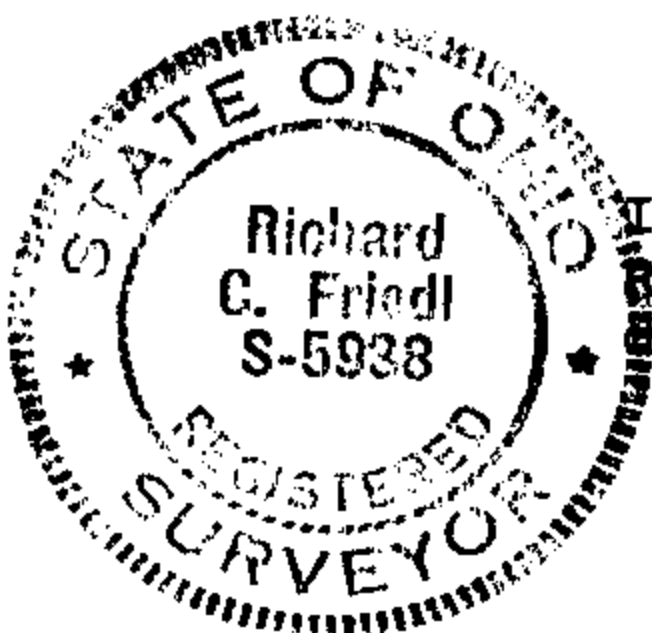
SCALE: 1/16"=1'



FRONT ELEVATION



REAR ELEVATION



I, an Ohio Registered Professional Engineer E-34002 and Registered Surveyor S-5938, hereby certify that this drawing accurately shows the building as constructed.

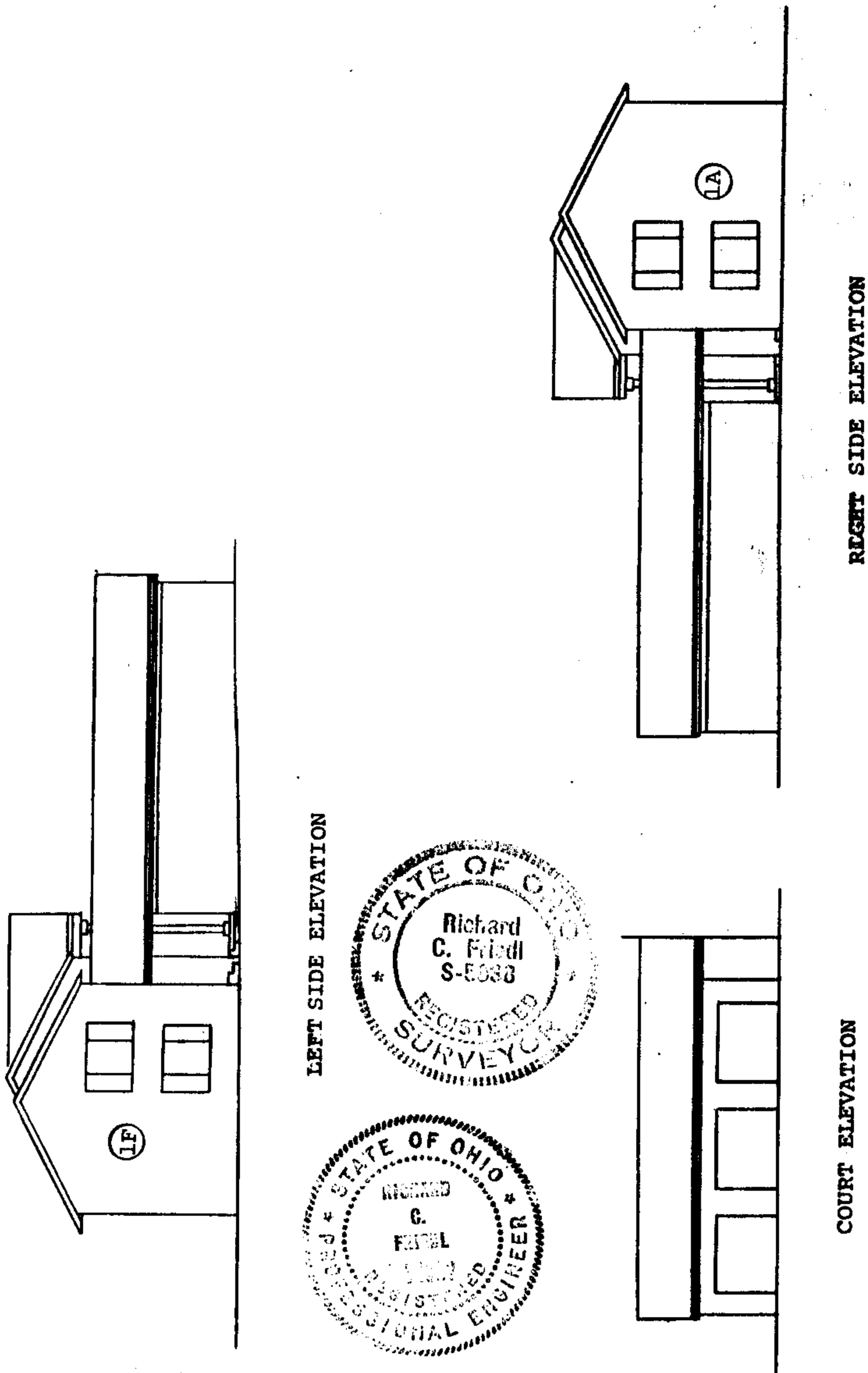
Richard C. Friedl

EXHIBIT "B"

MAPLE CREEK CONDOMINIUM ESTATES

UNITS (1A) - (1F)

SCALE: 1/16"=1'



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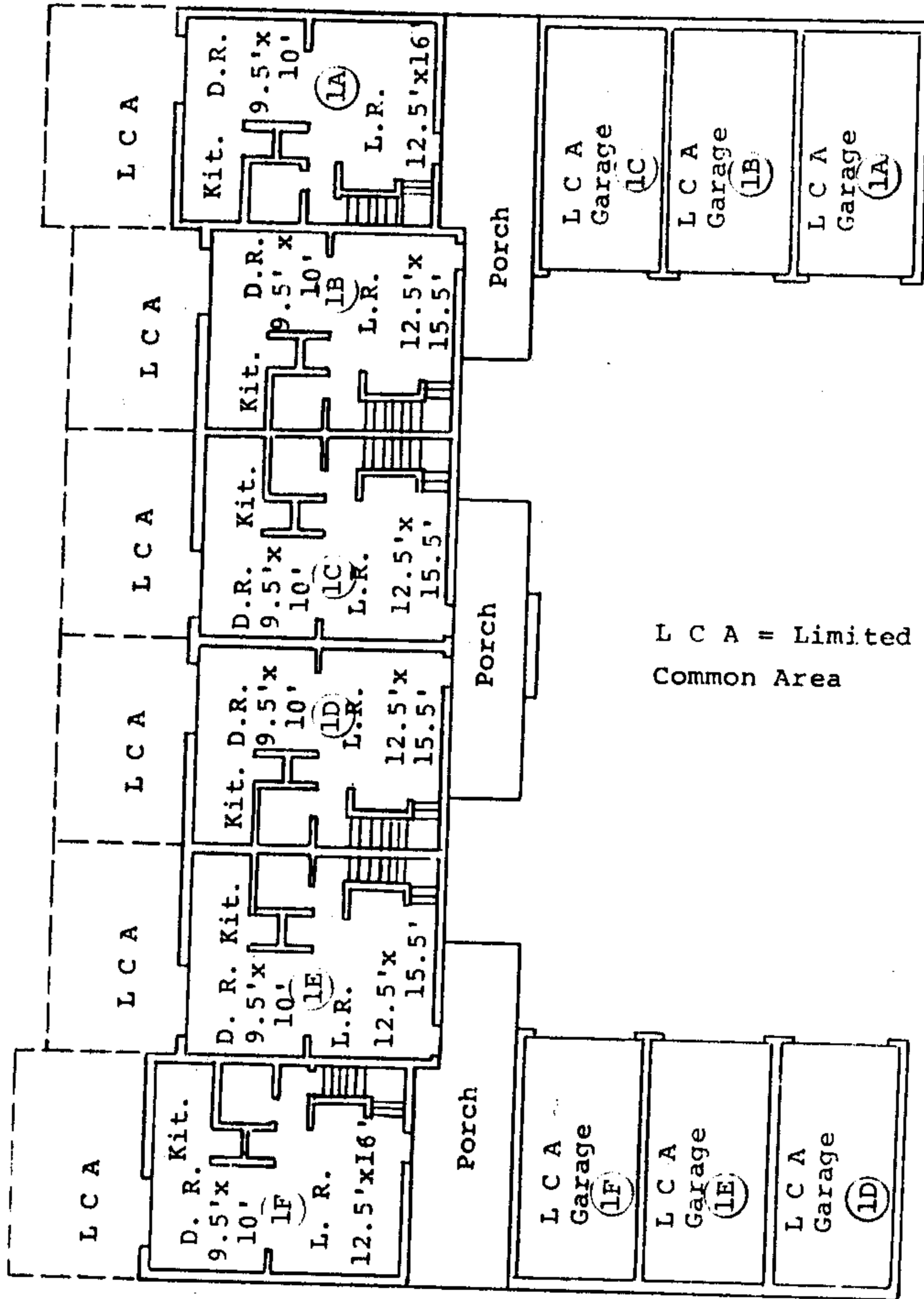
Richard C. Friedl

MAPLE CREEK CONDOMINIUM ESTATES

FIRST FLOOR PLAN

UNITS (1A) - (1F)

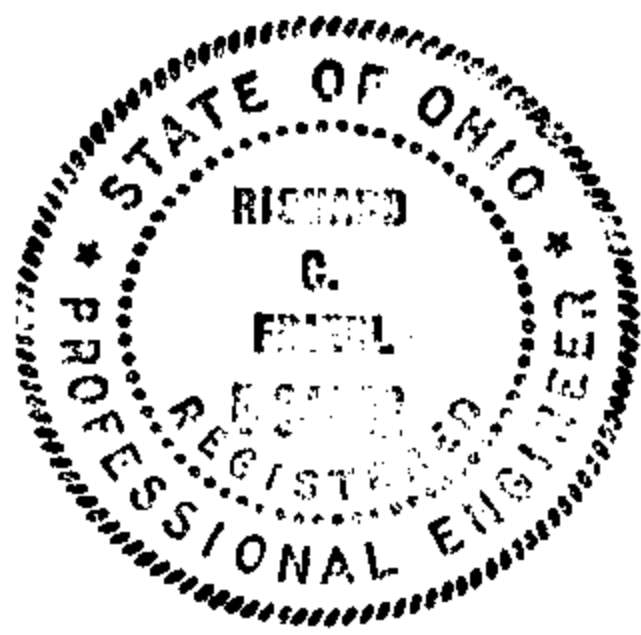
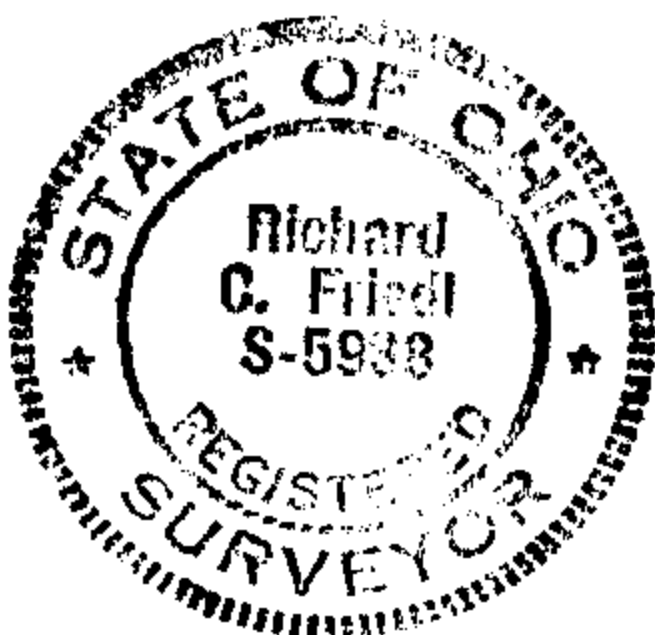
Scale: 1/16"=1'



L C A = Limited Common Area

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Richard C. Friedl

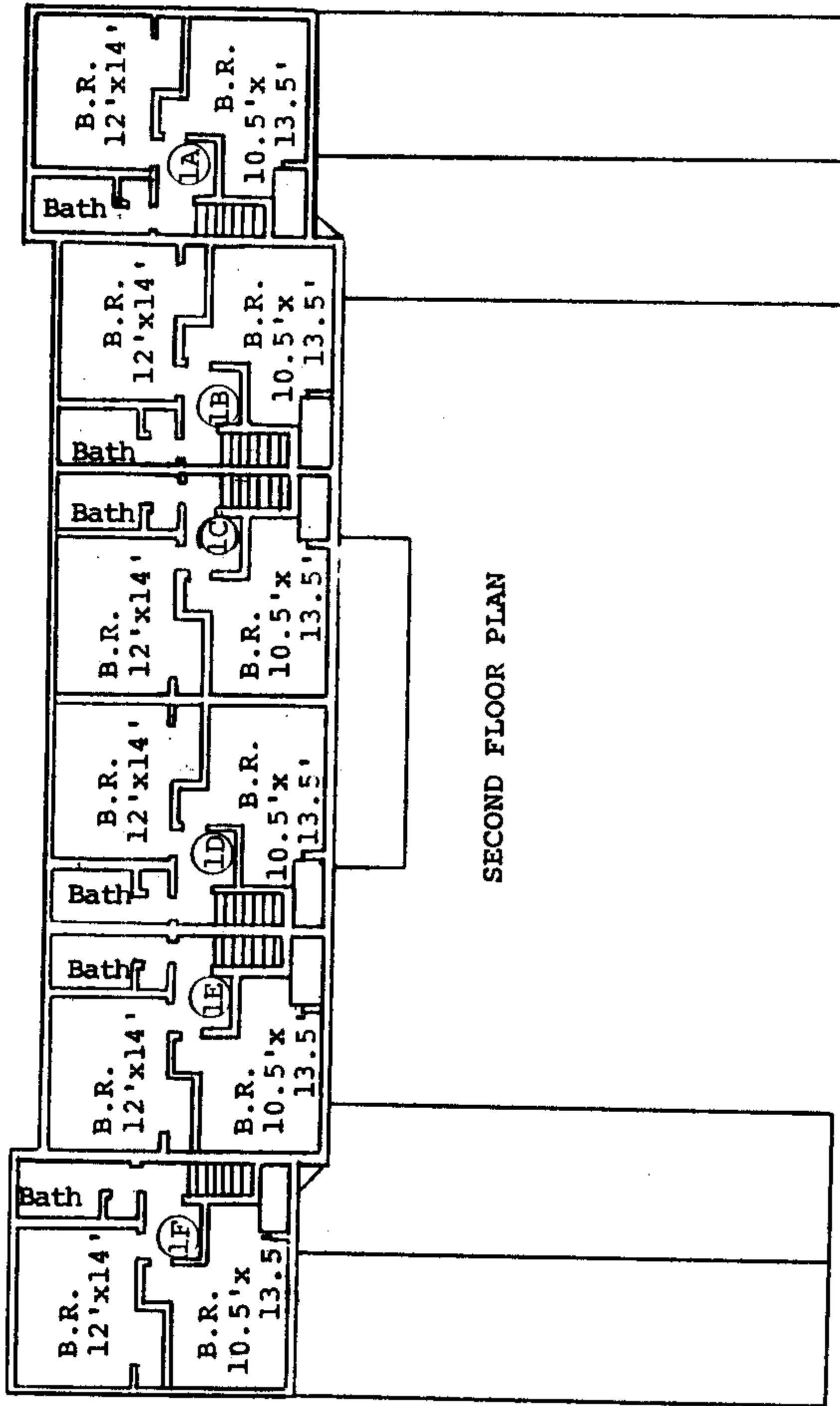


MAPLE CREEK CONDOMINIUM ESTATES

SECOND FLOOR PLAN

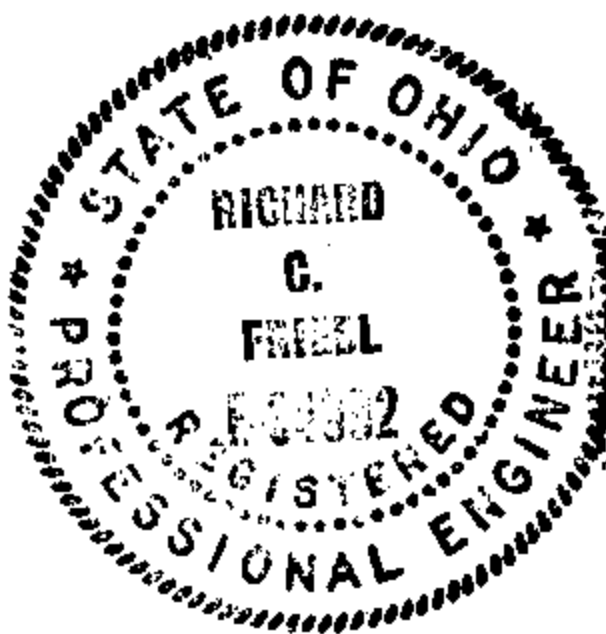
UNITS 1A - 1F

SCALE: 1/16"=1'



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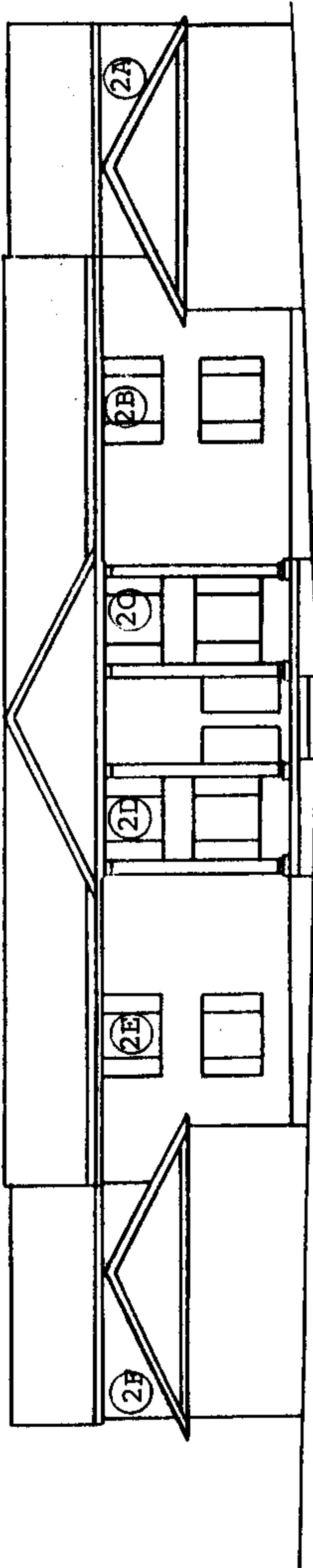
Richard C. Friedl



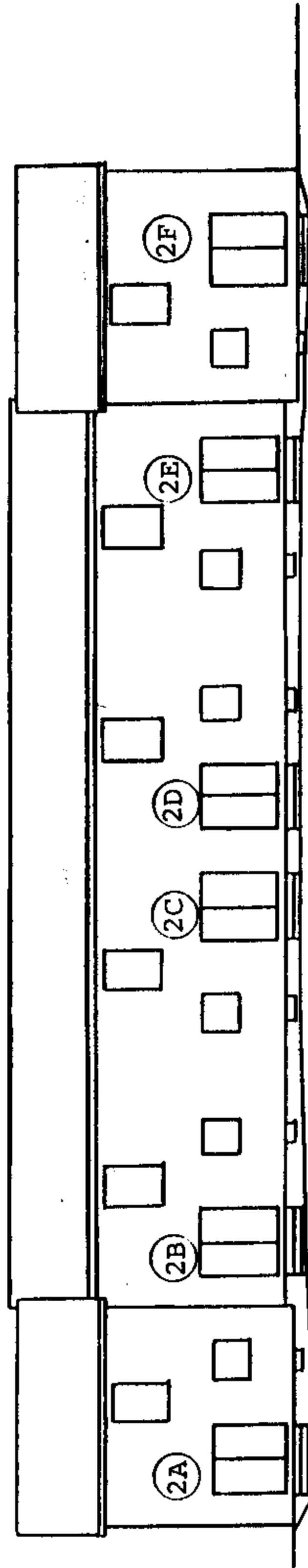
MAPLE CREEK CONDOMINIUM ESTATES

UNITS 2A - 2F

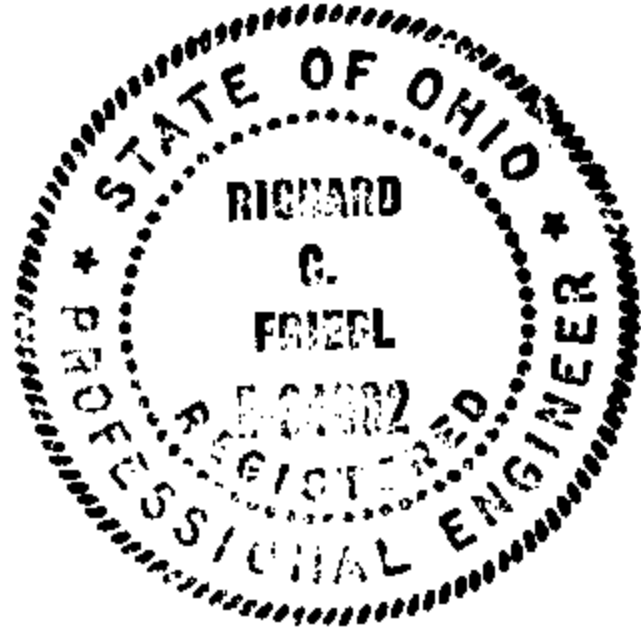
SCALE: 1/16"=1'



FRONT ELEVATION



REAR ELEVATION

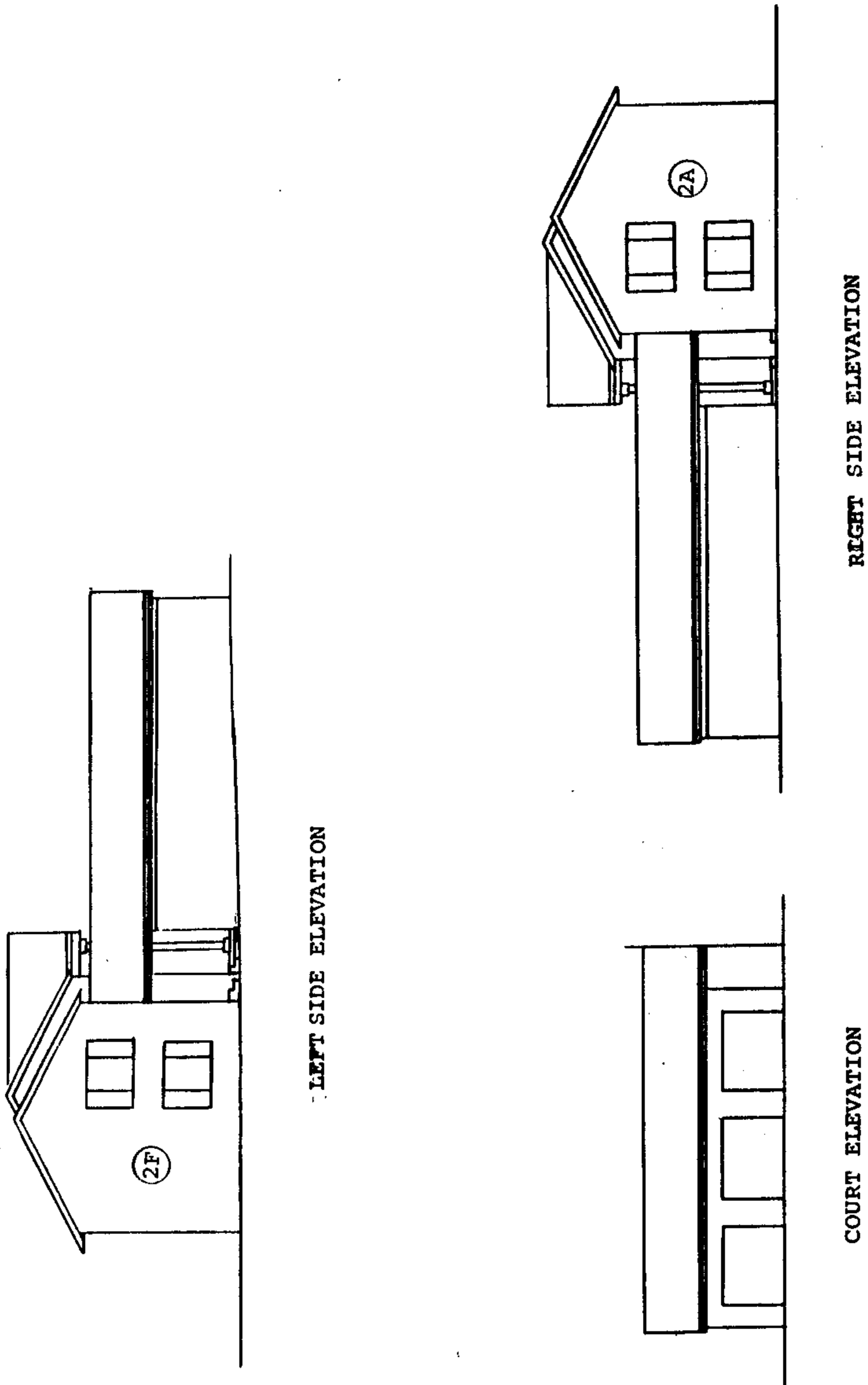


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Richard C. Friedl

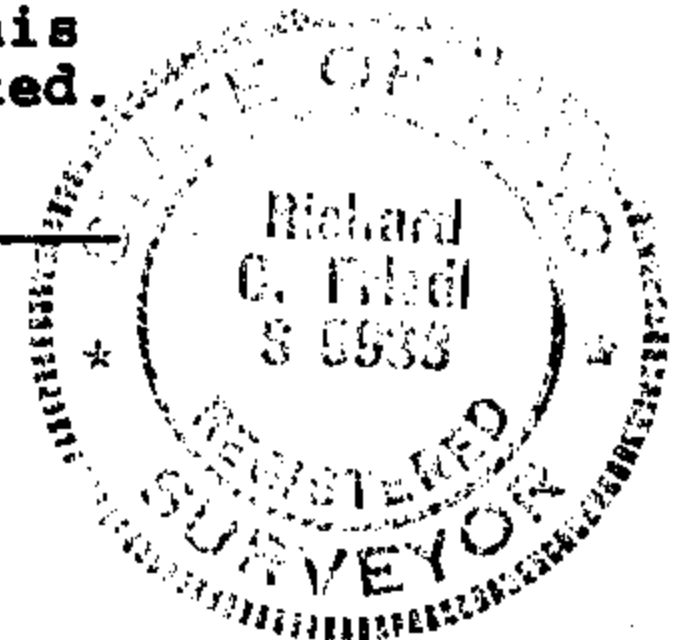
UNITS (2A) - (2F)

SCALE: 1/16"=1'



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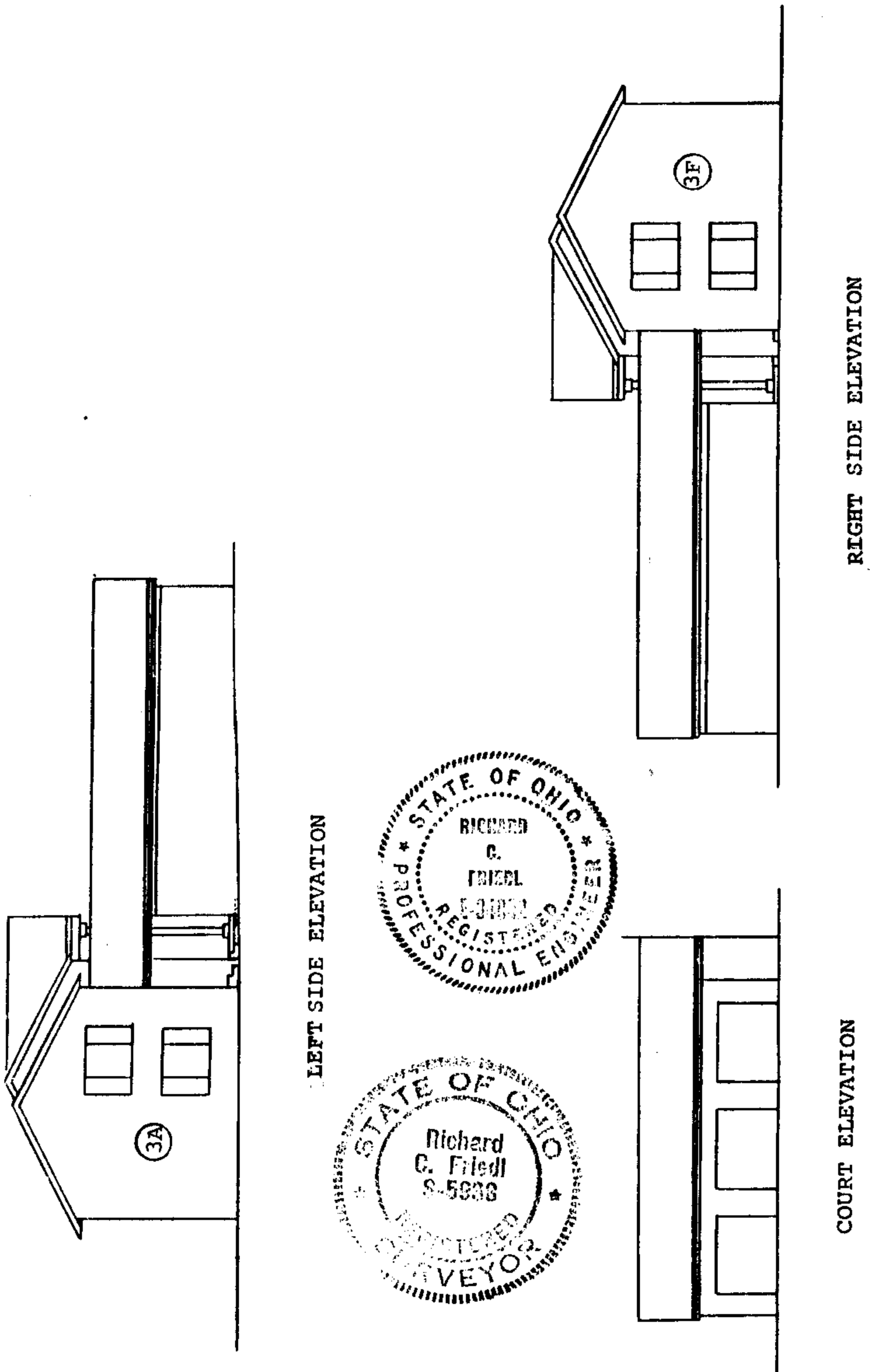
Richard C. Finkel



MAPLE CREEK CONDOMINIUM ESTATES

UNITS 3A - 3F

SCALE: 1/16"=1'



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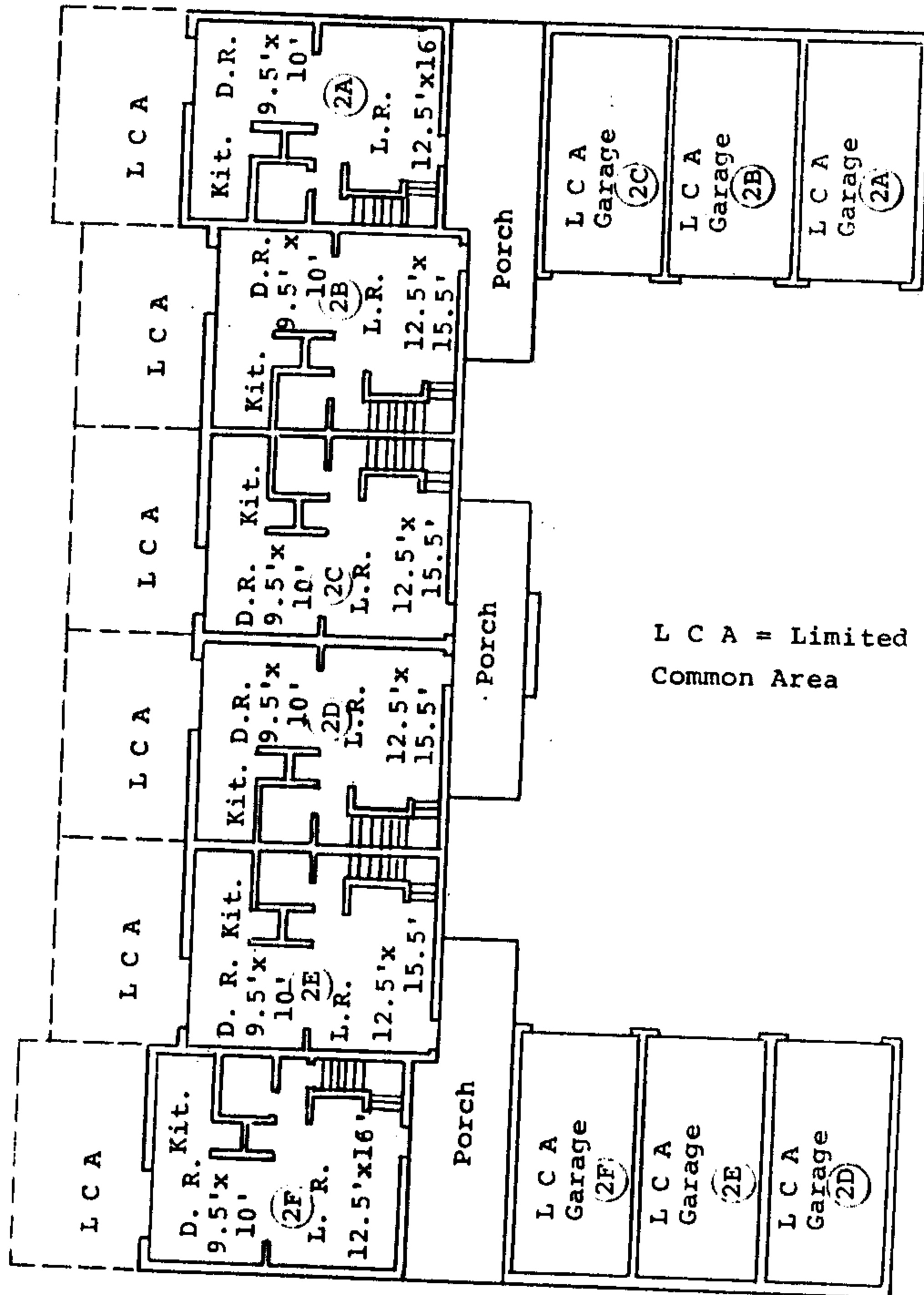
Richard C. Friedl

MAPLE CREEK CONDOMINIUM ESTATES

FIRST FLOOR PLAN

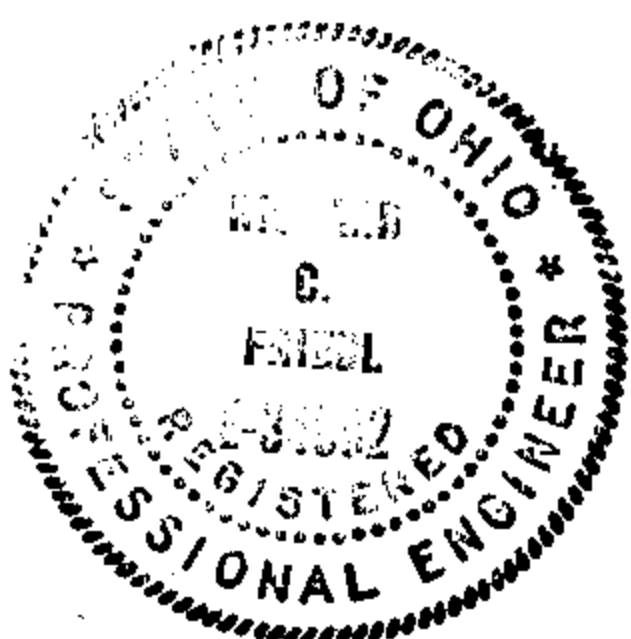
UNITS (2A) - (2F)

Scale: 1/16"=1'



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Richard C. Fiedel

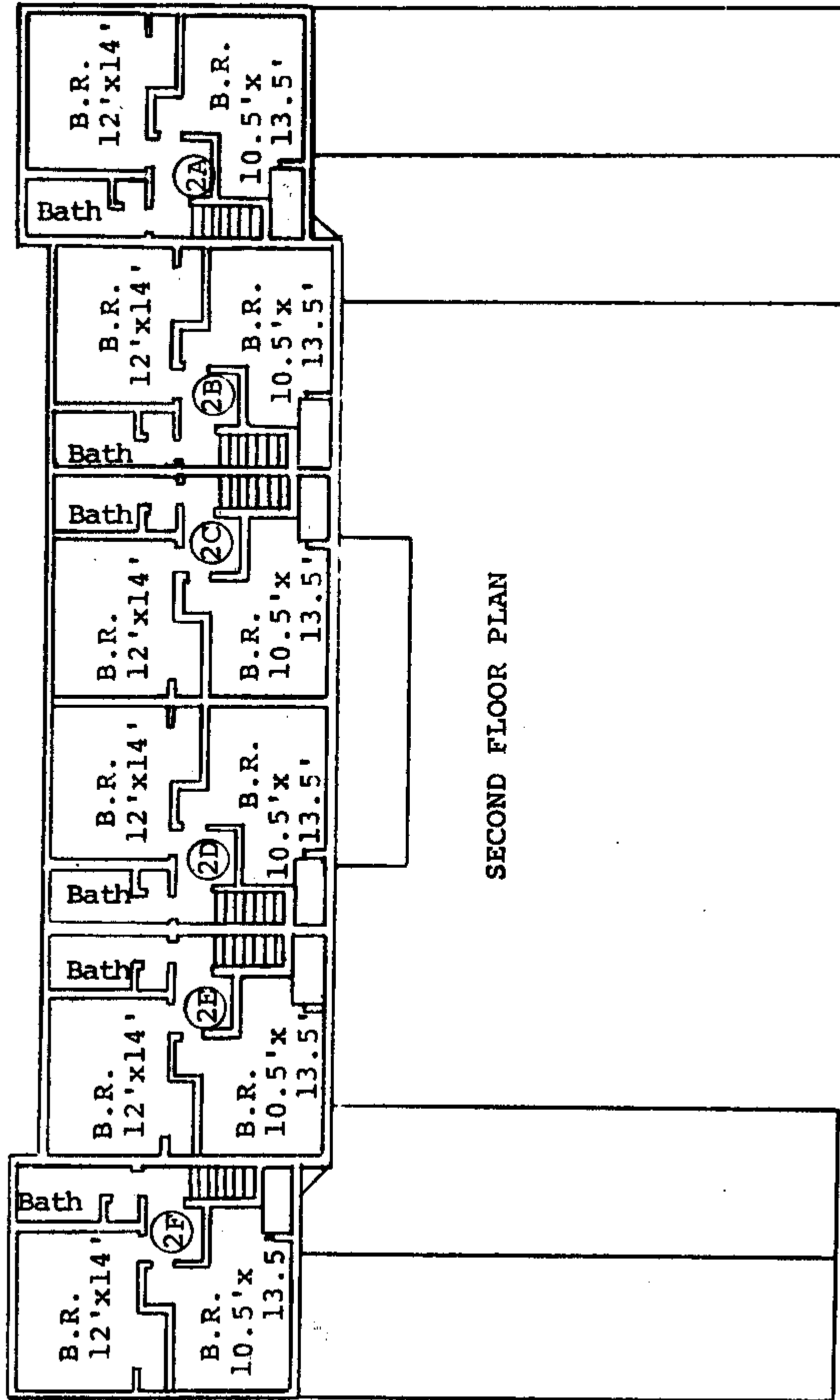


MAPLE CREEK CONDOMINIUM ESTATES

SECOND FLOOR PLAN

UNITS (2A) - (2F)

SCALE: 1/16"=1'



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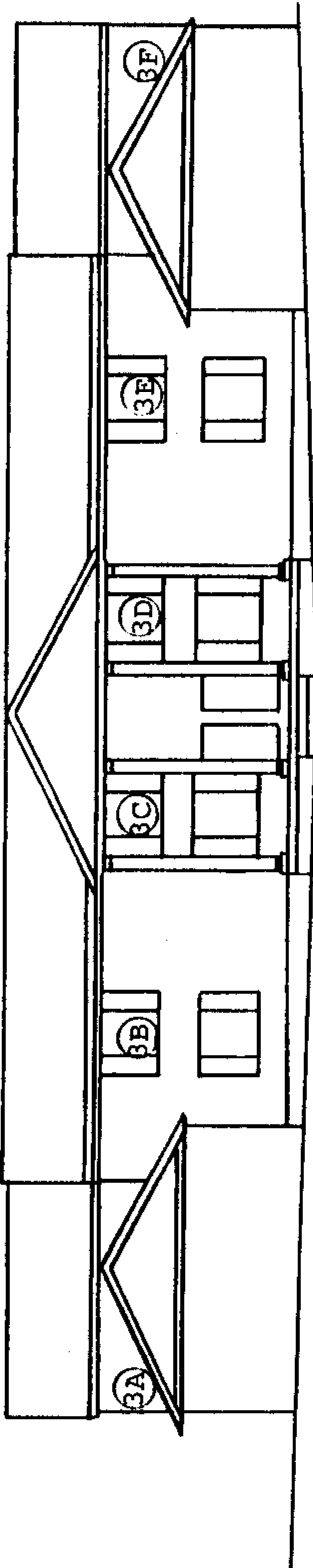
Richard C. Friel



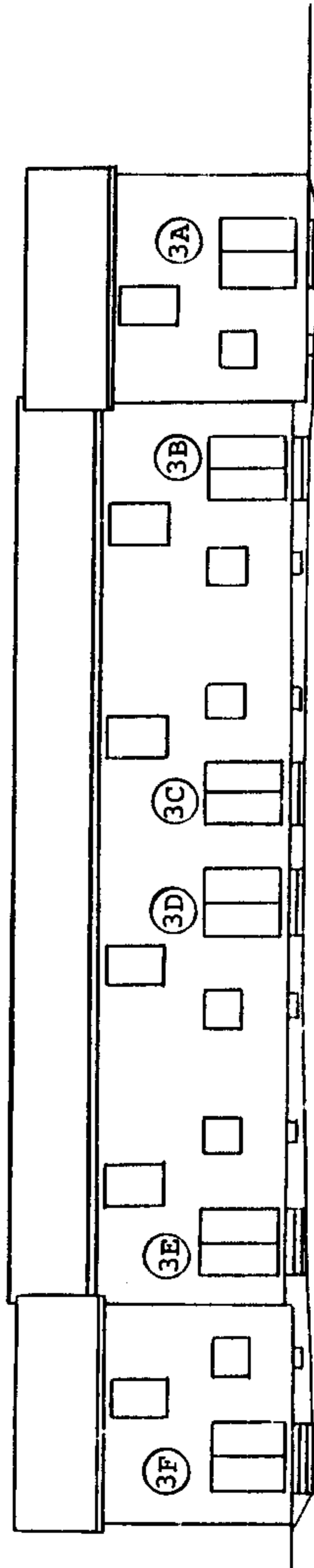
MAPLE CREEK CONDOMINIUM ESTATES

UNITS 3A - 3F

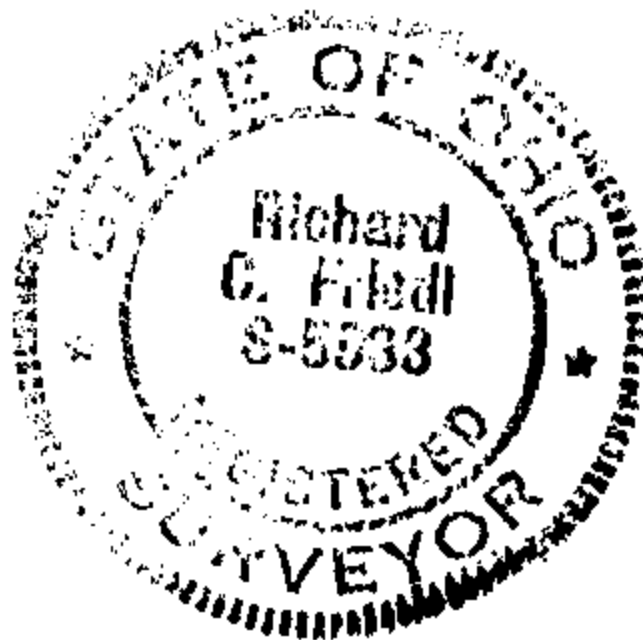
SCALE: 1/16"=1'



FRONT ELEVATION



REAR ELEVATION



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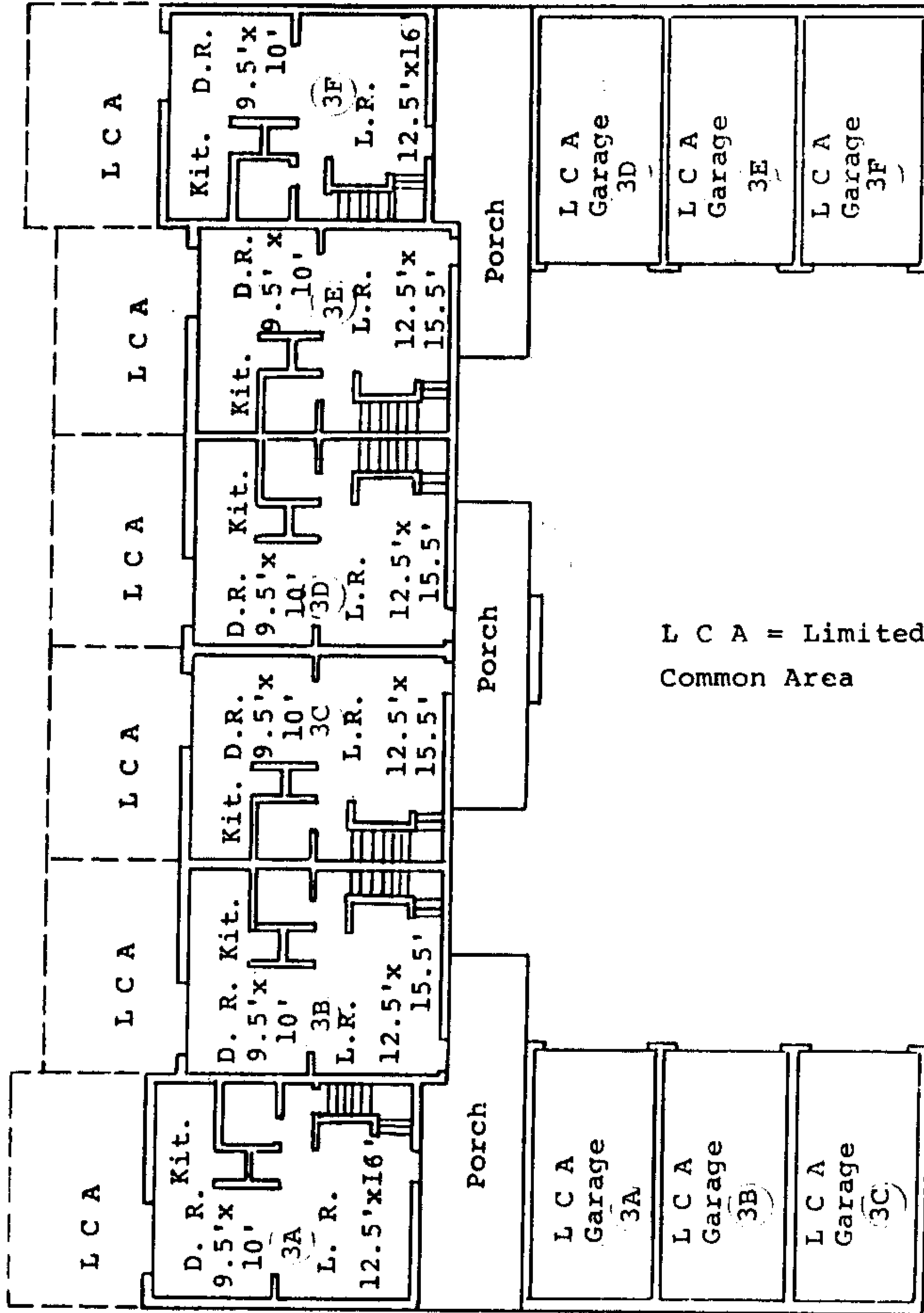
Richard C. Friedl

MAPLE CREEK CONDOMINIUM ESTATES

FIRST FLOOR PLAN

UNITS (3A) - (3F)

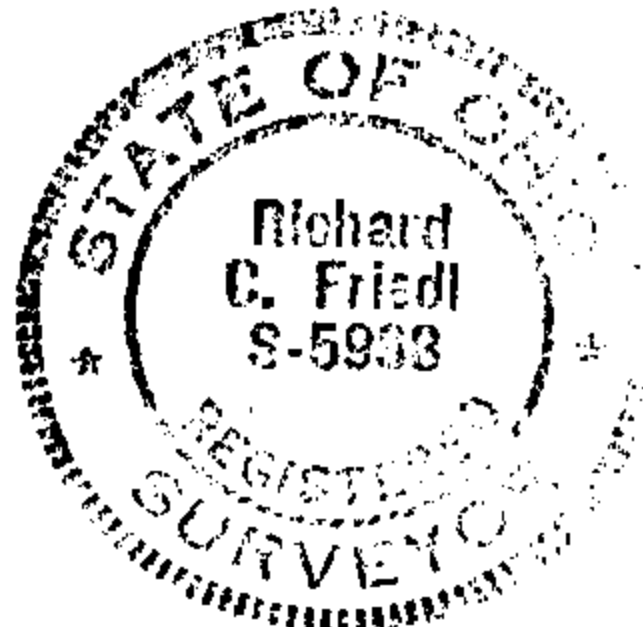
Scale: 1/16"=1'



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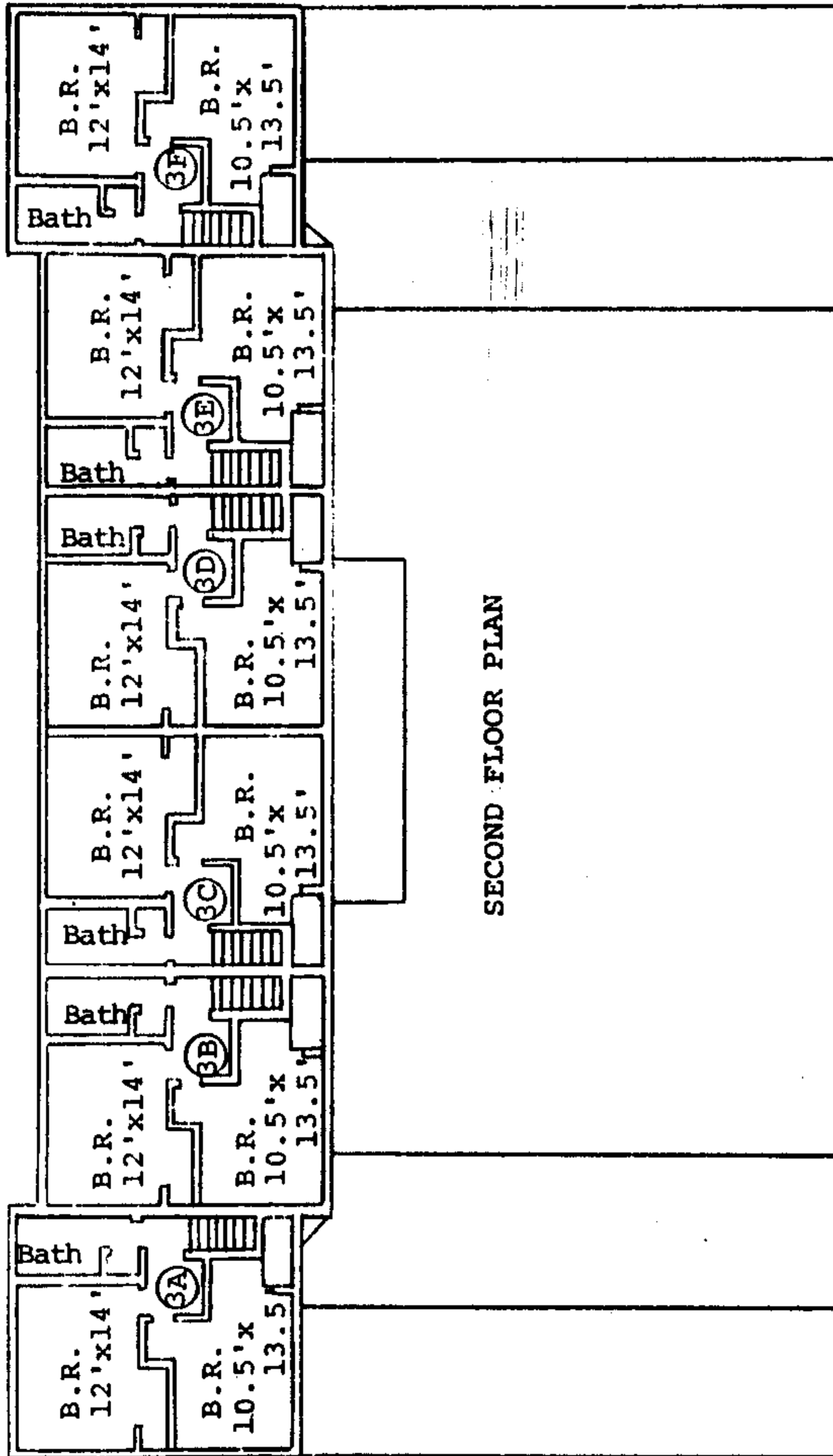


MAPLE CREEK CONDOMINIUM ESTATES

SECOND FLOOR PLAN

UNITS (3A) - (3F)

SCALE: 1/16"=1'



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Richard C. Friedl

