

RECEIVED
OAKLAND COUNTY
REGISTER OF DEEDS

2013 JUL 18 PM 2:39

OAKLAND COUNTY TREASURERS CERTIFICATE LIBER 46088 PAGE 655
I HEREBY CERTIFY that there are no TAX LIENS #3200 MISC RECORDING
held by the state or any individual against the within d\$4,000 REMONUMENTATION
and all TAXES on same are paid for five years previous to 07/09/2013 03:04:20 PM RECEIPT# 102290
date of this instrument as appears by the records in my office.
PAID RECORDED - Oakland County, MI
Lisa Brown, Clerk/Register of Deeds

2:40
~~100-~~

JUL 19 2013 KAD

036312

ANDREW E. MEISNER, County Treasurer
Sec. 135, Act 206, 1893 as amended

FIFTH AMENDMENT TO THE MASTER DEED OF
OAKMONTE AT MILL RIVER

THIS FIFTH AMENDMENT TO THE MASTER DEED is executed on this 26th day of June, 2013, by Oakmonte at Mill River Homeowners Association, a Michigan nonprofit corporation, hereinafter referred to as the "Association", whose registered office is located at 11750 Highland Road, #500, Hartland, MI 48353, represented herein by Richard S Plecha, the President of Oakmonte at Mill River Homeowners Association, who is fully empowered and qualified to act on behalf of the Association in pursuant of the Michigan Condominium Act, being Act 59 of the Public Acts of 1978, as amended (the "Condominium Act")

RECITALS:

A The Association, the nonprofit corporation organized for the administration and management of Oakmonte at Mill River (the "Condominium"), a condominium project established pursuant to the Master Deed thereof recorded in Liber 36616, Pages 527 et seq , the First Amendment thereto recorded in Liber 37139, Pages 752 et seq , the Second Amendment thereto recorded in Liber 37829, Pages 96 et seq , the Third Amendment thereto recorded in Liber 40619, Pages 467 et seq , and the Fourth Amendment thereto recorded in Liber 40621, Pages 723 et seq , Oakland County Records (as amended, the "Master Deed"), and known as Oakland County Condominium Subdivision Plan No 1807, desires to amend the Master Deed to create a new legal description for the Condominium property removing certain lands from the legal description of the Condominium and closing the Condominium pursuant to the authority granted by the Condominium Act (MCL 559 190)

B The Master Deed shall be amended upon obtaining the necessary approval of the co-owners having an interest in the Condominium, as required by Section 90 of the Condominium Act (MCL §559 190) and upon recording with the Register of Deeds for Oakland County, as required by Section 73 of the Condominium Act (MCL §559 173)

NOW, THEREFORE, the following changes are hereby made to the Master Deed and Condominium Bylaws

15P
R

OK - LG

ARTICLE I OF AMENDMENT

The following land is hereby removed from the Condominium

Part of SW 1/4 and Part of SE 1/4 Section 9, T 1 N, R 7 E, Lyon Township, Oakland County, Michigan Described as Beginning at Point Distance N 2° 34' 47" W 2645 02 Feet along the East Line of Section 9 and S 86° 50' 20" W 1564 33 Feet along the East-West 1/4 Line of Section 9 from Southeast Corner of said Section 9, Thence S 00° 59' 38" W 136 12 Feet, Thence S 20° 27' 05" W 128 89 Feet, Thence along Curve to Right, Radius 270 00 Feet, Chord Bears S 50° 29' 28" E 7 53 Feet, Distance of 7 53 Feet, Thence along Curve to Right, Radius 440 0 Feet, Chord Bears S 36° 34' 01" E 199 83 Feet, Distance of 201 59 Feet, Thence N 85° 54' 20" E 40 95 Feet, Thence N 55° 41' 50" E 44 06 Feet, Thence N 59° 06' 02" E 39 20 Feet, Thence S 83° 32' 15" E 34 73 Feet, Thence S 48° 55' 10" E 33 28 Feet, Thence S 32° 19' 06" E 153 0 Feet, Thence S 30° 53' 55" E 47 61 Feet, Thence S 24° 09' 19" E 47 24 Feet, Thence S 13° 15' 54" E 51 32 Feet, Thence S 03° 45' 01" E 46 97 Feet, Thence S 12° 51' 19" W 48 92 Feet, Thence S 52° 49' 58" W 74 96 Feet, Thence S 41° 18' 22" W 65 93 Feet, Thence S 24° 55' 49" W 70 89 Feet, Thence S 08° 27' 41" W 70 34 Feet, Thence S 02° 00' 39" E 71 21 Feet, Thence S 21° 51' 08" E 69 68 Feet, Thence S 51° 51' 40" E 79 36 Feet, Thence S 54° 54' 59" E 127 85 Feet, Thence S 10° 57' 40" E 110 23 Feet, Thence S 79° 02' 20" W 84 67 Feet, Thence along Curve to Right, Radius 205 50 Feet, Chord Bears S 88° 42' 58" W 69 09 Feet, Distance of 69 42 Feet, Thence along Curve to Left, Radius 254 50 Feet, Chord Bears N 87° 55' 10" W 55 97 Feet, Distance of 56 08 Feet, Thence S 85° 46' 03" W 44 01 Feet, Thence along Curve to Left, Radius 270 00 Feet, Chord Bears N 31° 06' 13" W 141 82 Feet, Distance of 143 50 Feet, Thence N 46° 19' 47" W 127 05 Feet, Thence along Curve to the Right, Radius 203 50 Feet, Chord Bears N 38° 38' 01" W 54 51 Feet, Distance of 54 67 Feet, Thence along Curve to Left, Radius 256 50 Feet, Chord Bears N 38° 38' 01" W 68 70 Feet, Distance of 68 91 Feet, Thence N 46° 19' 47" W 7 84 Feet, Thence S 43° 40' 13" W 113 00 Feet, Thence N 46° 19' 47" W 167 17 Feet, Thence S 73° 27' 01" W 97 85 Feet, Thence S 60° 01' 28" W 55 98 Feet, Thence S 47° 52' 07" W 192 33 Feet, Thence N 87° 25' 46" W 114 85 Feet, Thence N 23° 03' 14" W 139 64 Feet, Thence N 18° 51' 27" E 98 43 Feet, Thence N 53° 09' 53" W 135 46 Feet, From the Southeast Corner of Said Section 9, Thence S 36° 43' 55" W 40 00 Feet, Thence Southerly 337 40 Feet along the Arc of a 260 00 Feet Radius Curve to the Left the Chord of which Bears S 00° 26' 35" E 314 22 Feet, Thence S 52° 22' 52" W 69 98 Feet, Thence S 83° 47' 22" W 168 34 Feet, Thence N 06° 12' 38" W 265 96 Feet, Thence N 83° 46' 00" E 123 24 Feet, Thence Northeasterly 159 56 Feet along the Arc of a 340 00 Feet Radius Curve to the Right the Chord of which Bears N 23° 17' 16" E 158 10 Feet, Thence N 36° 43' 57" E 136 85 Feet, Thence S 53° 11' 12" E 80 00 Feet, Thence S 36° 43' 57" W 96 76 Feet to the Point of Beginning Containing 1 71 Acres

Article II of Amendment

ARTICLE II of the Oakmonte at Mill River Master Deed shall, upon recording of this Amendment with the Oakland County Register of Deeds, be deleted and replaced with the following new Article II

ARTICLE IILEGAL DESCRIPTION

The land which comprises the Condominium established by this Master Deed, as amended, is a parcel of land in Lyon Township, Oakland County, Michigan described as follows

Part of SW 1/4 And Part of SE 1/4 Section 9, T 1 N, R 7 E, Lyon Township, Oakland County, Michigan Described as Beginning at Point Distance N 02° 34' 47" W, 2645 02 Feet along the East Line of Section 9 And S 86° 50' 20" W, 1564 33 Feet along the East-West 1/4 Line of Section 9 from Southeast Corner of said Section 9, Thence S 00° 59' 38" W, 136 12 Feet, Thence S 20° 27' 05" W, 128 89 Feet, Thence along Curve to Right, Radius 270 0 Feet, Chord Bears S 50° 29' 28" E, 7 53 Feet, Distance of 7 53 Feet, Thence along Curve to Right, Radius 440 0 Feet, Chord Bears S 36° 34' 01" E, 199 83 Feet, Distance of 201 59 Feet, Thence N 85° 54' 20" E, 40 95 Feet, Thence N 55° 41' 50" E, 44 06 Feet, Thence N 59° 06' 02" E, 39 20 Feet, Thence S 83° 32' 15" E, 34 73 Feet, Thence S 48° 55' 10" E, 33 28 Feet, Thence S 32° 19' 06" E, 153 0 Feet, Thence S 30° 53' 55" E, 47 61 Feet, Thence S 24° 09' 19" E, 47 24 Feet, Thence S 13° 15' 54" E, 51 32 Feet, Thence S 03° 45' 01" E, 46 97 Feet, Thence S 12° 51' 19" W, 48 92 Feet, Thence S 52° 49' 58" W, 74 96 Feet, Thence S 41° 18' 22" W, 65 93 Feet, Thence S 24° 55' 49" W, 70 89 Feet, Thence S 08° 27' 41" W, 70 34 Feet, Thence S 02° 00' 39" E, 71 21 Feet, Thence S 21° 51' 08" E, 69 68 Feet, Thence S 51° 51' 40" E, 79 36 Feet, Thence S 54° 54' 59" E, 127 85 Feet, Thence S 10° 57' 40" E, 110 23 Feet, Thence S 79° 02' 20" W, 84 67 Feet, Thence along Curve to Right, Radius 205 50 Feet, Chord Bears S 88° 42' 58" W, 69 09 Feet, Distance of 69 42 Feet, Thence along Curve to Left, Radius 254 50 Feet, Chord Bears N 87° 55' 10" W, 55 97 Feet, Distance of 56 08 Feet, Thence S 85° 46' 03" W, 44 01 Feet, Thence along Curve to Left, Radius 270 00 Feet, Chord Bears N 31° 06' 13" W, 141 82 Feet, Distance of 143 50 Feet, Thence N 46° 19' 47" W, 127 05 Feet, Thence along Curve to Right, Radius 203 50 Feet, Chord Bears N 38° 38' 01" W, 54 51 Feet, Distance of 54 67 Feet, Thence along Curve to Left, Radius 256 50 Feet, Chord Bears N 38° 38' 01" W, 68 70 Feet, Distance of 68 91 Feet, Thence N 46° 19' 47" W, 7 84 Feet, Thence S 43° 40' 13" W, 113 00 Feet, from the Southeast Corner of said Section 9, Thence Continuing S 43° 40' 13" W, 113 11 Feet, Thence S 46° 20' 44" E, 121 70 Feet, Thence S 43° 39' 16" W, 266 00 Feet, Thence N 46° 04' 16" W, 123 17 Feet, Thence Northerly 90 31 Feet along the Arc of a 270 00 Radius Curve to the Right the Chord of which Bears S 59° 05' 16" W, 89 89 Feet, Thence S 07° 23' 40" W, 152 55 Feet, Thence N 82° 56' 36" W, 265 90 Feet, Thence N 07° 04' 30" E, 158 25 Feet, Thence Northerly 14 55 Feet along the Arc of a 270 00 Feet Radius Curve to the Right the Chord of which Bears N 50° 30' 55" W, 14 55 Feet, Thence N 49° 01' 17" W, 100 14 Feet, Thence Northerly 73 72 Feet along the Arc of a 340 00 Feet Radius Curve to the Right the Chord of which Bears N 42° 48' 34" W, 73 58 Feet, Thence N 83° 47' 22" E, 11 65 Feet, Thence N 52° 22' 52" E, 69 98 Feet, Thence Northerly 337 40 Feet along the Arc of a 260 00 Feet Curve to the Right the Chord of which Bears N 00° 26' 35" W, 314 22 Feet, Thence N 36° 43' 55" E, 40 00 Feet, Thence S 53° 09' 53" E, 135 46 Feet, Thence S 18° 51' 27" W, 98 43 Feet, S 23° 03' 14" E, 139 64 Feet, Thence S 87° 25' 46" E, 114 85 Feet, Thence N 47° 52' 07" E, 192 33 Feet, Thence N 60° 01' 28" E, 55 98 Feet, Thence N 73° 27' 01" E, 97 85 Feet,

*Thence S 46° 19' 47" E 167 17 Feet to the Point of Beginning And Containing 6 1/4
Acres*

Article III of Amendment

Upon recording hereof, the first sentence of Article VI of the Master Deed of Oakmonte at Mill River shall be deleted and replaced with the following

The Condominium consists of sixty-six (66) multi-family condominium units in five (5) buildings containing twelve (12) attached units to a building and one (1) building containing six (6) attached units containing Units numbered 1-24 and 37-78, inclusive

Article IV of Amendment

The attached Replat No 2 of the Oakmonte at Mill River Condominium Subdivision Plan shall replace and supersede the same pages of the original Condominium Subdivision Plan of Oakmonte at Mill River, as previously amended by Replat No 1, which shall be of no further effect

Article V of Amendment

In all other respects, other than as herein before indicated, the original Master Deed of Oakmonte at Mill River, including any amendments thereto, recorded as aforesaid, are hereby ratified, confirmed and redeclared

IN WITNESS WHEREOF, the Association has caused this Amendment to be executed the day and year first above written

Oakmonte at Mill River Homeowners Association,
A Michigan nonprofit corporation

By

Its President

STATE OF MICHIGAN)

)

COUNTY OF OAKLAND)

On this 26 day of June, 2013, the foregoing Fifth Amendment to the Master Deed of Oakmonte at Mill River was acknowledged before me by Richard S. Pecha, the President of Oakmonte at Mill River Homeowners Association, a Michigan nonprofit corporation, on behalf of and by authority of the corporation

DRAFTED BY AND WHEN
RECORDED RETURN TO.
Mark F Makower, Esq
30140 Orchard Lake Rd
Farmington Hills, MI 48334

JANICE L. MICHAEL
Notary Public
Oakland County, Michigan
Acting in Oakland County, Michigan
My Commission Expires 11-20-19

CERTIFICATION

STATE OF MICHIGAN)
COUNTY OF OAKLAND)SS
)

I Brian Purdom being first duly sworn depose and state as follows

That I am the Managing Agent of Oakmonte at Mill River Homeowners Association the corporation named in and which executed the attached Amendment to the Master Deed of Oakmonte at Mill River

That the attached Amendment to the Master Deed of Oakmonte at Mill River was submitted to all co-owners of units in Oakmonte at Mill River for the purpose of voting thereon, and that said co-owners approved said documents by a vote of more than two-thirds of all Co-owners entitled to vote

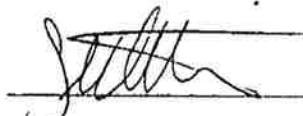
That the records of said consents are maintained at the offices of Oakmonte at Mill River Condominium Association at 11750 Highland Rd Ste 500, Hartland, MI 48353

FURTHER AFFIANT SAYETH NOT



Brian Purdom

Acknowledged subscribed and sworn to before
me this 28 day of June, 2013



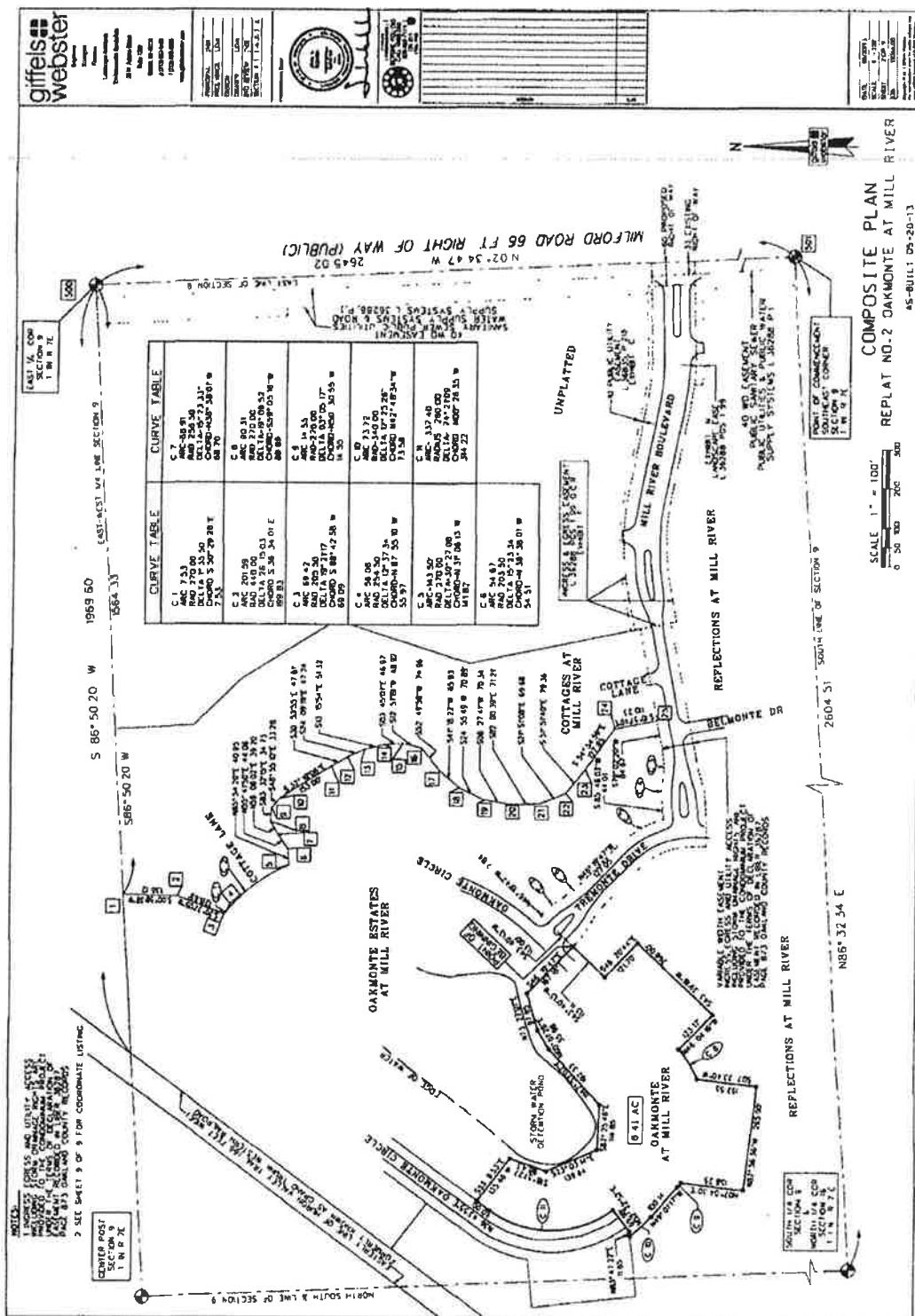
Notary Public
County Michigan
County
Acting in Livingsda
My Commission Expires

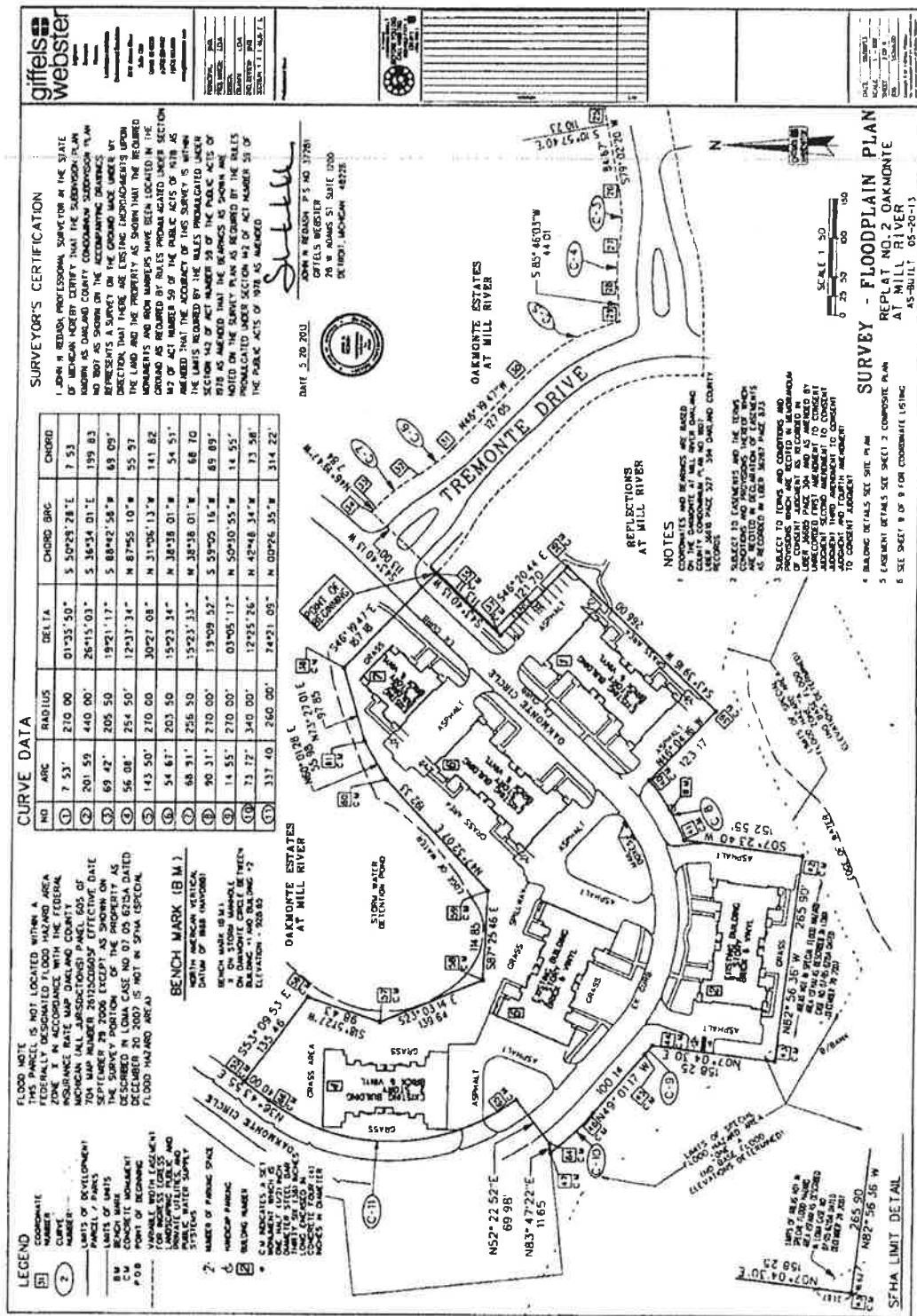
Seth Tabaka
Notary Public, Livingston County, MI
My Commission Expires Aug. 25, 2014

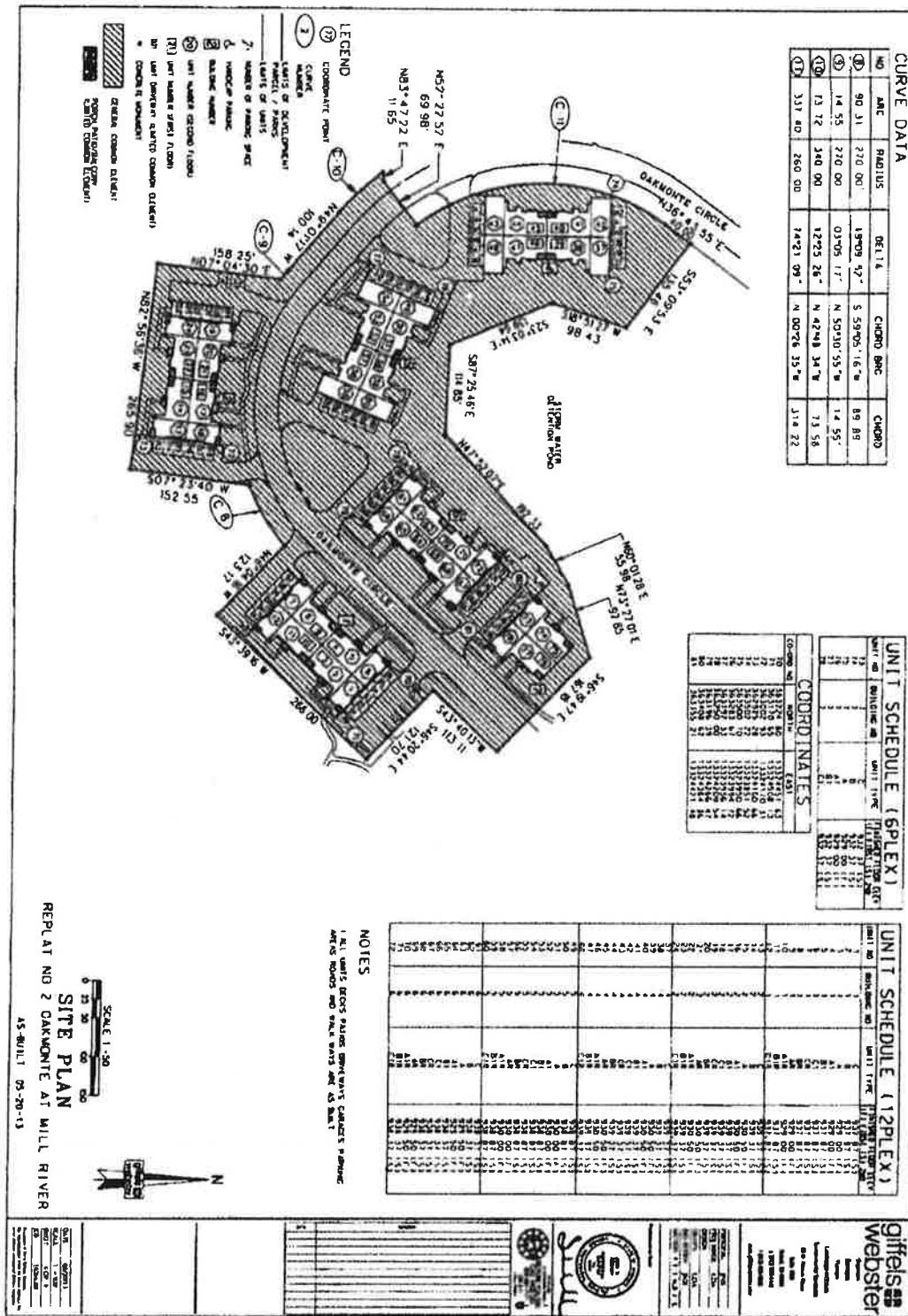
Units being Removed

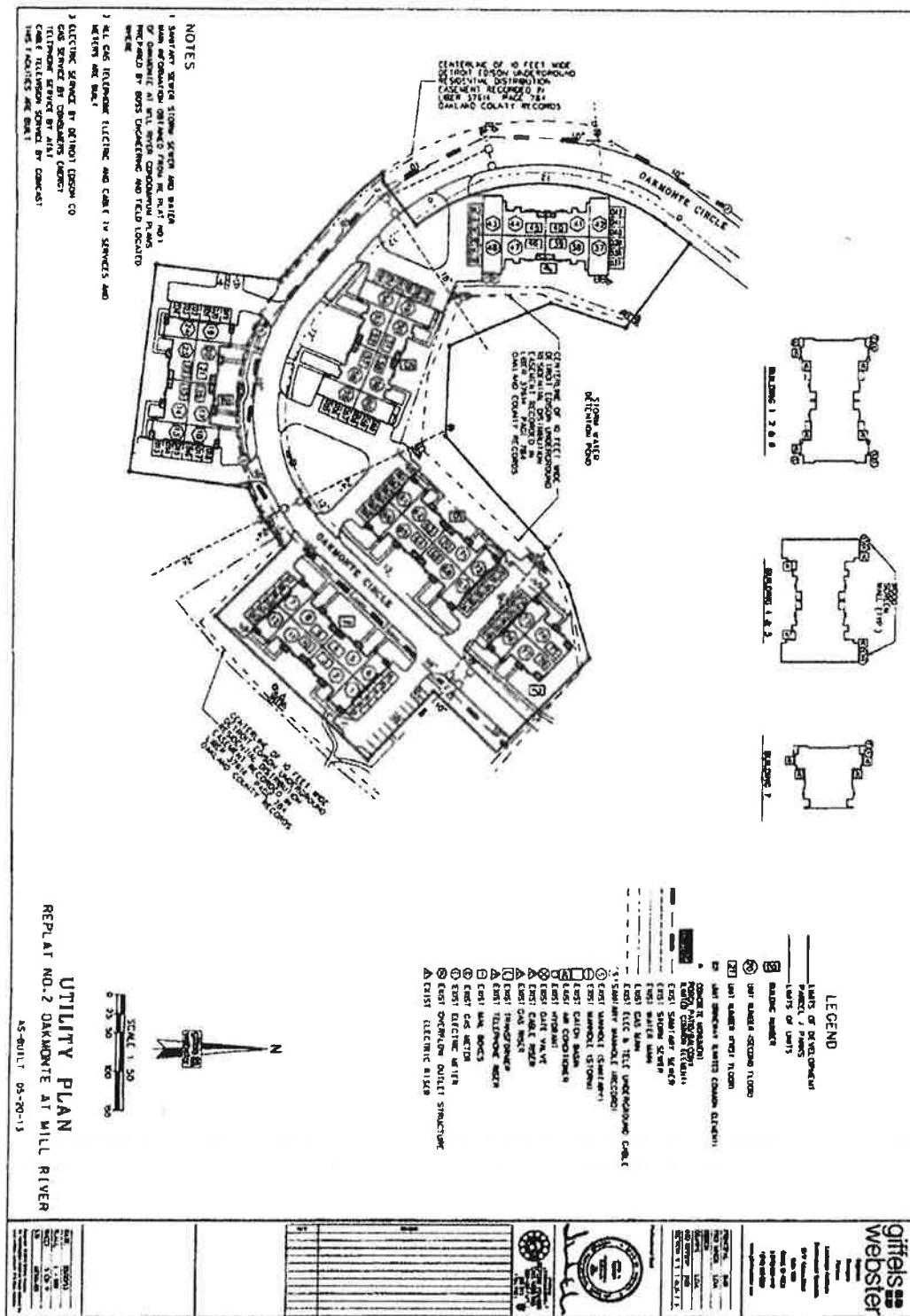
5th Amendment Oakmonte at Mill River OCCP 1807

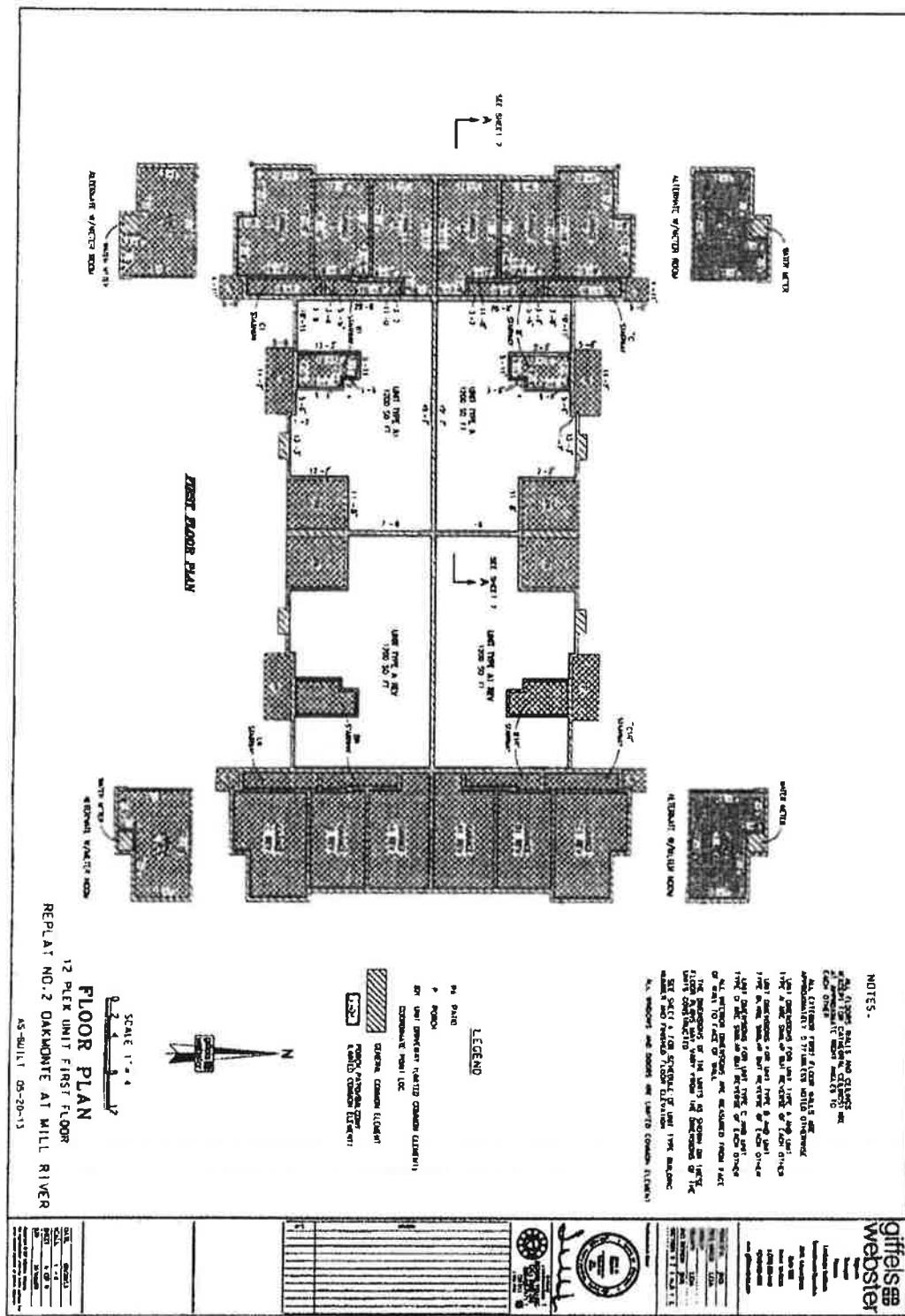
<p align="center">OAKMONTE AT MILL RIVER</p> <p align="center">REPLAT NO. 2 OAKLAND COUNTY CONDOMINIUM SUBDIVISION PLAN NO. 1807 EXHIBIT "B" TO THE MASTER DEED OF LYON TOWNSHIP, OAKLAND COUNTY, MICHIGAN</p> <p align="center">DEVELOPER OAKMONTE AT MILL RIVER HOME OWNERS ASSOCIATION 11750 NICKELAND ROAD #500 HARTLAND, MICHIGAN 48353</p>		<p align="center">ATTENTION: REGISTER OF DEEDS WITH SUBMISSION ARE TO REPLACE AND SUPERSEDE THE SAME PAGES (1 THROUGH 14) OF THE ORIGINAL CONDOMINIUM SUBDIVISION PLAN OF DAIRYLINE AT MILL RIVER AS PREVIOUSLY AMENDED BY REPLAT NO.</p> <p align="center">giffels webster Architects Planners Engineers Surveyors</p> <p align="center"><i>[Signature]</i></p>											
<p align="center">SHEET INDEX</p> <table border="1"> <tr> <td>1 COVER SHEET</td> <td>2 COMPOSITE PLAN</td> </tr> <tr> <td>3 SURVEY PLAN</td> <td>4 SITE PLAN</td> </tr> <tr> <td>5 UTILITY PLAN</td> <td>6 FLOOR PLAN - 12' PLEX UNIT FIRST FLOOR</td> </tr> <tr> <td>7 FLOOR PLAN - 12' PLEX UNIT SECOND FLOOR AND SECTIONAL VIEW</td> <td>8 FLOOR PLAN - 6' PLEX UNIT / FIRST FLOOR COORDINATE SHEET</td> </tr> <tr> <td>9</td> <td></td> </tr> </table>				1 COVER SHEET	2 COMPOSITE PLAN	3 SURVEY PLAN	4 SITE PLAN	5 UTILITY PLAN	6 FLOOR PLAN - 12' PLEX UNIT FIRST FLOOR	7 FLOOR PLAN - 12' PLEX UNIT SECOND FLOOR AND SECTIONAL VIEW	8 FLOOR PLAN - 6' PLEX UNIT / FIRST FLOOR COORDINATE SHEET	9	
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<p align="center">PROPERTY DESCRIPTION</p> <p>PART OF THE SOUTHEAST 1/4 SECTION 9 IN 7 E LYON TOWNSHIP, OAKLAND COUNTY, MICHIGAN DESCRIBED AS BEGINNING AT POINT DISTANCE N 02°34'37" W 2645.02 FEET ALONG THE EAST LINE OF SECTION 9 AND N 88°50'20" W 1564.33 FEET ALONG THE EAST WEST 1/4 LINE OF SECTION 9 FROM SOUTHEAST CORNER OF SAWD SECTION 9 THENCE S 00°59'26" W 168.12 FEET, THENCE S 20°27'05" W 168.89 FEET CURVE TO RIGHT RADII 370.00 FEET CHORD BEARS S 50°29'26" E 7.53 FEET DISTANCE OF 7.53 FEET THENCE ALONG CURVE TO RIGHT RADII 440.00 FEET CHORD BEARS S 36°30'24" ON 189.83 FEET DISTANCE OF 201.59 FEET THENCE S 85°54'20" E 40.95 FEET THENCE N 55°41'50" C 44.06 FEET, THENCE S 15°32'15" E 34.73 FEET THENCE S 48°35' E 15.20 FEET, THENCE S 32'19'06" E 53.01 FEET THENCE S 30°35'55" E 47.61 FEET THENCE S 24°09'08" E 17.24 FEET THENCE S 15°16'34" E 51.02 FEET THENCE S 03°45'01" E 46.97 FEET THENCE S 12°51'19" W 48.92 FEET, THENCE S 52'49'58" W 74.98 FEET THENCE S 47'18'22" W 65.93 FEET THENCE S 24°25'49" W 70.85 FEET THENCE S 08°27'47" W 70.34 FEET THENCE S 45°40'13" W 71.20 FEET THENCE S 27'51'08" E 65.68 FEET, THENCE S 35°51'40" E 79.36 FEET THENCE S 34°54'59" E 127.65 FEET THENCE S 00°57'40" E 101.23 FEET THENCE S 78'02.20" W 84.67 FEET THENCE ALONG CURVE TO RIGHT RADII 205.50 FEET CHORD BEARS S 88°42'58" W 69.08 FEET DISTANCE OF 89.92 FEET THENCE ALONG CURVE TO LEFT RADII 254.50 FEET CHORD BEARS S 87°55'10" W 155.97 FEET DISTANCE OF 96.08 FEET THENCE S 85°46'13" W 141.50 FEET THENCE CURVE TO LEFT, RADII 270.00 FEET CHORD BEARS S 31°08'13" W 141.82 FEET DISTANCE OF 143.50 FEET THENCE N 48°19'47" W 172.05 FEET THENCE ALONG CURVE TO LEFT RADII 203.50 FEET CHORD BEARS S 38°30'01" W 34.51 FEET DISTANCE OF 54.67 FEET THENCE N 45°19'47" W 7.84 FEET THENCE S 45°40'13" W 143.00 FEET THENCE 68.70 FEET DISTANCE OF 68.91 FEET THENCE N 45°19'47" W 7.32 FEET THENCE S 43°40'13" W 143.00 FEET THENCE THE SOUTHWEST CORNER OF SAWD SECTION 9 THENCE CONTINUING S 43°40'13" W 143.00 FEET THENCE S 46°20'44" E 121.70 FEET THENCE S 54°19'15" W 266.00 FEET CURVE TO THE RIGHT, THE CHORD OF WHICH BEARS S 50°05'16" W 99.89 FEET THENCE S 00°23'40" W 152.55 FEET THENCE S 62°36'36" W 265.90 FEET THENCE N 07°04'30" E 158.25 FEET THENCE NORTHERLY W 55.35 FEET ALONG THE ARC OF A 270.00 FEET RADII CURVE TO THE RIGHT, THE CHORD OF WHICH BEARS S 50°30'55" W THENCE N 52°22'52" L 68.98 FEET THENCE NORTHERLY 337.40 FEET THENCE S 45°47'22" E 116.5 FEET RIGHT, THE CHORD OF WHICH BEARS N 00°26'35" W 316.22 FEET THENCE S 45°43'55" E 40.00 FEET THENCE S 04°05' FEET THENCE N 07°52'07" L 192.33 FEET THENCE N 60°01'28" E 155.98 FEET THENCE S 07°25'16" E FEET THENCE S 45°19'47" E 167.17 FEET TO THE POINT OF BECANCING AND COMBINING 6.41 ACRES</p>													
<p align="center">LOCATION MAP (NOT TO SCALE)</p>													

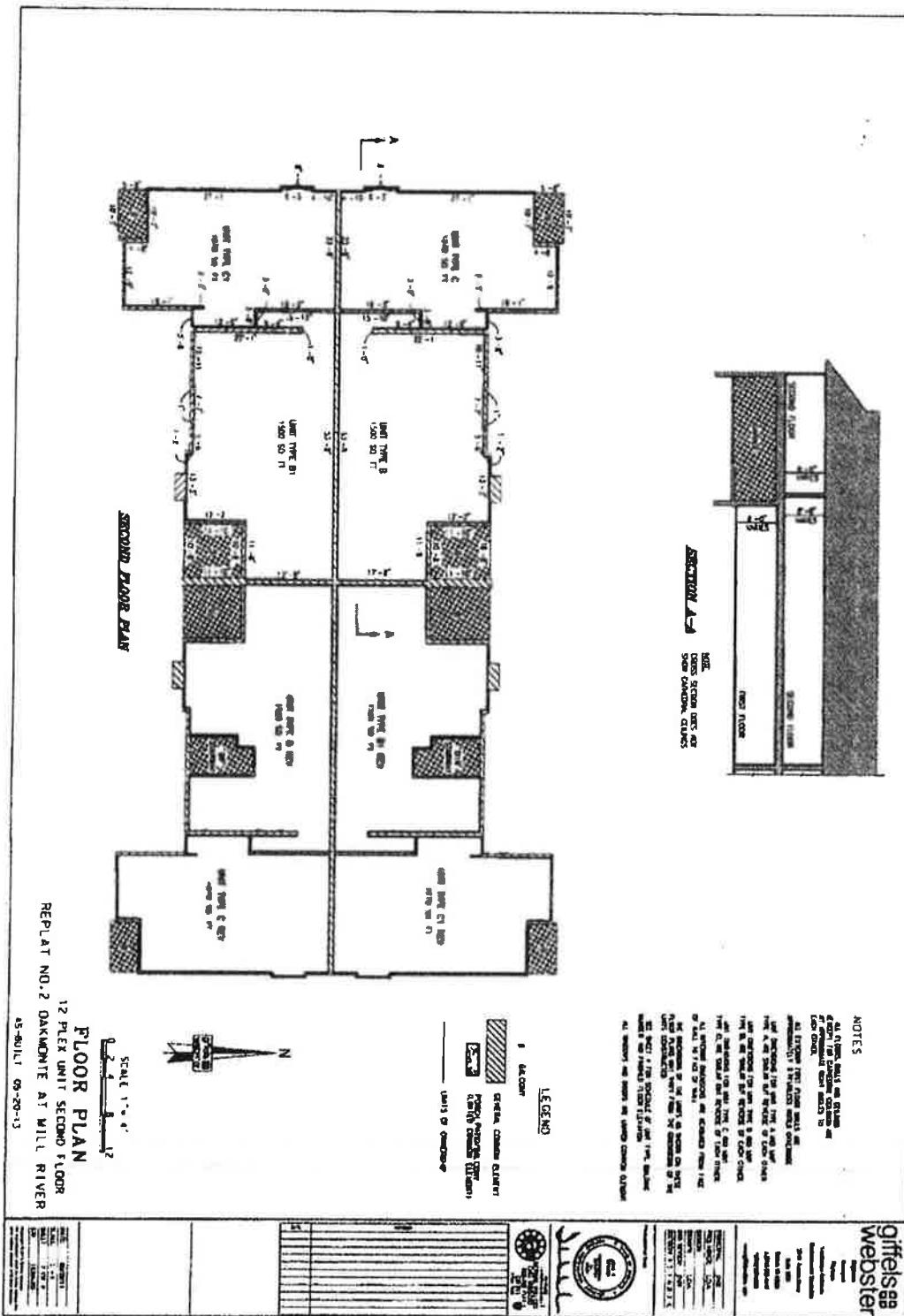


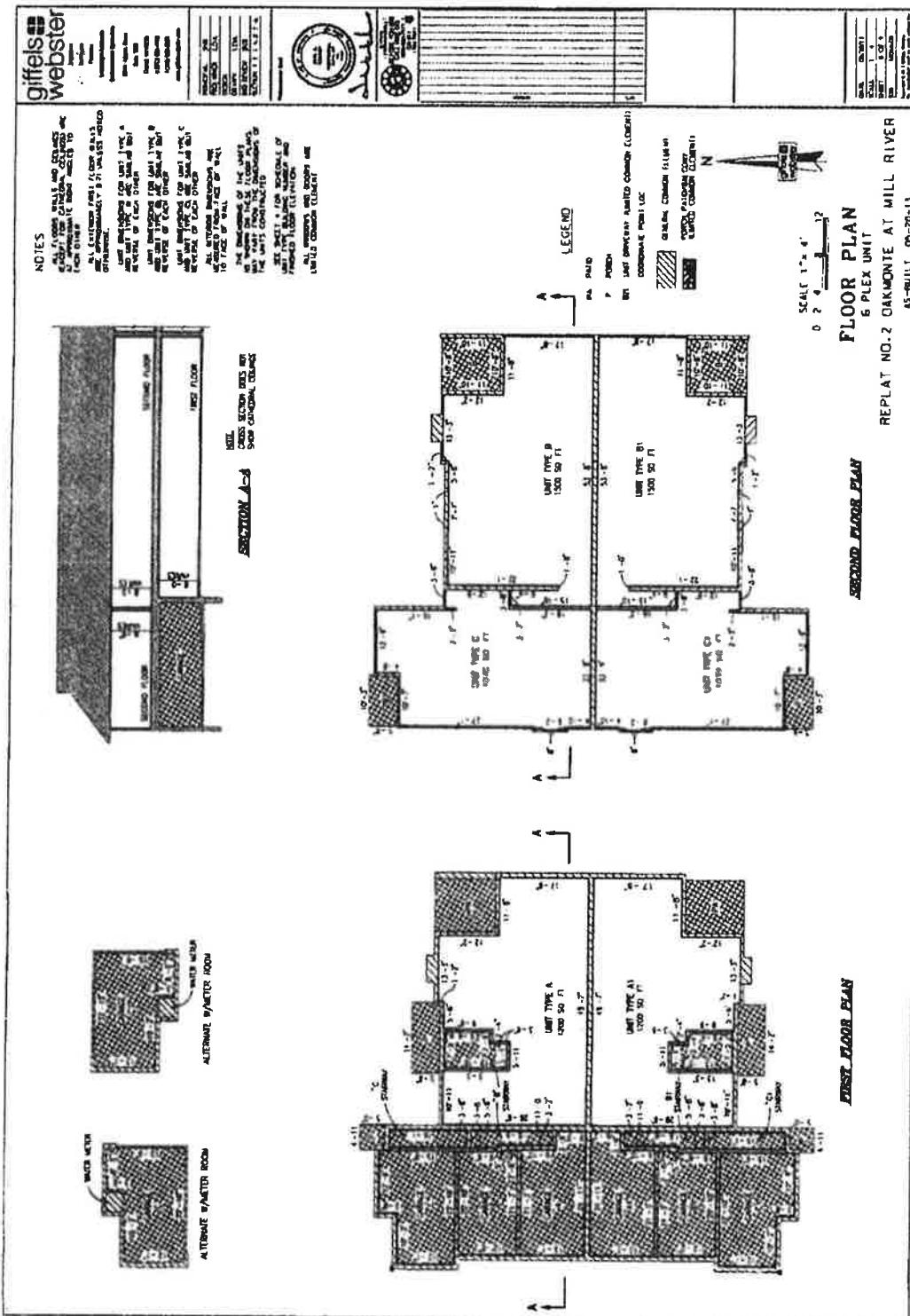












COORDINATES			
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2	3101	13228484.6098	363107 2101
3	4445	13228480.7131	13228487.1193
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5	5847	13228484.6317	13228478.4121
6	6759	13228486.4792	362985 2011
7	9226	13228482.8759	362927 8672
8	1512	13228484.5122	362910 9122
9	1516	13228484.1821	13228471.6376
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11	2560	13228480.1016	13228470.8224
12	3109	13228480.1109	362913 8133
13	3135	13228475.3225	13228460.4302
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16	3138	13228474.5958	362105 8075
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41	6116	13228470.9673	13228470.8133
42	6117	13228470.9673	362152 0175

COORDINATE LISTING
REPLAT NO 2 OAKMENITE AT MILL RIVER

AS-BULLI 05-20-13

