



SEVENTH AMENDMENT TO MASTER DEED OF ADA MOORINGS

(Act 59, Public Acts of 1978) as amended

TAX CERTIFICATE AS REQUIRED BY SEC, 135, ACT NO. 154 PUBLIC ACTS OF 1895 DULY PRESENTED MARY HOLLINRAKE REGISTER

Amendment No. 7 to Kent County Condominium Subdivision Plan No. 408.

- (1) Seventh Amendment to Master Deed of Ada Moorings.
- (2) Exhibit A to Amended Master Deed: Affidavit of Mailing as to Notices required by Section 90(5).
- (3) Exhibit B to Amended Master Deed: Replat
 No. 4 to Condominium Subdivision Plan of Ada
 Moorings.

No interest in real estate is conveyed by this document, so no revenue stamps are required.

41-19-02-126-005 10/03 SPIH

PPN 41-15-34-426-013 7/02

VERIFIED BY PD&M 479-001 +4ru-006 incl. 10/48

This Instrument

Drafted By:

Charron & Hanisch, P.L.C.

5242 Plainfield, N. E. - Suite D

Grand Rapids, MI 49525

(616) 363-0300

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SEVENTH AMENDMENT TO MASTER DEED OF ADA MOORINGS

(Act 59, Public Acts of 1978, as amended)

THIS SEVENTH AMENDMENT TO MASTER DEED OF ADA MOORINGS is made this 28 day of October, 2003, by Eastbrook Development Company, a Michigan corporation, of 2130 Enterprise Drive, S. E., Grand Rapids, Michigan 49508.

Recitals

- A. Ada Moorings is a residential site condominium project (the "Project") established by Master Deed dated January 8, 1998, and recorded January 9, 1998, in Liber 4240, Pages 826-893, inclusive, Kent County Records (the "Master Deed"), by Ada Moorings Development, L.L.C.
- B. Eastbrook Development Company (the "Developer") is the successor developer of the Project, as evidenced by the Certificate of Successor Developer dated August 4, 1999, and recorded January 19, 2000, in Liber 4958, Pages 722-725, Kent County Records and by the Assignment of Developer's Rights attached as Exhibit A to the Certificate.
- C. Developer has reserved the right, without the consent of any Co-owner or other person, to amend the Master Deed to increase the number of Units in the Project and to expand the Project as provided in Article IX of the Master Deed.
- D. By First Amendment to Master Deed of Ada Moorings dated August 4, 2000, and recorded on September 22, 2000, in the office of the Kent County Register of Deeds in Liber 5159, pages 60-76, inclusive, and by Second Amendment to Master Deed of Ada Moorings dated December 12, 2001, and recorded on December 17, 2001, in the office of the Kent County Register of Deeds in Liber 5757, pages 1108-1124, inclusive, Developer, among other actions, amended the Master Deed to increase the number of Units in the Project to sixty-seven (67) and added certain land to the Project.
- E. By Third Amendment to Master Deed of Ada Moorings dated August 19, 2002, and recorded on August 29, 2002, in the office of the Kent County Register of Deeds in Liber 6213, pages 1038-1047, inclusive, and by Fourth Amendment to Master Deed of Ada Moorings dated November 23, 2002, and recorded on December 9, 2002, in the office of the Kent County Register of Deeds in Liber 6470, page 638, Developer, among other actions, amended the Master Deed to address certain boundary issues between certain Units in the Project.
- F. By Fifth Amendment to Master Deed of Ada Moorings dated December 19, 2002, and recorded on December 30, 2002, in the office of the Kent County Register of Deeds in

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Liber 6518, Pages 223-233, inclusive, Developer, among other actions, amended the Master Deed to increase the Number of Units in the Project to seventy-four (74) and added certain land to the Project.

- G. By Sixth Amendment to Master Deed of Ada Moorings dated February 27, 2003, and recorded on March 6, 2003 in the office of the Kent County Register of Deeds in Liber 6704, pages 870-879, inclusive, Developer, among other actions, adjusted or corrected certain boundary lines of Units in the Project.
- H. Developer desires to enlarge the Project from seventy-four (74) Units to one hundred eighteen (118) Units, to add additional Common Element land to the Project and to expand the Project for the purpose of adding the following two parcels of land as Phase V of the Project:

Parcel A:

That part of the W½ of Section 35, T7N, R10W, Ada Township and that part of the N½, Section 2, T6N, R10W, Cascade Township, Kent County, Michigan, described as: Commencing at the SW corner of Section 35; thence N01°57′23″E 54.04 feet along the West line of Section 35 to the Northeasterly line of the Central Michigan Railway Company R.O.W. (100 feet wide); thence S49°00′00″E 318.15 feet along said Northeasterly R.O.W. line to the PLACE OF BEGINNING of this description; thence N05°30′00″W 130.00 feet along the Easterly line of Thornapple Club Condominiums to Reference Point "B"; thence along said Easterly line N05°30′00″W 268 feet, more or less, to the waters edge of a pond; thence meandering Southwesterly along said waters edge to its intersection with a line which bears N84°30′00″E from Reference Point "A"

(Reference Point "A" is located N18°13'09"W 250.70 feet along an intermediate traverse line from above described Reference Point "B")

thence S84°30'00W 5 feet, more or less, to Reference Point "A"; thence S84°30'00"W 15.00 feet and N19°23'28"W 20.00 feet and N34°37'58"W 87.48 feet and N05°30'00"W 73.59 FEETalong the Easterly line of Thornapple Club Condominiums; thence N84°30'00"E 140.06 feet; thence N17°29'44"E 284.14 feet; thence N04°15'00"E 109.34 feet; thence N49°02'00"E 235.07 feet; thence S42°38'44"E 729.27 feet; thence S49°02'44"W 390.84 feet; thence N40°57'16"W 48.59 feet; thence S49°02'44"W 290.75 feet; thence Southerly 69.98 feet along a 43.00 foot radius curve to the left, the chord of which bears S02°25'27"W 62.51 feet; thence S44°11'49"E 10.83 feet; thence S45°48'11"W 173.72 feet; thence N49°00'00"W 91.51 feet along said Northeasterly line of the Central Michigan Railway R.O.W. to the place of beginning. Subject to easements of record. This parcel contains 11± acres.



Parcel B:

That part of the W½ of Section 35, T7N, R10W, Ada Township and that part of the N½, Section 2, T6N, R10W, Cascade Township, Kent County, Michigan, described as: Commencing at the SW corner of Section 35; thence N01°57'23"E 54.04 feet along the West line of Section 35 to the Northeasterly line of the Central Michigan Railway Company R.O.W. (100 feet wide); thence S49°00'00"E 409.66 feet along said Northeasterly R.O.W. line to the PLACE OF BEGINNING of this description; thence N45°48'11"E 173.72 feet; thence N44°11'49"W 10.83 feet; thence Northerly 69.98 feet along a 43.00 foot radius curve to the right, the chord of which bears N02°25'27"E 62.51 feet; thence N49°02'44"E 290.75 feet; thence S40°57'16"E 48.59 feet; thence N49°02'44"E 390.84 feet; thence S42°38'44"E 532.44 feet; thence S49°02'44"W 396.39 feet; thence S03°21'13"W 41.21 feet; thence S49°02'44"W 192.99 feet; thence S41°00'00"W 215.83 feet; thence N49° 00'00"W 580.13 feet along the Northeasterly line of the Central Michigan Railroad R.O.W. to the place of beginning. Subject to easements of record. This parcel contains 11.308 acres.

I. Developer desires to provide public notice of the amendment to the Condominium Bylaws which was adopted April 22, 2003 to increase the size of the Board of Directors of the Ada Moorings Condominium Association (the "Association").

Provisions

The Developer amends the Master Deed as follows:

1. Phase V. Article III of the Master Deed is amended as follows:

"The land which is dedicated to the Condominium Project established by this Master Deed, as amended, is legally described as follows:

That part of the W ½ of Section 35, T7N, R10W, Ada Township, and that part of the N 1/2, Section 2, T6N, R10W, Cascade Township, Kent County, Michigan, described as: Commencing at the SW corner of Section 35; thence N01°57'23"E 54.04 feet along the West line of Section 35 to the Northeasterly line of the Central Michigan Railway Company R.O.W. (100 feet wide); thence S49°00'00"E 318.15 feet along said Northeasterly R.O.W. line to the PLACE OF BEGINNING of this description; thence N05°30'00"W 130.00 feet along the Easterly line of Thomapple Club Condominiums to Reference Point "B"; thence along said Easterly line N05°30'00"W 268 feet, more or less, to the waters edge of a pond; thence meandering Southwesterly along said

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waters edge to its intersection with a line which bears N84°30'00"E from Reference Point "A"

(Reference Point "A" is located N18°13'09"W 250.70 feet along an intermediate traverse line from above described Reference Point "B");

thence S84°30'00"W 5 feet, more or less, to Reference Point "A"; thence S84°30'00"W 15.00 feet and N19°23'28"W 20.00 feet and N34°37'58"W 87.48 feet and N05°30'00"W 73.59 feet and S84°30'00"W 49.00 feet along the Northeasterly line of Thornapple Club Condominium; thence Westerly 31.31 feet on a 238.00 foot radius curve to the right, the chord of which bears S88°16'06"W 31.28 feet; thence Northeasterly 47.83 feet on a 30.0 foot radius curve to the left, the chord of which bears N46°21'44"E 42.92 feet; thence Northerly 98.70 feet along the Westerly line of Thornapple Club Drive (private) on a 265.0 foot radius curve to the right, the chord of which bears N11°21'26"E 98.13 feet; thence N72°00'18" W 103.41 feet along the Northeasterly line of Thornapple Club Condominium, thence N49°26'43"W 70.96 feet and N17°05'17"W 174.90 feet and N35°26'19"W 150.12 feet and N77°40'35"W 35.89 feet and N09°40'15"E 131.57 feet and N62°42'00"E 69.31 feet and N00°40'17"E 140.00 feet along said Northeasterly line of Thornapple Club to the NE corner of Unit 33, Thornapple Club; thence N85°14'31"W 102.96 feet along the Northerly line of Thornapple Club Condominiums; thence N49°05'06"W 38.41 feet and N71°22'00"W 181.82 feet and N81°51'58"W 84.60 feet and N83°00'00"W 234.95 feet and N77°06'55"W 64.85 feet and N66°28'25"W 69.72 feet and N60°43'00"W 72.06 feet and S31°37'00"W 140.00 feet and S37°27'30"W 30.15 feet and S31°47'00"W 173.87 feet along said Northerly line of Thomapple Club Condominiums; thence N49°00'00"W 881.83 feet along the Northeasterly line of the Central Michigan Railroad R.O.W. (100 feet wide); thence N41°04'53"E 400. 00 feet; thence S74°55'54"E 60.95 feet; thence N79°30'00"E 160.75 feet; thence S10°30'00"E 151.00 feet; thence S36°13'41'E 140.42 feet; thence N79°48'00"E 156.17 feet; thence N50°50'00"E 41.00 feet; thence N01°50'44"E 20.73 feet; thence N37°21'40"W 67.82 feet; thence N52°38'20"E 140. 00 feet; thence N67°03'01"E 30.97 feet; thence N52°38'20"E 127.00 feet to Reference Point "C"; thence N52°38'20"E 68 feet, more or less, to the proposed waters edge of a pond; thence meandering



Southeasterly along said waters edge to its intersection with a line which bears N17°00'00"W from Reference Point "D" (Reference Point "D" is located S38°41'20"E 159.65 feet and S46°27'35"E 79.14 feet and S57°44'04"E 330.63 feet and S49°36'15"E 199.87 feet and S34°00'00"E 100.95 feet and S64°29'08"E 126.71 feet along an intermediate traverse line from above described Reference Point "C");

thence S17°00'00"E 14 feet, more or less, to Reference Point"D"; thence S17°00'00"E 15.00 feet; thence N73°00'00"E 20.00 feet to Reference Point "E"; thence N73°00'00"E 19 feet, more or less to the waters edge of a pond; thence meandering Easterly along the Northerly edge of said pond to a point which bears N69°00'21"E 109.08 feet from above described Reference Point "E"; thence N47°21'16"E 7.24 feet; thence S42°38'44"E 1961.04 feet; thence S49°02'44"W 396.39 feet; thence S03°21'13"W 41.21 feet; thence S49°02'44"W 192.99 feet, thence S41°00'00"W 215.83 feet; thence N49°00'00"W 671.64 feet along the Central Michigan Railroad R.O.W. to the place of beginning. Subject to easements of record.

Together with and subject to any other easements, restrictions, and governmental limitations of record, and easements set forth on the Condominium Subdivision plan attached as Exhibit B to the Master Deed, as amended, or as declared and reserved in Article VII of this Master Deed as amended from time to time."

- 2. <u>Percentage of Value</u>. Article VI, Paragraph B and Article IX, Paragraph C1 of the Master Deed which provide that all Units have equal percentages of value are ratified and confirmed.
- Condominium Subdivision Plan. The Condominium Subdivision Plan, as amended by the prior amendments to the Master Deed, is amended as shown on the Condominium Subdivision Plan attached as Exhibit B to this Seventh Amendment which contains new and amended sheets.
- 4. <u>Size of Board.</u> The first sentence of Article IV, Section 1, of the Condominium Bylaws attached as Exhibit A to the Master Deed is amended to increase the Number of Directors who shall serve on the Board of Directors of the Association. The first sentence of such section is deleted and replaced by the following sentence:
- "The business, property, and affairs of the Association shall be managed by a Board of Directors consisting of not fewer than five (5) or more than seven (7) Directors."



- 5. <u>Master Deed Provisions</u>. All of the provisions of the Master Deed, as amended, including, without limitation, the provisions contained in Article X, apply to the real property added to the Project by this Seventh Amendment to the Master Deed.
- Continuing Effect. In all other respects, the provisions of the Master Deed, as previously amended, are ratified and confirmed.

The Developer has duly executed this Seventh Amendment to Master Deed on the day and year set forth in the opening paragraph of this Seventh Amendment.

EASTBROOK DEVELOPMENT COMPANY, a Michigan corporation

(// X///U

Its: President

STATE OF MICHIGAN

) ss

COUNTY OF KENT)

Acknowledged before me in Kent County, Michigan, on <u>October 28</u>, 2003, by Dale Kraker, the President of Eastbrook Development Company, a Michigan corporation, on behalf of the corporation.

* Kathleen M. Adams

Notary Public, Kent County, MI

My commission expires: 04/07/04

S:\MCH\EastbrookDevelopment\AdaMoorings\Seventh Amendment to Master Deed.wpd

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EXHIBIT A

SEVENTH AMENDMENT TO MASTER DEED OF ADA MOORINGS

AFFIDAVIT OF MAILING

STATE OF MICHIGAN	1)
) ss
COUNTY OF KENT)

Carole M. Schad, being duly sworn, deposes and says that:

- 1. She is employed by Eastbrook Development Company, a Michigan corporation.
- 2. On September 9, 2003, notices of the proposed Seventh Amendment to Master Deed of Ada Moorings were mailed to all Co-owners of record in the Ada Moorings project as required by Section 90(5) of the Michigan Condominium Act, pursuant to a list of owners and mortgagees maintained by the Developer of the project. Such notices were sent by first class mail, postage fully prepaid.

Further, deponent saith not.

Carole M. Schad

Subscribed and sworn to before me this 9th day of September 2003.

Kathleen M. Adams

Notary Public, Kent County, Michigan My commission expires: 4/7/2004

REPLAT NO. 4 OF: KENT COUNTY CONDOMINIUM SUBDIVISION PLAN NO. 408 EXHIBIT "B" TO THE AMENDED MASTER DEED OF

MOORINGS

ADA TOWNSHIP, KENT COUNTY MICHIGAN.

EXXEL ENGINEERING INC. 5252 CLYDE PARK S.W. GRAND RAPIDS MI 49509 SURVEYOR:

DEVELOPER:
EASTBROOK DEVELOPMENT COMPANY
2130 ENTERPRISE DRIVE S.E.
GRAND RAPIDS MI 49508

SHEET NOEX

SHEET NOEX

1 COVER SHEET

2 SURVEY PLAN (PHASE 1)

3 SITE PLAN (PHASE 1)

4 UTILITY AND FLOOD PLAN PLAN (PHASE 1)

5 EXPANSION AREA & CONPOSITE PLAN

6 SURVEY PLAN (PHASES 2 & 4)

7 SITE PLAN & FLOOD PLAN PLAN (PHASES 2 & 4)

8 UTILITY PLAN (PHASES 2 & 4)

9 SURVEY PLAN (PHASES 3)

10 SITE PLAN & FLOOD PLAN PLAN (PHASE 3)

11 UTILITY PLAN (PHASE 3)

12 SURVEY PLAN (PHASE 3)

13 SITE PLAN & FLOOD PLAN PLAN (PHASE 3)

14 UTILITY PLAN (PHASES 5 & 6)

13 SITE PLAN & FLOOD PLAN PLAN (PHASES 5 & 6)

14 UTILITY PLAN (PHASES 5 & 6)

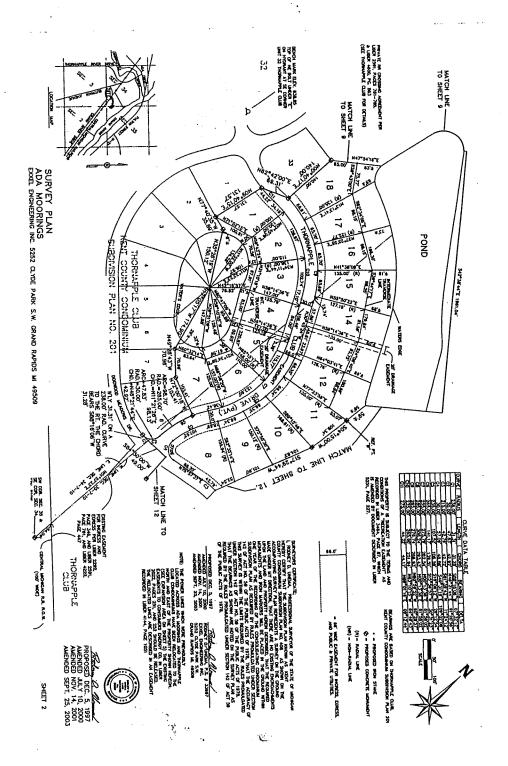
Description of Ada Moorings:

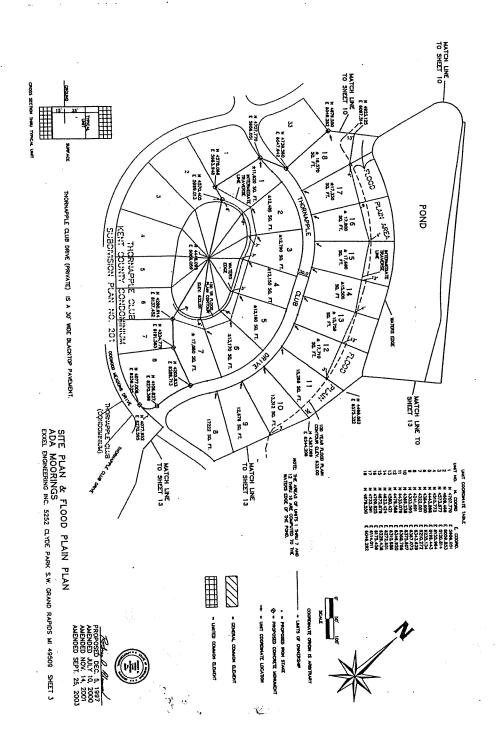
That part of the W 12 of Seadon 35, T7N, R10W, Ada Township, and that part of the N 12, Seadon 2, T8N, R10W, Cascade Township, Kort County, Maintan, described as: Commending at the SW comer of Seadon 35; thence N01*5722*E 54,04 feet along the West line of Seadon 35 to the Northasstadry Naintan, described as: Commending at the SW comer of Seadon 35; thence N01*5722*E 54,04 feet along the West line of Seadon 35 to the Northasstadry Naintan, described as: Commending at the San Annual Research of the Caretal Michigan Railway Company R.O.W. (100 feet wide); thence Seaf*0000*E 150 described Reference Point *15*, thence along as described Reference Point *15*, thence along seaf Essistry fine (N02*5000*W 258 feet, more or less, to Reference Point *15*, thence along seaf Essistry fine (N02*5000*W 258 feet, more or less, to Reference Point *15*, thence along seaf Essistry fine (N02*5000*W 258 feet, more or less, to Reference Point *15*, thence along seaf Essistry fine (N02*5000*W 258 feet, more or less, to Reference Point *15*, thence along seaf Essistry fine (N02*5000*W 258 feet, more or less, to Reference Point *15*, thence Along the Northasstadry fine of Thomappie Club Condominulum; thence Westerly 31.31 feet and N12*274*E = 2.22 feet, thence Northasstadry fine of Thomappie Club Condominulum; thence Northasstadry fine of the Northasstadry fine of the Northasstadr

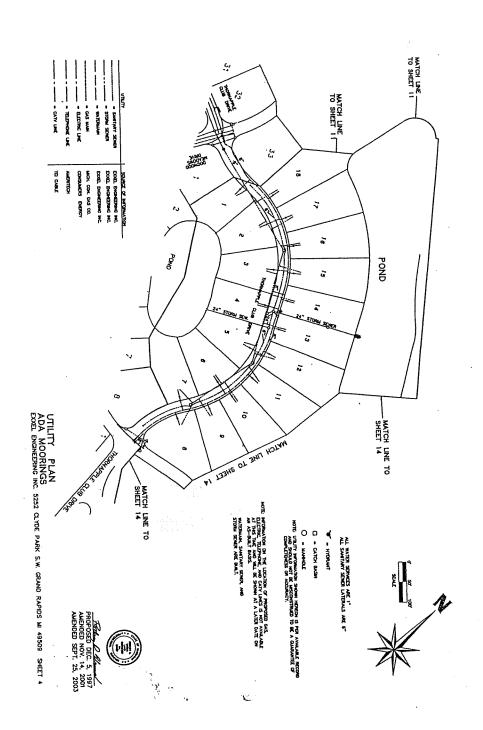


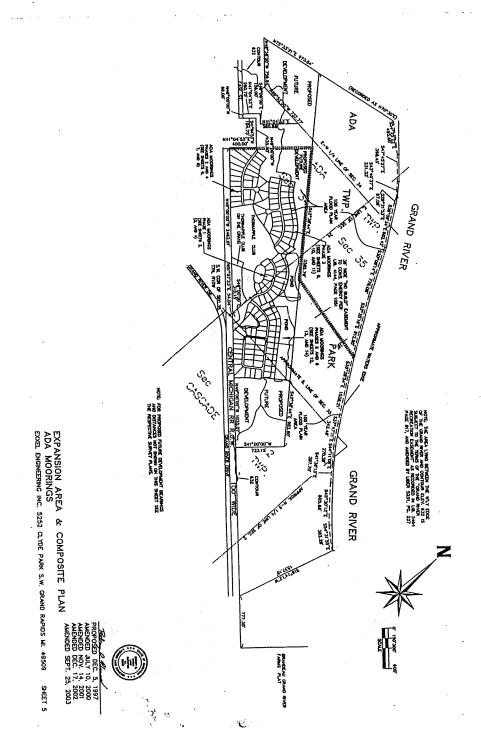
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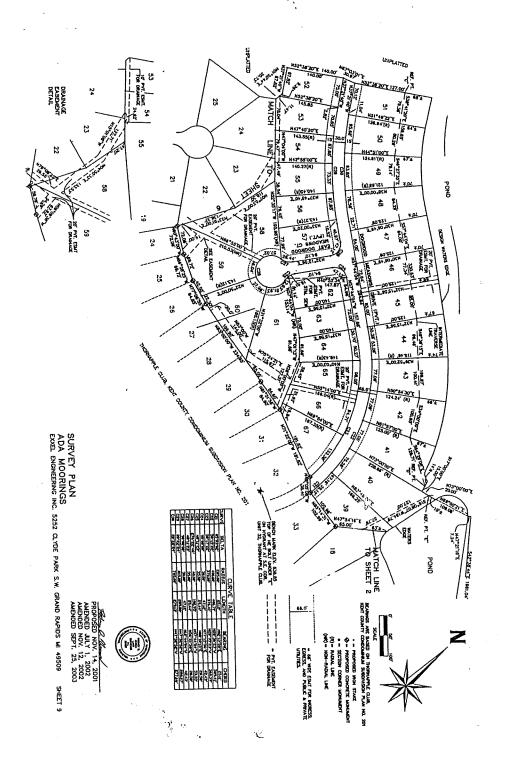
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AMENDED NOV. 14, 2001
AMENDED JULY 1, 2002
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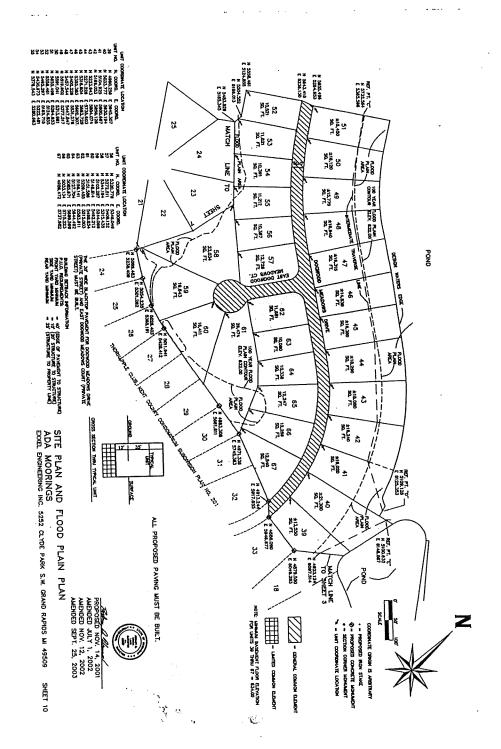


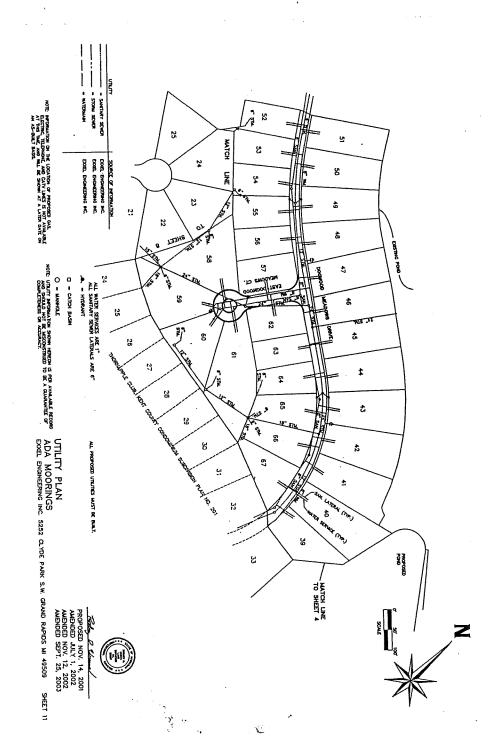


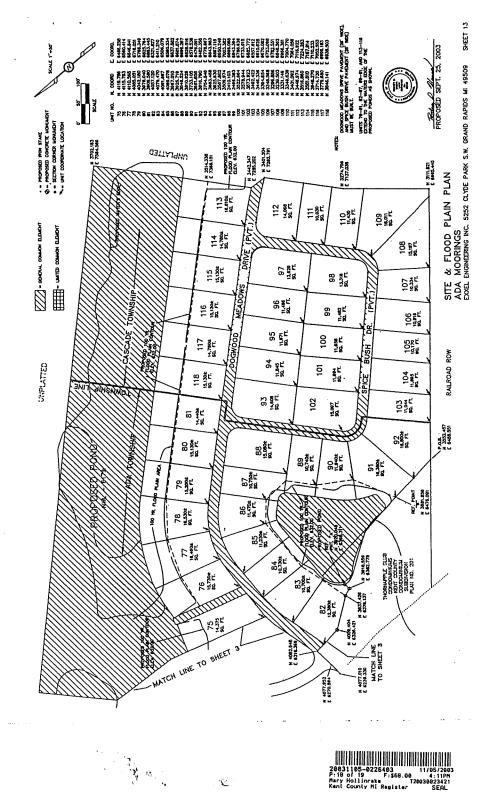




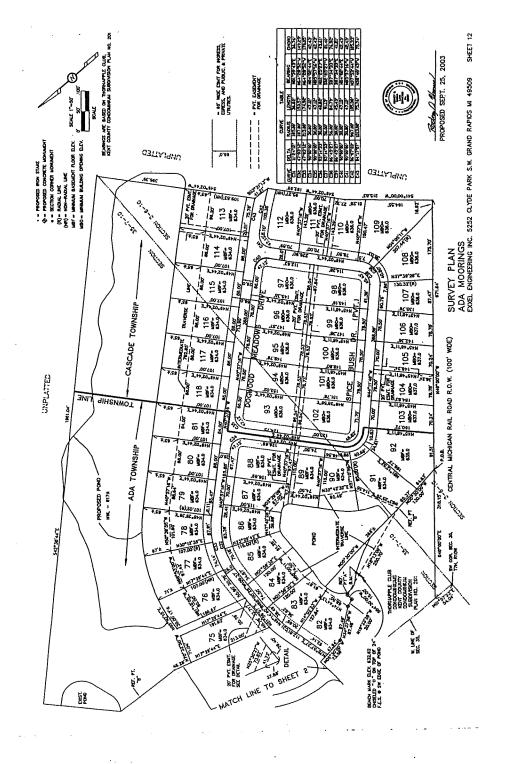




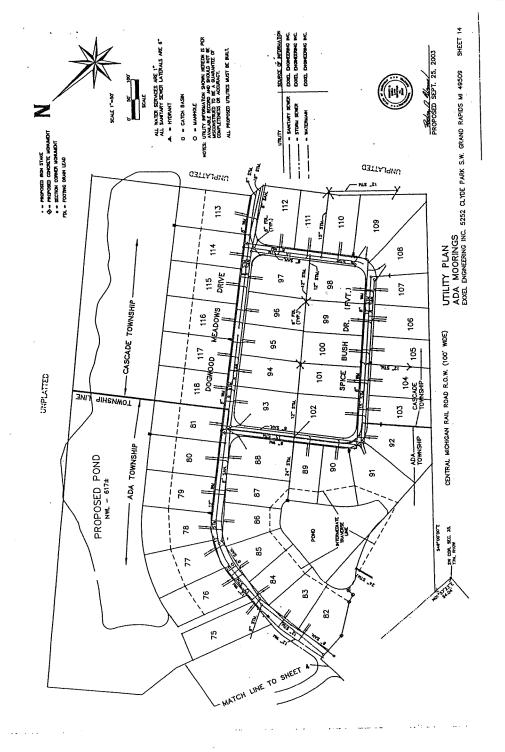




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