
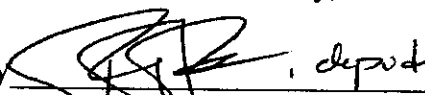




**ELEVENTH AMENDMENT  
 TO THE DECLARATION OF CONDOMINIUM OWNERSHIP  
 OF UNIVERSITY COMMONS CONDOMINIUM  
 PHASE 1-A and 2 AND PHASE 3 AND SHOWING  
 BUILDING 6 "AS BUILT"  
 UNDER CHAPTER 5311 OF THE OHIO REVISED CODE,  
 WHICH DECLARATION WAS ORIGINALLY RECORDED  
 ON OCTOBER 3, 2001 IN STARK COUNTY RECORDS  
 INSTRUMENT NUMBER 2001071085 AND  
 AMENDED ON JUNE 3, 2002 IN STARK COUNTY RECORDERS  
 INSTRUMENT NUMBER 200266030044362 AND  
 ON NOVEMBER 7, 2002 IN STARK COUNTY RECORDERS  
 INSTRUMENT NUMBER 200211070090435 AND  
 NOVEMBER 15, 2002 IN STARK COUNTY RECORDERS  
 INSTRUMENT NUMBER 20020047887 AND  
 JULY 28, 2003 RECORDER INSTRUMENT NUMBER  
 200307280071959 AND  
 AMENDED ON AUGUST 6, 2003 IN STARK COUNTY RECORDERS  
 INSTRUMENT NUMBER 200308060076248 AND  
 AMENDED ON NOVEMBER 18, 2003 RECORDERS INSTRUMENT  
 NUMBER 200311180110766 AND  
 AMENDED ON FEBRUARY 2, 2004, RECORDERS INSTRUMENT  
 NUMBER 20040212000911 AND  
 AMENDED ON MARCH 30, 2004 RECORDERS INSTRUMENT  
 NUMBER 200403300021137 AND  
 AMENDED ON JUNE 8, 2004 IN STARK COUNTY RECORDERS  
 INSTRUMENT NUMBER 200406080040940  
 AMENDED ON DECEMBER 16, 2004 IN STARK COUNTY  
 RECORDERS INSTRUMENT NUMBER 200412160088480**

This is to certify that copies of the Eleventh Amendment of the Declaration, Bylaws and Drawings for University Commons Condominium, depicting Building 6 "as built" have been filed this date with the Auditor of Stark County, Ohio.


  
 \_\_\_\_\_  
 Auditor of Stark County, Ohio  
 by   
 \_\_\_\_\_  
 deputy



Instr: 200501200004007  
P: 2 of 14 F: \$124.00 01/20/2005  
Rick Campbell 1:59PM COND  
Stark County Recorder T20050002724

This document prepared by:  
Larry A. Zink, Esq.  
Zink, Zink & Zink Co., L.P.A.  
3711 Whipple Ave., N.W.  
Canton, Ohio 44718-2933  
Phone: (330) 492-2225  
Fax: (330) 492-3956

**ELEVENTH AMENDMENT TO THE  
ORIGINAL DECLARATION OF  
CONDOMINIUM OWNERSHIP FOR  
UNIVERSITY COMMONS CONDOMINIUM  
DEPICTING BUILDING 6 "AS BUILT"**

  
Instr: 200501200004007 01/20/2005  
P: 3 of 14 F: \$124.00  
Rick Campbell 1:58PM COND  
Stark County Recorder T20050002724

THE ELEVENTH AMENDMENT to the Original Declaration of Condominium Ownership for University Commons Condominium is made this 20<sup>th</sup> day of January 2005, by TOBIN ENTERPRISES, INC., an Ohio corporation (hereinafter referred to as Developer), pursuant to the provisions of Chapter 5311 of the Ohio Revised Code and pursuant to the terms of the Condominium Instruments.

WHEREAS, on the 4th day of September 2001, the Declarant executed the Declaration of Condominium Ownership for University Commons Condominium (the "Declaration" ) which Declaration was certified by the Stark County, Ohio, Auditor on October 3, 2001, and recorded with the Stark County, Ohio, Recorder on October 3, 2002, under Official Imaging No. 2001071085, and which included a description of the Condominium Property with a condominium plat plan of the Condominium Property and Additional Property which was recorded in Volume 6, Pages 123-127 of the Stark County, Ohio, Condominium Plat Records; and the Declaration was amended on June 3, 2002, Recorders Imaging Number 200206030044362 and on November 7, 2002 the Second Amendment was filed, Recorders Imaging Number 200211070090435 and on November 15, 2002 the Third Amendment was filed, Recorders Imaging Number 20020047887 and on July 28, 2003 the Fourth Amendment was filed, Recorder Imaging Number 200307280071959, and on August 6, 2003 the 5th Amendment was filed,

s-zfiles\tobin.121\tobinenterprises.121\tobinent.121\univcommonscondo\declaration#11.wps

Recorders Imaging Number 200308060076228, and on November 18, 2003 the Sixth Amendment was filed, Recorders Imaging Number 200311180110766, and on February 2, 2004 the Seventh Amendment was filed, Recorders Imaging Number 20040212000911, and on March 30, 2004 the Eighth Amendment was filed, Recorders Imaging Number 200403300021137, and on June 8, 2004 the Ninth Amendment was filed, Recorders Imaging Number 200406080040940. On December 16, 2004 the Tenth Amendment was filed, Recorder Imaging Number 200412160088480.

WHEREAS, the Declarant does by this Eleventh Amendment set forth the "as built" drawings for Building 6 being 1963, 1967, 1977 and 1973 University Commons Dr. SE (Private Drive), Massillon, Ohio 44647.

- 1) Attached hereto as Exhibit 1 is the Condominium Plat showing Building 6, as built.
- 2) Attached hereto as Exhibit 2 are the elevation drawings for Building 6, as built.
- 3) Attached hereto as Exhibit 3 are the floor plan drawings for Building 6, as built.
- 4) In all other respects the Declaration of Condominium and all amendments thereto shall remain unchanged.

IN WITNESS WHEREOF, the undersigned have executed this  
instruments this 20th day of January, 2005.

Signed and acknowledged  
in the presence of:

DECLARANT:

TOBIN ENTERPRISES, INC.

Marcia A. Brown

By: [Signature]

Fred W. Tobin, President

[Signature]

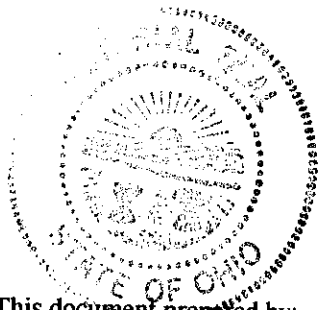
STATE OF OHIO

SS:

COUNTY OF STARK

Notary

Before me appears FRED W. TOBIN, President of Tobin Enterprises,  
Inc., and did execute and acknowledge that the above signature was of his  
free act and deed.



Marcia A. Brown

Notary Public

My Commission Expires October 1, 2008

This document prepared by:  
Larry A. Zink, Esq.  
Zink, Zink & Zink Co., L.P.A.  
3711 Whipple Ave., N.W.  
Canton, Ohio 44718-2933  
Phone: (330) 492-2225  
Fax: (330) 492-3956

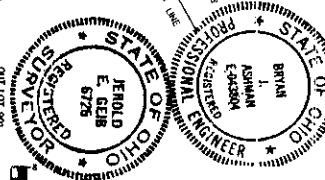
REFERENCE DIRECTION:  
 PLANNING SYSTEM ESTABLISHED FROM THE PROJECT PLAT OF UNIVERSITY WILLAGES PHASE 6, STARK COUNTY, OHIO, REC'D 10/13/2004, PLAT NO. 200501200004007, AS SHOWN ON THE PLAT. STARK COUNTY PLANS RECORDS USING NO238197E FOR THE CENTERLINE OF BOWLING GREEN DRIVE S.E.

OWNER/DEVELOPER  
 TOBIN ENTERPRISES, INC.  
 7654 SPERMILLER RD.  
 NORTH CANTON, OHIO 44720  
 PHONE: 330-491-9744  
 DECEMBER 2004

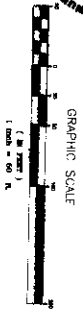
**MONUMENT LEGEND**

- 1/2" IRON BAR TO BE SET
- MONUMENT SET
- 1/2" IRON BAR W/ COPPER & ASSOC. CAP FOUND
- MONUMENT FOUND

THE HEREIN REGISTERED PROFESSIONAL ENGINEER'S STATE'S JURISDICTION TO O.A.C. 5310.07 (B)(1) AND REGISTERED PROFESSIONAL SURVEYOR'S STATE'S JURISDICTION TO O.A.C. 5301.07 (C) THAT IN THE BEST OF HIS KNOWLEDGE AND BELIEF THE DRAWING ACCURATELY REPRESENTS THE LOCATION OF THE IMPROVEMENTS AND RECORDS EASIMENTS AS CONSTRUCTED.

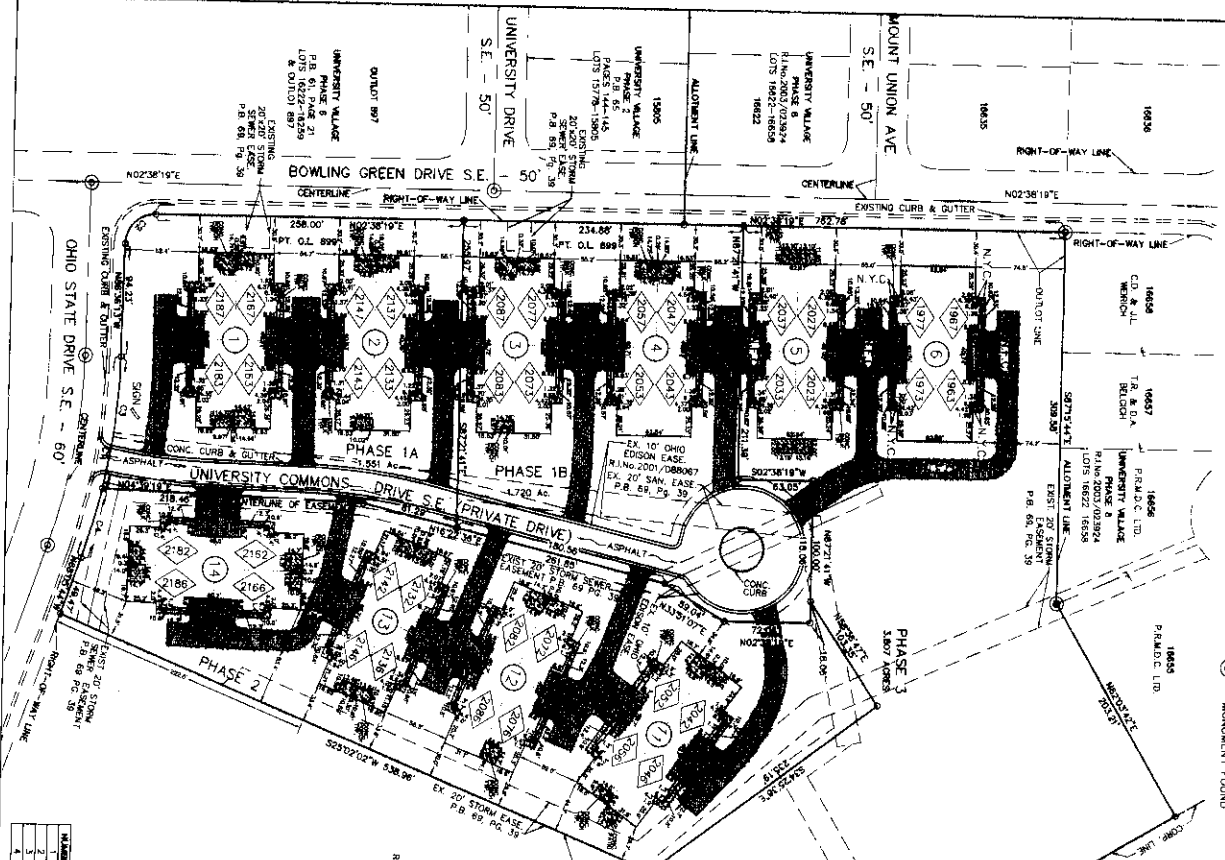
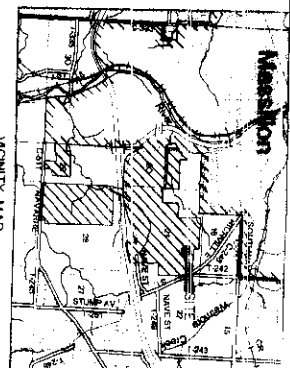


**Bryan Ashman**  
 REGISTERED PROFESSIONAL ENGINEER  
 REGISTERED PROFESSIONAL SURVEYOR  
 STATE OF OHIO REGISTRATION NO. E-043804  
 DATE: 12/10/05  
 JEROLD E. GEB  
 REGISTERED PROFESSIONAL SURVEYOR  
 STATE OF OHIO REGISTRATION NO. 6725



**PERTINENT DOCUMENTS**

- R.I.No.197/068802
- R.I.No.197/068802
- R.I.No.198/000721
- R.I.No.199/029999
- P.B. 63 PGS. 144-145
- P.B. 63 PGS. 39 & 40
- R.I.No.195/038246
- R.I.No.200/039245 - DEED OF RECORD
- OWNERS: TOBIN ENTERPRISES, INC.
- C.P.B. 6 PG. 123
- R.I.No.201/091019 - NOTICE OF COMMENCEMENT
- R.I.No.200/091019 - ORIGINAL DECLARATION OF UNIVERSITY COMMONS CONDOMINIUMS
- R.I.No.200/0903044362-1st AMENDMENT TO THE DECLARATION OF UNIVERSITY COMMONS CONDOMINIUMS
- R.I.No.2002/08030044363- CONDOMINIUM PLAT
- R.I.No. 200 BUILDINGS 1 & 2
- R.I.No. 200 BUILDINGS 3 & 4
- R.I.No.2002/11070904436- CONDOMINIUMS (BUILDING 3) OF BUILDING 3
- R.I.No.2002/1106093279-3rd AMENDMENT TO THE DECLARATION OF UNIVERSITY COMMONS CONDOMINIUMS
- R.I.No.2002/071959- CONDOMINIUM PLAT
- R.I.No.2002/0728071959-4th AMENDMENT TO THE DECLARATION OF UNIVERSITY COMMONS CONDOMINIUMS (BUILDING 4)
- R.I.No.2003/0806076248-5th AMENDMENT TO THE DECLARATION OF UNIVERSITY COMMONS CONDOMINIUMS (PHASE 2) OF PHASE 2
- R.I.No.2003/1118010768-6th AMENDMENT TO THE DECLARATION OF UNIVERSITY COMMONS CONDOMINIUMS (BUILDING 13)
- R.I.No.2004/0720090811-7th AMENDMENT TO THE DECLARATION OF UNIVERSITY COMMONS CONDOMINIUMS (BUILDING 14)
- R.I.No.2004/0330002137-8th AMENDMENT TO THE DECLARATION OF UNIVERSITY COMMONS CONDOMINIUMS (BUILDING 12)
- R.I.No.2004/0809040940-9th AMENDMENT TO THE DECLARATION OF UNIVERSITY COMMONS CONDOMINIUMS (BUILDING 11) OF BUILDING 11
- R.I.No.2001/088057- EASEMENT TO THE OHIO Edison COMPANY WATER COMPANY - WATER UTILITY EASEMENT TO WATER COMPANY (DEFINED BLANKET EASEMENT) OHIO
- R.I.No.2004/08210044608- SANITARY SEWER EASEMENT TO THE OHIO MASSILLON WATERWORKS - 10th AMENDMENT TO THE DECLARATION OF UNIVERSITY COMMONS CONDOMINIUMS (PHASE 3 & BUILDING 5)



**UNIVERSITY COMMONS CONDOMINIUM AREA TABLE**

TOTAL AREA OF PROPERTY:	9,728 ACRES
CONDOMINIUM PROPERTY PHASE 1A:	1,551 ACRES
CONDOMINIUM PROPERTY PHASE 1B:	1,720 ACRES
CONDOMINIUM PROPERTY PHASE 1 TOTAL:	3,271 ACRES
CONDOMINIUM PROPERTY PHASE 2:	2,880 ACRES
CONDOMINIUM PROPERTY PHASE 3:	3,607 ACRES

**PLAN LEGEND**

- DENOTES BUILDING NUMBER
- ◇ DENOTES UNIT/HOUSE NUMBER
- DENOTES LIMITED COMMON AREA
- ▨ DENOTES CONCRETE
- ▩ DENOTES ASPHALT
- DENOTES GRAVEL
- N.Y.C. DENOTES NOT YET COMPLETE
- N.F.C. DENOTES ASPHALT NEEDS FINISH COAT

**CHANGING DATA TABLE**

NUMBER	DATE	REVISIONS	BY
1	12/10/05	ISSUE	J.E.G.
2	11/28/05	REVISION	J.E.G.
3	11/28/05	REVISION	J.E.G.
4	02/20/07	REVISION	J.E.G.

Instr: 200501200004007  
 6 of 14 P. \$124.00  
 Rick Campbell 01/20/2005 1:59PM COND  
 Stark County Recorder T20050002724

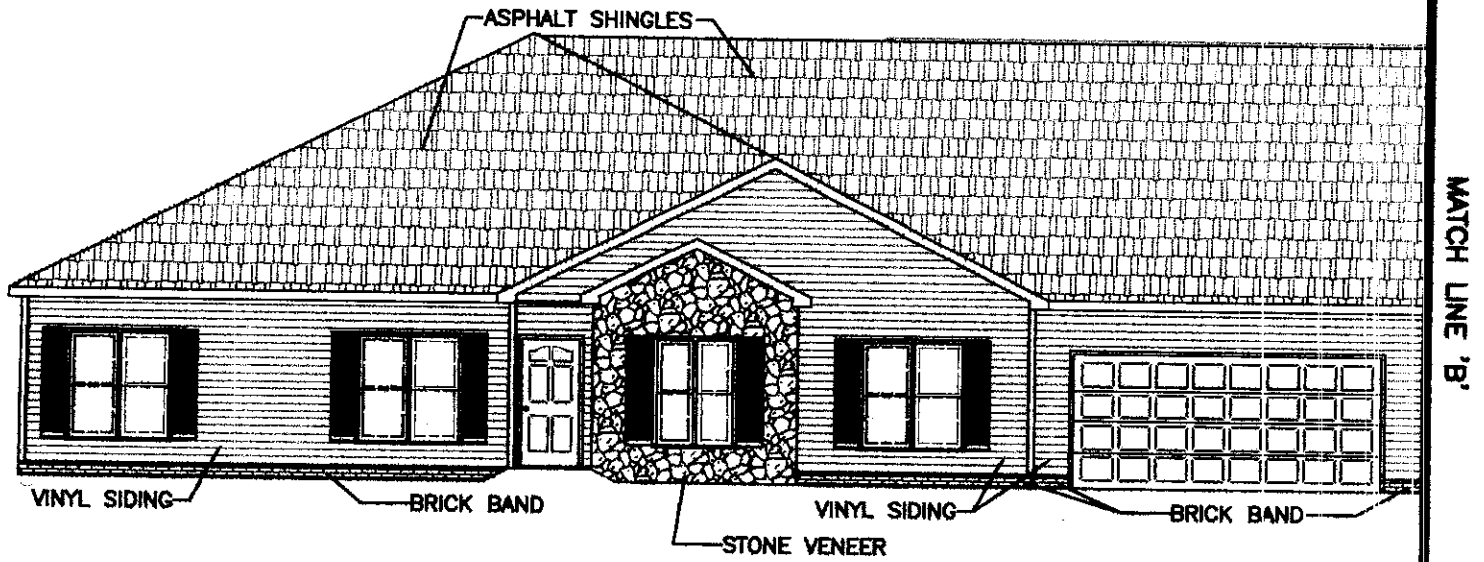
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 RECORDED IN \_\_\_\_\_ BOOK \_\_\_\_\_ PAGE \_\_\_\_\_  
 STARK COUNTY RECORDER  
 CONDOMINIUM PLAT - BUILDING 6  
 Plat No. 01138

**CONDOMINIUM PLAT**  
**UNIVERSITY COMMONS CONDOMINIUMS**  
 BEING ALL OF OUTLOT 899 IN THE CITY OF MASSILLON  
 STARK COUNTY, OHIO  
 FOR : TOBIN ENTERPRISES, INC.

**COOPER & ASSOCIATES, P.L.L.C.**  
 ENGINEERS AND SURVEYORS  
 1359 MARKET AVENUE, NORTH CANTON, OHIO 44714  
 PHONE: (330) 452-6731  
 FAX: (330) 452-8110

**BRYAN J. ASHMAN**  
 JEROLD E. GEB

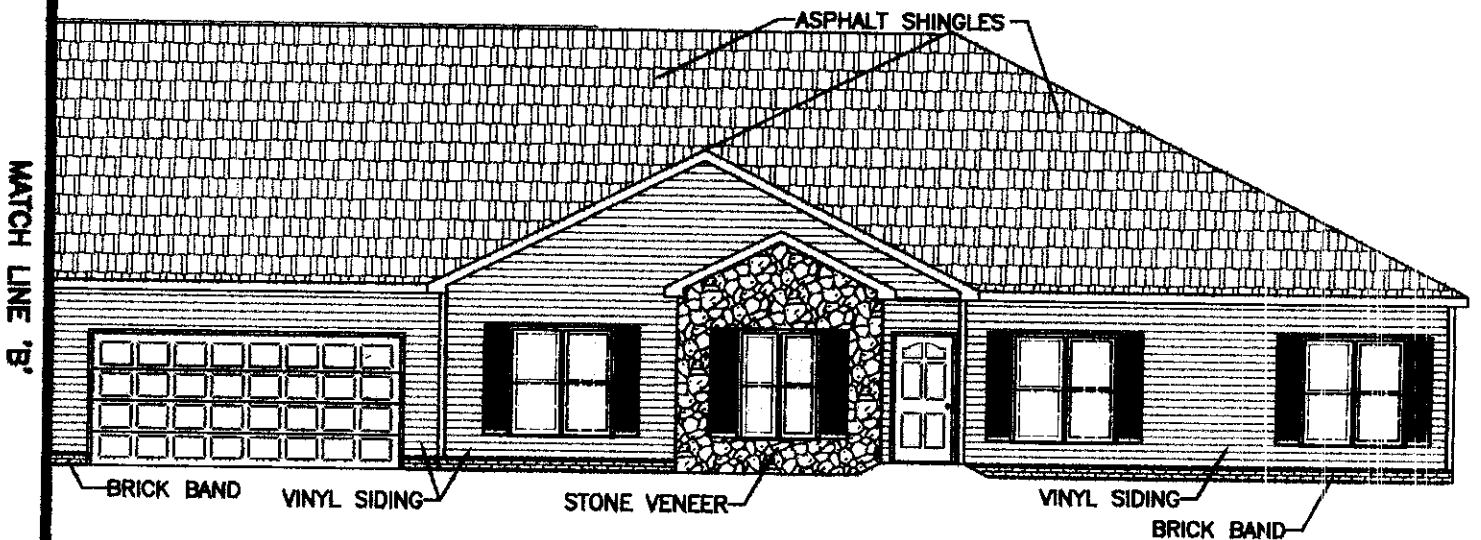
DATE: JANUARY 2005  
 SHEET: 6 OF 11



SOUTH ELEVATION - UNIT 1977



Instr: 200501200004007  
 P: 7 of 14 F: \$124.00 01/20/2005  
 Rick Campbell 1:59PM CONG  
 Stark County Recorder T20050002724



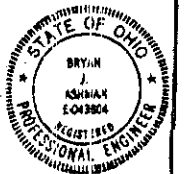
SOUTH ELEVATION - UNIT 1973

THE HEREON REGISTERED PROFESSIONAL ENGINEER STATES PURSUANT TO O.A.C. 5311.07 (B)(1) AND REGISTERED PROFESSIONAL SURVEYOR STATES PURSUANT TO O.A.C. 5311.07 (B)(2) THAT TO THE BEST OF THEIR KNOWLEDGE AND BELIEF THE DRAWING ACCURATELY SHOWS BUILDING 6 AND ACCURATELY REFLECTS THE LOCATION OF THE IMPROVEMENTS AS CONSTRUCTED.

**BUILDING 6**  
 UNITS 1963, 1967, 1973 & 1977  
 CONDOMINIUM DRAWINGS  
 FOR UNIVERSITY COMMONS

1/12/05  
 DATE

*Bryan J. Ashman*  
 BRYAN J. ASHMAN  
 REGISTERED ENGINEER  
 NO. E-043804



1/12/05  
 DATE

*Jerold E. Geib*  
 JEROLD E. GEIB  
 REGISTERED SURVEYOR  
 NO. 6725

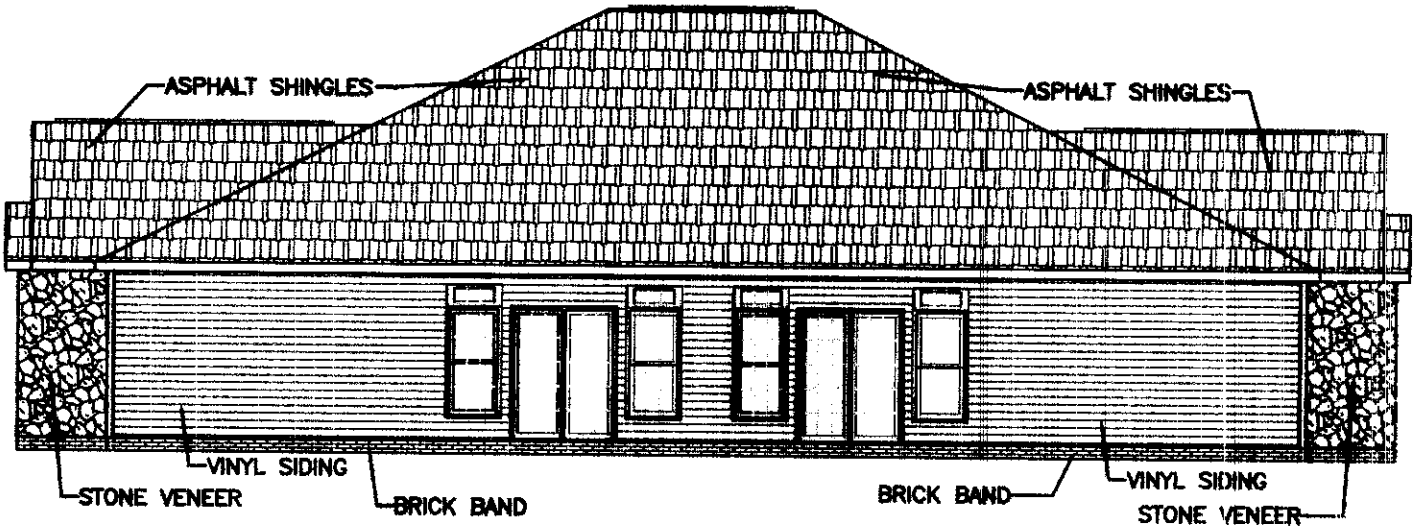


Exhibit 2

SHEET 1 OF 6



Instr: 200501200004007  
 P: 8 of 14 F: \$124.00 01/20/2005  
 Rick Campbell 1:59PM COND  
 Stark County Recorder T20050002724



WEST ELEVATION - UNITS 1967 & 1977

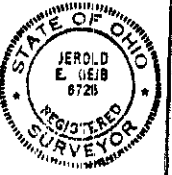
THE HEREON REGISTERED PROFESSIONAL ENGINEER STATES PURSUANT TO O.A.C. 5311.07 (B)(1) AND REGISTERED PROFESSIONAL SURVEYOR STATES PURSUANT TO O.A.C. 5311.07 (B)(2) THAT TO THE BEST OF THEIR KNOWLEDGE AND BELIEF THE DRAWING ACCURATELY SHOWS BUILDING 6 AND ACCURATELY REFLECTS THE LOCATION OF THE IMPROVEMENTS AS CONSTRUCTED.

**BUILDING 6**  
 UNITS 1963, 1967, 1973 & 1977  
 CONDOMINIUM DRAWINGS  
 FOR UNIVERSITY COMMONS

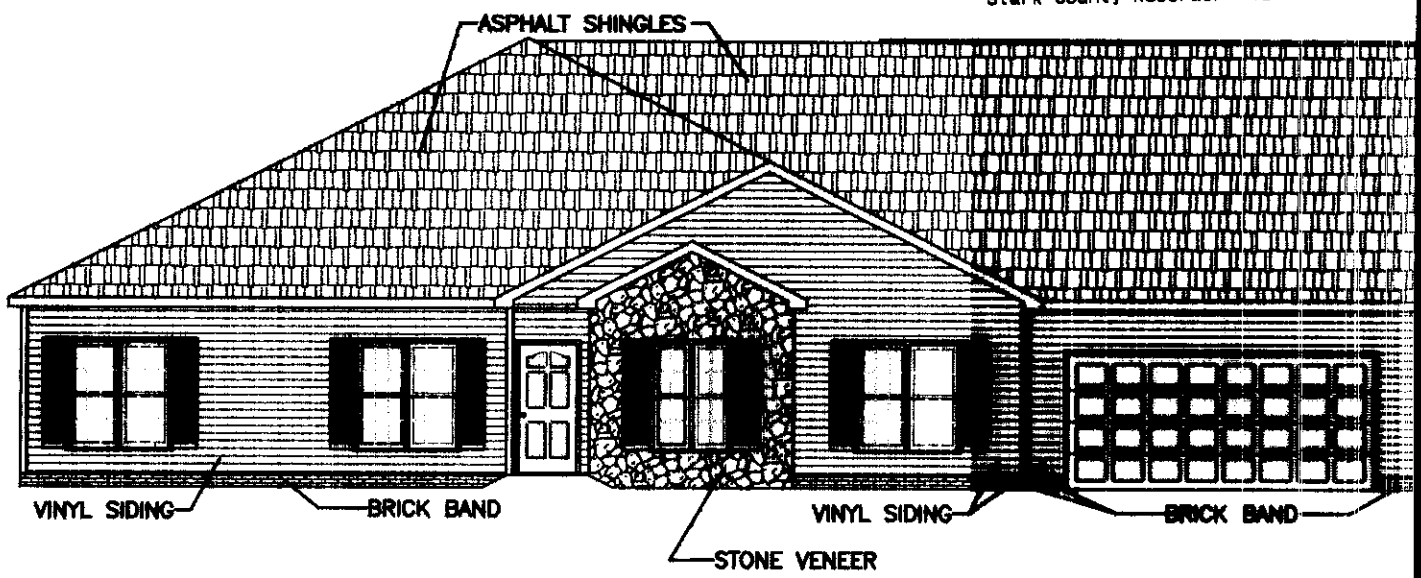
4/12/05  
 DATE *Bryan J. Ashman*  
 BRYAN J. ASHMAN  
 REGISTERED ENGINEER  
 NO. E-043804



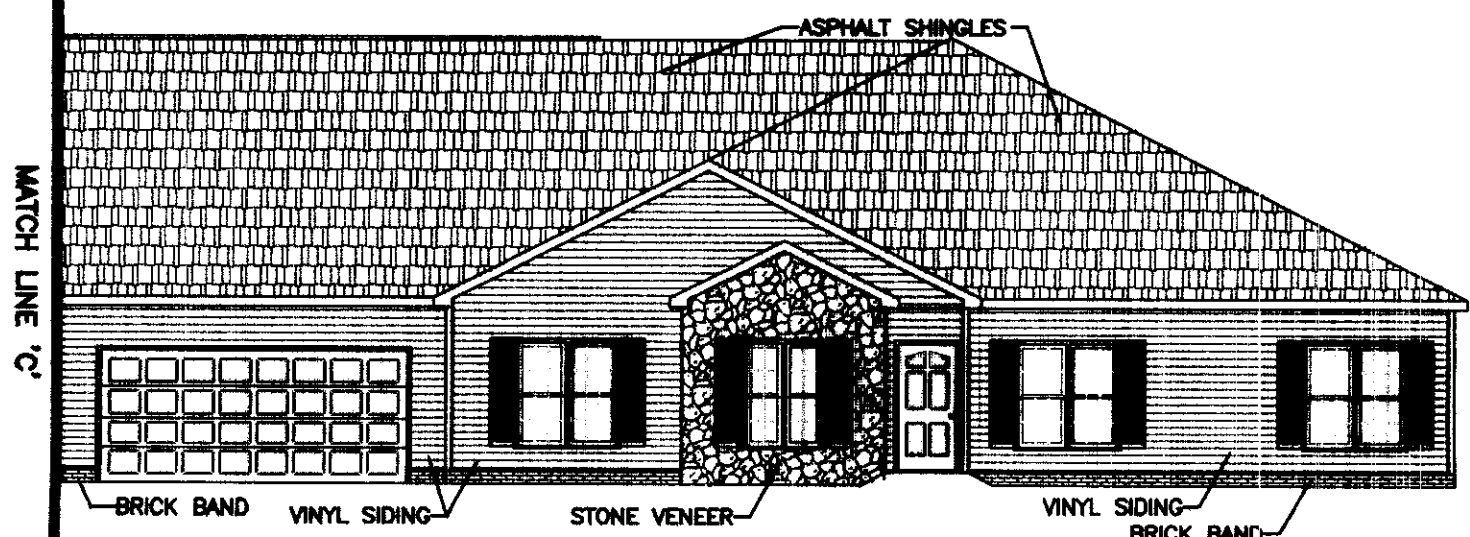
1/12/05  
 DATE *Jerrold E. Geib*  
 JEROLD E. GEIB  
 REGISTERED SURVEYOR  
 NO. 6725







NORTH ELEVATION - UNIT 1963



NORTH ELEVATION - UNIT 1967

THE HEREON REGISTERED PROFESSIONAL ENGINEER STATES PURSUANT TO O.A.C. 5311.07 (B)(1) AND REGISTERED PROFESSIONAL SURVEYOR STATES PURSUANT TO O.A.C. 5311.07 (B)(2) THAT TO THE BEST OF THEIR KNOWLEDGE AND BELIEF THE DRAWING ACCURATELY SHOWS BUILDING 6 AND ACCURATELY REFLECTS THE LOCATION OF THE IMPROVEMENTS AS CONSTRUCTED.

**BUILDING 6**  
 UNITS 1963, 1967, 1973 & 1977  
 CONDOMINIUM DRAWINGS  
 FOR UNIVERSITY COMMONS

1/12/05  
 DATE *Bryan J. Ashman*  
 BRYAN J. ASHMAN  
 REGISTERED ENGINEER  
 NO. E-043804

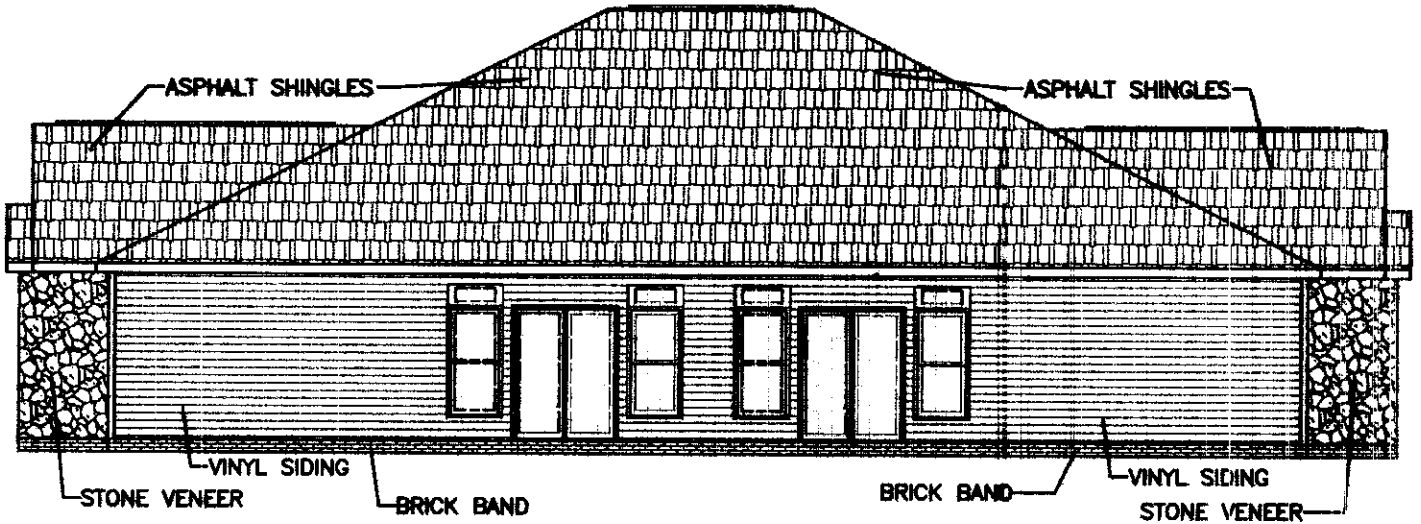


1/12/05  
 DATE *Jerold E. Geib*  
 JEROLD E. GEIB  
 REGISTERED SURVEYOR  
 NO. 6725





Instr: 200501200004007 01/20/2005  
 P: 10 of 14 F: \$124.00  
 Rick Campbell 1:59PM COND  
 Stark County Recorder T20050002724



EAST ELEVATION - UNITS 1973 & 1963

THE HEREON REGISTERED PROFESSIONAL ENGINEER STATES PURSUANT TO O.A.C. 5311.07 (B)(1) AND REGISTERED PROFESSIONAL SURVEYOR STATES PURSUANT TO O.A.C. 5311.07 (B)(2) THAT TO THE BEST OF THEIR KNOWLEDGE AND BELIEF THE DRAWING ACCURATELY SHOWS BUILDING 6 AND ACCURATELY REFLECTS THE LOCATION OF THE IMPROVEMENTS AS CONSTRUCTED.

BUILDING 6  
 UNITS 1963, 1967, 1973 & 1977  
 CONDOMINIUM DRAWINGS  
 FOR UNIVERSITY COMMONS

1/12/05  
 DATE

*Bryan J. Ashman*  
 BRYAN J. ASHMAN  
 REGISTERED ENGINEER  
 NO. E-043804



1/12/05  
 DATE

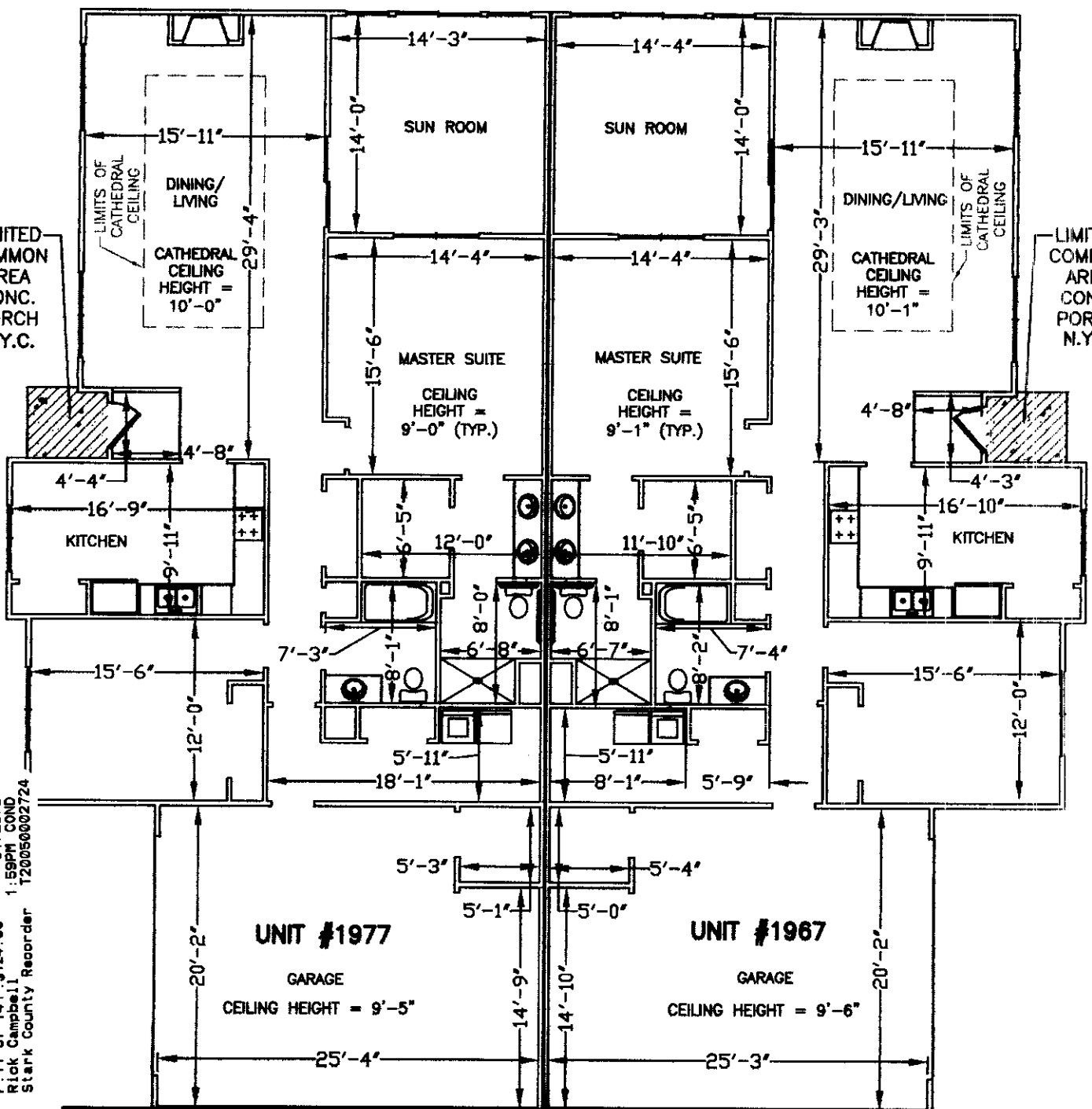
*Jerrold E. Geib*  
 JERROLD E. GEIB  
 REGISTERED SURVEYOR  
 NO. 6725



SHEET 4 OF 6

01138

Inetr: 200501200004007 01/20/2005  
 P: 11 of 14 F: \$124.00 1:59PM COND  
 Rick Campbell  
 Stark County Recorder  
 T20050002724



**MATCH LINE 'A'**  
**FLOOR PLAN - UNITS 1977 & 1967**

THE HEREON REGISTERED PROFESSIONAL ENGINEER STATES  
 PURSUANT TO O.A.C. 5311.07 (B)(1) AND REGISTERED  
 PROFESSIONAL SURVEYOR STATES PURSUANT TO O.A.C.  
 5311.07 (B)(2) THAT TO THE BEST OF THEIR KNOWLEDGE  
 AND BELIEF THE DRAWING ACCURATELY SHOWS BUILDING 6  
 AND ACCURATELY REFLECTS THE LOCATION OF THE  
 IMPROVEMENTS AS CONSTRUCTED.

**BUILDING 6**  
**UNITS 1963, 1967, 1973 & 1977**  
**CONDOMINIUM DRAWINGS**  
**FOR UNIVERSITY COMMONS**

1/12/05  
 DATE *Bryan J. Ashman*  
**BRYAN J. ASHMAN**  
 REGISTERED ENGINEER  
 NO. E-043804

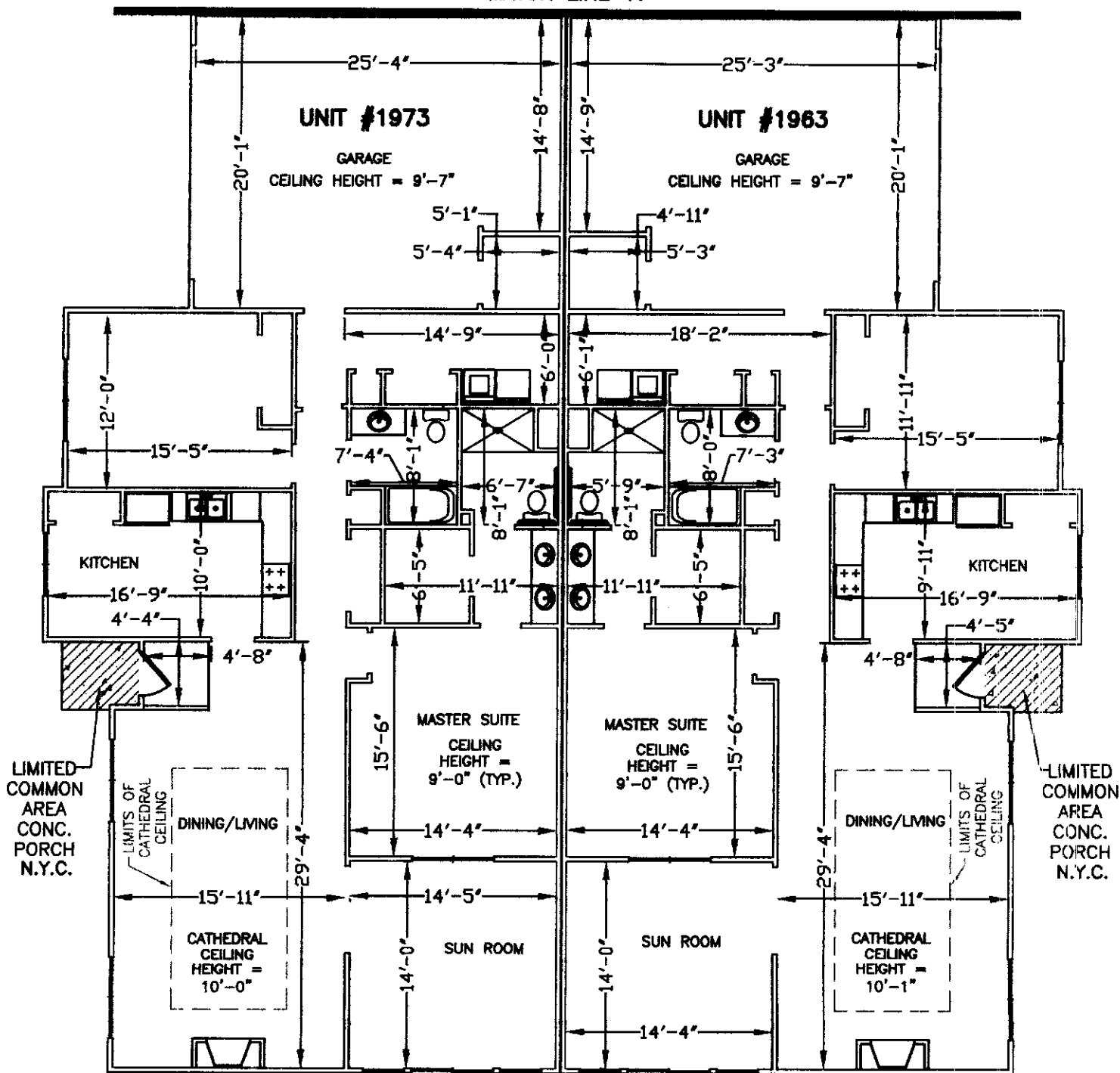


1/12/05  
 DATE *Jerold E. Geib*  
**JEROLD E. GEIB**  
 REGISTERED SURVEYOR  
 NO. 6725



*Exhibit 3*

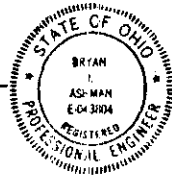
MATCH LINE 'A'



FLOOR PLAN -  
UNITS 1973 & 1963

THE HEREON REGISTERED PROFESSIONAL ENGINEER STATES PURSUANT TO O.A.C. 5311.07 (B)(1) AND REGISTERED PROFESSIONAL SURVEYOR STATES PURSUANT TO O.A.C. 5311.07 (B)(2) THAT TO THE BEST OF THEIR KNOWLEDGE AND BELIEF THE DRAWING ACCURATELY SHOWS BUILDING 6 AND ACCURATELY REFLECTS THE LOCATION OF THE IMPROVEMENTS AS CONSTRUCTED.

1/12/05  
DATE  
*Bryan J. Ashman*  
BRYAN J. ASHMAN  
REGISTERED ENGINEER  
NO. E-043804



BUILDING 6  
UNITS 1963, 1967, 1973 & 1977  
CONDOMINIUM DRAWINGS  
FOR UNIVERSITY COMMONS

1/12/05  
DATE  
*Jerold E. Geib*  
JEROLD E. GEIB  
REGISTERED SURVEYOR  
NO. 6725



Instr: 200501200004007  
P: 12 of 14 F: \$124.00 01/20/2005  
Riok Campbell 1:59PM COND  
Stark County Recorder T20050002724

SHEET 6 OF 6

01138



Instr: 200501200004007  
 P: 13 of 14 F: \$124.00 01/20/2005  
 Rick Campbell 1:59PM COND  
 Stark County Recorder T20050002724

Sheet 1 of 2

# COOPER & ASSOCIATES, LLP

## TRANSMITTAL SHEET

TO: Zink, Zink and Zink  
 ATT: Larry Zink

3711 Whipple Ave. N.W.  
Canton, Ohio  
44718

COPY TO: File 01138

FROM: Russ Doyle  
 DATE: Jan. 12 2005  
 REF: University Commons

TRANSMITTED VIA:  STANDARD MAIL  OVERNIGHT MAIL  PICKUP  HAND DELIVERY

THE FOLLOWING:

- PRINTS  SPECIFICATIONS  COMPUTER DISK (S)  
 ORIGINAL TRACINGS  DESCRIPTIONS  OTHER:

Copies	Date	No.	Description
1	1/12/05	1	Original 24" x 36" Mylar Tracting of Bldg. # 6 Condo Plat
3	1/12/05	1	Prints of 24" x 36" Condo Plat
1	1/12/05	1	Original 8 1/2" x 11" Mylar Reduction of Bldg. # 6 Condo Plat

TRANSMITTED AS  BELOW:

- FOR APPROVAL  UTILITY CORRESPONDENCE  APPROVED AS NOTED  
 FOR REVIEW & COMMENT  RETURNED AFTER LOANED TO US  RESUBMIT \_\_\_ COPIES ALL  
 FOR YOUR FILE  APPROVED AS SUBMITTED  \_\_\_ COPIES FOR DISTRIBUTION

DETAIL REMARKS:

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Cooper & Associates, LLP  
 1359 Market Avenue North; Canton, Ohio 44714  
 tel (330) 452-5731 fax (330) 452-9110

Project File : TMM2

Sheet 2 of 2

# COOPER & ASSOCIATES, LLP

## TRANSMITTAL SHEET

TO: Zink, Zink and Zink  
 ATT: Larry Zink

COPY TO: File 01138

FROM: Russ Doyle  
 DATE: Jan. 12 2005  
 REF: University Commons

TRANSMITTED VIA:  STANDARD MAIL  OVERNIGHT MAIL  PICKUP  HAND DELIVERY

THE FOLLOWING:  
 PRINTS  SPECIFICATIONS  COMPUTER DISK (S)  
 ORIGINAL TRACINGS  DESCRIPTIONS  OTHER:

Copies	Date	No.	Description
2	1/12/05	1	Copies of 8 1/2" x 11" Reduction of Bldg. #6 Condo Plat
1	1/12/05	6	Original 8 1/2" x 11" Mylar of Bldg. #6 Condo Bldg. Drawings
1	1/12/05	6	Copies of " " " "

TRANSMITTED AS  BELOW:  
 FOR APPROVAL  UTILITY CORRESPONDENCE  APPROVED AS NOTED  
 FOR REVIEW & COMMENT  RETURNED AFTER LOANED TO US  RESUBMIT \_\_\_ COPIES ALL  
 FOR YOUR FILE  APPROVED AS SUBMITTED  \_\_\_ COPIES FOR DISTRIBUTION

DETAIL REMARKS:

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