JAX ID# 4-279-03179770

When recorded mail to:
Beltway/Network Settlement Services
255 N. Washington St., Suite 505
Rockville, Maryland 20850

# FIRST AMENDMENT TO KING FARM CONDOMINIUM DECLARATION OF CONDOMINIUM

Case#

THIS FIRST AMENDMENT TO KING FARM CONDOMINIUM DECLARATION OF CONDOMINIUM (this "First Amendment") is made this <u>10</u> day of November, 1998, by King Partners Limited Partnership, having an address at 6401 Golden Triangle Drive, Suite 200, Greenbelt, Maryland 20770 ("Declarant").

WHEREAS, Declarant, by Declaration dated July 24, 1998 and recorded among the Land Records of Montgomery County, Maryland in Liber 16140 folio 280 (the "Original Declaration"), subjected certain property described on Exhibit "A" attached hereto and by reference made a part hereof, to a condominium regime known as "King Farm Condominium" pursuant to Section 11-101, et. seq. of the Real Property Article of the Annotated Code of Maryland (the "Maryland Condominium Act"); and

WHEREAS, in connection with the Declaration, the Declarant filed a Condominium Plat for the property described on Exhibit "A" among the Land Records of Montgomery County, Maryland in Plat Nos. 7569 and 7566; and

WHEREAS, all real property subject to the condominium regime immediately prior to the recordation of this First Amendment is described in Exhibit "A" attached hereto; and

WHEREAS, in Article VII of the Declaration, the Declarant reserved the right to expand the condominium regime to include additional property pursuant to Section 11-120 of the Maryland Condominium Act; and

WHEREAS. Declarant has decided to expand the Condominium and executes this First Amendment for the purpose of subjecting the additional property described in Exhibit "B" attached hereto to the King Farm Condominium condominium regime; and

whereas, Declarant has filed an Amendment to the Condominium Plats incorporating the additional property described in Exhibit "B" into the condominium regime, which Amendment is dated 11/16/98 and is recorded among the Land Records of Montgomery County. Maryland in PS. 76 Plat Nos. 7564, 7565 and 7566; and

NOW, THEREFORE, for good and valuable consideration the receipt whereof is hereby acknowledged, the Declarant hereby declares that the property described in Exhibit "B" attached hereto, together with all improvements hereinafter constructed thereon, and all rights, alleys, ways, waters, privileges and appurtenances thereto, subject to the operation and effect of any and all instruments which have been recorded among the Land Records of Montgomery County prior to the recordation of this First Amendment, is hereby subjected to a condominium regime known as King Farm Condominium and shall be held, conveyed, divided or subdivided, leased, rented and occupied, improved, hypothecated or encumbered, subject to the covenants, restrictions, uses.

RECEIVED FOR TRANSFER

MIO CIRCUIT COURT (Land Records) [MSASE 63-16432] MOR 16477, p. 0315. Printed 11/03/2010. Online 06/16/P005

for Monigumers County

NO CARD

W WAT ALE

limitations, obligations, easements, equitable servitudes, charges and liens (hereinafter sometimes referred to as "covenants and restrictions") set forth in the Declaration including the provisions of the Bylaws of the Council of Unit Owners of King Farm Condominium, Inc. (the "Bylaws") attached to the Declaration as Exhibit "C" and incorporated therein, and all notes, legends, memoranda and other data appearing on the recorded condominium plats as amended, all of which are declared and agreed to be in aid of a plan for the improvement of the property and the divisions thereof into condominiums, and all of which shall be deemed to run with and bind the land, and shall inure to the benefit of and be enforceable by the Declarant, its successors and assigns, and any person acquiring or owning an interest in the property and improvements, including without limitation, any person, group of persons, corporation, trust or other legal entity or any combination thereof which holds such interest solely as security for the performance of an obligation.

As of the date this First Amendment is recorded among the Land Records of Montgomery County, the percentage interest of each unit owner and the number of votes that each unit owner may cast shall be as set forth on Exhibit "C" attached hereto and by reference made a part hereof.

Assessments on the units on the property described in Exhibit "B" shall commence on the first day of the month following recordation of this First Amendment.

It is the intent and purpose of this First Amendment to expand the King Farm Condominium from twelve (12) residential Condominium Units and four (4) parking Condominium Units on the property described in Exhibit "A" to a total of forty (40) residential Condominium Units and twelve (12) parking Condominium Units on the property described in Exhibits "A" and "B" collectively.

IN WITNESS WHEREOF, the Declarant has caused this First Amendment to be executed and ensealed on its behalf by its duly authorized representative, the day and year first above written.

WITNESS/ATTEST:

Christina L'Colley

DECLARANT:

KING PARTNERS LIMITED PARTNERSHIP

By:

BA King Limited Partnership,

General Partner

By:

BA King Investment Company,

General Partner

#### **ACKNOWLEDGEMENT**

STATE OF MARYLAND, CITY/ COUNTY OF AUGUS	LEUNDEZ, TO WIT:
Notary Public of the State of Maryland, personally appeare acknowledged himself to be the <u>Uce Presuper</u> of BA King In BA King Limited Partnership, General Partner of King Partnersuch <u>Uce Presuper</u> , being authorized so to do executed the corporation in its capacity as General Partner of BA King capacity as General Partner of King Partners Limited Frontained by signing the name of the corporation by himself in	vestment Company, General Partner of the Subscriber, who were Limited Partnership, and that he are foregoing instrument on behalf of such grantnership.
AS WITNESS my hand and Notarial Seal the day and	d year first above written
Notary Public My Commission	& Hobertan
JOINDER AND CONSENT OF	TRUCTOR
Rehard Hallar Marc Glumnskyn  Stephen G. Earle and Alice A. Steely, as trustees under and Security Agreement dated December 19, 1997 and remontgomery County, Maryland (the "Land Records") in Litural under that certain Indemnity Deed of Trust and Security Agreecorded among the Land Records in Liber 15428, folio 296, Trust"), hereby join in the aforesaid First Amendment to Kir Condominium for the sole purpose of expressing consent the subordinating the Deed of Trust and its interests in the property to the terms of the aforesaid First Amendment to King Condominiums.	er that certain Indemnity Deed of Trustecorded among the Land Records of Deer 15428, folio 245, as amended, and reement dated December 19, 1997 and as recorded (collectively, the "Deed of the Farm Condominium Declaration of the December 19, 1997 and the Political Condomination of the Political Condomination o
WITNESSETH:	
Delra G Mangor Stephen	(SEAL)  G. Earle, Trustee  d. Hajjar
Delra a Manfre Alice A	(SEAL) Steely, Trustee Blumens tein

## STATE OF MARYLAND, COUNTY/CITY OF MONTGOMERY, TO WIT:

HEREBY CERTIFY, that on this 12 day of Nov. 1998, before me, the undersigned Notary Public of the State of Maryland, personally appeared Stephen G. Earle, known to me (or satisfactorily proved) to be the person who executed the foregoing instrument, and acknowledged that he/she executed the same in the capacity and for the purposes therein recited.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

My Commission Expires:

STATE OF MARYLAND, COUNTY/CITY OF MONTGOMERY, TO WIT:

HEREBY CERTIFY, that on this 12 day of Nov., 1998, before me, the undersigned Notary Public of the State of Maryland, personally appeared Alice A. Steely known to me (or satisfactorily proved) to be the person who executed the foregoing instrument, and acknowledged that he/she executed the same in the capacity and for the purposes therein recited.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Debua

My Commission Expires:

#### CERTIFICATION

THE UNDERSIGNED hereby certifies that the above instrument was prepared by an attorney admitted to practice before the Court of Appeals of Maryland, or under the supervision of an attorney admitted to practice before the Court of Appeals of Maryland, or by one of the parties named in the instrument.

AFTER RECORDING RETURN TO: Mark P. Keener, Esquire Gallagher, Evelius & Jones, LLP 218 North Charles Street, Suite 400 Baltimore, Maryland 21201

#82834 PSC

006100-0042

NGINEERS PLANNERS LANDSCAPE ARCHITECTS SURVEYORS GPS SERVICES

Future Phases 2 thru 5 King Farm Condo

July 22, 1998

PESCRIPTION OF PART OF
PARCEL "Z", BLOCK "C"
AND ALL OF
PARCEL "Y", BLOCK "JI"
KING FARM: WATKINS POND
PLAT BOOK 184 PLAT NO. 20359
ROCKVELLE (13<sup>TH</sup>) ELECTION DISTRICT
MONTGOMERY COUNTY, MARYLAND

Being part of Parcel "Z", Block "C", and all of Parcel "Y", Block "II", King Farm: Watkins Pond as shown on a plat of dedication and subdivision recorded in Plat Book 184 as Plat No. 20359 among the Land Records of Montgomery County, Maryland and being more particularly described as follows:

#### PART ONE

Beginning for the same at a point marking the easterly end of the South 66° 50' 56" West, 145.54 foot line of said Parcel "Z", Block "C", said point also marking the common southerly corner of said Parcel "Z", Block "C" and Parcel "W", Block "C" King Farm: Watkins Pond; thence running with the outline of said Parcel "Z", Block "C" the following three (3) courses and distances

- 1. South 66° 50' 56" West, 145.54 feet to a point, thence
- 2. North 23° 09'04" West, 8.59 feet to a point; thence
- 3. South 66° 50' 56" West, 76.13 feet to a point; thence leaving said outline of Parcel "Z", Block "C", and running so as to cross and include a portion of said Parcel "Z", Block "C"
- 4. North 27° 22' 14" West, 218.58 feet to a point on the curved 174.57 foot line of said Parcel" Z", Block "C", being an arc distance of 10.99 feet easterly from the westerly end thereof, said point also marking the southerly right-of-way line of Watkins Pond Boulevard, 94 feet wide, as recorded on aid Plat Book 184 as Plat No. 20359; thence running with said southerly right-of-way line of Watkins Pond Boulevard the following two (2) courses and distances

- 5. 163.58 feet along the arc of a non-tangent curve to the left having a radius of 426.00 feet and a chord bearing and distance of North 70° 21' 43" East, 162.58 feet to a point; thence
- 6. North 59° 21' 41" East, 58.96 feet to a point marking the northerly common corner with said Parcel "W", Block "C"; thence leaving said southerly right-of-way line of Watkins Pond Boulevard and running with said common line of Parcel "W", Block "C"
- 7. 225.01 feet along the arc of a non-tangent curve to the right having a radius of 2754.79 feet and a chord bearing and distance of South 27° 29' 34" East, 224.94 feet to the point of beginning containing 47,702 square feet or 1.09509 acres of land.

#### PART TWO

Being all or Parcel "Y", Block "JJ", King Farm: Watkins Pond, as recorded in Plat Book 184 as Plat No. 20359 among the Land Records of Montgomery County, Maryland and containing 111,434 square feet or 2.55817 acres of land.

Parts one and two having a total combined area of 159,136 square feet or 3.65326 acres of land.



h:\data\v5978\sam\phs25dcs.wpd

ENGINEERS PLANNERS LANDSCAPE ARCHITECTS SURVEYORS GPS SERVICE

#### November 2, 1998

# PHASE 2 KING FARM CONDOMINIUM BEING PART OF PARCEL "Z", BLOCK "C" KING FARM: WATKINS POND PLAT BOOK 184 PLAT NO. 28359 ROCKVELE (4<sup>TE</sup>) ELECTION DISTRICT MONTGOMERY COUNTY, MARYLAND

Being part of Parcel "Z", Block "C", King Farm: Warkins Pond as shown on a plat of dedication and subdivision seconded in Plat Book 184 as Plat No. 20359 among the Land Records of Montgomery County, Maryland and being more particularly described as follows:

Beginning for the same at a point marking the easterly end of the South 66° 50' 56" West, 145 54 foot time of said Parcel "Z", Block "C", said point also marking the common southerly corner of said Parcel "Z", Block "C" and Parcel "W", Block "C" King Farm: Warkins Pond, said point also lying on the westerly line of the property now or formerly owned by King Farm Associates, L.L.C. and recorded in Liber 13746 at Folio 608 among the aforesaid Land Records; thence running with the outline of said Parcel "Z", Block "C" the following three (3) courses and distances

- 1. South 66° 50' 56" West, 145.54 feet to a point; thence
- 2. North 23° 09' 04" West, 8.59 feet to a point; thence
- South 66° 50' 56" West, 76.13 feet to a point; thence leaving said outline of Parcel "Z", Block "C", and running so as to cross and include a portion of said Parcel "Z", Block "C"
- 4. North 27° 22° 14" West, 218.58 feet to a point on the curved 174.57 foot line of said Parcel "Z", Block "C", being an arc distance of 10.99 feet easterly from the westerly end thereof, said point also marking the southerly right-of-way line of Watkins Pond Boulevard, 94 feet wide, as recorded on said Plat Book 184 as Plat No. 20359; thence running with said southerly right-of-way line of Watkins Pond Boulevard the following two (2) courses and distances
- 5. 163.58 feet along the arc of a non-tangent curve to the left having a radius of 426.00 feet and a chord bearing and distance of North 70° 21' 43" East, 162.58 feet to a point; thence
- North 59° 21' 41" East, 58.96 feet to a point marking the northerly common corner with said Parcel "W", Block "C", thence leaving said southerly right-of-way line of Watkins Pond Boulevard and running with said common line of Parcel "W", Block "C"

7. 225.00 feet along the arc of a non-tangent curve to the right having a radius of 2754.79 feet and a chord bearing and distance of South 27° 29' 34" East, 224.94 feet to the pont of beginning containing 47,702 square feet or 1.09509 acres of land.

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#### EXHIBIT C

	Bldg	Floor	Unit	% interest	Votes
Building One					
110 Watkins Pond Blvd.	1	1	101	2.025%	1
110 Watkins Pond Blvd.	1	1	102	2.025%	i
110 Watkins Pond Blvd.	1	1	103	2.025%	í
110 Watkins Pond Blvd.	. 1	1	1:04	2.025%	Î
110 Watkins Pond Blvd.	1	2	201	2.025%	7
110 Watkins Pond Blvd.	1	2	202	2.025%	1
110 Watkins Pond Blvd.	1	2	203	2.025%	1
110 Watkins Pond Blvd.	1	2	204	2.025%	. 1
110 Watkins Pond Blvd.	1	3	301	2.025%	1
110 Watkins Pond Blvd.	1	. 3	302	2.025%	1
110 Watkins Pond Blvd.	1	3	303	2.025%	1
110 Watkins Pond Blvd.	1	3	304	2.025%	1
	•		504	±-0±2/6	1
Building Two					
100 Watkins Pond Blvd.	2	1	101	2.525%	. 1
100 Watkins Pond Blvd.	2	1. 1	102	2.525%	1
100 Watkins Pond Blvd.	2	1	103	2.525%	1
100 Watkins Pond Blvd.	2	1	104	2.525%	1
100 Watkins Pond Blvd.	2	1	105	2.525%	1
100 Watkins Pond Blvd.	2	1	106	2.525%	1
100 Watkins Pond Blvd.	2	1	107	2.525%	1
100 Watkins Pond Blvd.	2	2	201	2.525%	1
100 Watkins Pond Blvd.	2	2	202	2.525%	1
100 Watkins Pond Blvd.	2	2	203	2.525%	1
100 Watkins Pond Blvd.	2	2	204	2.525%	1
100 Watkins Pond Blvd.	2	2	205	2.525%	1
100 Watkins Pond Blvd.	2	2	206	2.525%	1
100 Watkins Pond Blvd.	2	2	207	2.525%	1
100 Watkins Pond Blvd.	2	3	301	2.525%	1
100 Watkins Pond Blvd.	2	3	302	2.525%	1
100 Watkins Pond Blvd.	2	3	303	2.525%	1
100 Watkins Pond Blvd.	2	3	304	2.525%	1
100 Watkins Pond Blvd.	2	3	305	2.525%	1
100 Watkins Pond Blvd.	2	3	306	2.525%	1
100 Watkins Pond Blvd.	2	3	307	2.525%	1
100 Watkins Pond Blvd.	2	4	401	2.525%	1
100 Watkins Pond Blvd.	2	4	402	2.525%	· 1
100 Watkins Pond Blvd.	2	4	403	2.525%	1
100 Watkins Pond Blvd.	2	4	404	2.525%	1
100 Warkins Pond Blvd.	2	4	405	2.525%	1
100 Watkins Pond Blvd.	2	4	406	2.525%	1
				,	

100 Watkins Pond Blvd.	2	4	407	2.525%	1
Garage Units					•
Detached garage	1	1-			
Detached garage	1	n/a ·	1A	0.41667%	n/a
Detached garage	1	n/a	1B	0.41667%	n/a
Detached garage	1	n/a	1C	0.41667%	n/a
Detached garage	2	n/a	1D	0.41667%	n/a
Detached garage	2	n/a	2A	0.41667%	n/a
Detached garage		n/a	2B	0.41667%	n/a
Detached garage	2 2	n/a	2C	0.41667%	n/a
Detached garage		n/a	2D	0.41667%	n/a
Detached garage	2 2	n/a	3A	0.41667%	n/a
Detached garage	2	n/a	3B	0.41667%	n/a
Detached garage	2	n/a	3C	0.41667%	n/a
- That is garage	2	n/a	3D	0.41667%	n/a
Storage Units					
100 Watkins Pond Bivd.	2	2	2 1		
100 Watkins Pond Blvd.	2	2	2-1	n/a	n/a
100 Watkins Pond Blvd.	2		2-2	n/a	n/a
100 Watkins Pond Blvd.	2	2	2-3	n/a	n/a
100 Watkins Pond Blvd.	2	2	2-4	n/a	n/a
100 Watkins Pond Blvd.	2	3	3-1	n/a	n/a
100 Watkins Pond Blvd.	2	3	3-2	n/a	n/a
100 Watkins Pond Blvd.	2	3	3-3	n/a	n/a
100 Watkins Pond Blvd.	2	3	3-3	n/a	n/a
100 Watkins Pond Blvd.		4	4-1	n/a	n/a
100 Watkins Pond Blvd.	2	4	4-2	n/a	n/a
100 Watkins Pond Blvd.	2 2	4	4-3	n/a	n/a
200 Watchins Folki Bivd.	2	4	4-4	n/a	n/a
Total				100.000%	40.00
				100.00070	₹0.00
Total dwelling units (walk-	12				
up)	12				
Total dwelling units	20				
(elevator)	28				
Total garage units	10				
Total storage units	12				
com storage units	12				

Return to: Beltway/Network Settlement Services 255 North Washington Street, #505 Rockville, Maryland 20850

#### FOURTH AMENDMENT TO KING FARM CONDOMINIUM **DECLARATION OF CONDOMINIUM**

THIS FOURTH AMENDMENT TO KING FARM CONDOMINIUM DECLARA-TION OF CONDOMINIUM (this "Fourth Amendment") is made this 22nd day of April 1999, by King Partners Limited Partnership, having an address at 6401 Golden Triangle Drive, Suite 200, Greenbelt, Maryland 20770 ("Declarant").

WHEREAS, Declarant, by Declaration dated July 24, 1998 and recorded among the Land Records of Montgomery County, Maryland in Liber 16140, folio 280 (the "Original Declaration"), subjected certain property described as "Phase 1" on Exhibit "A" attached hereto and by reference made a part hereof, to a condominium regime known as "King Farm Condominium" pursuant to Section 11-101, et. seq. of the Real Property Article of the Annotated Code of Maryland (the "Maryland Condominium Act"); and

WHEREAS, in connection with the Original Declaration, the Declarant filed a Condominium Plat for the property described as "Phase 1" on Exhibit "A" among the Land Records of Montgomery County, Maryland in Plat Book 75, plats 7512 through 7514; and

WHEREAS, in Article VII of the Original Declaration, the Declarant reserved the right to expand the condominium regime to include additional property pursuant to Section 11-120 of the Maryland Condominium Act; and

WHEREAS, Declarant expanded the Condominium and executed a First Amendment to King Earm Condominium Declaration of Condominium dated November 16, 1987 and 1987 orded among the Land Records of Montgomery County, Maryland in Liber 16477 Toligie 5 (the First Amendment") for purposes of subjecting to the Original Declaration certain property (1997) to the Original Declaration certain property (1997) "Phase 2" on Exhibit "A" and for the purposes of modifying certain other provision of the Original 4 6367 Declaration; and Apr. 23, 1999 \*(re-recorded among the aforesaid Land Records in Liber 16736,

whereas, in connection with the First Amendment, the Declarant recorded a First Amendment to the Condominium Plats incorporating the additional property described as "Phase 2" on Exhibit "A" into the condominium, which First Amendment to the Condominium Plats is dated November 16, 1998 and is recorded among the Land Records of Montgomery County, Maryland in Plat Book 76, plats 7564 through 7566; and

WHEREAS, Declarant further expanded the condominium and executed a Second Amendment to King Farm Condominium Declaration of Condominium dated December 24, 1998, and recorded among the Land Records of Montgomery County, Maryland in Liber 16602, folio 741 (the "Second Amendment") for the purpose of subjecting to the Original Declaration certain property described as "Phase 4" on Exhibit "A" (the Original Declaration together with the First Amendment and the Second Amendment is hereinafter collectively referred the the "Declaration"); and RECEIVED FOR TRANSFER

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COSTA (MPK Records) [MSA QEX 006100-0042

State Department of Assessments & Taxation

State Department of 7820 p. 0493. Printed 11/03/2010. Online 99 18 200515 & Taxation

WHEREAS, in connection with the Second Amendment, the Declarant recorded a Second Amendment to the Condominium Plats incorporating the additional property described as "Phase 4" on Exhibit "A" into the King Farm Condominium regime, which Second Amendment to the Condominium Plats is dated December 24, 1998, and is recorded among the Land Records of Montgomery County, Maryland in Plat Book 76, plats 7593through 7595 and

WHEREAS, Declarant further expanded the condominium and executed a Third Amendment to King Farm Condominium Declaration of Condominium dated March 11 1999, and recorded among the Land Records of Montgomery County, Maryland in Liber 16880 folio 001 (the "Third Amendment") for the purpose of subjecting to the Original Declaration certain property described as "Phase 3" on Exhibit "A" (the Original Declaration together with the First Amendment, the Second Amendment and Third Amendment is hereinafter collectively referred to as the "Declaration"); and

WHEREAS, all real property subject to the condominium regime immediately prior to the recordation of this Fourth Amendment is described in Exhibit "A" attached hereto; and

WHEREAS, Declarant has decided to expand further the condominium and executes this Fourth Amendment for the purpose of subjecting the additional property described in Exhibit "B" attached hereto to the King Farm Condominium condominium regime; and

WHEREAS, Declarant has filed an Amendment to the Condominium Plats incorporating the additional property described in Exhibit "B" into the condominium regime, which Amendment is dated April 1999 and is recorded among the Land Records of Montgomery County, Maryland in Plat Book 77, plats 7665 through 1667.

NOW, THEREFORE, for good and valuable consideration the receipt whereof is hereby acknowledged, the Declarant hereby declares that the property described in Exhibit "B" attached hereto, together with all improvements hereinafter constructed thereon, and all rights, alleys, ways, waters, privileges and appurtenances thereto, subject to the operation and effect of any and all instruments which have been recorded among the Land Records of Montgomery County prior to the recordation of this Fourth Amendment, is hereby subjected to a condominium regime known as King Farm Condominium and shall be held, conveyed, divided or subdivided, leased, rented and occupied, improved, hypothecated or encumbered, subject to the covenants, restrictions, uses, limitations, obligations, easements, equitable servitudes, charges and liens (hereinafter sometimes referred to as "covenants and restrictions") set forth in the Declaration including the provisions of the Bylaws of the Council of Unit Owners of King Farm Condominium, Inc. (the "Bylaws") attached to the Declaration as Exhibit "C" and incorporated therein, and all notes, legends, memoranda and other data appearing on the recorded condominium plats as amended, all of which are declared and agreed to be in aid of a plan for the improvement of the property and the divisions thereof into condominiums, and all of which shall be deemed to run with and bind the land, and

shall inure to the benefit of and be enforceable by the Declarant, its successors and assigns, and any person acquiring or owning an interest in the property and improvements, including without limitation, any person, group of persons, corporation, trust or other legal entity or any combination thereof which holds such interest solely as security for the performance of an obligation.

As of the date this Fourth Amendment is recorded among the Land Records of Montgomery County, the percentage interest of each unit owner and the number of votes that each unit owner may cast shall be as set forth on Exhibit "C" attached hereto and by reference made a part hereof.

Assessments on the units on the property described in Exhibit "B" shall commence on the first day of the month following recordation of this Fourth Amendment.

It is the intent and purpose of this Fourth Amendment to expand the King Farm Condominium from eighty (80) residential Condominium Units, forty-three (43) parking Condominium Units and twenty-nine (29) storage Condominium Units on the property described in Exhibit "A" to a total of ninety-two (92) residential Condominium Units, forty-three (43) parking Condominium Units and twenty-nine (29) storage Condominium Units on the property described in Exhibits "A" and "B" collectively.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the Declarant has caused this Fourth Amendment to be executed and ensealed on its behalf by its duly authorized representative, the day and year first above written.

WITNESS/ATTEST:

#### DECLARANT:

KING PARTNERS LIMITED PARTNERSHIP

By: BA King Limited Partnership, General Partner

> By: BA King Investment Company, General Partner

Title: PRESIDENT

William and show

#### <u>ACKNOWLEDGEMENT</u>

STATE OF MARYLAND, CITY/ COUNTY OF ANNE ARUNDEL, TO WIT:

I HEREBY CERTIFY that on this 20 day of ACCIL, 1999, before me, the subscriber, a Notary Public of the State of Maryland, personally appeared Thomas S bozzuto, who acknowledged himself to be the PRESIDENT of BA King Investment Company, General Partner of BA King Limited Partnership, General Partner of King Partners Limited Partnership, and that he as such President, being authorized so to do executed the foregoing instrument on behalf of such corporation in its capacity as General Partner of BA King Partners Limited Partnership, in its capacity as General Partner of King Partners Limited Partnership, for the purposes therein contained by signing the name of the corporation by himself as such

AS WITNESS my hand and Notarial Seal the day and year first above written

Notary Public

My Commission Exp

#### JOINDER AND CONSENT OF TRUSTEES

Trust and Security Agreement dated December 19, 1997 and recorded among the Land Records of Montgomery County, Maryland (the "Land Records") in Liber 15428, folio 245, as amended, and under that certain Indemnity Deed of Trust and Security Agreement dated December 19, 1997 and recorded among the Land Records in Liber 15428, folio 296, as recorded (collectively, the "Deed of Trust"), hereby join in the aforesaid Fourth Amendment to King Farm Condominium Declaration of Condominium for the sole purpose of expressing consent thereto and of binding, subjecting and subordinating the Deed of Trust and its interests in the property encumbered by the Deed of Trust to the terms of the aforesaid Fourth Amendment to King Farm Condominium Declaration of Condominium.

WITNESSETH:	
Tusdanna Careson	Beth ralyvayko (SEAL)
I alianna Careson	Beth Nalyvayko, Trustee  Karly H W Gan (SEAL)
	Karen H. Morgan, Trustee

STATE OF MARYLAND, COUNTY/CITY OF Montgomer, TO WIT:

I HEREBY CERTIFY, that on this 22 day of April, 1999, before me, the undersigned Notary Public of the State of Maryland, personally appeared BETH NALYVAYKO, known to me (or satisfactorily proved) to be the person who executed the foregoing instrument, and acknowledged that she executed the same in the capacity and for the purposes therein recited.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Debra Co Sulliv NOTARY PUBLIC

My Commission Expires:  $\gamma / (99$ 

STATE OF MARYLAND, COUNTY/CITY OF Montjourn, TO WIT:

I HEREBY CERTIFY, that on this 22 day of \_\_\_\_\_, 1999, before me, the undersigned Notary Public of the State of Maryland, personally appeared KAREN H. MORGAN, known to me (or satisfactorily proved) to be the person who executed the foregoing instrument, and acknowledged that she executed the same in the capacity and for the purposes therein recited;

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

NOTARY PUBLIC

My Commission Expires:

7/1/90

MO CIRCUIT (#38774 MPK Records) [MSA CE 63-16975] MQR 17020, p. 0497. Printed 11/03/2010. Online 06/16/2005

4/20/99

#### **CERTIFICATION**

THE UNDERSIGNED hereby certifies that the above instrument was prepared by an attorney admitted to practice before the Court of Appeals of Maryland, or under the supervision of an attorney admitted to practice before the Court of Appeals of Maryland, or by one of the parties named in the instrument.

Mark P. Keener by BU

AFTER RECORDING RETURN TO: Mark P. Keener, Esquire Gallagher, Evelius & Jones, LLP 218 North Charles Street, Suite 400 Baltimore, Maryland 21201 EXHIBIT A



July 22, 1998

PHASE I
KING FARM CONDOMINIUM
BEING FART OF FARCEL "Z", BLOCK "C"
KING FARM: WATIONS POND
PLAT BOOK 184 PLAT NO, 20359
ROCKVILLE (A"") ELECTION DISTRICT
MONTGOMERY COUNTY, MARYLAND

Being part of Parcel "Z", Block "C", King Farm: Watkins Pond as shown on a plat of dedication and subdivision recorded in Plat Book 184 as Plat No. 20359 among the Land Records of Montgomery County, Maryland and being more particularly described as follows:

Beginning for the same at a point marking the westerly end of the South 66° 50' 56" West, 49.88 foot ine of said plat, said point also lying on the easterly right-of-way line of Elmeroft Boulevard, width varies, as recorded in said Plat Book 184 as Plat No. 20359; thence running with said Elmeroft Boulevard the following five (5) courses and distances

- 1. North 23° 09' 04" West, 50.00 feet to a point; thence
- 2. South 66" 50' 56" West, 5.81 feet to a point; thence
- 22.47 feet along the are of a tangent cure to the right having a radius of 1.5.00 feet and a chord bearing and distance of North 70° 13¹ 42" West, 20.43 feet to a point; thence
- North 27° 18' 20" West, 139.95 feet to a point; thence
- 5. 46,54 feet along the arc of a tangent curve to the right having a radius of 25,00 feet and a chord bearing and distance of North 26° 01' 48° Bast, 40,11 feet to a point marking the southerly right-of-way line of Watkins Pond Boulevard, 94 feet wide, us recorded in said Plat Book 184 as Plat No. 20359; thence leaving said easterly right-of-way line of Elmcroft Boulevard and running with said southerly right-of-way line of Watkins Pond Boulevard the following three (3) courses and distances
- 27.11 feet along the arc of a tangent curve to the right having a radius of 447.00 feet and a chord bearing and distance of North 81° 06' 12" East, 40.11 feet to a point; thence
- 7. North 82° 50' 27" East, 74.67 feet to a point; thence

MO CIRCUIT COURT (Land Records) [MSA CE 63-16975] MQR 17020, p. 0499. Prir

VIKA (ncorporated 4845 Governor's Way, Sulio L × Frederick, MD 21704 = (301) 662-5034 = (301) 620-7699 McLean, VA frederick, NO

- 8. 10.99 feet along the arc of a tangent curve to the left having a radius of 426.00 feet and a chord bearing and distance of North 82° 06' 07" East, 10.99 feet to a point; thence leaving said southerly right-of-way line of Watkins Pond Boulevard and running so as to cross and include a portion of said Parcel "Z", Block "C"
- South 27° 22' 14" East, 218.58 feet to a point on the South 66° 50' 56" West, 150.44 foot line of said Parcel "Z", Block "C", being 76.12 feet westerly from the easterly end thereof, thence running with the outline of said Parcel "Z", Block "C" the following three (3) courses and distances
- 10. South 66° 50' 56" West, 74.31 feet to a point; thence
- 11. North 23° 09' 04" West, 18.41 feet to a point; thence
- 12. South 66° 50' 56" West, 49.88 feet to the point of beginning containing 30,595 square feet or 0.70237 acres of land.



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EXHIBIT "A"



Movemmer # 13

#### PHASE 2

EING FART I CONDOMINIOM

BEING PART OF PARCEL "Z", BLOCK "C",
KING FARM; WAITINS FOND

PLAT BOOK 184 PLAT NO. 20359

ROCKVILLE (4<sup>TU</sup>) ELECTION DISTRICT

MONTGOMERY COUNTY, MARYLAND

Being part of Parcel "2", Block "C", King Famit Watkins Pond as shown on a plat of dedication and subdivision recorded in Plat Book 184 as Plat No. 20359 among the Land Records of Montgemery County, Maryland and being more particularly described as follows:

Beginning for the same at a point marking the easterly end of the South 66° 50° 56° West, 145.54 foot fine of said Parcel "Z", Block "C", said point also marking the common southerly corner of said Parcel "Z", Block "C" and Parcel "W", Block "C" King Parin: Watkins Point, said point also lying on the westerly line of the property new or formerly owned by King Farth Associates, LL.C. and recorded in Liber 13746 at Folio 608 among the aforesaid Land Records; thence running with the outline of said Parcel "Z", Block "C" (he following three (3) courses and distances

- 1. South 66° 50' 56" West, 145.54 feet to a point; thence
- North 23° 09' 04° West, 8.59 feet to a point; thence

3.

- South 66° 50' 56" West, 76.13 feet to a point; thence leaving said outline of Farcel "Z", Block "C", and running so as to cross and include a portion of said Parcel "Z", Block "C"
- 4. North 27" 22' 14" West, 218.58 feet to a point on the curved 174.57 foot line of said Parcel "27" Block "C", being an are distance of 10.99 feet casterly from the westerly end thereof, and point also marking the southerly right-of-way line of Watkins Pond Boulevard, 94 feet wide, as recorded on said Plat Book 184 as Plat No. 20359; thence running with said southerly right-of-way line of Watkins Pond Boulevard the following two (2) courtes and distances
- 5. 163.58 feet along the are of a non-tangent curve to the left having a radius of 425.00 feet and a chard bearing and distance of North 70° 21' 43" First, 162.58 feet to a point; thence
- North 59" 21" 41" East, 58.96 feet to a point marking the northerly common corner with said Farcel "W", Block "C", thence leaving said southerly right-of-way line of Watking Pond Boulevard and running with said common line of Parcel "W", Block "C"

MO CIRCUIT COURT (Land Records) [MSA CE 63-16975] MQR 17020, p. 0501

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Malmon, W. Frederick, PD

225.00 feet along the arc of a non-tangent curve to the right having a radius of 2754.79 feet and a chord bearing and distance of South 27° 29' 34" East, 224.94 feet to the pout of beginning containing 47,702 square feet or 1.09509 acres of land

hidataW3#7#aacayebacados mpd



EXMINIT "A"



December 18, 1998

PRASE 4

KING FARM CONDOMINIUM

BEING PART OF PARCEL "\", BLOCK "I"

KING FARM WATKINS POND

PLAT BOOK 184 PLAT NO. 20359

ROCKVILLE (A") ELECTIONS DISTRICT

MONTGOMIRY COUNTY, MARYLAND

Heing part of Parcel "Y", Block "II", King Farm: Watkins Fond as shown on a plat of dedication and subdivision recorded in Plat Book 184 as Plat No. 20359 among the Land Records of Montgomery County, Maryland and being more particularly described as follows:

Beginning for the same at a point on the North 82° 50' 27" East, 74.67 foot plat line of said Parcel "Y", Block "II", being 16.28 feet westerly from the easterly end thereof said point also lying on the northerly right-of-way line of Watkins Fond Boulevard (94' wide) as shown on said plat (Flat Book 184 Plat No. 20359); thence running with said northerly right-of-way line of Watkins Fond Boulevard the following three (3) courses and distances

- 1. South 82° 50° 27" West, 58.39 feet to a point; thence
- 64.79 feet along the arc of a tangent curve to the left having a radius of 541.00 feet and a chord bearing and distance of South 79° 24' 37° West, 64.75 feet to a point; thence
- 3. 33.47 feet along the arc of a tangent curve to the right having a radius of 25.00 feet and a coord bearing and dictance of North 65°. 30° 43° West, 31.03 feet to a point on the easterly right-of-way line of Elimeroff Boulevard (width varies) as recorded on the aforesaid plat (Plut Book 184 Plnt.No. 20359); thence leaving said northerly right-of-way line of Warkins Pond Boulevard and running with said easterly right-of-way line of Elimeroff Boulevard the following two (2) courses and distances
- 4. North 27" 18' 20" West, 32,20 feet to a point; thence
- 5. 51.10 feet along the arc of a tangent curve to the left having a radius of 735:00 feet and a chord bearing and distance of North 291 17:36" West, 51.09 feet to a point; thence leaving said easterly right-of-way line of Elmeroft Boulevard and running so as to cross and include a portion of said Parcel "Y", Block "II", the following six (6) courses and distances.
- 6. North 52" 17' 43" Bust, 117.18 feet to a point; thence

MO CIRCUIT COURT (Land Records) [MSA CE 63-16975] MQR 17020, p. 0503. F

4845 Governor's Way, Suite L = Redarkt, MD 21704 • (301) 662-5034 • (301) 620-7699 Missey M freehist, MD

- 7. North 37" 42' 17" West, 125.38 feet to a point, thence
- 8. North 52° 17' 43" East, 95.00 feet to a point; thence
- 9. South 37° 42' 17" East, 185.65 feet to a point; thence
- 10. South 52° 17' 43" West, 103.00 feet to a point; thence
- 11. South 37° 42' 17" East, 108.54 feet to the point of beginning containing 33,907 square feet or 0.77841 acres of land.

H-VOATAIVESTELAMPESEADRE WYD





@1015/017

extinity "X" ...



February 24, 1999

# PHASE 3 KING FARM CONDOMINIOM BEING FART OF FARCEL "Y", BLOCK "JF" KING FARM: WATKINS POND PLAT BOOK 184 PLAT NO. 20359 ROCKVILLE (4<sup>TL</sup>) ELECTIONS DISTRICT MONTGOMERY COUNTY, MARYLAND

Heing part of Parcel "Y", Block "II", King Farm: Watkins Pond as shown on a plat of dedication and subdivision recorded in Plat Book, 184 as Plat No. 20359 among the Land Records of Montgomery County, Maryland and being more particularly described as follows:

Monigomery County, Maryland and being more particularly occurred a solution of the same at a point marking the common southerly corner of said Parcel "Y", Block "J" and Parcel "T", Block "J" and Parcel "T", Block "J" said point lying on the North 59° 21' 41° East, 83.07 foot line of said point also lying on the said point also lying on the northerly line of Warkins Pond Boulevard, (94' right-of-way), as recorded in Plat Book, 184 as Plat No. 20359 among the aforesaid land Records; thence leaving said common corner of Parcel "Y", Block "J" and running with said northerly line of Warkins Pond Boulevard the following three (3) courses and distances

- 136.05 feet along the arc of a tangent curve to the right having a radius of 332,00 feet and a chord bearing and distance of South 71° 06' 04" West, 135.10 feet to a point; thence
- South 82, 50, 27 West, 16.28 feet to a point, thenso leaving said northerly line of Sound act. So to "Year, to access to a pount, managementing some sounding and of said Parcel Walkins Road Boulevard and running so as to cross and include a portion of said Parcel "Y", Block "I" the following four (4) courses and distances
  - North 37° 42' 17" West, 108,54 feet to a point; thence
- 5. North 52°.17' 43" East; 103.00 feet to a point; thence
- North 37° 42' 17" West, 185.65 feet to a point; thence
  - South 52. 17 43 West, 208.84 feet to a point on the northerly line of Elmeroft Boulevard, width varies, as recorded in Plat Book 184 as Plat No. 20359 smong the Aforesaid Land Records: thence running with a portion of said northerly line of Elmeroft Boulevard

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MO. CIRCUIT: COURT (Land Records) [MSA CE-63-16975] MQR 17020, p. 0505. Pri

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- 8. 37.49 feet along the arc of a non-tangent curve to the left having a radius of 735.00 feet and a chord bearing and distance of North 42° 32' 09" West, 37.48 feet to a point marking the southerly common corner of Parcel "Y", Block "JJ" and Parcel "X", Block "JJ" as shown on the aforesaid plat; thence running with said common line of said Parcel "Y" and Parcel "X", Block "JJ".
- 9. North 52" 17 43" East, 321.77 feet to a point on the aforesaid common line of Parcel "Y" Block "II" and Parcel "I", Block "II", thence running with said common line of Parcel "Y", Block "II" and Parcel "I", Block "II"
- 10. 391.12 feet along the arc of a non-tangent curve to the right having a radius of 2754.79 feet and a chord bearing and distance of South 35° 51' 11" East, 390.79 feet to the point of beginning containing 63,267 square feet or 1.45241 acres of land.

H. DATALY 3978 SAMPES DUEL WID:



@017/017

EXHIBIT



February, 24, 1999

PHASE 5 KING PARM CONDOMINIUM BEING PART OF PARCEL "Y", BLOCK "JJ" KING FARM: WATEINS POND TLAT BOOK: 184 TLAT NO: 20359 ROCKSYLLE (I<sup>II</sup>) ELECTIONS DISTRICT MONTGOMERY COUNTY, MARYLAND

Being part of Parcel "Y". Block "I". King Parin: Watkins Point, as shown on a plat of dedication and subdivision recorded in Mar Book 184 as Plat No. 20359 among the Land Records of Montgomery County, Maryland and boing more particularly described as follows:

Beginning for the same at a point on the numberly curved line of Elmeroft Boulevard, width varies, as recorded in Plat Book 184 as Plat No. 20359 among the aforested Land Records, and point being an arte distance of 37/49 feet southerly from the northerly common corner of Parcel Production of Parcel Parcel Production of Parcel Production of Parcel Parcel Production of Parcel Parcel Production of Parcel Production of Parcel Parcel Production of Parcel Pa natification (saving said hardway line of Elimetoff Boulevard and unadup so as to cross and include a portion of said Parcel "Y" the following three (3) courses and distances

North 52" 17 43" East, 113.8% from to a point; thence

- South 37" 42-17" Hast, 125.38 Feet to a point; thence
- South 52" 17 43" West, 117.18 for to a point on the northerly right-of-way line Energy Boulevard said point has lying nor the curved 214.17 foot line of said plat, being an art distance af 51, 10 foot mortherly from the contactly and thereof, thence running with a partion of said northerly right of way line of Elimentif Boulevard.
- 125.58 feet along the arc of a non-tangent curve to the left having a radius of 735.00 feet and a chord bearing and distance of North 36° 10' 47" West, 125.43 feet to the point of beginning confinance 14,259 square feet or 0.32734 keres of land.

'020, p. 0507. P

#. (201) 662-6034 : (doi) 620-7690

# . KING FARM CONDOMINIUMS EXHIBIT B

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101 Watkins Pond Blvd.	4	2	2-1	n/a	n/a
101 Watkins Pond Blvd.	4	2	2-2	n/a	
101 Watkins Pond Blvd.	4	2	2-3	n/a	n/a
101 Watkins Pond Blvd.	4	2	2-4	n/a	n/a
101 Watkins Pond Blvd.	4	3	3-1		n/a
101 Watkins Pond Blvd.	4	3	3-1 3-2	n/a	n/a
101 Watkins Pond Blvd.	4	3	3-2 3-3	n/a	n/a
101 Watkins Pond Blvd.	4	3		n/a	n/a
101 Watkins Pond Blvd.	4	4	3-4	n/a	n/a
101 Watkins Pond Blvd.	4	4	4-1 4-2	n/a	n/a
101 Watkins Pond Blvd.	4	4		n/a	n/a
101 Watkins Pond Blvd.	4	4	4-3	n/a	n/a
	т	**	4-4	n/a	n/a
Total				100 0000	
				100.000%	92.00
Total dwelling units (walk-up)	36				
Total dwelling units (elevator)	56				
Total garage units	43				
Total storage units	29				
· · · · · · · · · · · · · · · · · · ·	-/				

### REAL PROPERTY 3-104 (E) AFFIDAVIT/ADDENDUM ATTACHED TO AND MADE A PART OF THAT CERTAIN INSTRUMENT BEARING DATE OF APICIL 22ND, 1990

1. Type of Instrument:	CONDOMINIUM	DECLARATION
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2. Grantor's Name: KING PARTNERS LIMITED PARTNERSHIP Address: 6401 GOLDEN TRIANGLE DRIVE, STE ZOO GREENBELT, MD

3. Grantee's Name: NA Address:

4. Parcel ID: 4-279-03179792

5. Short Legal Description of Property:

LOT/UNIT: SUBDIVISION:

BLOCK: PTOF PAR Z BLOCK C

PT OF PARY BLOCK JJ

PLAT BOOK:

PLAT: 184/20359

6. Name of any Title Insurer insuring this instrument or otherwise involved in the transaction in which this instrument is relevant:

7. Street address of the land and premises described in this instrument.

333 ELMCROFT BLVD

THE UNDERSIGNED DOES HEREBY CERTIFY, UNDER THE PENALTIES OF PERJURY, THAT THE INFORMATION PROVIDED HEREIN IS TRUE AND CORRECT TO THE BEST OF HIS/HER KNOWLEDGE AND BELIEF