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**AMENDMENT NO. 9**  
**TO DECLARATION AND PLANS OF AWB CONDOMINIUM**

THIS AMENDMENT NO. 9 TO DECLARATION AND PLANS OF AWB CONDOMINIUM ("Amendment") is made by AWB Holdings, LLC ("Declarant") as of May 9, 2014.

WITNESSETH:

WHEREAS, Declarant is the developer of AWB Condominium, having recorded Declaration of Condominium Ownership, By-Laws, Plans and Covenants in the office of the Recorder of Allen County, Indiana as Document Number 2012022148 and Plat Cabinet G, Page 38. The Declaration and subsequent amendments thereto are incorporated herein by this reference;

WHEREAS, Declarant wishes to amend the Declaration and, particularly, Amendment Number 8 to Declaration and Plans of AWB Condominium recorded December 19, 2013, as Document number 2013070135;

WHEREAS, Declarant wishes to amend the Declaration as set forth below; and

WHEREAS, Condominium Units 1301 and 1303 have been combined into a single unit by removing the demising wall between them and, pursuant to the Indiana Condominium Act, the Declaration must be amended to show the location, layout and dimensions of said Condominium Units "as-built."

NOW, THEREFORE, the Declaration is hereby amended as follows:

1. Declarant affirms that Condominium Units 1301 and 1303 have been combined into Unit 1301 which has been reconstructed and built out as shown on the amended site plans for said Condominium Unit, which site plans are attached as Exhibit A to this Amendment. The combined units are now known as Unit 1301.

2. The amended site plan attached as Exhibit A accurately shows the location, layout and dimensions of Condominium Unit 1301 as certified in the Architect's Verified Statement for Amendment No. 9 to AWB Condominium attached as Exhibit B to this Amendment and incorporated into and made a part of the Declaration.

3. The total Usable Square Footage of the Building is deemed to be 89,722 square feet. For purposes of calculating the Percentage Interest (as defined in the Declaration) of each of the subject Condominium Units, the Usable Square Footage of Condominium Unit 1301 is 3,301 square feet.

4. Pursuant to Section 7(b) of the Declaration, the numbered Parking Space(s) (as defined in the Declaration) assigned to Condominium Unit 1301 is 209, 304, 305, 332, 333, and 334.

<sup>132,204</sup>  
TITAN TITLE SERVICES, LLC

2014020650

RECORDED: 05/12/2014 09:12:50 AM

JOHN MCGAULEY  
ALLEN COUNTY RECORDER  
FORT WAYNE, IN

AUDITOR'S OFFICE  
July entered for taxation. Subject  
to final acceptance for transfer.

25-H NC

MAY 09 2014

MAY -9 2014

US 54973689.02  
Stacy O'Day  
STACEY O'DAY  
ALLEN COUNTY ASSESSOR

Jana K. Klutz  
AUDITOR OF ALLEN COUNTY



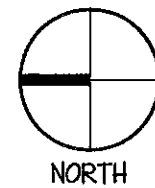
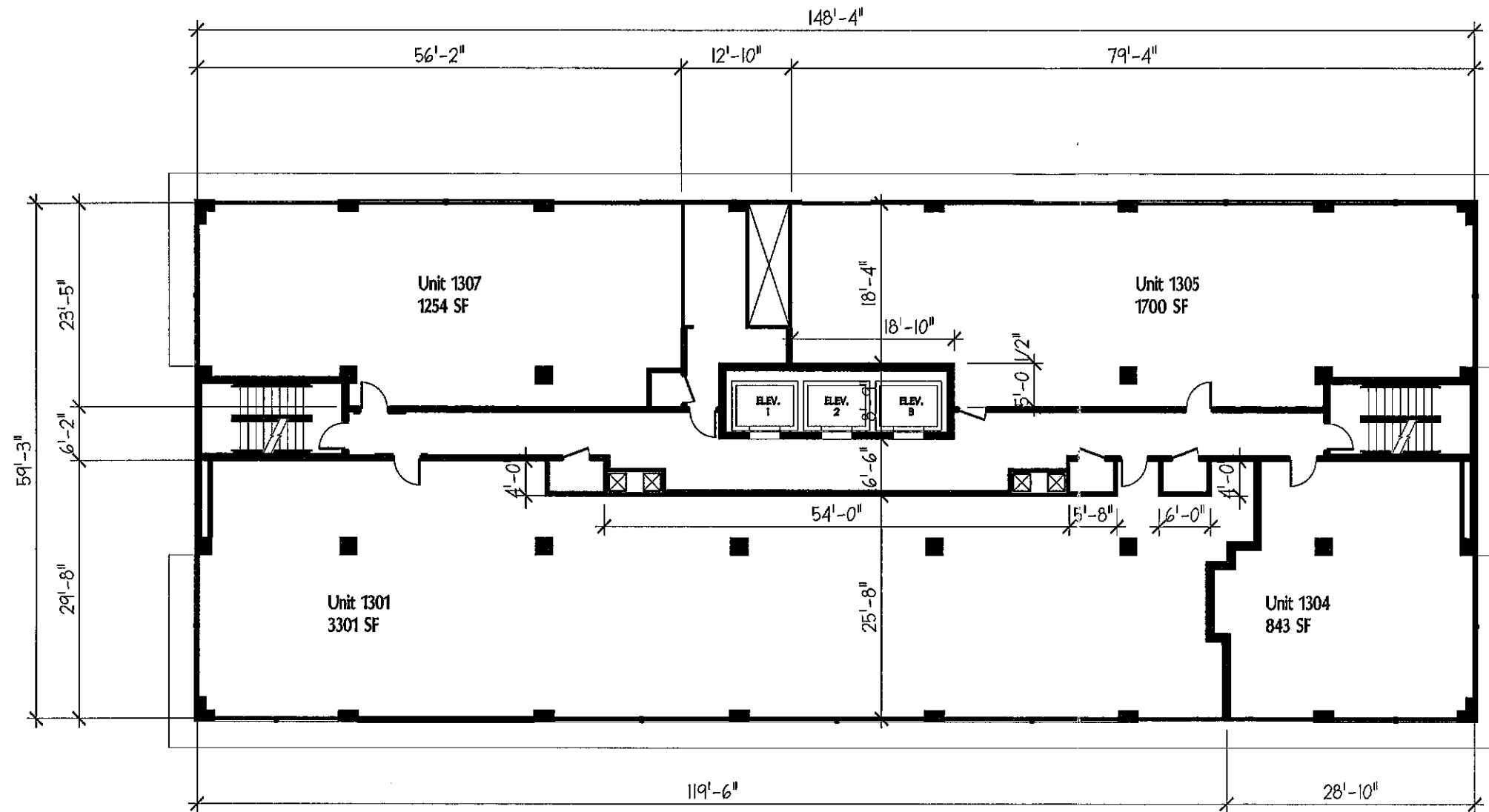
I affirm, under penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law. Timothy J. Haffner

**EXHIBIT A**

**13<sup>th</sup> Floor Site Plan**

**Oversized  
Page**

Exhibit "A"



13th Floor

SCALE: 1/16" = 1'-0"

NORTH



**AWB Condominium**

203 E. Berry Street  
Fort Wayne, IN

EXHIBIT B

**ARCHITECT'S VERIFIED STATEMENT FOR AMENDMENT NO. 8  
TO DECLARATION AND PLANS OF AWB CONDOMINIUM**

Ronald Dick, being first duly sworn upon his oath, is an architect, a Principal and Owner at Design Collaborative, Inc. and is registered in accordance with the laws of the State of Indiana (Registration No.4447), and has personal knowledge of the facts and matters set forth in this verified statement.

The plans attached to this Amendment No. 8 to the Declaration and Plans of AWB Condominium accurately depict the location, layout and dimensions of Condominium Unit 1301, 1304, 1305, 1307.

The plans attached to the Declaration of AWB Condominium are an accurate representation of the plans of the building as filed with and approved by the State of Indiana Division of Fire and Building Safety, the Allen County Building Department and the City of Fort Wayne.

Verified:

4/25/14

Date

Ronald K. Dick

Signature

Ronald K. Dick

Printed Name

Acknowledged:

SUBSCRIBED AND SWORN before me, a Notary Public, in and for said County and State, this 25<sup>th</sup> day of April, 2014.

Misty K. James  
Notary Public

Misty K. James  
Notary Public/Printed Name

A Resident of Allen County, Indiana.

My Commission Expires July 11, 2015

