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8.00 NOTATION 000713

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ASSIGNMENT

For value received, receipt of which is acknowledged by Ronald J. Killion, this assignment is made this 28th day of December, 1989.

WHEREAS, Killion & Langley Partnership, an Indiana general partnership is the declarant for Water's Edge II Condominium an expandable condominium created by the Declaration of Expandable Condominium for Water's Edge II Phase I Section I Condominium, filed for record on the 30th day of April, 1985 and recorded in Miscellaneous Book 156 at pages 518-590 in the office of the Recorder of Monroe County, Indiana (hereinafter referred to as "the Declaration").

WHEREAS, the Declaration submitted certain real estate to the Indiana Horizontal Property Act, which real estate is described in Exhibit A to said Declaration;

WHEREAS, Killion & Langley Partnership dissolved and assigned and conveyed the remaining interest in Water's Edge II Condominium to Ronald J. Killion;

WHEREAS, in accordance with paragraph 30 of the Declaration and in accordance with the Indiana Horizontal Property Act, Ronald J. Killion (hereinafter "Killion") as the declarant, reserved the right to expand Water's Edge II Condominium by the addition of new condominium units, which expansion area is described in Exhibit F to said Declaration;

WHEREAS, under the terms of the Declaration, certain easement rights, access rights, and other rights incidental to developing additional condominium units were reserved to the declarant;

WHEREAS, D.S. Alani & Associates desires to purchase from Assignor the remaining expansion area for Water's Edge II Condominium and Killion desires to encourage said purchase by D.S. Alani & Associates, for the purpose of construction of additional condominium units at Water's Edge II Condominium;

NOW, THEREFORE, Killion (hereinafter "Assignor") assigns to D.S. Alani & Associates (hereinafter "Assignee") the rights of the declarant of Water's Edge II Condominium as provided by the Declaration, or as necessary and convenient for Assignee's use for construction of condominium units and expansion of Water's Edge II Condominium on the real estate described in Exhibit A attached here. The declarant's rights assigned herein include but are not limited to the following rights provided by the Declaration:

1. Rights of ingress and egress, use of the common areas and facilities, the right to erect signs and maintain a model office and to store materials on the common area facilities and other such rights incidental to construction of condominium units as more particularly described in paragraphs 11(i) and 26 of the Declaration.
2. The rights to amend the Declaration, to add additional land, common area and facilities, recreational facilities and other improvements to the land, to add new phases and condominium units and to expand the Water's Edge II Condominium regime all as more particularly described in paragraph 30 of the Declaration.

Enumeration of declarant's rights assigned to Assignee by this assignment are by way of example and not by way of limitation.

ASSIGNOR

R. J. Killion
Ronald J. Killion

RECORDED
A.M. P.M. 227

JAN 18 1990
Quincy
RECORDER MONROE CO., IN

This assignment accepted this 28th day of December 1989.

D.S. ALANI & ASSOCIATES

By [Signature] / PRESIDENT, D.S. ALANI & ASSOCIATES, INC.
Assignee

STATE OF INDIANA
SS:
COUNTY OF MONROE

Personally appeared before me, the undersigned, a Notary Public in and for said State and County, this 28th day of December, 1989, the above named Ronald J. Killion and acknowledged the execution of the foregoing Assignment to be his true and correct act and deed. WITNESS my hand and notarial seal.

[Signature: Michael L. Carmin]
Notary Public residing in
MONROE County

Michael L. Carmin
Printed Name

My Commission expires:
4-90

STATE OF INDIANA
SS:
COUNTY OF MONROE

Personally appeared before me, the undersigned, a Notary Public in and for said State and County, this 28th day of December, 1989, the above named David S. Alani for and on behalf of D.S. Alani & Associates and acknowledged the execution of the foregoing Assignment to be his true and correct act and deed. WITNESS my hand and notarial seal.

[Signature: Alice A. Fultz]
Notary Public residing in
Monroe County

Alice A. Fultz
Printed Name

My Commission expires:
8-7-90

This Instrument Prepared By
Michael L. Carmin, Attorney at Law
COTNER, ANDREWS, MANN & CHAPMAN
528 North Walnut Street, PO Box 2478
Bloomington IN 47402-2478

EXHIBIT A

Part of Section 22, Township 7 North, Range 1 West, in Monroe County, Indiana, being more particularly described as follows:

COMMENCING at an existing stone marking the northeast corner of the southwest quarter of said section; thence North 89 degrees 46 minutes 58 seconds West along the north line of said southwest quarter section 9.76 feet to an intersection with a nontangent curve, said intersection being on the easterly boundary of Woodridge Phase IV (Instrument #127093, Horizontal Plat Book 2, page 65, Office of the Recorder), the radius point of said curve being North 76 degrees 32 minutes 47 seconds East 90.00 feet from said intersection; said curve has a central angle of 1 degree 22 minutes 51 seconds; thence southerly along said curve 2.17 feet to a tangent line; thence South 14 degrees 50 minutes 04 seconds East 37.88 feet; thence North 75 degrees 09 minutes 36 seconds East 136.96 feet to the westerly line of Parcel VI of the Pointe Golf Course, (Deed Record 292, pages 484-485, Office of the Recorder); thence the next three (3) courses being along said westerly line: (1) South 15 degrees 58 minutes 27 seconds East 148.89 feet; (2) South 53 degrees 07 minutes 48 seconds West 45.00 feet to the point of beginning of the herein described tract; (3) South 8 degrees 21 minutes 14 seconds East 174.07 feet; thence South 89 degrees 25 minutes 05 seconds West 157.01 feet; thence North 22 degrees 14 minutes 09 seconds East 172.16 feet; thence North 14 degrees 50 minutes 04 seconds West 14.96 feet; thence North 90 degrees 00 minutes 00 seconds East 70.39 feet to the point of beginning, containing 0.43 acres, more or less.

NOTE: The acreage indicated in this description is solely for the purpose of identifying the real estate and does not insure the quantity of land.