

GEORGIA, FULTON COUNTY
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JUANITA HICKS
CLERK OF SUPERIOR COURT

Return to: Weissman, Nowack, Curry & Wilco, P.C.
Two Midtown Plaza, 15th Floor
1349 West Peachtree Street
Atlanta, Georgia 30309
Attention: L. Hutch Moore, Esq.

Reference: Deed Book 26912
Page 001

**FIRST AMENDMENT TO THE DECLARATION OF CONDOMINIUM
FOR MELROSE PARK CONDOMINIUM**

This FIRST AMENDMENT TO THE DECLARATION OF CONDOMINIUM FOR MELROSE PARK CONDOMINIUM is made on the date set forth below by Melrose Park, L.L.C., a Georgia limited liability company (hereinafter referred to as "Declarant"), the Melrose Park Condominium Association, Inc. (hereinafter referred to as "Association") and all affected Unit Owners.

W I T N E S S E T H:

WHEREAS, on June 21, 1999, that certain Declaration of Condominium for Melrose Park Condominium dated June 17, 1999, was recorded in Deed Book 26912, Page 001, *et seq.*, Fulton County, Georgia records (hereinafter referred to as "Declaration"); and

WHEREAS, a plat of survey related to the Condominium prepared by Eston Pendley and Associates, Inc. dated February 10, 1999 and last amended on March 16, 1999, was filed in Condominium Plat Book 11, Pages 86-88, Fulton County, Georgia Records; and

WHEREAS, Declarant desires to assign certain parking spaces not previously assigned as a Limited Common Element to units described on Exhibit "A" hereto as shown on a revised plat of survey filed in Condominium Plat Book 11, Page 131, Fulton County, Georgia Records; and

WHEREAS, floor plans relating to the Condominium prepared by Ray Engineering, Inc. were filed in Condominium File Cabinet No. 2, Folder No. 381, of the Fulton County, Georgia Records; and

WHEREAS, the Declaration provides that an amendment to assign a Common Element not previously assigned as a Limited Common Element shall not require the approval of the Association or the Board, if the request is made by the Declarant.

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ROSS REFERENCE

NOW, THEREFORE, subject to the provisions of O.C.G.A. §44-3-82 and Paragraphs 6(b) and (c) of the Declaration and in accordance with those provisions, Declarant hereby amends the Declaration as follows:

1.

Declarant hereby assigns to each Unit referenced on Exhibit "A" hereto, one parking space as a Limited Common Element as shown on the aforesaid revised survey by incorporating into the Declaration Exhibit "A" attached hereto and incorporated herein by this reference.

IN WITNESS WHEREOF, the undersigned being the duly appointed officer of Declarant executed this First Amendment to the Declaration of Condominium for Melrose Park Condominium this 8th day of October, 1999.

DECLARANT:

Signed, sealed and delivered
this 8th day of OCTOBER, 1999.

MELROSE PARK, L.L.C.,
a Georgia limited liability company

Joan Bayer
Witness

By: A.C.T. Investments, Inc.,
a Georgia corporation, its Manager

[Signature]
Notary Public
My Commission Expires:

By: *[Signature]*
Peter E. Chang, President

Notary Public, DeKalb County, Georgia
[NOTARY SEAL] My Commission Expires March 22, 2003

[CORPORATE SEAL]

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EXHIBIT "A"

PARKING SPACE ASSIGNMENTS

#10--
314-3
behind 3rd
st.

Unit Number	Parking Space Assigned
710-4	1
708-6	2
706-4	3
710-3	4
704-2	5
704-1	6
696-2	7
692-5	8
694-4	9
702-4	10
700-6	11
696-4	12
696-3	13
696-5	14