



CLAIM OF INTEREST

Public Act 200 of 1945

STATE OF MICHIGAN)
) ss.
COUNTY OF WAYNE)

Eric Kadaj, whose address is c/o Alexander, Zelmanski & Lee, PLLC, 44670 Ann Arbor Road, Suite 170, Plymouth , MI 48170, being first duly sworn, deposes and states as follows:

1. That this affidavit is based upon his own personal knowledge.
2. That he is the President of Preserve on Fellows Creek Condominium Association, the Michigan nonprofit corporation designated to administer the affairs of Preserve on Fellows Creek Condominium and that he makes this affidavit on behalf of said Association in his capacity as President thereof.
3. That Preserve on Fellows Creek Condominium is a residential condominium project ("Project") located in the Township of Canton, County of Wayne and State of Michigan and was established by the Master Deed thereof recorded on December 28, 1998 in Liber 30034 Pages 3284 through 3361, First Amendment recorded on December 30, 1999 in Liber 30931 Pages 45 through 79 and Second Amendment recorded on February 7, 2002 in Liber 35309 Pages 190 through 229 and Third Amendment recorded on July 16, 2003 and designated as Wayne County condominium Subdivision Plan No. 498.
4. That the said Master Deed contained provisions for the expansion, contraction and conversion of Preserve on Fellows Creek Condominium.
5. The Developer and its assignee have failed to complete construction of all aspects of the project labeled as "need not be built" in the Condominium Subdivision Plan as amended.
6. That the last exercise of the Developer's rights of expansion, contraction and conversion occurred upon the occasion of the recording of the Third Amendment as described in Paragraph 3 hereinabove which was more than six (6) years ago.
7. That the Condominium Act provides at MCL 559.167 (3) that the undeveloped portions of the project shall remain part of the project as general common elements and all rights to construct units upon that land shall cease once six (6) years passes after the last exercise of the rights of expansion, contraction or conversion

8. That the subject undeveloped lands are located on the Township of Canton, County of Wayne and State of Michigan, and more particularly described as:

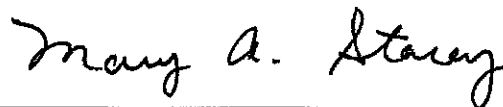
PLEASE SEE ATTACHED EXHIBIT A

9. Further deponent sayeth not.

Preserve on Fellows Creek Condominium Association,
a Michigan nonprofit corporation

By: 
Eric Kadaj, its President

The foregoing instrument was acknowledged, sworn, and subscribed before me on this 30th day of July, 2009 by Eric Kadaj.



MARY A. STACEY, Notary Public
Wayne County, Michigan
My commission expires:
Acting in Wayne County

Drafted by and when recorded return to:
D. Douglas Alexander, Esq.
44670 Ann Arbor Road, Suite 170
Plymouth, MI 48170
734-459-0062

CLAIM OF INTEREST

EXHIBIT A

Unit 72, Preserve on Fellows Creek according to the Master Deed thereof recorded on December 28, 1998 in Liber 30034 Pages 3284 through 3361, First Amendment recorded on December 30, 1999 in Liber 30931 Pages 45 through 79 and Second Amendment recorded on February 7, 2002 in Liber 35309 Pages 190 through 229 and Third Amendment recorded on July 16, 2003 and designated as Wayne County condominium Subdivision Plan No. 498.

(Replat No. 3 of Wayne County Condominium Subdivision Plan No. 498)

Tax parcel # 71-097-07-0072-000

Commonly known as 2075 Preserve Circle East, Canton, MI 48188

Unit 73, Preserve on Fellows Creek according to the Master Deed thereof recorded on December 28, 1998 in Liber 30034 Pages 3284 through 3361, First Amendment recorded on December 30, 1999 in Liber 30931 Pages 45 through 79 and Second Amendment recorded on February 7, 2002 in Liber 35309 Pages 190 through 229 and Third Amendment recorded on July 16, 2003 and designated as Wayne County condominium Subdivision Plan No. 498.

(Replat No. 3 of Wayne County Condominium Subdivision Plan No. 498)

Tax parcel # 71-097-07-0073-000

Commonly known as 2083 Preserve Circle East, Canton, MI 48188

Unit 74, Preserve on Fellows Creek according to the Master Deed thereof recorded on December 28, 1998 in Liber 30034 Pages 3284 through 3361, First Amendment recorded on December 30, 1999 in Liber 30931 Pages 45 through 79 and Second Amendment recorded on February 7, 2002 in Liber 35309 Pages 190 through 229 and Third Amendment recorded on July 16, 2003 and designated as Wayne County condominium Subdivision Plan No. 498.

(Replat No. 3 of Wayne County Condominium Subdivision Plan No. 498)

Tax parcel # 71-097-07-0074-000

Commonly known as 2091 Preserve Circle East, Canton, MI 48188

Unit 75, Preserve on Fellows Creek according to the Master Deed thereof recorded on December 28, 1998 in Liber 30034 Pages 3284 through 3361, First Amendment recorded on December 30, 1999 in Liber 30931 Pages 45 through 79 and Second Amendment recorded on February 7, 2002

in Liber 35309 Pages 190 through 229 and Third Amendment recorded on July 16, 2003 and designated as Wayne County condominium Subdivision Plan No. 498.
(Replat No. 3 of Wayne County Condominium Subdivision Plan No. 498)
Tax parcel # 71-097-07-0075-000
Commonly known as 2099 Preserve Circle East, Canton, MI 48188

Unit 76, Preserve on Fellows Creek according to the Master Deed thereof recorded on December 28, 1998 in Liber 30034 Pages 3284 through 3361, First Amendment recorded on December 30, 1999 in Liber 30931 Pages 45 through 79 and Second Amendment recorded on February 7, 2002 in Liber 35309 Pages 190 through 229 and Third Amendment recorded on July 16, 2003 and designated as Wayne County condominium Subdivision Plan No. 498.
(Replat No. 3 of Wayne County Condominium Subdivision Plan No. 498)
Tax parcel # 71-097-07-0076-000
Commonly known as 2107 Preserve Circle East, Canton, MI 48188