

2230541

Document Number

AMENDMENT TO CONDO DECLARATION

Document Title

2230541

REGISTERED OFFICE
TAXES & FEES
JUL 18 1997

97 JUL 18 AM 8:50
REEL 2475 IMAGE 0022

REGISTER OF DEEDS

Recording Area

Name and Return Address

Malec Holdings II, Ltd.
1325 E. Bristlecone Drive
Hartland, WI 53029

PART of NAV 0430-120-001
Parcel Identification Number (PIN)

pel
22

This information must be completed by submitter: document title, name & return address, and PIN (if required). Other information such as the granting clauses, legal description, etc. may be placed on this first page of the document or may be placed on additional pages of the document. Note: Use of this cover page adds one page to your document and \$2.00 to the recording fee. Wisconsin Statutes, 59.517. WRDA 2/96

**SIXTH AMENDMENT TO DECLARATION OF CONDOMINIUM
OF BRISTLECONE PINES CONDOMINIUM**

REEL 2475 IMAGE 0023

This Sixth Amendment to the Declaration of Condominium of Bristlecone Pines Condominium is made by Malec Holdings II, Ltd. ("Declarant").

Recitals

Declarant recorded a Declaration of Condominium of Bristlecone Pines Condominium in the Office of the Register of Deeds for Waukesha County, Wisconsin as Document No. 2031446 ("Declaration"), which subjected certain property in the Village of Hartland, Wisconsin to the Condominium Ownership Act ("Act"). Terms not otherwise defined herein shall have the meanings subscribed thereto in the Declaration.

Article 10 of the Declaration reserves to Declarant the right to expand the Condominium by subjecting to the Declaration parts or all of the Expansion Real Estate and constructing buildings, units, and other improvements thereon.

Declarant now desires to subject to the Declaration a portion of the Expansion Real Estate and to construct thereon one (1) building, which shall contain Two (2) units, together with further landscaped areas, walkways, driveways, fixtures, parking areas and subsurface utility improvements.

The property and improvements thereon to be added hereunder, together with the Condominium created under the Declaration shall be referred to herein jointly as the "Condominium". As used herein, the term "Unit Owner" shall mean the owner of a unit in any of the Buildings previously declared or declared herein, unless otherwise limited.

Amendments

NOW, THEREFORE, the Declarant, pursuant to Article 10 of the Declaration hereby (i) submits the property and improvements described below to the Act and Declaration as though fully set forth therein at the time of recording the Declaration, subject to taxes and assessments not yet due and payable, municipal and zoning ordinances, Planned Unit Development Agreement, Declaration of Covenants, Conditions and Restrictions of Bristlecone Pines, recorded easements and restrictions, if any, any other easements and/or rights in favor of gas, electric, telephone, sanitary sewers, storm sewers, water utilities and other utilities serving the Property, the Declaration and all other matters of record and the following restrictions and conditions and (ii) amends the Declaration as follows:

1. Section 2.1 of the Declaration is hereby amended by striking the number "fourteen" therefrom and inserting the number "sixteen" therefor.

2. Section 3.1 of the Declaration is hereby amended by striking the number "fourteen (14)" therefrom and substituting the number "sixteen (16)" therefor and by striking the percentage "7.1428%" therefrom and substituting the percentage "6.2500%" therefor.

REEL2475INAD0024

3. Exhibits 6A, 6B, 6C and 6D to the Declaration are hereby amended as follows:

- (a) Exhibits 6A, 6B, 6C, as recorded are expanded to include Exhibits 7A, 7B and 7C, attached here to; and
- (b) Exhibit 6D as recorded is amended as described on the attached Exhibit 7D.

4. By Declarant's submission of the property described above to the Act and Declaration, Declarant does not waive any of the rights reserved in Article 10 nor does it represent that the Building herein submitted is the full extent of the exercise of its rights hereunder. However, DECLARANT SHALL BE UNDER NO OBLIGATION AND MAKES NO REPRESENTATION THAT IT WILL FURTHER EXPAND OR CONSTRUCT ANY PART OR ALL OF THE EXPANSION REAL ESTATE AS SUCH RIGHTS ARE RESERVED. Attached hereto is Exhibit 7D setting forth so much of the Expansion Real Estate as has not been included in the Condominium.

5. Except as otherwise stated herein, the provisions of the Declaration shall remain unchanged and in full force and effect.

Executed as of this 16 day of July, 1997.

MALEC HOLDINGS II, LTD.

By:

Mark E. Malec, Vice President

ACKNOWLEDGMENT

STATE OF WISCONSIN)
) SS

COUNTY OF WAUKESHA)

Personally came before me this 16 day of July, 1997, the above named Mark E. Malec, who acknowledged himself to be the Vice President of Malec Holdings II, Ltd., and to me known to be the person who executed the foregoing instrument as Vice President of such entity, by its authority, and acknowledged the same.

JoAnne C. Marks
Notary Public, State of Wisconsin
My Commission expires: June 3, 2001

Drafted by:
Malec Holdings II, Ltd.
(Mark Malec)

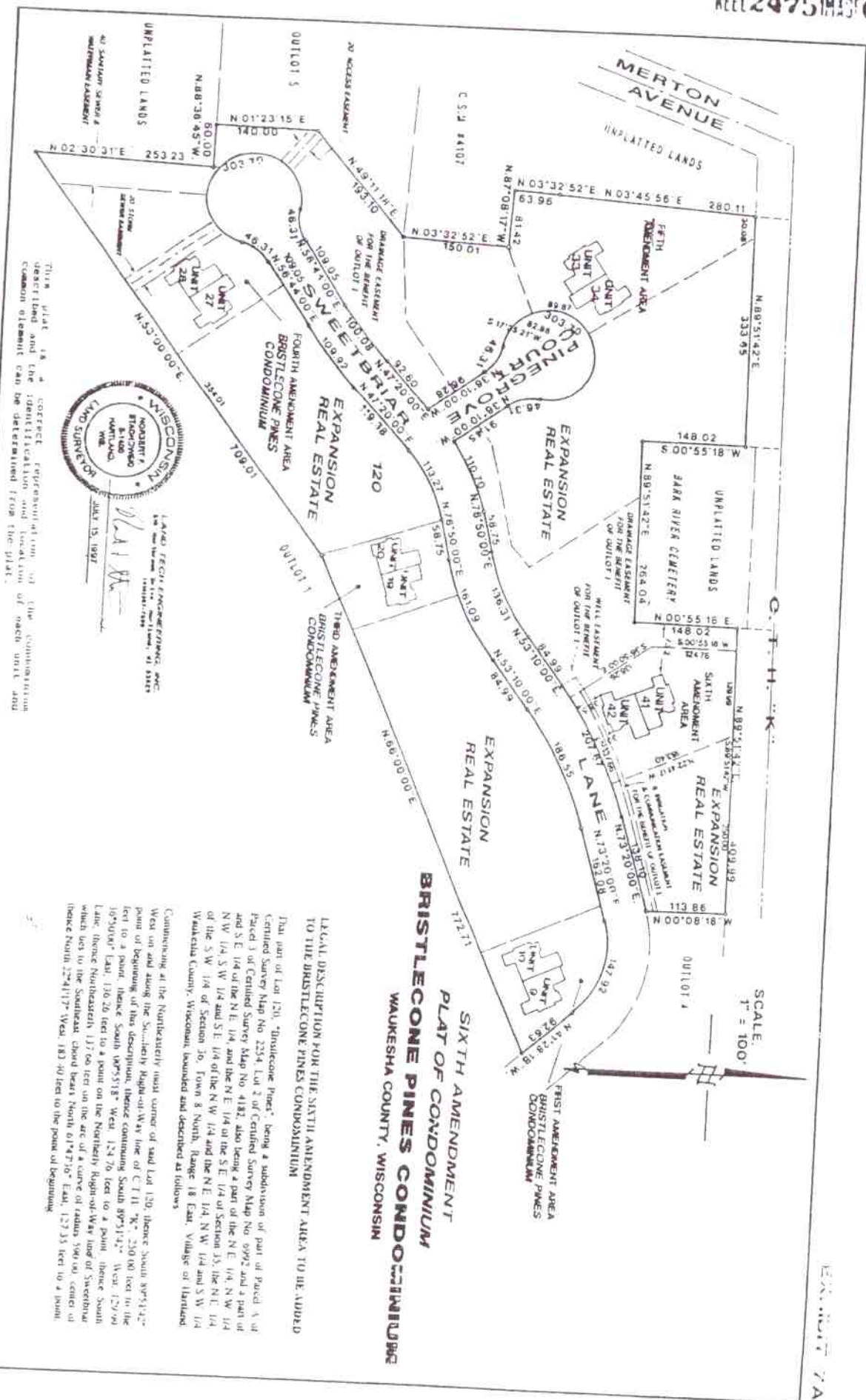
Return To:
Malec Holdings II, Ltd.
1325 E. Bristlecone Drive
Hartland, WI 53029

AMEND VPRS

EXHIBIT 7B TO SIXTH AMENDMENT TO
DECLARATION OF CONDOMINIUM OF
BRISTLECONE PINES CONDOMINIUM

UNIT ADDRESSES FOR UNITS ADDED IN SIXTH AMENDMENT

Unit 41	1210 E. Sweetbriar Lane, Hartland, Wisconsin 53029
Unit 42	1208 E. Sweetbriar Lane, Hartland, Wisconsin 53029



**SIXTH AMENDMENT
PLAT OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM
WAUKESHA COUNTY, WISCONSIN**

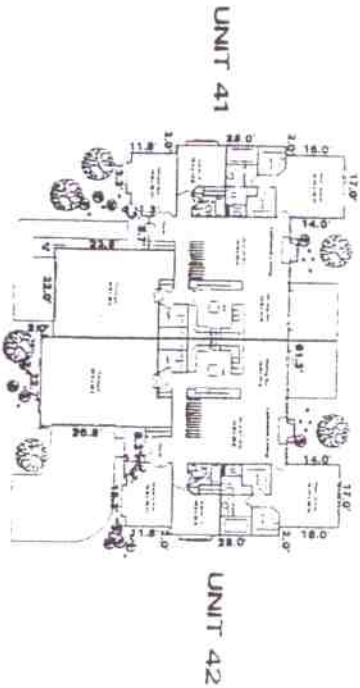
This plat is a correct representation of the condominium described and the identification and location of each unit and common element can be determined from the plat.

SIXTH AMENDMENT
PLAT OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM
WAUKESHA COUNTY, WISCONSIN

Floor Plans



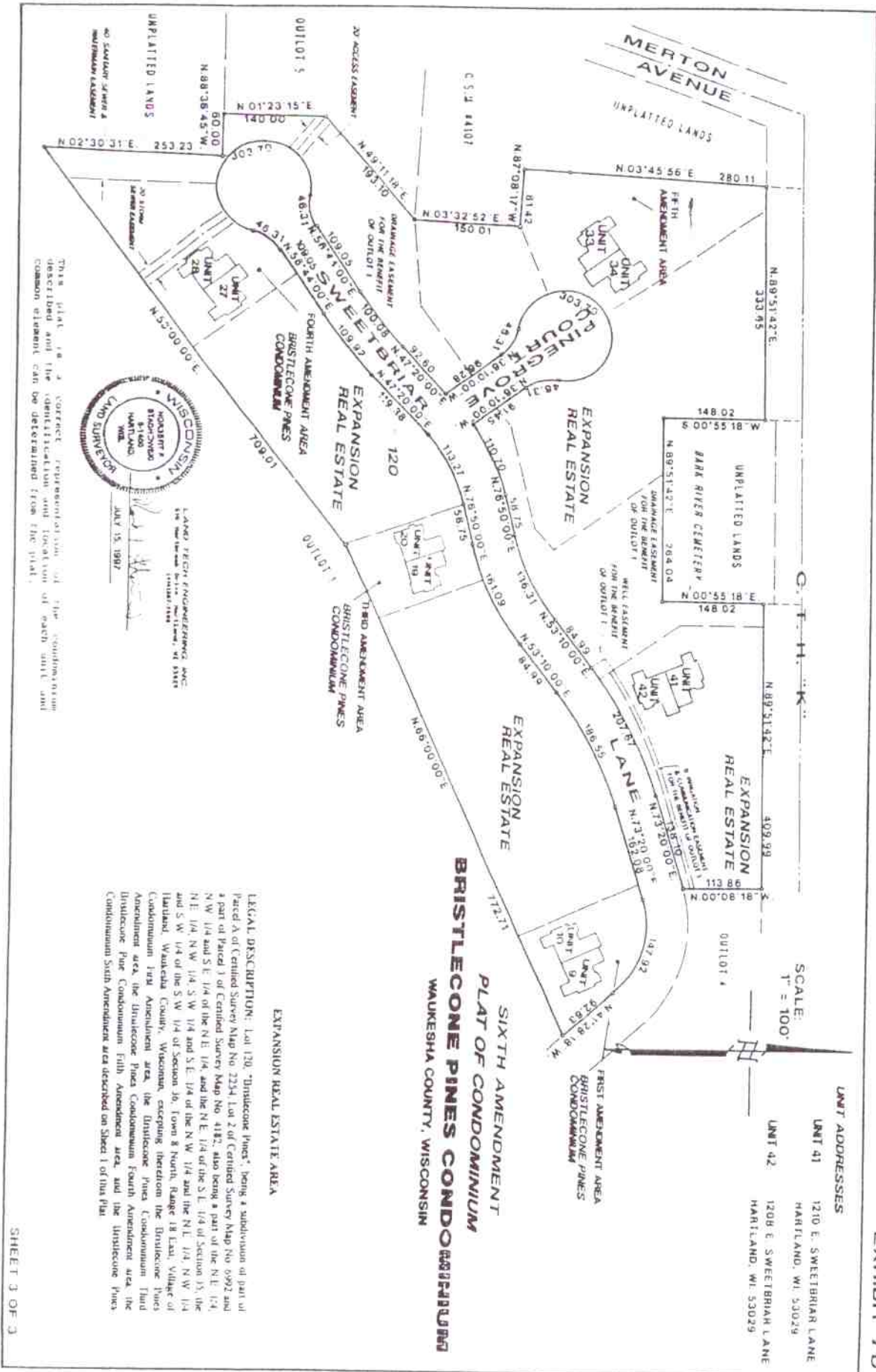
REVERSE PLAN



The diagram is approximately 1000 square feet of living area per unit.



LAND TECH ENGINEERING, INC.
300 West Main Street, Suite 100
Waukesha, WI 53186



**SEVENTH AMENDMENT TO DECLARATION OF CONDOMINIUM
OF BRISTLECONE PINES CONDOMINIUM**

This Seventh Amendment to the Declaration of Condominium of Bristlecone Pines Condominium is made by Malec Holdings II, Ltd. ("Declarant").

Recitals

Declarant recorded a Declaration of Condominium of Bristlecone Pines Condominium in the Office of the Register of Deeds for Waukesha County, Wisconsin as Document No. 2031446 ("Declaration"), which subjected certain property in the Village of Hartland, Wisconsin to the Condominium Ownership Act ("Act"). Terms not otherwise defined herein shall have the meanings subscribed thereto in the Declaration.

Article 10 of the Declaration reserves to Declarant the right to expand the Condominium by subjecting to the Declaration parts or all of the Expansion Real Estate and constructing buildings, units, and other improvements thereon.

Declarant now desires to subject to the Declaration a portion of the Expansion Real Estate and to construct thereon one (1) building, which shall contain Two (2) units, together with further landscaped areas, walkways, driveways, fixtures, parking areas and subsurface utility improvements.

The property and improvements thereon to be added hereunder, together with the Condominium created under the Declaration shall be referred to herein jointly as the "Condominium". As used herein, the term "Unit Owner" shall mean the owner of a unit in any of the Buildings previously declared or declared herein, unless otherwise limited.

Amendments

NOW, THEREFORE, the Declarant, pursuant to Article 10 of the Declaration hereby (i) submits the property and improvements described below to the Act and Declaration as though fully set forth therein at the time of recording the Declaration, subject to taxes and assessments not yet due and payable, municipal and zoning ordinances, Planned Unit Development Agreement, Declaration of Covenants, Conditions and Restrictions of Bristlecone Pines, recorded easements and restrictions, if any, any other easements and/or rights in favor of gas, electric, telephone, sanitary sewers, storm sewers, water utilities and other utilities serving the Property, the Declaration and all other matters of record and the following restrictions and conditions and (ii) amends the Declaration as follows:

1. Section 2.1 of the Declaration is hereby amended by striking the number "sixteen" therefrom and inserting the number "eighteen" therefor.

2. Section 3.1 of the Declaration is hereby amended by striking the number "sixteen (16)" therefrom and substituting the number "eighteen (18)" therefor and by striking the percentage "6.2500%" therefrom and substituting the percentage "5.556%" therefor.

3. Exhibits 7A, 7B, 7C and 7D to the Declaration are hereby amended as follows:

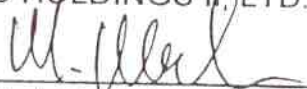
- (a) Exhibits 7A, 7B, 7C, as recorded are expanded to include Exhibits 8A, 8B and 8C, attached here to; and
- (b) Exhibit 7D as recorded is amended as described on the attached Exhibit 8D.

4. By Declarant's submission of the property described above to the Act and Declaration, Declarant does not waive any of the rights reserved in Article 10 nor does it represent that the Building herein submitted is the full extent of the exercise of its rights hereunder. However, DECLARANT SHALL BE UNDER NO OBLIGATION AND MAKES NO REPRESENTATION THAT IT WILL FURTHER EXPAND OR CONSTRUCT ANY PART OR ALL OF THE EXPANSION REAL ESTATE AS SUCH RIGHTS ARE RESERVED. Attached hereto is Exhibit 8D setting forth so much of the Expansion Real Estate as has not been included in the Condominium.

5. Except as otherwise stated herein, the provisions of the Declaration shall remain unchanged and in full force and effect.

Executed as of this 11 day of September, 1997.

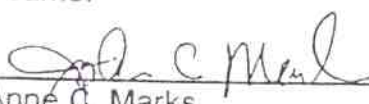
MALEC HOLDINGS II, LTD.

By: 
Mark E. Malec, Vice President

ACKNOWLEDGMENT

STATE OF WISCONSIN)
) SS
COUNTY OF WAUKESHA)

Personally came before me this 11 day of September, 1997, the above named Mark E. Malec, who acknowledged himself to be the Vice President of Malec Holdings II, Ltd., and to me known to be the person who executed the foregoing instrument as Vice President of such entity, by its authority, and acknowledged the same.


JoAnne C. Marks
Notary Public, State of Wisconsin
My Commission expires: June 3, 2001

Drafted by:
Malec Holdings II, Ltd.
(Mark Malec)

Return To:
Malec Holdings II, Ltd.
1325 E. Bristlecone Drive
Hartland, WI 53029



SEVENTH AMENDMENT
PLAT OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM
WAUKESHA COUNTY, WISCONSIN

That part of s. 120, "Thimblecone Plains", being a subdivision of part of Parcel A of Certified Survey Map No. 225-3, Lot 2 of Certified Survey Map No. 6592 and a part of Parcel J of Certified Survey Map No. 4152, also being a part of the N.E. 1/4, N.E. 1/4, S.E. 1/4 of the S.W. 1/4 of the S.E. 1/4 and the N.E. 1/4 of the S.W. 1/4 of Section 25, the N.E. 1/4 and S.W. 1/4 of S.E. 1/4, S.W. 1/4 of the S.W. 1/4 of Section 25, the N.E. 1/4 and S.W. 1/4 of the S.W. 1/4 of Section 30, Town 8 North, Range 18 East, Village of Iktaditlat, Matanequa County, Wisconsin, bounded as follows:

C. commersoni. The Easterly most point of sand bar 120' (East South 66°W)00'. West on and along the Southerly side of sand bar 120' 772.71' feet to a point, thence South 53°W)00'. West along and Southerly line 220' 45' feet to the point of beginning of the land to be described, thence continuing South 53°00'00". West, 123.9' feet to a point, thence North 71°00'00". West, 177.07' feet to a point on the southerly right-of-way line of Swarthear Lake, thence North 56°44'00". West, 1.5' feet to a point on the southerly right-of-way line of Swarthear Lake, thence Northerly 54.83' feet on the arc of said curve of radius 6,700' foot, center of which lies to the Northwest, chord bears North 54°22'00". East, 54.83' feet to a point, thence South 73°00'00". East, 171.50' feet to the point of beginning.

EXHIBIT 8B

EXHIBIT 8B TO SEVENTH AMENDMENT TO DECLARATION OF CONDOMINIUM OF BRISTLECONE PINES CONDOMINIUM

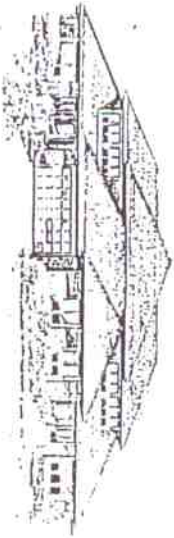
UNIT ADDRESSES FOR UNITS ADDED IN SEVENTH AMENDMENT

Unit 25 1111 E. Sweetbriar Lane, Hartland, Wisconsin 53029

Unit 26 1109 E. Sweetbriar Lane, Hartland, Wisconsin 53029

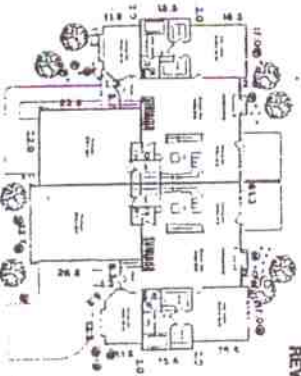
SEVENTH AMENDMENT
PLAT OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM
WAUKESHA COUNTY WISCONSIN

Floor Plans



REVERSE PLAN

UNIT 26



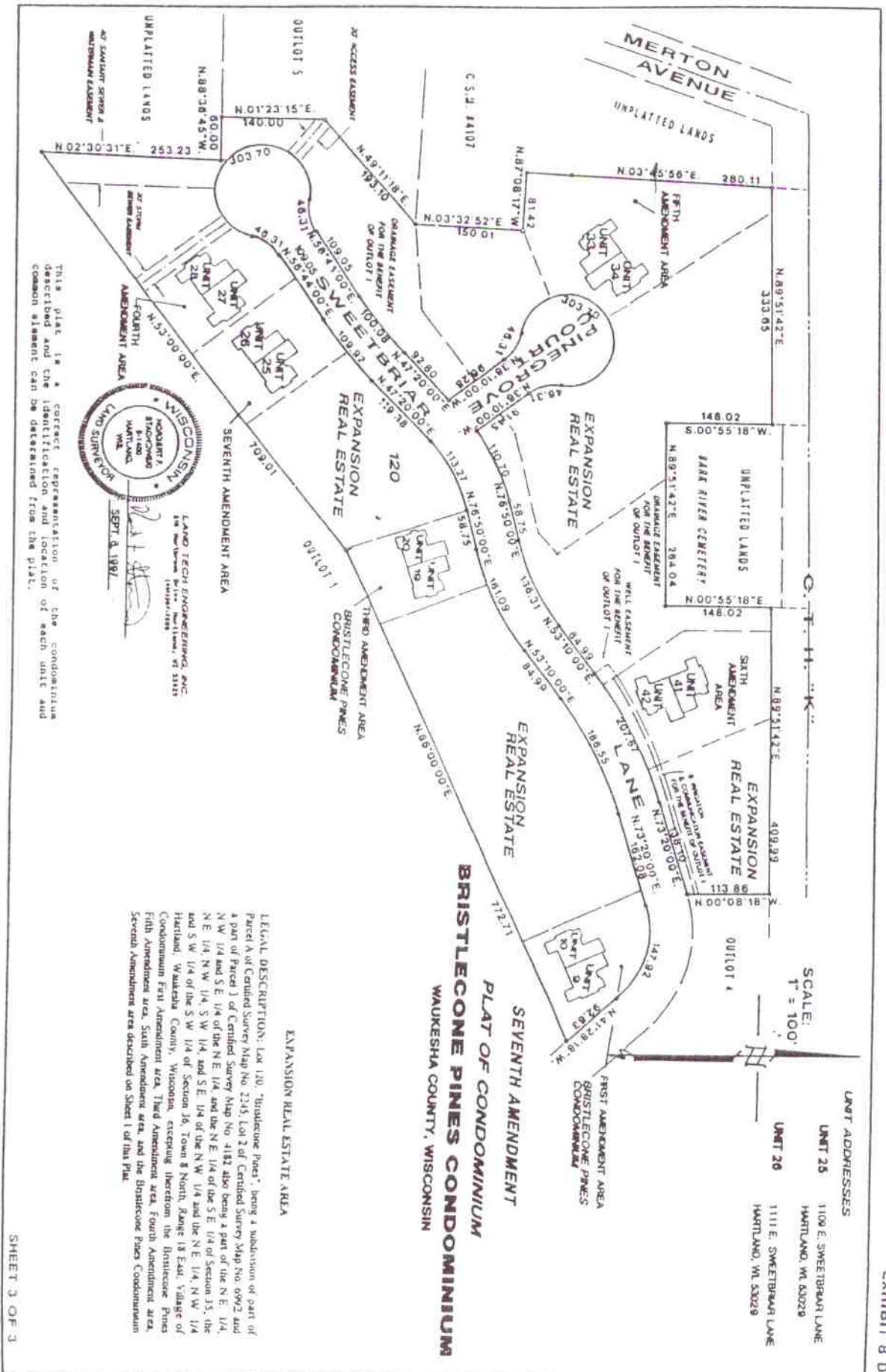
UNIT 25



The Saddle Room is approximately 150 square feet of living area per unit.



Robert J. Stine
SEPT 8, 1997



**SEVENTH AMENDMENT
PLAT OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM
WAUKESHA COUNTY, WISCONSIN**

EXPANSION REAL ESTATE AREA

LEGAL DESCRIPTION: Lot 120, "Bristlecone Pines", being a subdivision of part of Parcel A of Certified Survey Map No. 2245, Lot 2 of Certified Survey Map No. 6992 and a part of Parcel 3 of Certified Survey Map No. 4182 also being a part of the N.E. 1/4, N.W. 1/4 and S.E. 1/4 of the N.E. 1/4, and the N.E. 1/4 of the S.E. 1/4 of Section 15, the N.E. 1/4, N.W. 1/4, S.W. 1/4, and S.E. 1/4 of the N.W. 1/4 and the N.E. 1/4, N.W. 1/4 and S.W. 1/4 of the S.W. 1/4 of Section 16, Town 8 North, Range 18 East, Village of Hartland, Waukesha County, Wisconsin, excepting therefrom the Bristlecone Pines Condominium First Amendment area, Third Amendment area, Fourth Amendment area, Fifth Amendment area, Sixth Amendment area, and the Bristlecone Pines Condominium Seventh Amendment area described on Sheet 1 of this Plat.

This plat is a correct representation of the condominium described and the identification and location of each unit and common element can be determined from the plat.



LAND TECH ENGINEERING, INC.
1000 Wisconsin Avenue, Suite 100
Madison, Wisconsin 53703

2176633

Amendment TO
CONDO DECLARATION

Document Number

Document Title

2176633

REGISTER'S OFFICE
WALKER COUNTY, WIS } SS
RECORDED ON

96 DEC -4 PM 1:03
REEL 2354 IMAGE 0535

Charles J. Kraljic
REGISTER OF DEEDS

Recording Area

Name and Return Address

MALED HOLDINGS II LTD.
1325 E. BRISTLEcone DR.
HARTLAND, WI. 53029

Parcel Identification Number (PIN)

This information must be completed by submitter: document title, name & return address, and PIN (if required). Other information such as the granting clauses, legal description, etc. may be placed on this first page of the document or may be placed on additional pages of the document. Note: Use of this cover page adds one page to your document and \$2.00 to the recording fee. Wisconsin Statutes, 59.517. WRDA 2/96

**FIFTH AMENDMENT TO DECLARATION OF CONDOMINIUM
OF BRISTLECONE PINES CONDOMINIUM**

REEL 2354 IMAGE 0536

This Fifth Amendment to the Declaration of Condominium of Bristlecone Pines Condominium is made by Malec Holdings II, Ltd. ("Declarant").

Recitals

Declarant recorded a Declaration of Condominium of Bristlecone Pines Condominium in the Office of the Register of Deeds for Waukesha County, Wisconsin as Document No. 2031446 ("Declaration"), which subjected certain property in the Village of Hartland, Wisconsin to the Condominium Ownership Act ("Act"). Terms not otherwise defined herein shall have the meanings subscribed thereto in the Declaration.

Article 10 of the Declaration reserves to Declarant the right to expand the Condominium by subjecting to the Declaration parts or all of the Expansion Real Estate and constructing buildings, units, and other improvements thereon.

Declarant now desires to subject to the Declaration a portion of the Expansion Real Estate and to construct thereon one (1) building, which shall contain Two (2) units, together with further landscaped areas, walkways, driveways, fixtures, parking areas and subsurface utility improvements.

The property and improvements thereon to be added hereunder, together with the Condominium created under the Declaration shall be referred to herein jointly as the "Condominium". As used herein, the term "Unit Owner" shall mean the owner of a unit in any of the Buildings previously declared or declared herein, unless otherwise limited.

Amendments

NOW, THEREFORE, the Declarant, pursuant to Article 10 of the Declaration hereby (i) submits the property and improvements described below to the Act and Declaration as though fully set forth therein at the time of recording the Declaration, subject to taxes and assessments not yet due and payable, municipal and zoning ordinances, Planned Unit Development Agreement, Declaration of Covenants, Conditions and Restrictions of Bristlecone Pines, recorded easements and restrictions, if any, any other easements and/or rights in favor of gas, electric, telephone, sanitary sewers, storm sewers, water utilities and other utilities serving the Property, the Declaration and all other matters of record and the following restrictions and conditions and (ii) amends the Declaration as follows:

1. Section 2.1 of the Declaration is hereby amended by striking the number "twelve" therefrom and inserting the number "fourteen" therefor.

2. Section 3.1 of the Declaration is hereby amended by striking the number "twelve (12)" therefrom and substituting the number "fourteen (14)" therefor and by striking the percentage "8.3333%" therefrom and substituting the percentage "7.1428%" therefor.

3. Exhibits 5A, 5B, 5C and 5D to the Declaration are hereby amended as follows:

- (a) Exhibits 5A, 5B, 5C, as recorded are expanded to include Exhibits 6A, 6B and 6C, attached here to; and
- (b) Exhibit 5D as recorded is amended as described on the attached Exhibit 6D.

4. By Declarant's submission of the property described above to the Act and Declaration, Declarant does not waive any of the rights reserved in Article 10 nor does it represent that the Building herein submitted is the full extent of the exercise of its rights hereunder. However, DECLARANT SHALL BE UNDER NO OBLIGATION AND MAKES NO REPRESENTATION THAT IT WILL FURTHER EXPAND OR CONSTRUCT ANY PART OR ALL OF THE EXPANSION REAL ESTATE AS SUCH RIGHTS ARE RESERVED. Attached hereto is Exhibit 6D setting forth so much of the Expansion Real Estate as has not been included in the Condominium.

5. Except as otherwise stated herein, the provisions of the Declaration shall remain unchanged and in full force and effect.

Executed as of this 4 day of November, 1996.

MALEC HOLDINGS II, LTD.

By: 

Mark E. Malec, Vice President

ACKNOWLEDGMENT

STATE OF WISCONSIN)
) SS
COUNTY OF WAUKESHA)

Personally came before me this 4 day of November, 1996, the above named Mark E. Malec, who acknowledged himself to be the Vice President of Malec Holdings II, Ltd., and to me known to be the person who executed the foregoing instrument as Vice President of such entity, by its authority, and acknowledged the same.



JoAnne C. Marks

Notary Public, State of Wisconsin

My Commission expires: June 8 1997

Drafted by:

Malec Holdings II, Ltd.

(Mark Malec)

Return To:

Malec Holdings II, Ltd.

1325 E. Bristlecone Drive
Hartland, WI 53029

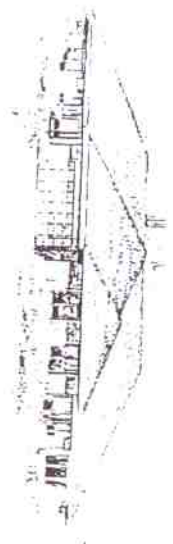


**EXHIBIT 6B TO FIFTH AMENDMENT TO
DECLARATION OF CONDOMINIUM OF
BRISTLECONE PINES CONDOMINIUM**

UNIT ADDRESSES FOR UNITS ADDED IN FIFTH AMENDMENT

Unit 33	1005 N. Pinegrove Court, Hartland, Wisconsin 53029
Unit 34	1007 N. Pinegrove Court, Hartland, Wisconsin 53029

FIFTH AMENDMENT
PLAT OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM
WAUKESHA COUNTY, WISCONSIN



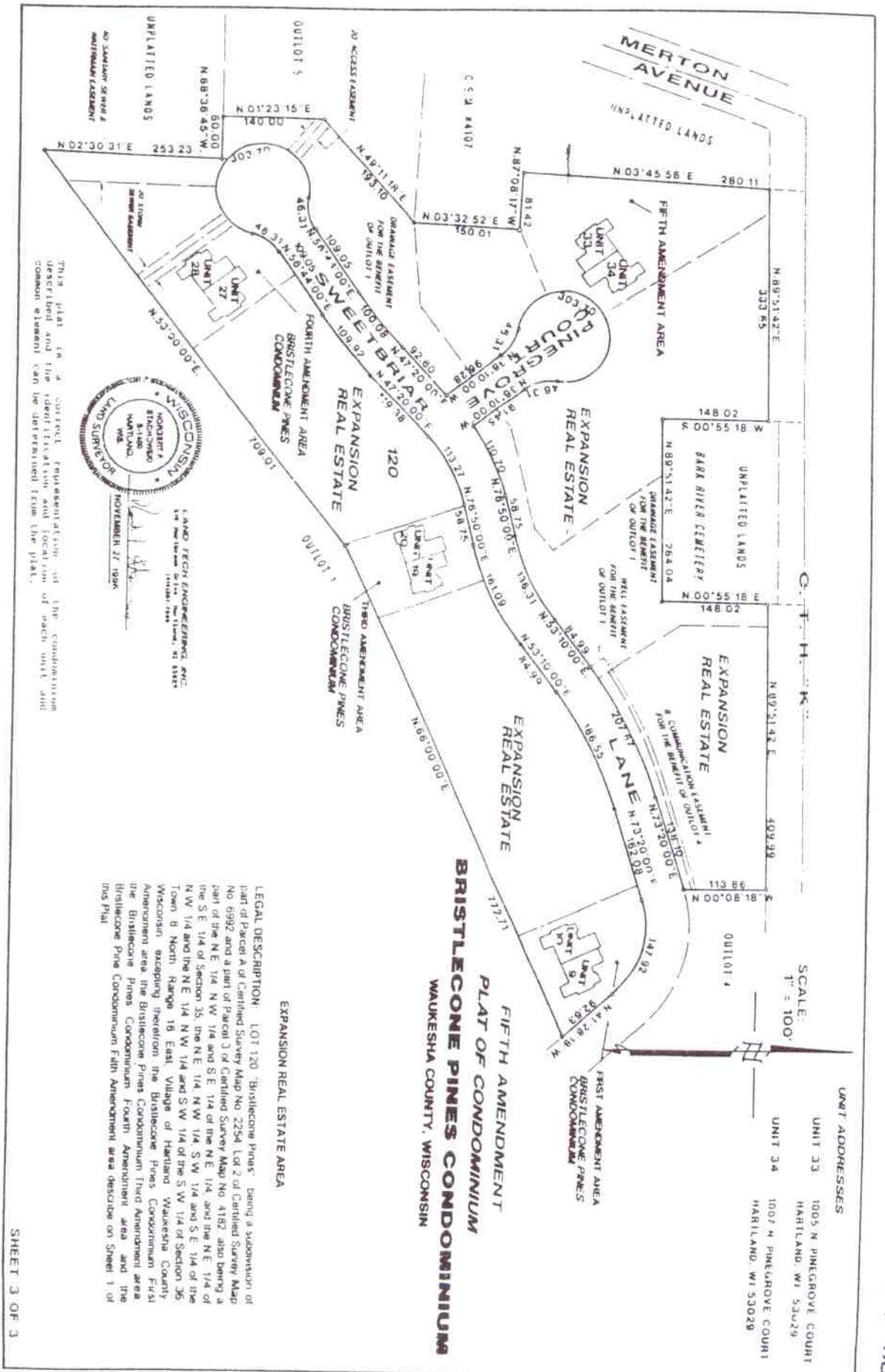
Floor Plans



The Appraisal is approximately 300 square feet of living area and 100 sq. ft. of common area.



LAND TECH ENGINEERING, INC.
1400 West Lincoln Avenue, Suite 100
Waukegan, IL 60087



**SECOND AND THIRD AMENDMENTS TO DECLARATION OF CONDOMINIUM
OF BRISTLECONE PINES CONDOMINIUM**

This Second and Third amendment to the Declaration of Condominium of Bristlecone Pines Condominium is made by Malec Holdings II, Ltd. ("Declarant").

Recitals

Declarant recorded a Declaration of Condominium of Bristlecone Pines Condominium in the Office of the Register of Deeds for Waukesha County, Wisconsin as Document No. 2031446 ("Declaration"), which subjected certain property in the Village of Hartland, Wisconsin to the Condominium Ownership Act ("Act"). Terms not otherwise defined herein shall have the meanings subscribed thereto in the Declaration.

Article 10 of the Declaration reserves to Declarant the right to expand the Condominium by subjecting to the Declaration parts or all of the Expansion Real Estate and constructing buildings, units, and other improvements thereon.

Declarant now desires to subject to the Declaration a portion of the Expansion Real Estate and to construct thereon two (2) buildings, which shall contain Four (4) units, together with further landscaped areas, walkways, driveways, fixtures, parking areas and subsurface utility improvements.

The property and improvements thereon to be added hereunder, together with the Condominium created under the Declaration shall be referred to herein jointly as the "Condominium". As used herein, the term "Unit Owner" shall mean the owner of a unit in any of the Buildings previously declared or declared herein, unless otherwise limited.

Amendments

NOW, THEREFORE, the Declarant, pursuant to Article 10 of the Declaration hereby (i) submits the property and improvements described below to the Act and Declaration as though fully set forth therein at the time of recording the Declaration, subject to taxes and assessments not yet due and payable, municipal and zoning ordinances, Planned Unit Development Agreement, Declaration of Covenants, Conditions and Restrictions of Bristlecone Pines, recorded easements and restrictions, if any, any other easements and/or rights in favor of gas, electric, telephone, sanitary sewers, storm sewers, water utilities and other utilities serving the Property, the Declaration and all other matters of record and the following restrictions and conditions and (ii) amends the Declaration as follows:

1. Section 2.1 of the Declaration is hereby amended by striking the number "six" therefrom and inserting the number 10 therefor.

2. Section 3.1 of the Declaration is hereby amended by striking the number "six (6)" therefrom and substituting the number "ten (10)" therefor and by striking the percentage "16.7" therefrom and substituting the percentage "10%" therefor.

3. Exhibits 2A, 2B, 2C and 2D to the Declaration are hereby amended as follows:

- (a) Exhibits 2A, 2B, 2C, as recorded are expanded to include Exhibits 3A, 3B and 3C, and 4A, 4B, and 4C, attached here to; and
- (b) Exhibit 2D as recorded is amended as described on the attached Exhibit 3D and 4D.

4. By Declarant's submission of the property described above to the Act and Declaration, Declarant does not waive any of the rights reserved in Article 10 nor does it represent that the Building herein submitted is the full extent of the exercise of its rights hereunder. However, DECLARANT SHALL BE UNDER NO OBLIGATION AND MAKES NO REPRESENTATION THAT IT WILL FURTHER EXPAND OR CONSTRUCT ANY PART OR ALL OF THE EXPANSION REAL ESTATE AS SUCH RIGHTS ARE RESERVED. Attached hereto is Exhibit 3D and 4D setting forth so much of the Expansion Real Estate as has not been included in the Condominium.

5. Except as otherwise stated herein, the provisions of the Declaration shall remain unchanged and in full force and effect.

Executed as of this 6 day of December, 1995.

MALEC HOLDINGS II, LTD.

By: _____

Mark E. Malec, Vice President

ACKNOWLEDGMENT

STATE OF WISCONSIN)
) SS
COUNTY OF WAUKESHA)

Personally came before me this 6 day of December, 1995, the above named Mark E. Malec, who acknowledged himself to be the Vice President of Malec Holdings II, Ltd., and to me known to be the person who executed the foregoing instrument as President of such entity, by its authority, and acknowledged the same.

JoAnne C. Marks
Notary Public, State of Wisconsin

My Commission expires June 2 1997

Drafted by: Malec Holdings II, Ltd. (John Malec)

Return to: Malec Holdings II, Ltd
1325 E. Bristlecone Drive
Hartland, WI 53029

EXHIBIT 3B

**EXHIBIT 3B TO SECOND AND THIRD AMENDMENTS TO
DECLARATION OF CONDOMINIUM OF
BRISTLECONE PINES CONDOMINIUM**

**UNIT ADDRESSES FOR UNITS ADDED IN SECOND AND THIRD
AMENDMENT**

- | | |
|--------|---|
| Unit 5 | 506 N. Ponderosa Drive, Hartland, Wisconsin 53029 |
| Unit 6 | 504 N. Ponderosa Drive, Hartland, Wisconsin 53029 |

EXHIBIT 4B

**EXHIBIT 4B TO SECOND AND THIRD AMENDMENTS TO
DECLARATION OF CONDOMINIUM OF
BRISTLECONE PINES CONDOMINIUM**

**UNIT ADDRESSES FOR UNITS ADDED IN SECOND AND THIRD
AMENDMENT**

Unit 19	1123 E. Sweetbriar Lane, Hartland, Wisconsin 53029
Unit 20	1121 E. Sweetbriar Lane, Hartland, Wisconsin 53029

SECOND AMENDMENT - PLAT OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM
VILLAGE OF HARTLAND,
WAUKESHA COUNTY, WISCONSIN

Excepting therefrom the following described lands:

Commencing at the Southwest corner of said lot 84, said point being on the west line of the Southwest 1/4 of Section 36; thence North 00°43'10" East on and along said 1/4 Section line 269.64 feet; thence South 75°20'06" East, 132.32 feet; thence South 44°44'10"54" West, 240.00 feet; thence North 89°16'41" West, 90.00 feet to the point of beginning.

LOT 85

BRISTLECONE PINES

60 WISCONSIN ELECTRIC POWER CO EASEMENT

N 00° 43' 19" E

EXPANSION REAL ESTATE

2400-

11/21/95
Rex & Jean

This plot is a correct representation of the condominium description and the identification and location of each unit and common element can be determined from the plat.

LAND TECH ENGINEERING, INC.
530 New Brunswick Dr. E. New Brunswick, NJ 08901

SHEET 1 OF 3

REF 2158HAC 0213

SCALE:

50

UNIT ADDRESSES

UNIT ADDRESS

5 506 N. PONDEROSA DRIVE, HARTLAND, WI 53028

504 N. PONDEROSA DRIVE, HARTLAND, WI 53029

LOT 83
BRISTLECONE PINES

OUTLOT 3
BRISTLECOMBE PINES

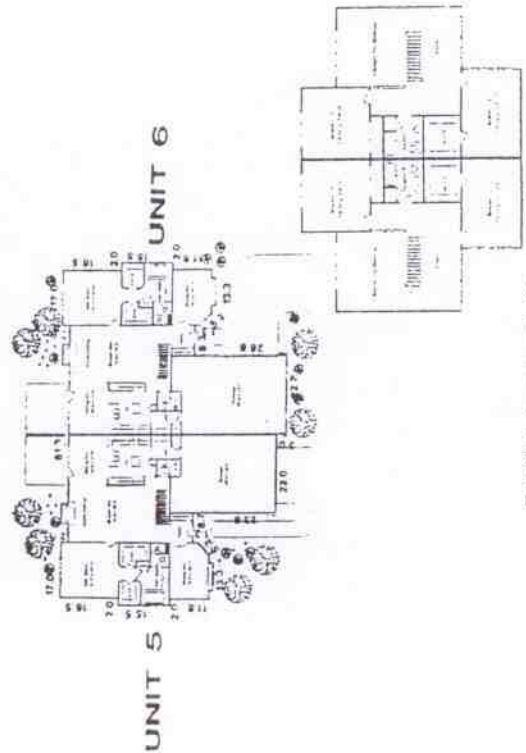
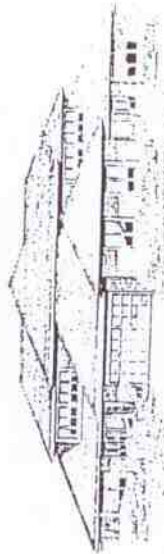
OUTLOT 1
BRISTLECO

OUTLOT 1

BRISTLECONE PINES

SECOND AMENDMENT - PLAT OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM
 VILLAGE OF HARTLAND,
 WAUKESHA COUNTY, WISCONSIN

FLOOR PLANS



The Saddle Deck is approximately 350 square feet of living area per unit.



Plot + Plan
 11/21/95

SECOND AMENDMENT - PLAY OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM
VILLAGE OF HARTLAND,
WAUKESHA COUNTY, WISCONSIN
ESTATE AREA

LOT 85

80 WISCONSIN ELECTRIC POWER CO EASEMENT

LAND TECH ENGINEERING, INC.
530 West 4th St. Ste 300 New York, NY 10014
212-691-1387 • FAX 212-691-1388

Unit 7
A HOMELESS

LOT 83
BRISTLECONE PINES

LOT 83

BRISTLEcone PINES

OUTLOT 3

BRISTLECOMB PINES

OUTLOT :

BRISTLECOCK PINES

OUTLOT 1

BAISTLECOME PINES

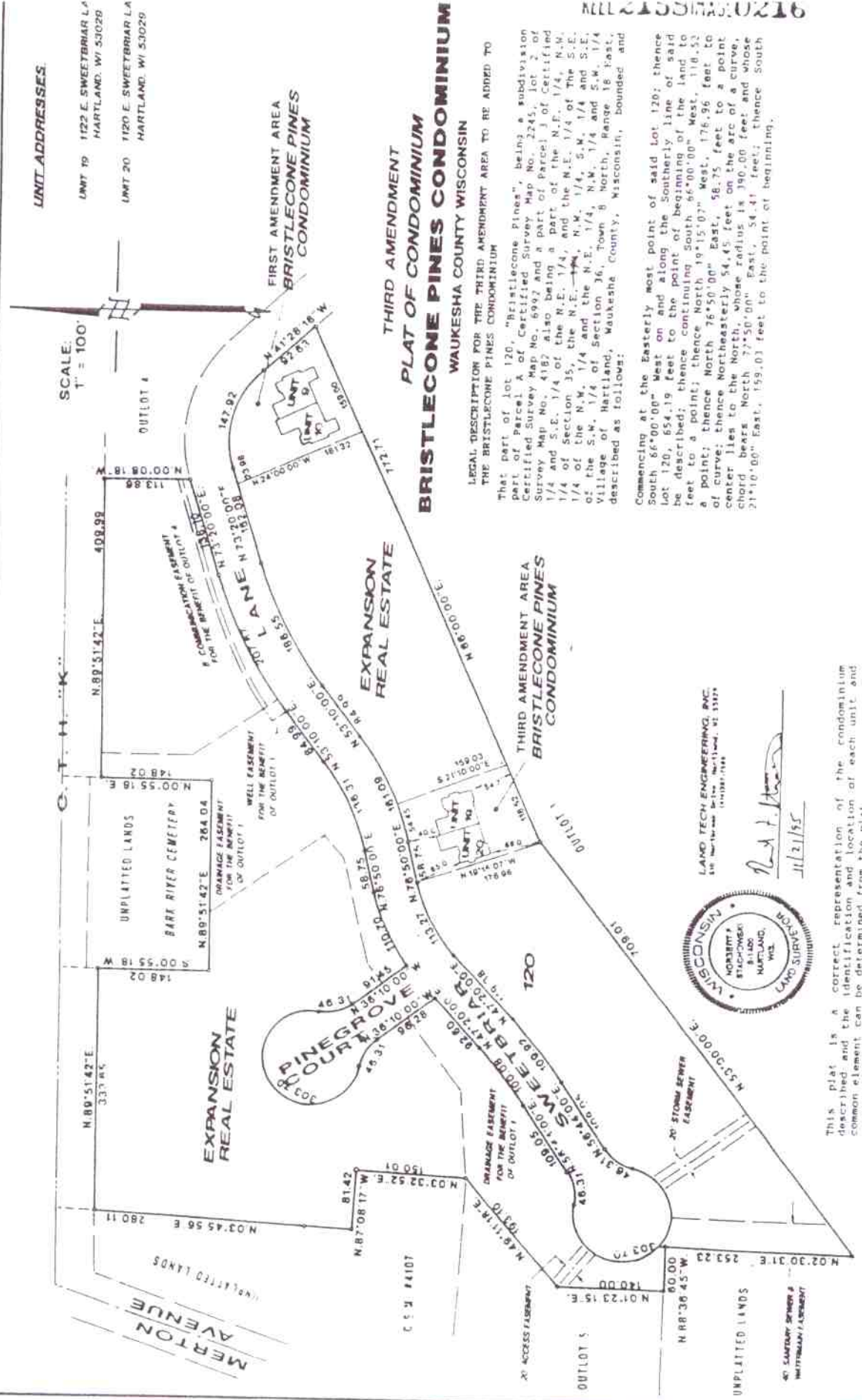
EXHIBIT 4A

UNIT ADDRESSES

UNIT 19 1122 E. SWEETBRIAR LA
HARTLAND, WI 53020

UNIT 20 1120 E. SWEETBRIAR LA
HARTLAND, WI 53029

SCALE:
1" = 100'



THIRD AMENDMENT PLAT OF CONDOMINIUM BRISTLECONE PINES CONDOMINIUM WAUKESHA COUNTY WISCONSIN

LEGAL DESCRIPTION FOR THE THIRD AMENDMENT AREA TO BE ADDED TO THE BRISTLECONE PINES CONDOMINIUM

That part of lot 120, "Bristlecone Pines", being a subdivision of Parcel A of Certified Survey Map No. 2245, lot 2 of Survey Map No. 4182 and a part of Parcel 3 of Certified Survey Map No. 4182 also being a part of the N.E. 1/4, N.W. 1/4 and S.E. 1/4 of the N.E. 1/4, and the N.E. 1/4 of the S.E. 1/4 of Section 35, the N.E. 1/4, N.W. 1/4, S.W. 1/4 and S.E. 1/4 of the S.W. 1/4 of Section 36, Town 8 North, Range 18 East, Village of Hartland, Waukesha County, Wisconsin, bounded and described as follows:

Commencing at the Easterly most point of said lot 120; thence South 66°00'00" West on and along the southerly line of said lot 120, 654.19 feet to the point of beginning of the land to be described; thence continuing South 66°00'00" West, 110.52 feet to a point; thence North 19°15'03" West, 178.96 feet to a point; thence North 76°50'00" East, 58.75 feet to a point of curve; thence Northwesterly 54.45 feet on the arc of a curve, center lies to the North, whose radius is 190.00 feet and whose chord bears North 77°50'00" East, 54.41 feet; thence South 21°10'00" East, 159.03 feet to the point of beginning.

LAND TECH. ENGINEERING, INC.
510 North 10th Street, Suite 200, WI 53074
(414) 281-7444

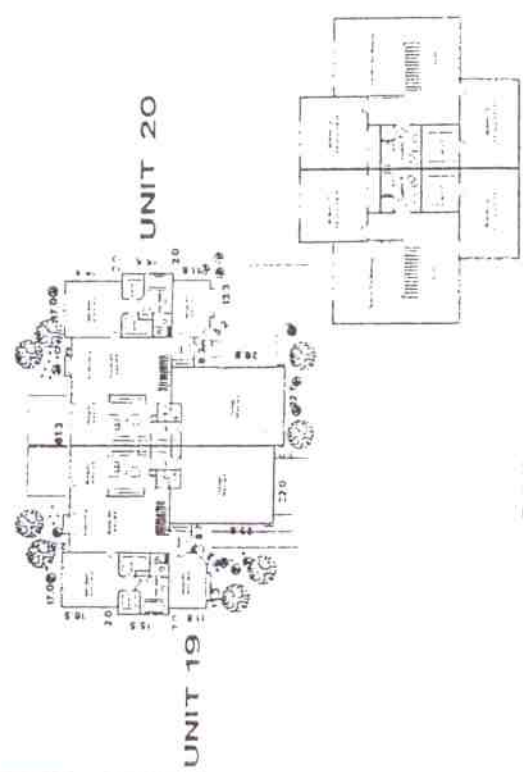
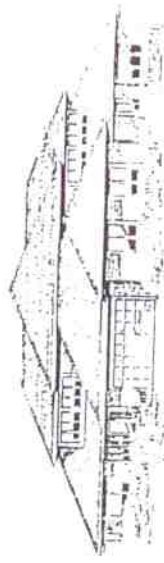


Robert A. Stachowicz
11/21/95

This plat is a correct representation of the condominium described and the identification and location of each unit and common element can be determined from the plat.

THIRD AMENDMENT
PLAT OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM
WAUKESHA COUNTY WISCONSIN

Floor Plans



The Suite Block is approximately 250 square feet of living area per unit.

EXPANSION REAL ESTATE AREA

LEGAL DESCRIPTION: Lot 120, "Bristlecone Pines", being a subdivision of part of Parcel A of Certified Survey Map No. 2245, lot 2 of Certified Survey Map No. 6992 and a part of Parcel 3 of Certified Survey Map No. 4182, also being a part of the N.E. 1/4, N.W. 1/4 and S.E. 1/4 of the N.E. 1/4, and the N.E. 1/4 of the S.E. 1/4 of Section 35, the N.E. 1/4, N.W. 1/4 S.W. 1/4 and S.W. 1/4 of the N.W. 1/4 and the N.E. 1/4, N.W. 1/4, 1/4 18 East, Village of Hartland, Waukesha County, Wisconsin, excepting therefrom the Bristlecone Pines Condominium First Amendment area and the Bristlecone Pines Condominium third amendment area described on Sheet 1 of this plat.

2089843
REGISTER'S OFFICE
WAUKESHA COUNTY, WIS } SS
95 DEC 29 AM 9:39
REEL 2138 IMAGE 0209
Handwritten signature
REGISTER OF DEEDS



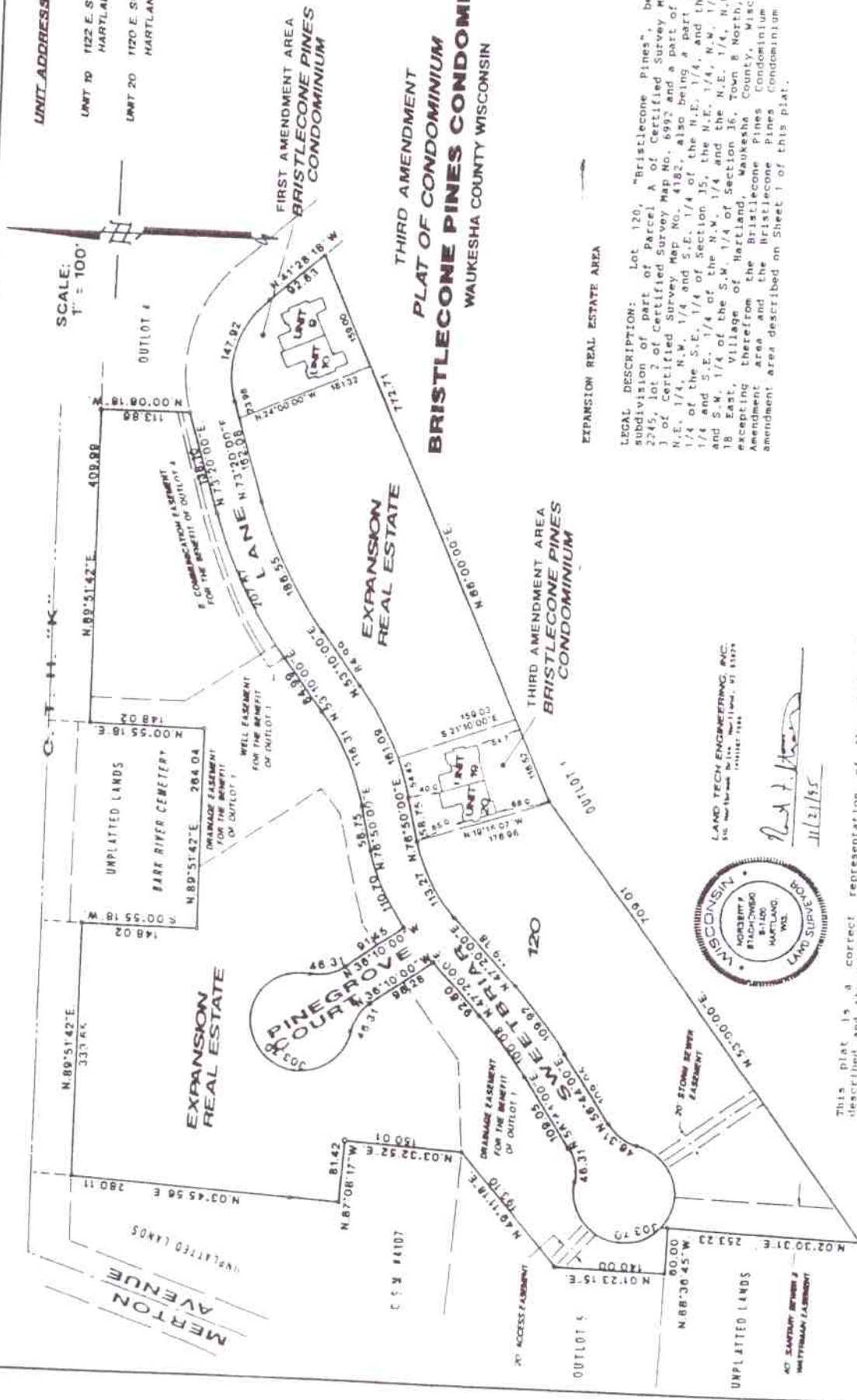
Handwritten signature
11/21/95

EXHIBIT 4D

UNIT ADDRESSES

UNIT 19 1122 E. SWEETBRIAR LANE
HARTLAND, WI 53029

UNIT 20 1120 E. SWEETBRIAR LANE
HARTLAND, WI 53029



REEL 2158 H 0218

LEGAL DESCRIPTION: Lot 120, "Bristlecone Pines", being a subdivision of part of Parcel A of Certified Survey Map No. 2245, lot 2 of Certified Survey Map No. 6992 and a part of Parcel 3 of Certified Survey Map No. 4182, also being a part of the N.E. 1/4, N.W. 1/4 and S.E. 1/4 of the N.E. 1/4, and the N.E. 1/4 and S.E. 1/4 of Section 15, the N.E. 1/4, N.W. 1/4 S.W. 1/4 and S.W. 1/4 of the S.W. 1/4 of Section 16, Town 8 North, Range 18 East, Village of Hartland, Waukesha County, Wisconsin, excepting therefrom the Bristlecone Pines Condominium First Amendment area and the Bristlecone Pines Condominium third amendment area described on Sheet 1 of this plat.

EXPANSION REAL ESTATE AREA

LAND TECH ENGINEERING, INC.
510 NORTH 10TH STREET, SUITE 100
MILWAUKEE, WISCONSIN 53233



[Signature]
11/2/95

This plat is a correct representation of the condominium described and the identification and location of each unit and common element can be determined from the plat.

2324056

2324056

Document Number

Ninth Amendment to Declaration of
Condominium of Bristlecone Pines
Condominium

Document Title

REGISTER'S OFFICE
WAUWATAMUN COUNTY, WIS. } SS

98 JUN -1 PM 1:17
REEL 2667 IMAGE 0445

[Signature]
REGISTER OF DEEDS

Recording Area

Name and Return Address

Malec Holdings II Ltd
1325 E Bristlecone Drive
Hartland WI 53029

rel
80/1

Parcel Identification Number (PIN)

**NINTH AMENDMENT TO DECLARATION OF CONDOMINIUM
OF BRISTLECONE PINES CONDOMINIUM**

This Ninth Amendment to the Declaration of Condominium of Bristlecone Pines Condominium is made by Malec Holdings II, Ltd. ("Declarant").

Recitals

Declarant recorded a Declaration of Condominium of Bristlecone Pines Condominium in the Office of the Register of Deeds for Waukesha County, Wisconsin as Document No. 2031446 ("Declaration"), which subjected certain property in the Village of Hartland, Wisconsin to the Condominium Ownership Act ("Act"). Terms not otherwise defined herein shall have the meanings subscribed thereto in the Declaration.

Article 10 of the Declaration reserves to Declarant the right to expand the Condominium by subjecting to the Declaration parts or all of the Expansion Real Estate and constructing buildings, units, and other improvements thereon.

Declarant now desires to subject to the Declaration a portion of the Expansion Real Estate and to construct thereon two (2) buildings, which shall contain Four (4) units, together with further landscaped areas, walkways, driveways, fixtures, parking areas and subsurface utility improvements.

The property and improvements thereon to be added hereunder, together with the Condominium created under the Declaration shall be referred to herein jointly as the "Condominium". As used herein, the term "Unit Owner" shall mean the owner of a unit in any of the Buildings previously declared or declared herein, unless otherwise limited.

Amendments

NOW, THEREFORE, the Declarant, pursuant to Article 10 of the Declaration hereby (i) submits the property and improvements described below to the Act and Declaration as though fully set forth therein at the time of recording the Declaration, subject to taxes and assessments not yet due and payable, municipal and zoning ordinances, Planned Unit Development Agreement, Declaration of Covenants, Conditions and Restrictions of Bristlecone Pines, recorded easements and restrictions, if any, any other easements and/or rights in favor of gas, electric, telephone, sanitary sewers, storm sewers, water utilities and other utilities serving the Property, the Declaration and all other matters of record and the following restrictions and conditions and (ii) amends the Declaration as follows:

1. Section 2.1 of the Declaration is hereby amended by striking the number "twenty" therefrom and inserting the number "twenty-four" therefor.

2. Section 3.1 of the Declaration is hereby amended by striking the number "twenty (20)" therefrom and substituting the number "twenty-four (24)" therefor and by striking the percentage "5.000%" therefrom and substituting the percentage "4.167%" therefor.

3. Exhibits 9A, 9B, 9C and 9D to the Declaration are hereby amended as follows:

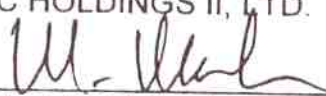
- (a) Exhibits 9A, 9B, 9C, as recorded are expanded to include Exhibits 10A, 10B and 10C, attached here to; and
- (b) Exhibit 9D as recorded is amended as described on the attached Exhibit 10D.

4. By Declarant's submission of the property described above to the Act and Declaration, Declarant does not waive any of the rights reserved in Article 10 nor does it represent that the Building herein submitted is the full extent of the exercise of its rights hereunder. However, DECLARANT SHALL BE UNDER NO OBLIGATION AND MAKES NO REPRESENTATION THAT IT WILL FURTHER EXPAND OR CONSTRUCT ANY PART OR ALL OF THE EXPANSION REAL ESTATE AS SUCH RIGHTS ARE RESERVED. Attached hereto is Exhibit 10D setting forth so much of the Expansion Real Estate as has not been included in the Condominium.

5. Except as otherwise stated herein, the provisions of the Declaration shall remain unchanged and in full force and effect.

Executed as of this 26th day of May, 1998.

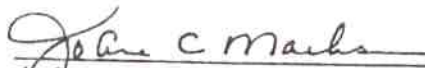
MALEC HOLDINGS II, LTD.

By: 
Mark E. Malec, Vice President

ACKNOWLEDGMENT

STATE OF WISCONSIN)
) SS
COUNTY OF WAUKESHA)

Personally came before me this 26th day of May, 1998, the above named Mark E. Malec, who acknowledged himself to be the Vice President of Malec Holdings II, Ltd., and to me known to be the person who executed the foregoing instrument as Vice President of such entity, by its authority, and acknowledged the same.


JoAnne C. Marks
Notary Public, State of Wisconsin
My Commission expires: June 3, 2001

Drafted by:
Malec Holdings II, Ltd.
(Mark Malec)
Return To:
Malec Holdings II, Ltd.
1325 E. Bristlecone Drive
Hartland, WI 53029

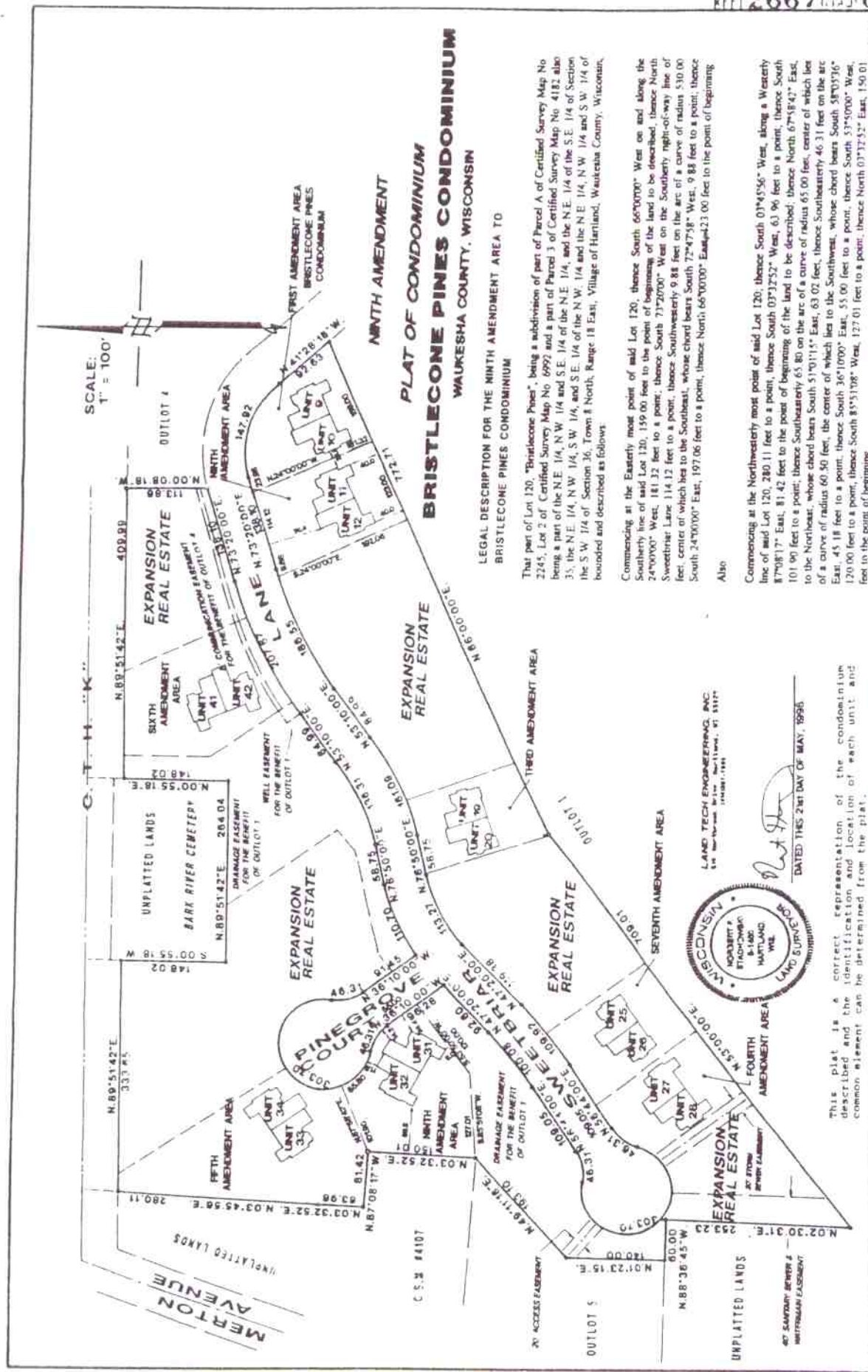


EXHIBIT 10B

**EXHIBIT 10B TO NINTH AMENDMENT TO
DECLARATION OF CONDOMINIUM OF
BRISTLECONE PINES CONDOMINIUM**

UNIT ADDRESSES FOR UNITS ADDED IN NINTH AMENDMENT

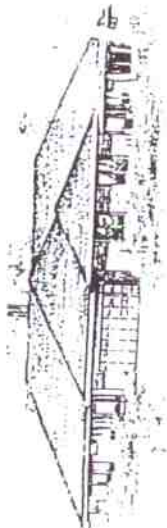
Unit 11	1215 E. Sweetbriar Lane, Hartland, Wisconsin 53029
Unit 12	1213 E. Sweetbriar Lane, Hartland, Wisconsin 53029
Unit 31	1001 N. Pinegrove Court, Hartland, Wisconsin 53029
Unit 32	1003 N. Pinegrove Court, Hartland, Wisconsin 53029

EXHIBIT 10B

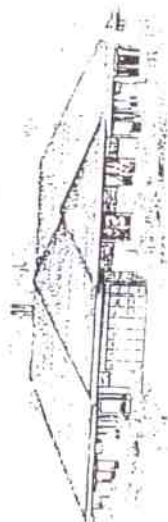
NINTH AMENDMENT

PLAT OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM
WAUKESHA COUNTY, WISCONSIN

Floor Plans



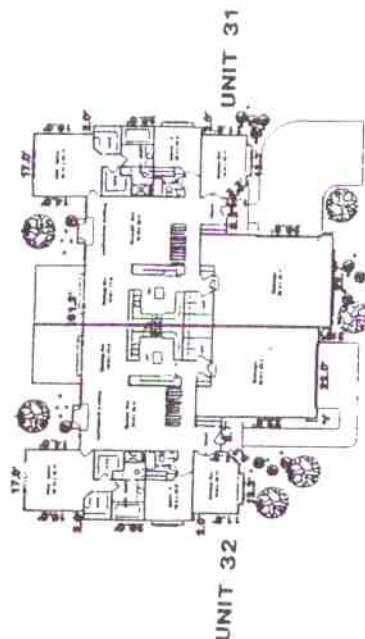
Floor Plans



UNIT ADDRESSES

- UNIT 11 1215 E. SWEETBRIAR LAKE
HARTLAND, WI 53029
- UNIT 12 1213 E. SWEETBRIAR LAKE
HARTLAND, WI 53029
- UNIT 31 1001 N. PINEGROVE COURT
HARTLAND, WI 53029
- UNIT 32 1003 N. PINEGROVE COURT
HARTLAND, WI 53029

REVERSE PLAN



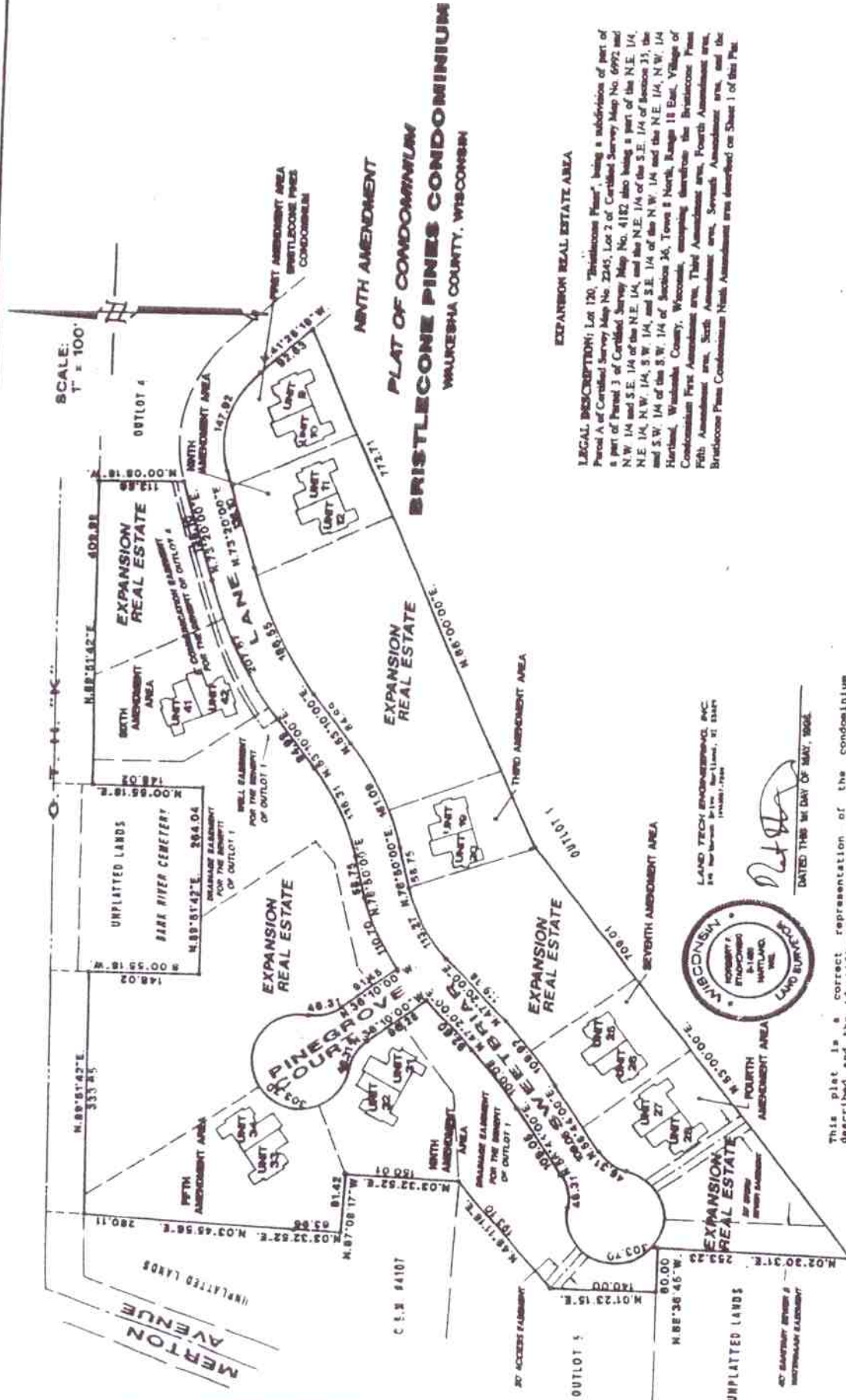
The Area is approximately 200 square feet of living area per unit.

LAND TECH ENGINEERING, INC.
1100 West Wisconsin Avenue, Suite 100, WI 53033



The Area is approximately 200 square feet of living area per unit.

DATED THIS 21st DAY OF MAY, 1998.



This plat is a correct representation of the condominium described and the identification and location of each unit and common element can be determined from the plat.

000636 NOV 19 1995

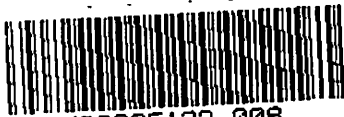
3225122

REGISTER'S OFFICE
WAUKESHA COUNTY, WI
RECORDED ON

11-19-2004 9:34 AM

MICHAEL J. HASSLINGER
REGISTER OF DEEDS

REC. FEE: 18.00
REC. FEE-CO: 5.00
REC. FEE-ST: 2.00
TRAN. FEE:
TRAN. FEE-STATE:
PAGES: 8



WC3225122-008

Document Number

Name and Return Address

Malec Holdings II, Ltd.
1325 East Bristlecone Drive
Hartland, Wisconsin 53029

**FIRST AMENDMENT TO
DECLARATION OF
COVENANTS,
CONDITIONS AND
RESTRICTIONS OF
BRISTLECONE PINES**

HAV 0430-001

THRU

HAV 0430-194

Parcel Identification Number (PIN)

Recording Area

This First Amendment to the Declaration of Covenants, Conditions and Restrictions of Bristlecone Pines Hartland, Wisconsin is made by BRISTLECONE PINES COMMUNITY ASSOCIATION, INC, a Wisconsin corporation (the "Association") and the VILLAGE OF HARTLAND, a Wisconsin municipal corporation (the "Village").

Id
25
8

Recitals

Malec Holdings II, LTD. ("Declarant") recorded a Declaration of Covenants, Conditions and Restrictions of Bristlecone Pines in the Office of the Register of Deeds for Waukesha County, Wisconsin on April 5, 1995 as Document No. 2031444 (the "Declaration"), which subjected certain property in the Village of Hartland, Wisconsin legally described on Exhibit A (the "Property") to certain easements, rights, restrictions, and obligations with respect to the ownership, use and maintenance of such property. Terms not otherwise defined herein shall have the meanings ascribed thereto in the Declaration.

The definition of "Common Improvements" in Section 1.8 of the Declaration includes, but is not limited to, "tennis courts or other recreational facilities" located on Outlot 3.

Article 10.1 of the Declaration provides, in pertinent part, that an amendment to the Declaration relating to the use of Outlot 3 "shall require only the written consent of the Association and the Village of Hartland, and shall not require the consent of any other Owner."

In connection with the conveyance of Outlot 3 by the Association to the Declarant (who is the Owner of the Golf Course as defined in the Declaration), the Association and the Village wish to amend the Declaration concerning the use of Outlot 3.

Amendments

NOW, THEREFORE, the Association, pursuant to Article 10.2 of the Declaration, hereby amends the Declaration as follows:

1. Section 1.8 of the Declaration is hereby amended by deleting the text "Outlots 3 and 11" and replacing it with "Outlot 11."
2. Section 1.15 of the Declaration is hereby restated to read as follows:

Golf Course. The "Golf Course" shall mean Outlots 1, 2, and 3 and related amenities such as rain shelters, a clubhouse, and tennis courts.

3. Section 2.5 of the Declaration is hereby amended by deleting the text "Outlots 3, 6, 7, 8, 10 and 11" and replacing it with "Outlots 6, 7, 8, 10 and 11."
4. (a.) Section 5.1 (b) of the Declaration is hereby restated to read as follows:

(b) Outlots 1, 2, and 3 shall be used for the operation of the Golf Course, including the clubhouse facility and the tennis courts.

(b) Section 5.1 (c) of the Declaration is hereby amended by deleting the text "Outlots 3 and 11" and replacing it with "Outlot 11."
5. Section 7.5 of the Declaration is hereby amended by (i) deleting the text "Outlots 3 and 11" and replacing it with "Outlot 11" and (ii) making all references to tennis courts in that Section mean only the tennis courts and playground or other recreational equipment of Outlot 11.
6. Section 10.1 of the Declaration is hereby revised to read as follows:

"10.1 **General.** Except as otherwise provided herein, this Declaration may be amended only by the written consent of Owners representing at least seventy-five percent (75%) or more of the total votes of the Association then entitled to vote; provided that no amendment which would affect the use of any Outlot, or the rights or liabilities of the Owner of any Outlot, shall be effective without the express written consent of such affected Owner(s). An amendment relating to the use of or any other restriction or easement on Outlots 1, 2 3, 4 or 5 shall require only the written consent of the Owner of the Golf Course and the Village of Hartland, and shall not require the consent of any other Owner. An amendment relating to the use of Outlot 11 shall require only the written consent of the Association and the Village of Hartland, and shall not require the consent of any other Owner. An Owner's consent is not effective unless approved in writing by its Mortgagee, if any.

000638 NOV 19 2004

7. Section 14.1 of the Declaration is hereby amended by deleting the text "Outlots 1, 2, 4, 5 and 9" and replacing it with "Outlots 1, 2, 3, 4, 5 and 9."

Except as modified by this Amendment, the original terms of the Declaration remain in full force and effect.

Dated November 3, 2004.

BRISTLECONE PINES
COMMUNITY ASSOCIATION, INC.

By: 
Randall Bednar, President

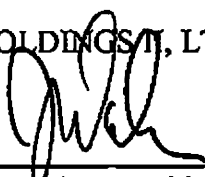
VILLAGE OF HARTLAND

By: _____
David C. Lamerand, Village President

Attest: _____
Connie Casper, CMC, Village Clerk

Accepted November 1, 2004.

MALEC HOLDINGS II, LTD.

By: 
John Malec, President

Drafted by Chris S. Mehring
Mallery & Zimmerman, S.C.
731 North Jackson Street, Suite 900
Milwaukee, Wisconsin 53202

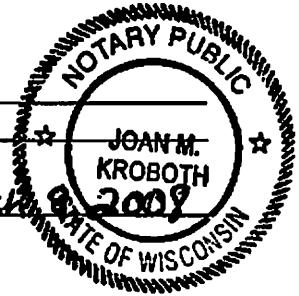
000639 NOV 19 2004

Acknowledgments

STATE OF WISCONSIN)
) SS
MILWAUKEE COUNTY)

This instrument was acknowledged before me November 3, 2004 by Randall Bednar,
 President of Bristlecone Pines Community Association, Inc.

Joan M. Kroboth
 * Joan M. Kroboth
 Notary Public, State of Wisconsin
 My commission expires March 8, 2008



STATE OF WISCONSIN)
) SS
 _____ COUNTY)

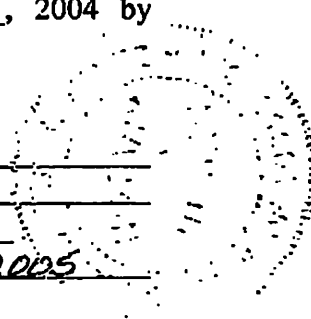
This instrument was acknowledged before me November ____, 2004 by David C.
 Lamerand, Village President of the Village of Hartland and Connie Casper, CMC, Village Clerk
 of the Village of Hartland.

 * _____
 Notary Public, State of Wisconsin
 My commission _____

STATE OF WISCONSIN)
) SS
WAUKESHA COUNTY)

This instrument was acknowledged before me NOVEMBER 1, 2004 by
 John Malec, President of Malec Holdings II, Ltd.

Kathleen K. Hintz
 * KATHREEN K. HINTZ
 Notary Public, State of WISCONSIN
 My commission expires December 11, 2005



7. Section 14.1 of the Declaration is hereby amended by deleting the text "Outlots 1, 2, 4, 5 and 9" and replacing it with "Outlots 1, 2, 3, 4, 5 and 9."

Except as modified by this Amendment, the original terms of the Declaration remain in full force and effect.

Dated November 3rd, 2004.

BRISTLECONE PINES
COMMUNITY ASSOCIATION, INC.

By: _____
Randall Bednar, President



VILLAGE OF HARTLAND

By: _____
David C. Lamerand, Village President

Attest: _____
Connie Casper, CMC, Village Clerk

Accepted November 1st, 2004.

MALEC HOLDINGS II, LTD.

By: _____
John Malec, President

Drafted by Chris S. Mehring
Mallery & Zimmerman, S.C.
731 North Jackson Street, Suite 900
Milwaukee, Wisconsin 53202

000641 NOV 19 2004

Acknowledgments

STATE OF WISCONSIN)
) SS
 _____ COUNTY)

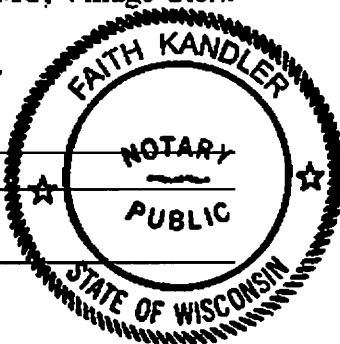
This instrument was acknowledged before me November ____, 2004 by Randall Bednar, President of Bristlecone Pines Condominium Association, Inc.

*
Notary Public, State of Wisconsin
My commission _____

STATE OF WISCONSIN)
) SS
 WAUKESHA COUNTY)

This instrument was acknowledged before me November 11, 2004 by David C. Lamerand, Village President of the Village of Hartland and Connie Casper, CMC, Village Clerk of the Village of Hartland.

Faith Kandler
* FAITH KANDLER
Notary Public, State of Wisconsin
My commission 2-3-08



STATE OF _____)
) SS
 _____ COUNTY)

This instrument was acknowledged before me _____, 2004 by John Malec, President of Malec Holdings II, Ltd.

*
Notary Public, State of _____
My commission _____

EXHIBIT A

"Bristlecone Pines" being a subdivision part of Parcel A of Certified Survey Map No. 2245, Lot 2 of Certified Survey Map No. 6992 and a part of Parcel 3 of Certified Survey Map No. 4182 also being a part of the Northeast 1/4, Northwest 1/4 and Southeast 1/4 of the Northeast 1/4 and the Northeast 1/4 of the Southeast 1/4 of Section 35, the Northeast 1/4, Northwest 1/4, Southwest 1/4 and Southeast 1/4 of the Northwest 1/4 and the Northeast 1/4, Northwest 1/4 and Southwest 1/4 of the Southwest 1/4 of Section 36, Town 8 North, Range 18 East, Village of Hartland, Waukesha County, Wisconsin being more particularly bounded and described as follows:

Commencing at the Northeast corner of the Northwest 1/4 of Section 36, said point also being the place of beginning of lands hereinafter described:

Continuing thence South $00^{\circ}42'05''$ West along the East line of the said Northwest 1/4 Section, 2651.69 feet to a point in the Southeast corner of the said Northwest 1/4 Section; thence South $00^{\circ}42'05''$ West along the East line of the Southeast 1/4 of Section 36, 1325.69 feet to a point in the North line of "Stepford Heights Subdivision"; thence South $89^{\circ}24'57''$ West along the North line of the said subdivision, 1314.24 feet to a point in the Northwest corner of the said subdivision; thence South $00^{\circ}42'42''$ West along the West line of the said subdivision, 350.59 feet to a point in the Northerly right-of-way line of S.T.H. "16" and the arc of a curve; thence Northwesterly along the Northerly right-of-way line of S.T.H. "16", 672.24 feet along the arc of said curve, whose center lies to the Southwest, whose radius is 5,909.58 feet and whose chord bears North $63^{\circ}24'55''$ West 671.88 feet to a point; thence North $72^{\circ}50'31''$ West along the Northerly right-of-way line of S.T.H. "16", 412.53 feet to a point in a curve; thence Northwesterly along the Northerly right-of-way line of S.T.H. "16", 1,679.49 feet along the arc of said curve, whose center lies to the Southwest, whose radius is 5,879.58 feet and whose chord bears North $78^{\circ}51'26.5''$ West, 1,673.79 feet to a point in the East line of "Davis Heights Subdivision Add'n. No. 1"; thence North $00^{\circ}47'32''$ East along the East lines of "Davis Heights Subdivision Add'n No. 1" and "Davis Heights Subdivision", 907.05 feet to a point in the Northwest corner of the Northeast 1/4 of the Southeast 1/4 of Section 35, thence North $00^{\circ}55'18''$ East along the East line of "Hilger Farms" 1,273.24 feet to the Northeast corner of "Hilger Farms"; thence South $89^{\circ}50'07''$ West, 769.47 feet to a point in the Southwest corner of Lot 2 of Certified Survey Map No. 6992; thence North $00^{\circ}09'53''$ West along the West line of said Lot 2, 305.88 feet to a point in the Northwest corner of said Lot; thence North $89^{\circ}47'42''$ East along the North line of said Lot 2, 143.00 feet to a point in the West line of Parcel A of Certified Survey Map No. 2245; thence continuing along the Westerly and Northerly courses of said Parcel A, North $02^{\circ}30'31''$ East, 253.23 feet to a point; thence North $88^{\circ}36'45''$ West, 357.94 feet to a point; thence North

20°00'42" East, 294.04 feet to a point; thence South 87°08'17" East, 347.20 feet to a point; thence North 03°32'52" East, 150.01 feet to a point; thence North 87°08'17" West, 81.42 feet to a point; thence North 03°32'52" East, 63.96 feet to a point; thence North 03°45'56" East 330.23 feet to a point in the North line of the Northeast 1/4 of Section 35, thence North 89°51'42" East along the said North line, 331.16 feet to a point; thence South 00°55'18" West, 198.03 feet to a point; thence North 89°51'42" East, 264.04 feet to a point in the Northeast corner of Parcel A of Certified Survey Map No. 2245; thence North 00°55'18" East, 198.03 feet to a point in the North line of the Northeast 1/4 of Section 35; thence North 89°51'42" East along the said North line 1,322.21 feet to a point in the Northwest corner of the Northwest 1/4 of Section 36 and the Northwest corner of Certified Survey Map No. 4181; thence South 00°43'34" West along the West line of the said Certified Survey Map, 724.57 feet to a point in the Southwest corner of the said Certified Survey Map; thence North 89°09'28" East along the South lines of Certified Survey Map No. 4181, 396.83 feet to a point in the southwest corner of Certified Survey Map No. 4182; thence North 00°50'32" West along the West line of Certified Survey Map No. 4182, 340.80 feet to a point in the Southwest corner of Lot 1 of Certified Survey Map No. 6200; thence North 89°09'28" East along the South line of said Lot 1, 392.00 feet to a point in the Southeast corner of Lot 1; thence North 00°50'32" West along the East line of said Lot 1, 383.50 feet to a point in the North line of the said Northwest 1/4 Section; thence North 89°09'28" East along the said North line, 1858.43 feet to the place of beginning.

Containing 363.18 Acres more or less.

Excepting therefrom those parts heretofore dedicated for public street purposes.

**FOURTH AMENDMENT TO DECLARATION OF CONDOMINIUM
OF BRISTLECONE PINES CONDOMINIUM**

This Fourth Amendment to the Declaration of Condominium of Bristlecone Pines Condominium is made by Malec Holdings II, Ltd. ("Declarant").

Recitals

Declarant recorded a Declaration of Condominium of Bristlecone Pines Condominium in the Office of the Register of Deeds for Waukesha County, Wisconsin as Document No. 2031446 ("Declaration"), which subjected certain property in the Village of Hartland, Wisconsin to the Condominium Ownership Act ("Act"). Terms not otherwise defined herein shall have the meanings subscribed thereto in the Declaration.

Article 10 of the Declaration reserves to Declarant the right to expand the Condominium by subjecting to the Declaration parts or all of the Expansion Real Estate and constructing buildings, units, and other improvements thereon.

Declarant now desires to subject to the Declaration a portion of the Expansion Real Estate and to construct thereon one (1) building, which shall contain Two (2) units, together with further landscaped areas, walkways, driveways, fixtures, parking areas and subsurface utility improvements.

The property and improvements thereon to be added hereunder, together with the Condominium created under the Declaration shall be referred to herein jointly as the "Condominium". As used herein, the term "Unit Owner" shall mean the owner of a unit in any of the Buildings previously declared or declared herein, unless otherwise limited.

Amendments

NOW, THEREFORE, the Declarant, pursuant to Article 10 of the Declaration hereby (i) submits the property and improvements described below to the Act and Declaration as though fully set forth therein at the time of recording the Declaration, subject to taxes and assessments not yet due and payable, municipal and zoning ordinances, Planned Unit Development Agreement, Declaration of Covenants, Conditions and Restrictions of Bristlecone Pines, recorded easements and restrictions, if any, any other easements and/or rights in favor of gas, electric, telephone, sanitary sewers, storm sewers, water utilities and other utilities serving the Property, the Declaration and all other matters of record and the following restrictions and conditions and (ii) amends the Declaration as follows:

1. Section 2.1 of the Declaration is hereby amended by striking the number "ten" therefrom and inserting the number "twelve" therefor.

2. Section 3.1 of the Declaration is hereby amended by striking the number "ten (10)" therefrom and substituting the number "twelve (12)" therefor and by striking the percentage "10%" therefrom and substituting the percentage "8.333%" therefor.

3. Exhibits 4A, 4B, 4C and 4D to the Declaration are hereby amended as follows:

- (a) Exhibits 4A, 4B, 4C, as recorded are expanded to include Exhibits 5A, 5B and 5C, attached here to; and
- (b) Exhibit 4D as recorded is amended as described on the attached Exhibit 5D.

4. By Declarant's submission of the property described above to the Act and Declaration, Declarant does not waive any of the rights reserved in Article 10 nor does it represent that the Building herein submitted is the full extent of the exercise of its rights hereunder. However, DECLARANT SHALL BE UNDER NO OBLIGATION AND MAKES NO REPRESENTATION THAT IT WILL FURTHER EXPAND OR CONSTRUCT ANY PART OR ALL OF THE EXPANSION REAL ESTATE AS SUCH RIGHTS ARE RESERVED. Attached hereto is Exhibit 5D setting forth so much of the Expansion Real Estate as has not been included in the Condominium.

5. Except as otherwise stated herein, the provisions of the Declaration shall remain unchanged and in full force and effect.

Executed as of this 10 day of June, 1996.

MALEC HOLDINGS II, LTD.

By: Mark E. Malec

Mark E. Malec, Vice President

ACKNOWLEDGMENT

STATE OF WISCONSIN)
) SS
COUNTY OF WAUKESHA)

Personally came before me this 10 day of June, 1996, the above named Mark E. Malec, who acknowledged himself to be the Vice President of Malec Holdings II, Ltd., and to me known to be the person who executed the foregoing instrument as Vice President of such entity, by its authority, and acknowledged the same.

JoAnne C. Marks

JoAnne C. Marks

Notary Public, State of Wisconsin

My Commission expires: June 8, 1997

Drafted by:
Malec Holdings II, Ltd.
(Mark Malec)

Return To:
Malec Holdings II, Ltd.
1325 E. Bristlecone Dr.
Hartland, WI 53029



EXHIBIT 5B

**EXHIBIT 5B TO FOURTH AMENDMENT TO
DECLARATION OF CONDOMINIUM OF
BRISTLECONE PINES CONDOMINIUM**

UNIT ADDRESSES FOR UNITS ADDED IN FOURTH AMENDMENT

Unit 27	1107 E. Sweetbriar Lane, Hartland, Wisconsin 53029
Unit 28	1105 E. Sweetbriar Lane, Hartland, Wisconsin 53029

2136299

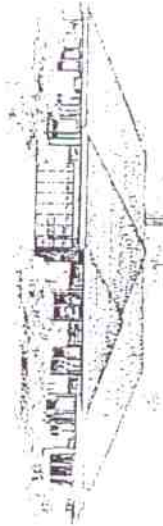
REGISTER'S OFFICE
WAUKESHA COUNTY, WIS } SS
RECORDED ON

96 JUN 25 AM 8:29
Reel 2259, Image 0008
[Signature]
REGISTER OF DEEDS

EXHIBIT 5C

FOURTH AMENDMENT
PLAT OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM
WAUKESHA COUNTY, WISCONSIN

Block Plans



REVERSE PLAN

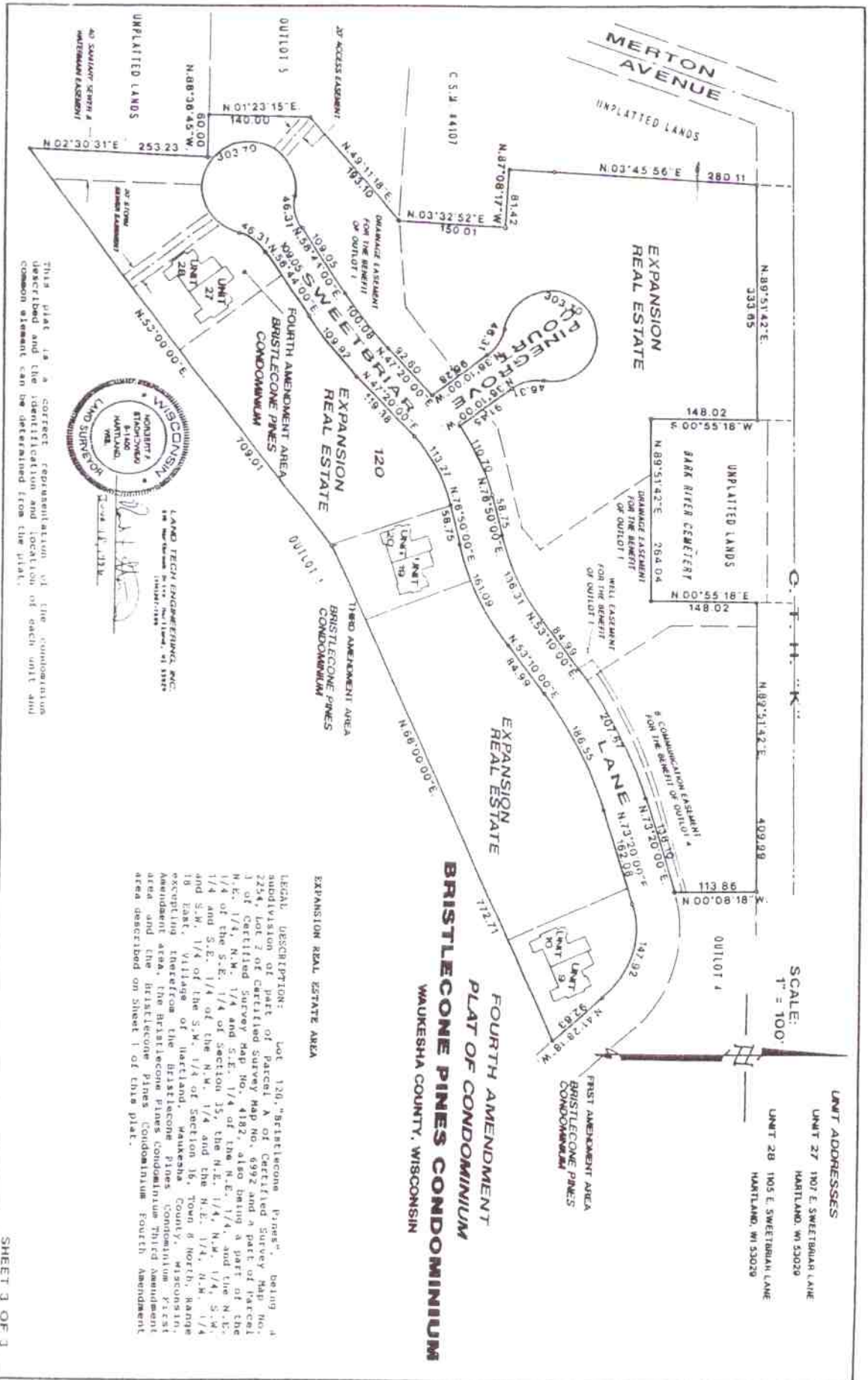


The Angulus is approximately 200 square feet of living area per unit.



LAND TECH ENGINEERING, INC.
100 New York Ave. Ste. 1100, Waukegan, IL 60087
(815) 491-1100

EXHIBIT 5D



2311209

Document Number

EIGHTH AMENDMENT TO
DECLARATION OF CONDOMINIUM
OF BRISTLEcone PINES CONDOMINIUM

Document Title

2311209

RECEIVED
90 APR 26 PM 9:13

REEL 2645 IN 0119

RECEIVED

Recording Area

Name and Return Address

MALEC HOLDINGS II LTD
1325 E. BRISTLEcone T.
HARTLAND, WI. 53029

Parcel Identification Number (PIN)

pd
22
7

**EIGHTH AMENDMENT TO DECLARATION OF CONDOMINIUM
OF BRISTLECONE PINES CONDOMINIUM**

This Eighth Amendment to the Declaration of Condominium of Bristlecone Pines Condominium is made by Malec Holdings II, Ltd. ("Declarant").

Recitals

Declarant recorded a Declaration of Condominium of Bristlecone Pines Condominium in the Office of the Register of Deeds for Waukesha County, Wisconsin as Document No. 2031446 ("Declaration"), which subjected certain property in the Village of Hartland, Wisconsin to the Condominium Ownership Act ("Act"). Terms not otherwise defined herein shall have the meanings subscribed thereto in the Declaration.

Article 10 of the Declaration reserves to Declarant the right to expand the Condominium by subjecting to the Declaration parts or all of the Expansion Real Estate and constructing buildings, units, and other improvements thereon.

Declarant now desires to subject to the Declaration a portion of the Expansion Real Estate and to construct thereon one (1) building, which shall contain Two (2) units, together with further landscaped areas, walkways, driveways, fixtures, parking areas and subsurface utility improvements.

The property and improvements thereon to be added hereunder, together with the Condominium created under the Declaration shall be referred to herein jointly as the "Condominium". As used herein, the term "Unit Owner" shall mean the owner of a unit in any of the Buildings previously declared or declared herein, unless otherwise limited.

Amendments

NOW, THEREFORE, the Declarant, pursuant to Article 10 of the Declaration hereby (i) submits the property and improvements described below to the Act and Declaration as though fully set forth therein at the time of recording the Declaration, subject to taxes and assessments not yet due and payable, municipal and zoning ordinances, Planned Unit Development Agreement, Declaration of Covenants, Conditions and Restrictions of Bristlecone Pines, recorded easements and restrictions, if any, any other easements and/or rights in favor of gas, electric, telephone, sanitary sewers, storm sewers, water utilities and other utilities serving the Property, the Declaration and all other matters of record and the following restrictions and conditions and (ii) amends the Declaration as follows:

1. Section 2.1 of the Declaration is hereby amended by striking the number "eighteen" therefrom and inserting the number "twenty" therefor.

3. Exhibits 8A, 8B, 8C and 8D to the Declaration are hereby amended as follows:

- (a) Exhibits 8A, 8B, 8C, as recorded are expanded to include Exhibits 9A, 9B and 9C, attached here to; and
- (b) Exhibit 8D as recorded is amended as described on the attached Exhibit 9D.

4. By Declarant's submission of the property described above to the Act and Declaration, Declarant does not waive any of the rights reserved in Article 10 nor does it represent that the Building herein submitted is the full extent of the exercise of its rights hereunder. However, **DECLARANT SHALL BE UNDER NO OBLIGATION AND MAKES NO REPRESENTATION THAT IT WILL FURTHER EXPAND OR CONSTRUCT ANY PART OR ALL OF THE EXPANSION REAL ESTATE AS SUCH RIGHTS ARE RESERVED.** Attached hereto is Exhibit 9D setting forth so much of the Expansion Real Estate as has not been included in the Condominium.

5. Except as otherwise stated herein, the provisions of the Declaration shall remain unchanged and in full force and effect.

Executed as of this 10th day of April, 1998.

MALEC HOLDINGS II, LTD.

By:

Mark E. Malec, Vice President

ACKNOWLEDGMENT

STATE OF WISCONSIN)
) SS
COUNTY OF WAUKESHA)

Personally came before me this 10th day of April, 1998, the above named Mark E. Malec, who acknowledged himself to be the Vice President of Malec Holdings II. Ltd., and to me known to be the person who executed the foregoing instrument as Vice President of such entity, by its authority, and acknowledged the same.

JoAnne C. Marks
Notary Public, State of Wisconsin
My Commission expires: June 3, 2001

Drafted by:

Malec Holdings II, Ltd.
(Mark Malec)

Return To:

Malec Holdings II, Ltd.
1325 E. Bristlecone Drive
Hartland, WI 53029

EIGHTH AMENDMENT - PLAT OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM

VILLAGE OF HARTLAND,
WAUKESHA COUNTY, WISCONSIN

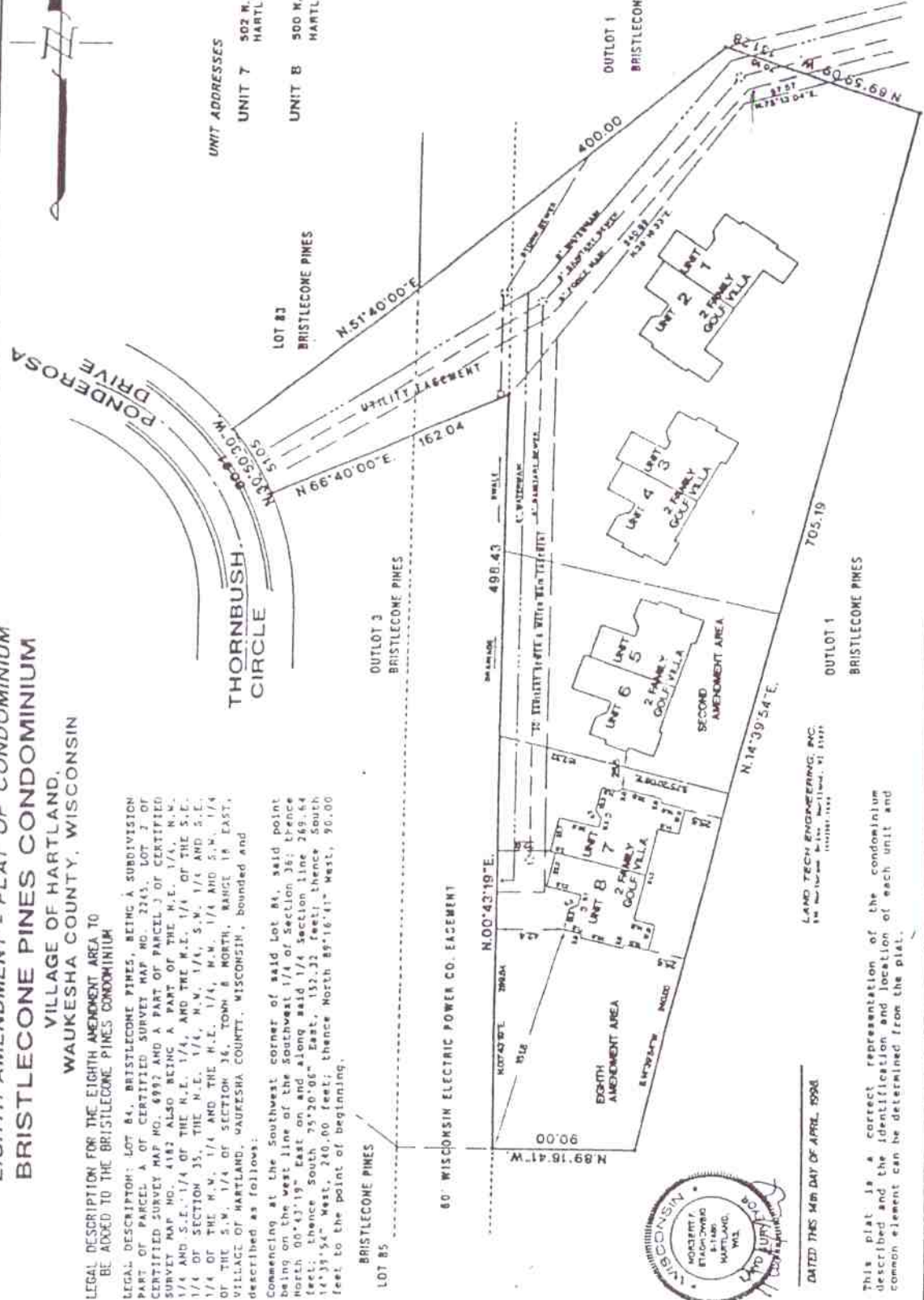
LEGAL DESCRIPTION FOR THE EIGHTH AMENDMENT AREA TO
BE ADDED TO THE BRISTLECONE PINES CONDOMINIUM

LEGAL DESCRIPTION: LOT 84, BRISTLECONE PINES, BEING A SUBDIVISION
PART OF PARCEL A OF CERTIFIED SURVEY MAP NO. 2243, LOT 3 OF
CERTIFIED SURVEY MAP NO. 6992 AND A PART OF PARCEL 2 OF CERTIFIED
SURVEY MAP NO. 4182 ALSO BEING A PART OF THE N.E. 1/4, N.W. 1/4
1/4 AND S.E. 1/4 OF THE N.E. 1/4, AND THE N.E. 1/4 OF THE S.E.
1/4 OF SECTION 35, THE N.E. 1/4, N.W. 1/4, S.W. 1/4 AND S.E.
1/4 OF THE N.W. 1/4 AND THE N.E. 1/4, N.W. 1/4 AND S.W. 1/4
OF THE S.W. 1/4 OF SECTION 36, TOWN 8 NORTH, RANGE 18 EAST,
VILLAGE OF HARTLAND, WAUKESHA COUNTY, WISCONSIN, bounded and
described as follows:

Commencing at the Southwest corner of said Lot 84, said point
being on the West line of the Southwest 1/4 of Section 36; thence
North 00°43'19" East on and along said 1/4 Section line 269.64
feet; thence South 75°20'06" East, 152.33 feet; thence South
14°39'54" West, 240.00 feet; thence North 89°16'41" West, 90.00
feet to the point of beginning.



- UNIT ADDRESSES
- UNIT 7 502 N. PONDEROSA DRIVE
HARTLAND, WI. 53029
 - UNIT 8 500 N. PONDEROSA DRIVE
HARTLAND, WI. 53029



LAND TECH ENGINEERING, INC.
1000 W. WISCONSIN AVENUE, SUITE 100
MILWAUKEE, WISCONSIN 53212

DATED THIS 14th DAY OF APRIL 1998

This plat is a correct representation of the condominium
described and the identification and location of each unit and
common element can be determined from the plat.

EXHIBIT 9B TO EIGHTH AMENDMENT TO
DECLARATION OF CONDOMINIUM OF
BRISTLECONE PINES CONDOMINIUM

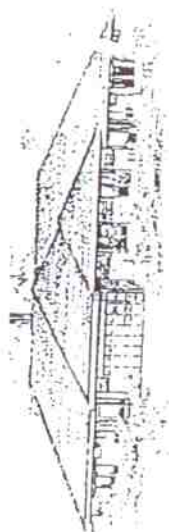
UNIT ADDRESSES FOR UNITS ADDED IN EIGHTH AMENDMENT

Unit 7 502 N. Ponderosa Drive, Hartland, Wisconsin 53029

Unit 8 500 N. Ponderosa Drive, Hartland, Wisconsin 53029

**EIGHTH AMENDMENT
PLAT OF CONDOMINIUM
BRISTLECONE PINES CONDOMINIUM
WAUKESHA COUNTY, WISCONSIN**

Floor Plans

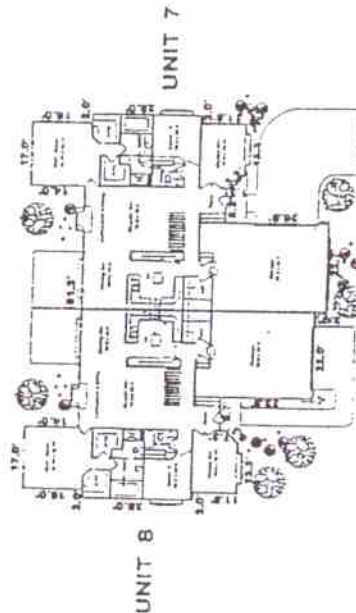


UNIT ADDRESSES

UNIT 7 502 N. PONDEROSA DRIVE
HARTLAND, WI 53029

UNIT 8 500 N. PONDEROSA DRIVE
HARTLAND, WI 53029

REVERSE PLAN

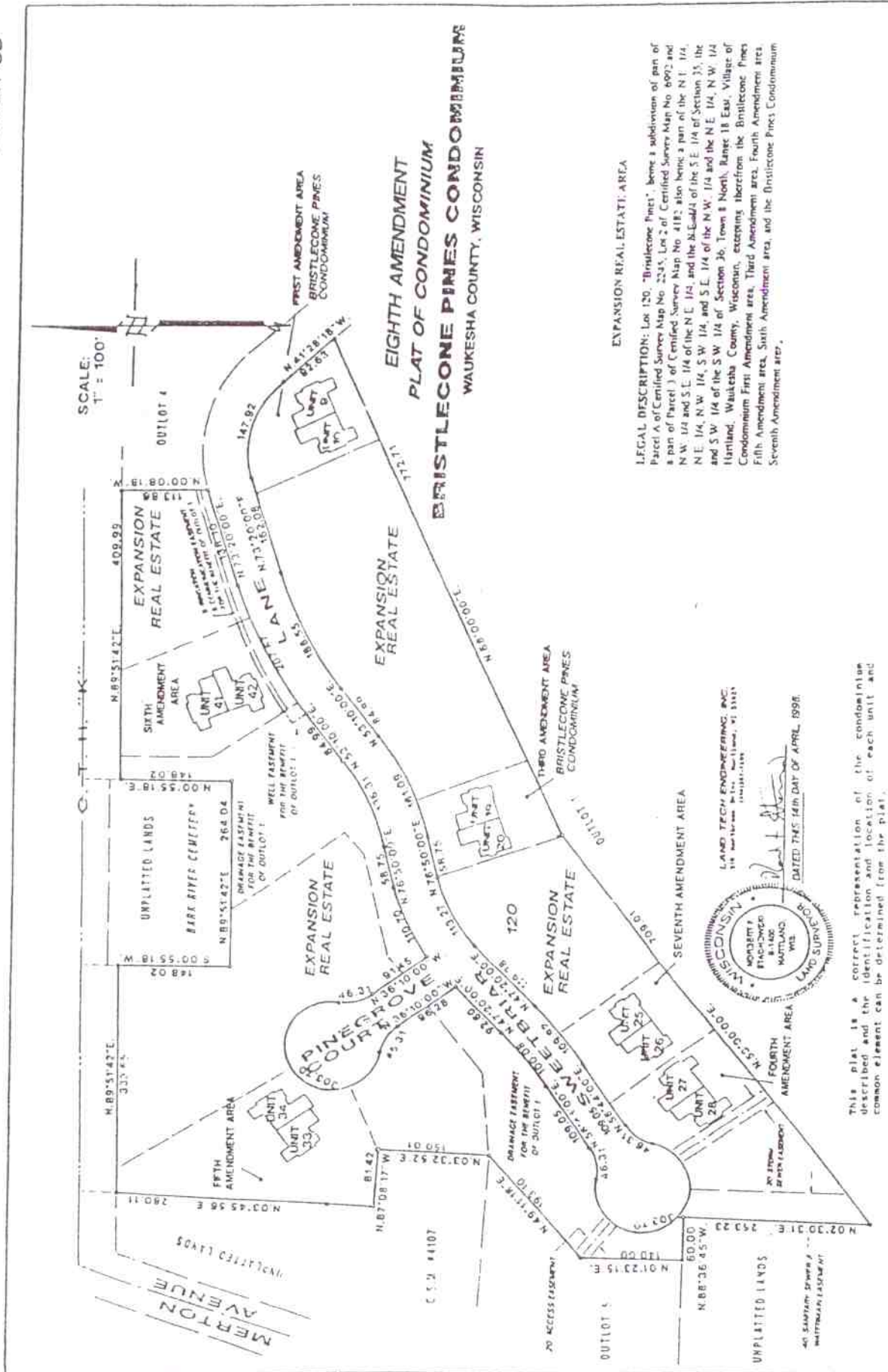


LAND TECH ENGINEERING, INC.
200 North Lincoln Street, Suite 200
Hartland, WI 53029
(608) 821-1234



DATED THIS 14th DAY OF APRIL, 1998

EXHIBIT 9D



EXPANSION REAL ESTATE AREA

LEGAL DESCRIPTION: Lot 120, "Bristlecone Pines", being a subdivision of part of Parcel A of Certified Survey Map No. 2245, Lot 2 of Certified Survey Map No. 6092 and a part of Parcel 1 of Certified Survey Map No. 4182, also being a part of the N.E. 1/4, N.W. 1/4 and S.E. 1/4 of the N.E. 1/4, and the N.E. 1/4 of the S.E. 1/4 of Section 35, the N.E. 1/4, N.W. 1/4, S.W. 1/4, and S.E. 1/4 of the N.W. 1/4 and the N.E. 1/4, N.W. 1/4 and S.W. 1/4 of the S.W. 1/4 of Section 36, Town 8 North, Range 18 East, Village of Highland, Waukesha County, Wisconsin, excepting therefrom the Bristlecone Pines Condominium First Amendment area, Third Amendment area, Fourth Amendment area, Fifth Amendment area, Sixth Amendment area, and the Bristlecone Pines Condominium Seventh Amendment area.

LAND TECH ENGINEERING, INC.
1000 W. WISCONSIN AVENUE, SUITE 200
MILWAUKEE, WISCONSIN 53233

DATED THIS 14TH DAY OF APRIL, 1998



This plat is a correct representation of the condominium described and the identification and location of each unit and common element can be determined from the plat.