### AMENDMENT NO. TEN (10) TO DECLARATION OF CONDOMINIUM OF RIVERSIDE PLACE CONDOMINIUM

This Amendment No. Ten (10) to Declaration of Condominium of Riverside Place Condominium ("Amendment No. 10") is made pursuant to the Wisconsin Condominium Ownership Act, Chapter 703 of the Wisconsin Statutes, by the Green Bay Riverside Unit Owners Association, Inc., a Wisconsin non-stock corporation) the "Board"), and William S. and Sally D. Duveneck (together, the "Unit Owner").

### WITNESSETH:

WHEREAS, on November 17, 2005, a Declaration of Condominium of Riverside Place Condominium (the "Condominium") was recorded with the Brown County Register of Deeds as Document No. 2226687 (the "Original Declaration") and contemporaneously therewith a Condominium Plat was recorded in said office; and

WHEREAS, on June 16, 2006, Amendment No. One (1) to the Declaration of Condominium of Riverside Place Condominium was recorded with the Brown County Register of Deeds as Document No. 2261681 ("Amendment No.1") and contemporaneously therewith a 1st Addendum to the Plat of Riverside Place Condominium was recorded in said office; and



### 2857092

CHERYL BERKEN
BROWN COUNTY RECORDER
GREEN BAY, WI
RECORDED ON
04/24/2019 03:32 PM
REC FEE: 30.00
TRANS FEE:
EXEMPT #

PAGES: 27

Record this document with the Register of Deeds

Name and Return Address:

David W. Platt Godfrey & Kahn, S.C. 200 S. Washington St, Ste. 100 Green Bay, WL 54301



See Exhibit "A"

(Parcel Identification Number)

WHEREAS, on March 5, 2007, Amendment No. Two (2) to the Declaration of Condominium of Riverside Place Condominium was recorded with the Brown County Register of Deeds as Document No. 2302248 ("Amendment No.2") and contemporaneously therewith a 2<sup>nd</sup> Addendum to the Plat of Riverside Place Condominium was recorded in said office; and

WHEREAS, on July 19, 2007, Amendment No. Three (3) to the Declaration of Condominium of Riverside Place Condominium was recorded with the Brown County Register of Deeds as Document No. 2323888 ("Amendment No.3") and contemporaneously therewith a 3<sup>rd</sup> Addendum to the Plat of Riverside Place Condominium was recorded in said office. The Original Declaration, Amendment No.1, Amendment No.2, and Amendment No.3 are herein collectively referred to as the "Declaration." The Condominium Plat as amended by the 1<sup>st</sup> Addendum, 2<sup>nd</sup> Addendum, and 3<sup>rd</sup> Addendum shall be herein collectively referred to as the "Plat"; and

WHEREAS, on October 28, 2008, Amendment No. Four (4) to the Declaration of Condominium of Riverside Place Condominium was recorded with the Brown County Register of Deeds as Document No. 2391010 ("Amendment No.4") and contemporaneously therewith a 4<sup>th</sup> Addendum to the Plat of Riverside Place Condominium was recorded in said office; and

- **WHEREAS,** on May 21, 2009, Amendment No. Five (5) to the Declaration of Condominium of Riverside Place Condominium was recorded with the Brown County Register of Deeds as Document No. 2421432 ("Amendment No.5") and contemporaneously therewith a 5<sup>th</sup> Addendum to the Plat of Riverside Place Condominium was recorded in said office; and
- WHEREAS, on June 1, 2011, Amendment No. Six (6) to the Declaration of Condominium of Riverside Place Condominium was recorded with the Brown County Register of Deeds as Document No. 2526943 ("Amendment No.6") and contemporaneously therewith a 6<sup>th</sup> Addendum to the Plat of Riverside Place Condominium was recorded in said office; and
- WHEREAS, on November 2, 2012, Amendment No. Seven (7) to the Declaration of Condominium of Riverside Place Condominium was recorded with the Brown County Register of Deeds as Document No. 2599655 ("Amendment No.7") and contemporaneously therewith a 7<sup>th</sup> Addendum to the Plat of Riverside Place Condominium was recorded in said office; and
- WHEREAS, on February 11, 2013, Amendment No. Eight (8) to the Declaration of Condominium of Riverside Place Condominium was recorded with the Brown County Register of Deeds as Document No. 2614183 ("Amendment No.8") and contemporaneously therewith a 8<sup>th</sup> Addendum to the Plat of Riverside Place Condominium was recorded in said office; and
- WHEREAS, on December 14, 2016, Amendment No. Nine (9) to the Declaration of Condominium of Riverside Place Condominium was recorded with the Brown County Register of Deeds as Document No. 2770518, as corrected on February 2, 2017 and recorded in said office as Document No. 2775870 (together, "Amendment No.9") and on December 14, 2016, the 9th Addendum to the Plat of Riverside Place Condominium was recorded in said office as Document No. 2770517. The Original Declaration, Amendment No.1, Amendment No.2, Amendment No.3, Amendment No.4, Amendment No.5, Amendment No.6, Amendment No.7, Amendment No.8 and Amendment No.9 are herein collectively referred to as the "Declaration." The Condominium Plat as amended by the 1st Addendum, 2nd Addendum, 3rd Addendum, 4th Addendum, 5th Addendum, 6th Addendum, 7th Addendum, Addendum 8th and 9th Addendum shall be herein collectively referred to as the "Plat": and
  - WHEREAS, Unit Owner owns both Unit 2-202 and Unit 2-204 in the Condominium;
- WHEREAS, pursuant to Article X, Section 10.4 of the Declaration, Unit Owner desires to merge Unit 2-202 and Unit 2-204 into one Unit that shall be thereafter Unit 2-202; and
- WHEREAS, the Board has consented to the merger contemplated in this Amendment No. 10.
- **NOW, THEREFORE,** the Unit Owner and the Board do hereby, for themselves, and their successors and assigns amend the Declaration as follows:
- 1) Merger. The Declaration and Plat shall be amended to merge Unit 2-202 with Unit 2-204 to create Unit 2-202. In connection therewith:

- **A)** Exhibit "B" of the Declaration is hereby replaced in its entirely with Exhibit "B" attached hereto and incorporated herein by reference.
- B) Exhibit "C" of the Declaration is hereby replaced in its entirely with Exhibit "C" attached hereto and incorporated herein by reference.
- **C)** Exhibit "C-1" of the Declaration is hereby replaced in its entirety with Exhibit "C-1" attached hereto and incorporated herein by reference.
- D) Section 2.5 of the Original Declaration is replaced in its entirety with the following:
  - "2.5 General Description of Condominium. The Condominium shall consist of two (2) buildings, containing a maximum of one hundred twenty eight (128) residential units (the "Residential Units") and three (3) commercial units (the "Commercial Units," and collectively with the Residential Units, the "Units"), together with driveways, pedestrian walkways, surface and underground parking areas, the Pier (if built by Declarant) and land. The lowest levels of the structures shall be for motor vehicle parking, storage areas, mechanical areas and other appurtenant uses. The ground and upper levels of the building shall be used for residential and commercial purposes and appurtenant uses. A condominium plat showing the land and building is attached hereto as Exhibit "B," and incorporated herein by reference (the "Plat" or "Condominium Plat"). The partitioning, fixtures, attachments and decorations within each Unit will be determined from time-to-time by each Unit Owner, subject to restrictions contained in this Declaration, the By-Laws and any Rules and Regulations (the "Rules") adopted by the Green Bay Riverside Unit Owners Association, Inc., a Wisconsin non-profit, nonstock corporation formed by Declarant for the purposes set forth herein and in the By-Laws and Rules (hereinafter the "Association") and in any and all amendments and modifications thereto as adopted by the Association from time-to-time. The maximum number of Commercial Units in the Condominium may exceed three (3) Commercial Units if any Commercial Unit is separated pursuant to the provisions of Section 10.3, or additional Commercial Units are created by dividing and combining existing Commercial Units, or by any other means allowed by applicable law or the terms of this Declaration."
- **E)** References in the Declaration to Exhibits "B," "C," and "C-1" are modified so that such reference shall be to Exhibits "B," "C," and "C-1" which are attached to this Amendment No.10.
- 2) <u>Capitalized Terms</u>. All Capitalized terms not defined herein shall have the meanings ascribed to them in the Declaration and this Amendment No.10.

**3)** Other Terms. All other terms, provisions, covenants, rights and restrictions as described and contained in the Declaration or Plat not expressly or by necessary implication modified or amended by this Amendment, shall remain in full force and effect as though fully set forth herein. Contemporaneously herewith a 10<sup>th</sup> Addendum to the Plat of Riverside Place Condominium, reflecting the merger of the Condominium as described in this Amendment No.10, shall be recorded with the Brown County, Wisconsin Register of Deeds.

{Signature Page Follows}

IN WITNESS WHEREOF, the und	dersigned has executed this 10 <sup>th</sup> Amendment as of this
	UNIT OWNER
,	William S. Duveneck
	Sally D. Duveneck
DELAWARE STATE OF WISCONSIN) SUSSEX )ss COUNTY OF BROWN)	
MARCH 2019 the above named Wil	y public for the above State and County, this 22 day of fliam S. Duveneck and Sally D. Duveneck, to me known to be the diacknowledged the same in the capacity and for the purposes therein Print Name: N. LENA EATON  Notary Public, State of Wisconsin DELA WARE  My Commission expires:

### CONSENT OF BOARD OF DIRECTORS

The undersigned, being the President of Green Bay Riverside Unit Owners Association, Inc., does hereby certify that the merger of Units described in the foregoing Amendment No. Ten (10) to Declaration of Condominium of Riverside Place Condominium was approved by the Board of Directors of Green Bay Riverside Unit Owners Association, Inc. on the 4 day of 2019.

GREEN BAY RIVERSIDE UNIT OWNERS ASSOCIATION, INC.

By:

Erik J. Pless, President

STATE OF WISCONSIN )
)ss
COUNTY OF BROWN )

Personally came before me, a notary public for the above State and County, this 24 day of 2019 the above named Erik J. Pless, to me known to be the person who executed the foregoing instrument and acknowledged the same in the capacity and for the purposes therein intended.

DY L. SCHILLE ADTAR A COMPLETE OF WISCOME

My Commission

Notary Public, State of Wisconsin My Commission expires: June 5, 2020

Document Drafted By:
David W. Platt
Godfrey & Kahn, S.C.
200 S. Washington St, Ste. 100
Green Bay, WI 54301

### **EXHIBIT "A"**

### Legal Description of Lands Subject to Declaration

The following units located in and a part of Riverside Place Condominium, a condominium created by a Declaration of Condominium of Riverside Place Condominium, recorded in the Brown County, Wisconsin Register of Deeds office as Document No. 2226687, and a condominium plat recorded contemporaneously therewith, Amendment No.1 to Declaration of Riverside Place Condominium recorded in the Brown County, Wisconsin Register of Deeds office as Document No. 2261681 and a 1st Addendum to the Condominium Plat recorded contemporaneously therewith, Amendment No.2 to Declaration of Riverside Place Condominium recorded in the Brown County, Wisconsin Register of Deeds office as Document No. 2302248 and a 2<sup>nd</sup> Addendum to the Condominium Plat recorded contemporaneously therewith, Amendment No.3 to Declaration of Riverside Place Condominium recorded in the Brown County, Wisconsin Register of Deeds office as Document No. 2323888 and a 3rd Addendum to the Condominium Plat recorded contemporaneously therewith, Amendment No.4 to Declaration of Riverside Place Condominium recorded in the Brown County, Wisconsin Register of Deeds office as Document No. 2391010 and a 4th Addendum to the Condominium Plat recorded contemporaneously therewith, Amendment No.5 to Declaration of Riverside Place Condominium recorded in the Brown County, Wisconsin Register of Deeds office as Document No. 2421432 and a 5th Addendum to the Condominium Plat recorded contemporaneously therewith, Amendment No.6 to Declaration of Riverside Place Condominium recorded in the Brown County, Wisconsin Register of Deeds office as Document No. 2526943 and a 6th Addendum to the Condominium Plat recorded contemporaneously therewith, and Amendment No.7 to Declaration of Riverside Place Condominium recorded in the Brown County, Wisconsin Register of Deeds office as Document No. 2599655 and a 7th Addendum to the Condominium Plat recorded contemporaneously therewith, and Amendment No.8 to Declaration of Riverside Place Condominium recorded in the Brown County, Wisconsin Register of Deeds office as Document No. 2614183 and an 8th Addendum to the Condominium Plat recorded contemporaneously therewith, and Amendment No.9 to Declaration of Riverside Place Condominium recorded in the Brown County, Wisconsin Register of Deeds office as Document No. 2770518 and a 9th Addendum to the Condominium Plat recorded as Document No. 2775870.

<u>UNIT</u>	Parcel Identification Nos.
1-101	12-281
1-102	12-282
1-103	12-283
1-223	12-284-34
1-224	12-284-12
1-225	12-284-22
1-226	12-284-35
1-227	12-285
1-228	12-286
1-229	12-287
1-230	12-288
1-231	12-284-36
1-232	12-289

1-233 1-234 1-235 1-236 1-322 1-323 1-324 1-325 1-326 1-327 1-328 1-329 1-330 1-331 1-332 1-333 1-334 1-335 1-336 1-422 1-423 1-424 1-425 1-426 1-427 1-428 1-429 1-430 1-431 1-432 1-430 1-431 1-432 1-433 1-436 2-100 2-101 2-102 2-103 2-104 2-105 2-106	12-290 12-291 12-284-37 12-292 12-293 12-294 12-295 12-296 12-297 12-298 12-299 12-284-39 12-284-41 12-284-41 12-284-41 12-300 12-301 12-284-43 12-284-43 12-284-2 12-303 12-284-2 12-304 12-305 12-284-3 12-284-45 12-306 12-284-45 12-307 12-284-45 12-307 12-284-45 12-308 12-284-45 12-309 12-310 12-284-48 12-284-49 12-311 12-284-50
2-102	12-284-48
2-103	12-284-24
2-105	12-311
2-107	12-284-4
2-108	12-312
2-109	12-284-5
2-110	12-284-51
2-111	12-284-27
2-112	12-313
2-113	12-314

2-114 2-115 2-116 2-117 2-118 2-119 2-200 2-201 2-202 2-203 2-204 2-205 2-206 2-207 2-208 2-209 2-210 2-211 2-212 2-213 2-214 2-215 2-216 2-217 2-218 2-219 2-220 2-211 2-300 2-301 2-302 2-303 2-304 2-305 2-307 2-308 2-309 2-310 2-311 2-309 2-311 2-309 2-311 2-312 2-313 2-314	12-315 12-316 12-317 12-284-28 12-284-52 12-284-53 12-318 12-319 12-320 12-321 12-284-54 12-322 12-323 12-284-6 12-284-55 12-324 12-284-55 12-324 12-284-13 12-284-13 12-284-25 12-325 12-326 12-327 12-328 12-327 12-328 12-284-14 12-329 12-284-16 12-330 12-284-15 12-284-15 12-284-15 12-332 12-333 12-334 12-335 12-337 12-34-58 12-337 12-34-59 12-284-7
2-311	12-284-29
2-312	12-284-59
2-313	12-284-17
2-314	12-284-30
2-315	12-338
2-316	12-284-8
2-317	12-284-31
2-318	12-284-9
2-319	12-284-32

2-320 2-321	12-339 12-284-60
2-400	12-340
2-401	12-341
2-402	12-342
2-403	12-343
2-404	12-344
2-405	12-284-33
2-406	12-345
2-407	12-346
2-408 2-410	12-284-61 12-284-19
_ //-	
2-411 2-412	12-284-18 12-284-20
2-412	12-204-20
2-414	12-348
2-415	12-284-10
2-416	12-284-62
2-417	12-284-11
2-418	12-349
2-419	12-350
2-420	12-284-21
2-421	12-284-63

### **EXHIBIT "B"**

# Riverside Place Condominium, 10th Addendum

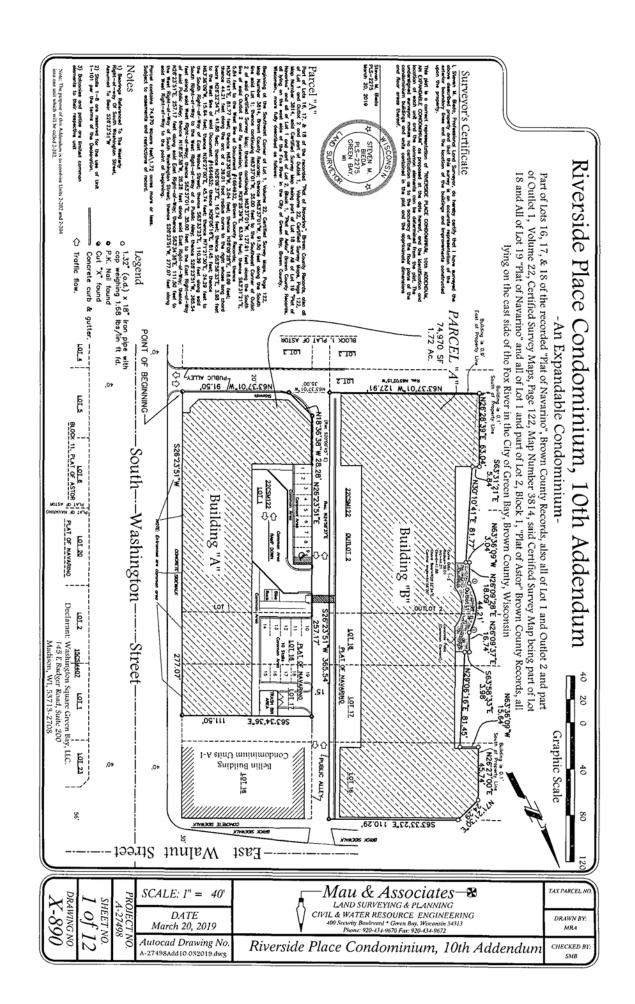
[See Attached.]

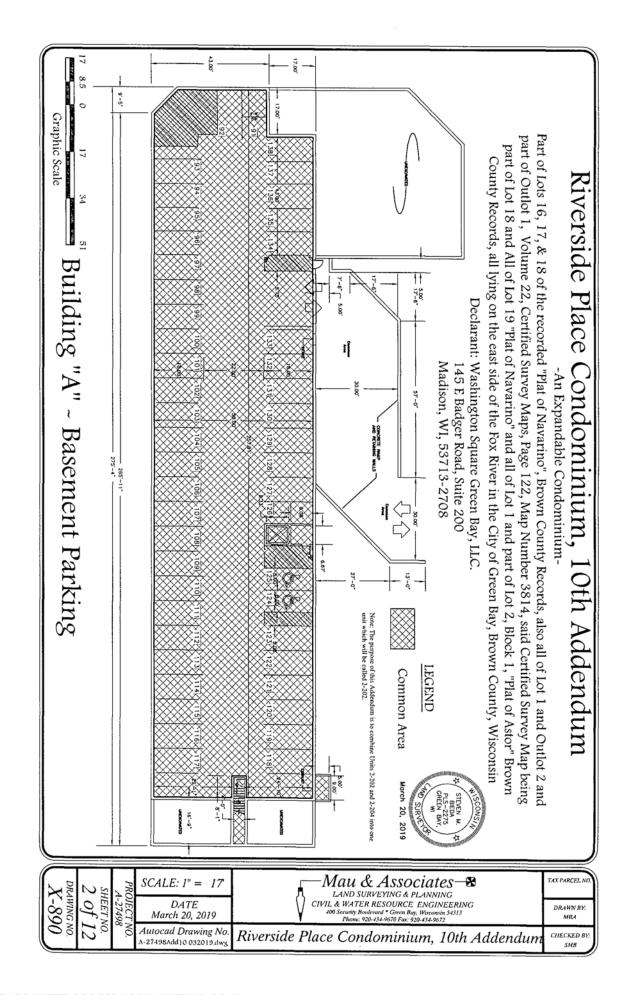
NOTE: Please be advised that the Board hereby directs viewers to ignore the printed text material on the maps and floor plans attached to this Exhibit "B." Only the spatial relationships of the illustrations on the maps and floor plans are being presented for your information.

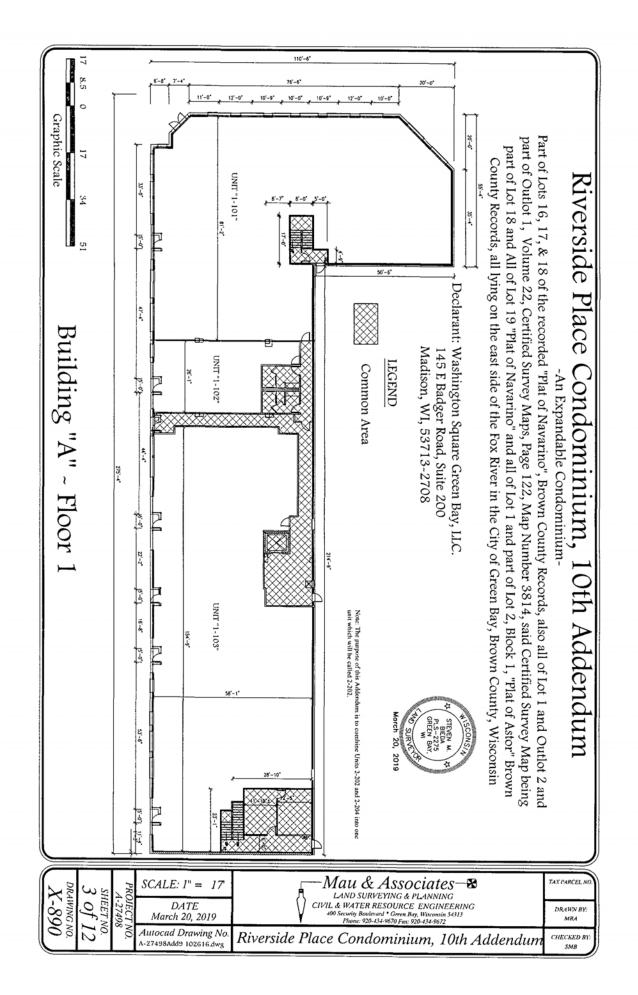
**BOARD** 

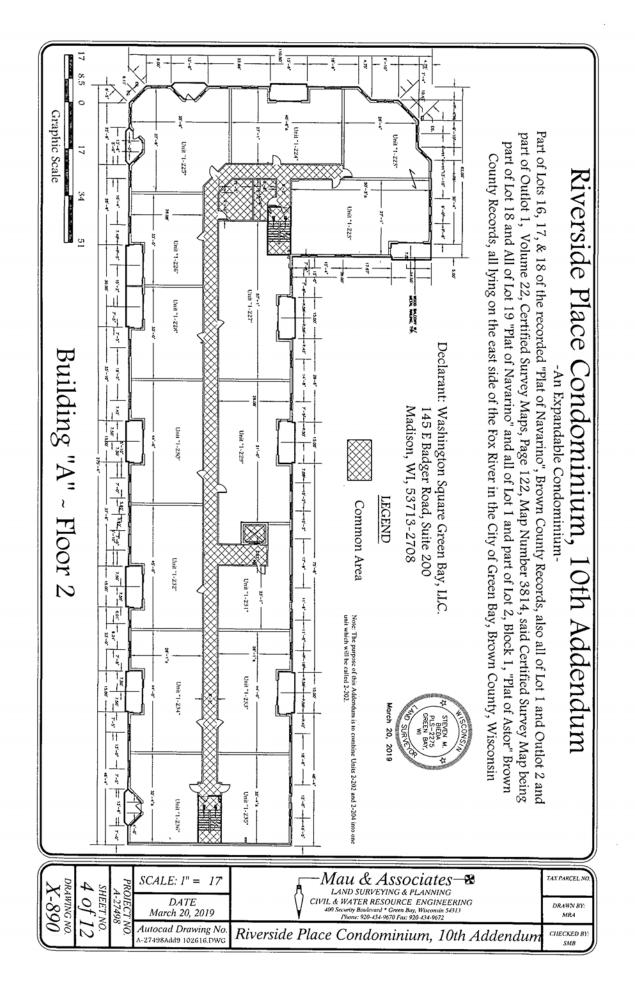
GREEN BAY RIVERSIDE UNIT OWNERS ASSOCIATION, INC.

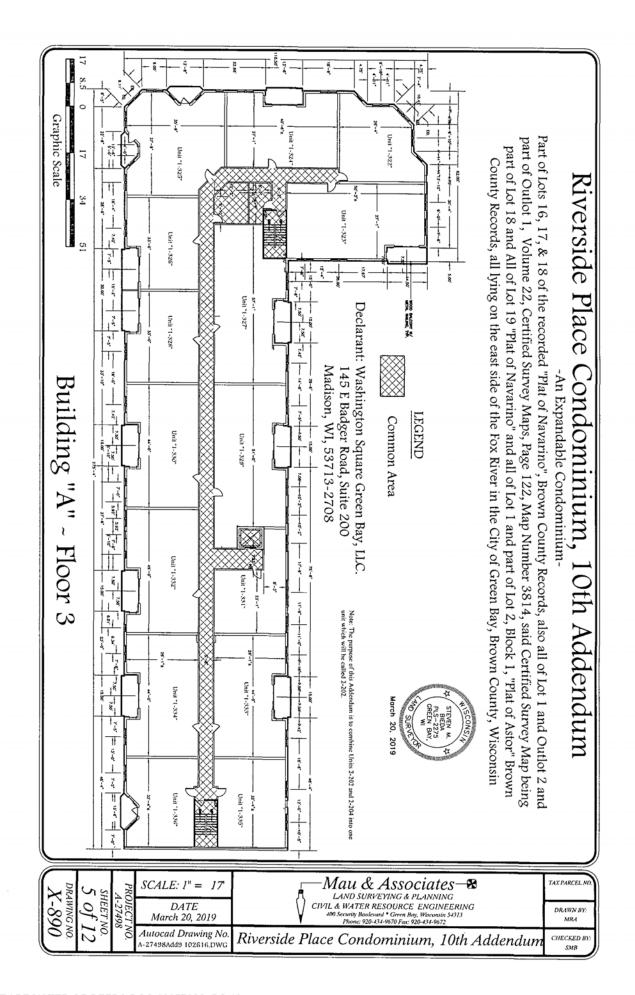
By: \_\_\_\_\_\_ Erik J. Pless, President

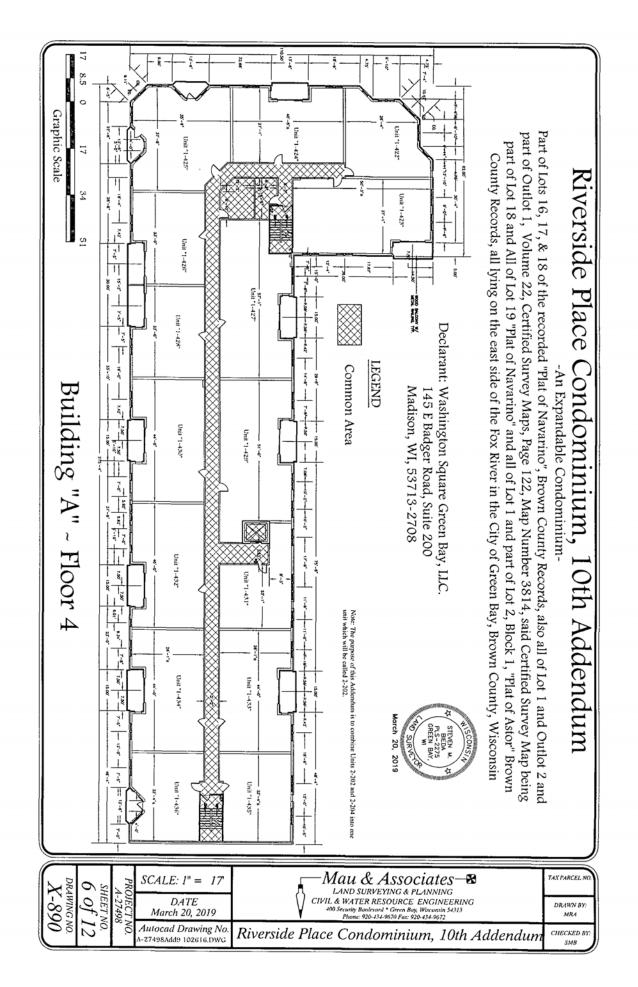


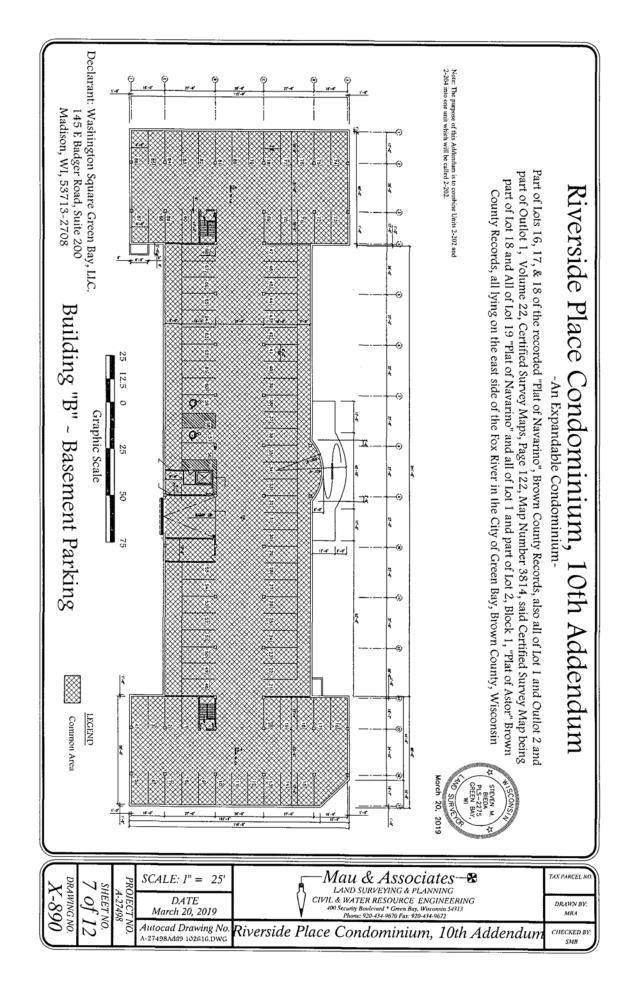


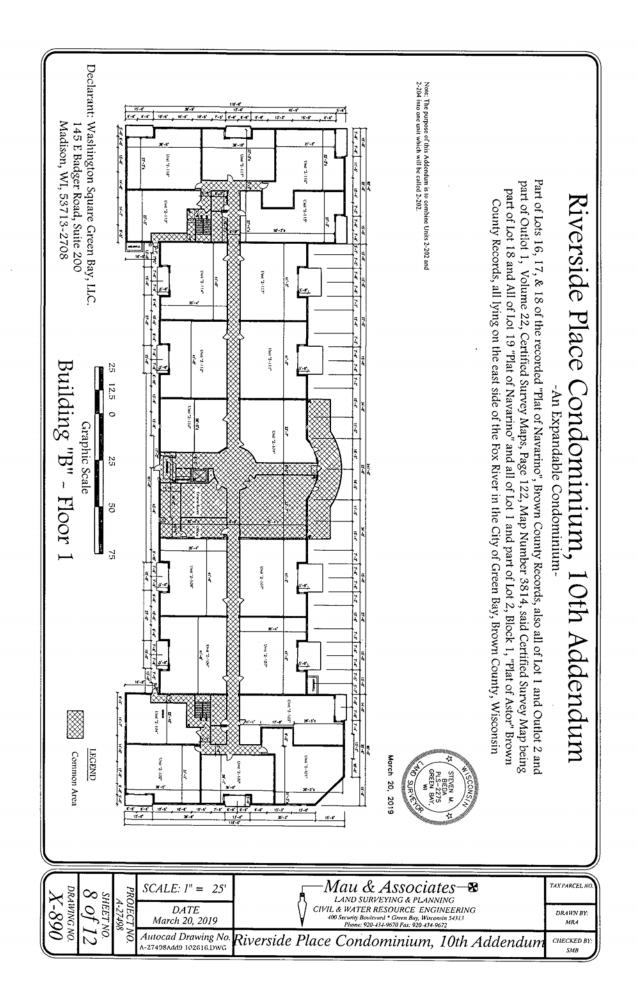


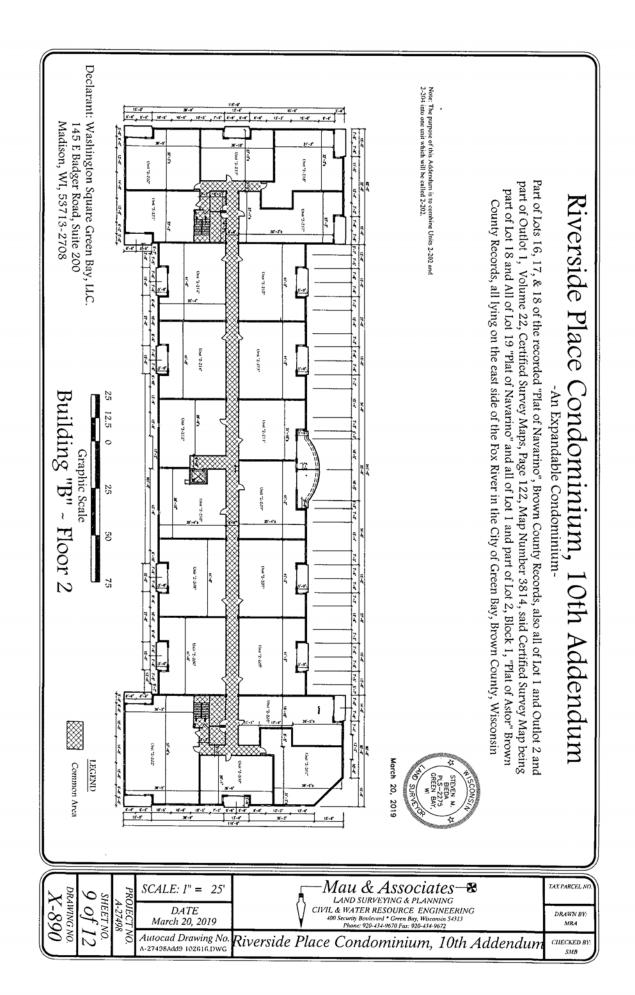


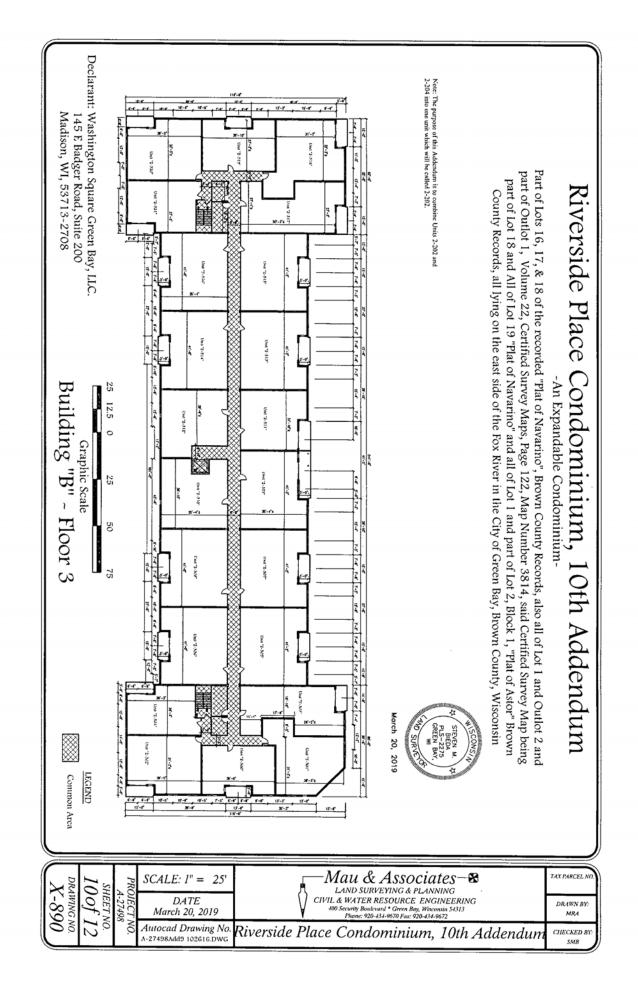


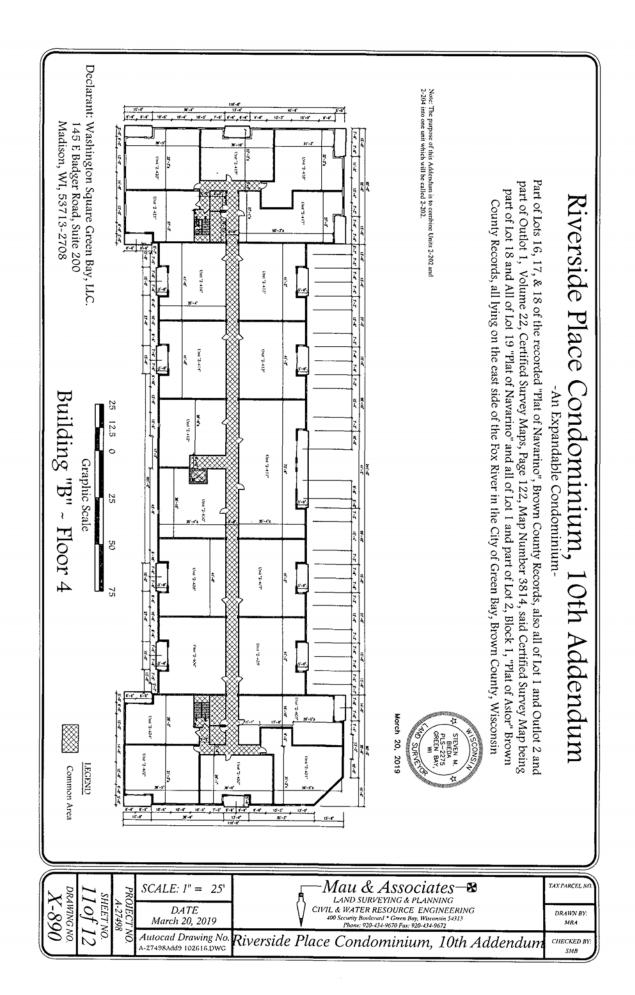












# Riverside Place Condominium, 10th Addendum

TAX PARCEL N

DRAWN BY:

CHECKED BY

-An Expandable Condominium-

Declarant: Washington Square Green Bay, LLC. 145 E Badger Road, Suite 200 Madison, WI, 53713-2708	Terry L. Van Haut Brown County Property Lister	Brown County Planning Commission There are no objections to this condominium plot with respect to Sec. 703.115 Was. Stots. and is hereby approved for the Brown County Plan Commission. Deted this doy of	Notary Public County, Deloware  STATE OF DELAWARE ]  SCOUNTY OF]  SS	William S. Duveneck  Personally came before me this	Owner's Certificate  As Owners, we hereby certify that we caused the land described on this Condominium Plot to be surveyed and mapped as represented hereon. We also certify that this Plot is required by 5:703.115 and Brown County Chapter 21.04(7) to be submitted to the following for approval or objection:  BROWN COUNTY PLANNING COMMISSION	Part of Lots 16, 17, & 18 of the recorded "Plat of Navarino", Brown County Records, also all of part of Outlot 1, Volume 22, Certified Survey Maps, Page 122, Map Number 3814, said Certi part of Lot 18 and All of Lot 19 "Plat of Navarino" and all of Lot 1 and part of Lot 2, Block 1, County Records, all lying on the east side of the Fox River in the City of Green Bay, Brown
STEPA ASSESSED AND SURVICE OF SUR			Notary Public My Commission Expires	Erik J. Pless  Personally came before me this doy of	Association's Approval  The undersigned, being the President of Green Bay Riverside Unit Owners Association, Inc., does hereby certify that Riverside Place Condominium, 9th Addendum was approved by the Board of Directors of Green Bay Riverside Unit Owners Association, Inc. on the	Part of Lots 16, 17, & 18 of the recorded "Plat of Navarino", Brown County Records, also all of Lot 1 and Outlot 2 and part of Outlot 1, Volume 22, Certified Survey Maps, Page 122, Map Number 3814, said Certified Survey Map being part of Lot 18 and All of Lot 19 "Plat of Navarino" and all of Lot 1 and part of Lot 2, Block 1, "Plat of Astor" Brown County Records, all lying on the east side of the Fox River in the City of Green Bay, Brown County, Wisconsin

—Mau & Associates— LAND SURVEYING & PLANNING CIVIL & WATER RESOURCE ENGINEERING 400 Securin Boulevart Green Buy, Wisconsin 54313 Phone: 920-434-9670 Fax: 920-434-9672

Riverside Place Condominium, 10th Addendun

SHEET NO.
12 of 12
DRAWING NO.
X-890

PROJECT NO. A-27498

DATE March 20, 2019

Autocad Drawing No. A-27498Add9 102616.DWG

**EXHIBIT "C"** 

# Percentage Interest in Common Elements

UNIT	% INTEREST IN COMMON ELEMENTS	VOTE(S) IN ASSOCIATION
1-101	3.5317%	5
1-102	.5643%	1
1-103	3.7586%	5
1-223	1.4068%	2
1-224	.7034%	1
1-225	.7034%	1
1-226	.7034%	1
1-227	.7034%	1
1-228	.7034%	1
1-229	.7034%	1
1-230	.7034%	i
1-231	.7034%	1
1-232	.7034%	1
1-233	.7034%	1
1-234	.7034%	i
1-235	.7034%	1
1-236	.7034%	1
1-322	.7034%	1
1-323	.7034%	1
1-324	.7034%	1
1-325	.7034%	1
1-326	.7034%	1
1-327	.7034%	1
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1-335	.7034%	1
1-336	.7034%	1
1-422	.7034%	1
1-423	.7034%	1
1-424	.7034%	1
1-425	.7034%	1
1-426	.7034%	1
1-427	.7034%	1
1-428	.7034%	1
1-429	.7034%	1
1-429	.7034%	1
1-431	.7034%	1
1-401	.703470	

1-432	.7034%	1
1-433	.7034%	1
1-434	.7034%	1
1-435	.7034%	1
1-436	.7034%	1
2-100	.7034%	1
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2-102	.7034%	1
2-103	.7034%	1
2-104	.7034%	1
2-105	.7034%	1
2-106	.7034%	1
2-107	.7034%	1
2-108	.7034%	1
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2-111	.7034%	1
2-112	.7034%	1
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2-116	.7034%	1
2-117	.7034%	1
2-118	.7034%	1
2-119	.7034%	1
2-200	.7034%	1
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2-202	1.4068%	2
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2-206	.7034%	1
2-207	.7034%	1
2-208	.7034%	1
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2-211	.7034%	1
2-212	.7034%	1
2-213	.7034%	1
2-214	.7034%	
2-216	.7034%	1
		1
2-217 2-218	.7034%	1
2-210 2-219	.7034% .7034%	1
2-219	.7034%	1
2-220 2-221		1
2-221	.7034%	1 1
2-300	.7034% .7034%	1
2-001	.703470	

2-302	.7034%	1
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2-304	.7034%	1
2-305	.7034%	1
2-306	.7034%	1
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2-308	.7034%	1
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2-315	.7034%	1
2-316	.7034%	1
2-317	.7034%	1
2-318	.7034%	1
2-319	.7034%	1
2-320	.7034%	1
2-320	.7034%	1
2-400	.7034%	1
2-400		
	.7034%	1
2-402	.7034%	1
2-403 2-404	.7034%	1
	.7034%	1
2-405	.7034%	1
2-406 2-407	.7034%	1
	.7034%	1
2-408	.7034%	1
2-410	.7034%	1
2-411 2-412	1.4068%	2
2-412 2-413	.7034%	1
2-413 2-414	.7034%	1
2-414 2-415	.7034%	1
2-415 2-416	.7034%	1
	.7034%	1
2-417 2-418	.7034%	1
2-418 2-419	.7034%	1
2-419 2-420	.7034%	1
2-420 2-421	.7034% .7034%	1 1
∠ <del>-4</del> ∠ I	100.0000%	142
	100.000070	142

### EXHIBIT "C-1"

# Percentage Interest in Common Elements If Maximum Expansion of the Condominium Occurs

MAXIMUM EXPANSION OF THE CONDOMINIUM HAS OCCURRED

20322730.4