in the condominium and the covenants running with the land which govern these rights. All other condominium documents shall be subject to the provisions of the Declaration.

2. The by-laws, a copy of which is hereto attached and made a part hereof as Exhibit "C".

M. "Co-owner" means a person, firm, corporation, partnership, association, trust or other legal entity, or any combination thereof, who owns an apartment within the building. Co-owner also means owner.

N. "Council of co-owners" means all the co-owners; but a majority shall constitute a quorum for the adoption of decisions.

O. "Declaration" means this Declaration of Condominium of McDaniel Heights as it may hereafter be amended from time to time. "Declaration" shall also mean Master Deed.

P. "Declarant" means College Properties, Inc. and any corporation, partnership or person who is an assignee thereof or successor thereto.

Q. "Declarant's Management Period" means the period ending on date defined as in paragraph VIII of the Declaration.

R. "General common elements" means and includes:

(1) The land on which the building stands.

(2) The foundations, main walls, roofs, halls, lobbies, stairways, and entrance and exit or communication ways.

(3) The basements, flat roofs, yards and gardens, except as otherwise provided or stipulated.

(4) The premises for the lodging of janitors or persons in charge of the property, except as otherwise provided or stipulated.

(5) The compartments or installations of central services such as power, light, gas, cold and hot water, refrigeration, reservoirs, water tanks and pumps, and the like.

(6) The garbage incinerators and, in general, all devices or installations existing for common use; and

(7) All other elements of the property rationally of common use or necessary to its existence, upkeep and safety.

S. "Insurance Trustee" means the Insurance Trustee referred to in paragraph XI of and in Appendix One of the Declaration.