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# EXHIBIT

ATTACHED TO

0001013775

DOCUMENT NUMBER

12-27-00

SEE PLAT BOOK

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0001013775

8152/0124 33 001 Page 1 of 10

2000-12-27 14:46:58

Cook County Recorder

75.00

EXHIBIT ATTACHED

Property of Cook County Clerk's Office

THIRD AMENDMENT

TO

DECLARATION OF CONDOMINIUM FOR  
THE CONDOMINIUM ASSOCIATION AT THE CLOISTERS

F		A
P		P
T		V
I		

RECORDING FEE 75  
DATE 12-27-00  
OK BY [Signature]

THIS INSTRUMENT PREPARED  
BY AND MAIL TO:

Richard J. Nakon & Associates  
121 E. Liberty Street, Suite 3  
Wauconda, Illinois 60084  
(847) 526-0626



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## THIRD AMENDMENT

01013775

TO

### DECLARATION OF CONDOMINIUM FOR THE CONDOMINIUM ASSOCIATION AT THE CLOISTERS

THIS DECLARATION made and entered into this 21<sup>st</sup> day of December, 2000, by and between **LA SALLE BANK NATIONAL ASSOCIATION** as successor trustee to American National Bank and Trust Company of Chicago, a national banking association, not personally, but solely as Trustee Under Trust Agreement dated March 3, 1998, and known as Trust Number 123897-06 (the "Trustee"), and **OPTIMA GLENVIEW LIMITED PARTNERSHIP**, an Illinois limited partnership (the "Developer").

#### WITNESSETH:

**WHEREAS**, by a Declaration of Condominium (the "Declaration") recorded in the Office of the Recorder of Deeds of Cook County, Illinois, as Document Number 00874071, on November 6, 2000 the Trustee submitted certain real estate to the provisions of the Illinois Condominium Property Act (the "Act"), and,

**WHEREAS**, The Declaration reserves to the Trustee and the Developer (as defined in the Declaration) the right to annex and add to the Parcel (as defined in the Declaration) and thereby add to the Condominium created by the Declaration all or any portion of the Future Development Parcel (as defined in the Declaration); and,

**WHEREAS**, the Trustee at the direction of the Developer now desires to so annex and add to the Parcel and submit to the provisions of the Act and the Declaration certain real estate (the "Additional Parcel") described in exhibit "A-1" attached hereto, which Additional Parcel is a portion of the said Future Development Parcel.

**NOW, THEREFORE**, the Trustee does hereby amend the Declaration as follows:

1. The Additional Parcel (as described in Exhibit "A-1" attached hereto) is hereby annexed to the Parcel as defined in the Declaration, and is hereby submitted to the provisions of the Act as a part of the Condominium in accordance with and shall be deemed to be governed in all respects by, the terms and conditions of the Declaration.
2. Exhibit "B" of the Declaration is hereby amended by deleting page 8 of said Exhibit "B" and substituting therefore page 8 of said Exhibit "B" attached hereto.
3. Exhibit "C" of the Declaration is hereby amended by deleting said Exhibit "C" and substituting therefore Exhibit "C" which is attached hereto. The Percentage of Ownership in the common Elements appurtenant to each Unit are hereby shifted to the percentages set forth in the Exhibit "C" that is attached hereto.

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4. The Additional Common Elements and Limited Common Elements are hereby granted and conveyed to the grantees of all Units, including the grantees of Units heretofore conveyed, all as set forth in the Declaration.
5. Except as expressly set forth herein, the Declaration shall remain in full force and effect in accordance with its terms.
6. This instrument is executed by LA SALLE BANK NATIONAL ASSOCIATION as successor trustee to American National Bank and Trust Company of Chicago, not personally, but solely as Trustee as aforesaid, in the exercise of the power and authority conferred upon and vested in its as such Trustee. All the terms, provisions, stipulations, covenants and conditions to be performed by LA SALLE BANK NATIONAL ASSOCIATION as successor trustee to American National Bank and Trust Company of Chicago, are undertaken by it solely as Trustee, as aforesaid, and not individually, and all statements herein made are made on information and belief and are to be construed accordingly, and no personal liability shall be asserted or be enforceable against LA SALLE BANK NATIONAL ASSOCIATION as successor trustee to American National Bank and Trust Company of Chicago, by reason of any of the terms, provisions, stipulations, covenants and/or statements contained in this instrument.

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IN WITNESS WHEREOF, the Developer and the LA SALLE BANK NATIONAL ASSOCIATION as successor trustee to American National Bank and Trust Company of Chicago, as aforesaid, and not individually, has caused its corporate seal to be affixed hereunto and has caused its name to be signed to these presence by its Vice-President and attested to by its Assistant Secretary this 27th day of December, 2000.

LA SALLE BANK NATIONAL ASSOCIATION as successor trustee to American National Bank and Trust Company of Chicago, not personally but solely as Trustee under Trust Agreement dated March 3, 1998 and known as Trust No. 123897-06

By:

Reto A. Edwards  
Its Vice-President **TRUST OFFICER**

ATTEST: ~~Notarization not required by~~  
~~LaSalle Bank National Association~~  
~~Bylaws~~

\_\_\_\_\_  
Its Assistant Secretary

OPTIMA GLENVIEW LIMITED PARTNERSHIP,  
An Illinois Limited partnership

By:

OPTIMA GLENVIEW DEVELOPMENT, L.L.C.  
An Illinois Limited Liability Company, its General partner

By:

David C. Hovey  
David C. Hovey, Manager

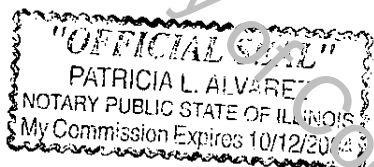
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STATE OF ILLINOIS )  
 ) SS  
COUNTY OF COOK )

I, \_\_\_\_\_, a Notary Public in and for said County and State, do hereby certify that RETA A. EDWARDS and \_\_\_\_\_, respectively, of **LA SALLE BANK NATIONAL ASSOCIATION** as successor trustee to American National Bank and Trust Company of Chicago, not personally but solely as Trustee Under Trust Agreement dated March 3, 1998 and known as Trust No. 123897-06, as such Vice-President and Assistant Secretary, appeared before me this day in person and acknowledged that they signed, sealed and delivered said instrument as their free and voluntary act, and as the free and voluntary act of said Bank, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 27th day of December, 2000.



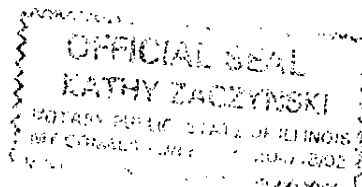
Patricia L. Alvarez  
Notary Public

STATE OF ILLINOIS )  
 ) SS  
COUNTY OF COOK )

I, Kathy Zaczynski, a Notary Public in and for said County and State, do hereby certify that **DAVID C. HOVEY**, Manager of **OPTIMA GLENVIEW DEVELOPMENT, L.C.C.**, General Partner of **OPTIMA GLENVIEW LIMITED PARTNERSHIP**, as such Manager, appeared before me this day in person and acknowledged that he signed, sealed and delivered said instrument as his free and voluntary act, and as the free and voluntary act of said Partnership, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 22 day of December, 2000.

Kathy Zaczynski  
Notary Public



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## CONSENT OF MORTGAGEE

American National Bank of Chicago by mortgage dated May 28, 1998 and recorded June 2, 1998 as document number 98455892, re-recorded June 15, 1998 as document number 98502437, as amended by first amendment recorded February 25, 1999 as document 99187749 and re-recorded July 31, 2000 as document number 00599361 and assignment of rents to American National Bank of Chicago recorded June 2, 1998 as document 98502438 and re-recorded June 15, 1998 as document 98455893 and amended by first amendment recorded February 25, 1999 as document number 99187750 and re-recorded July 31, 2000 as document number 00599362, hereby consents to the execution and recording of the within Declaration of Condominium Ownership and agrees that said Mortgage is subject thereto and to the provisions of the Condominium Property Act of the State of Illinois.

IN WITNESS WHEREOF, American National Bank of Chicago, has caused this Consent of Mortgage to be signed by its duly authorized officers on its behalf; all done at Chicago, Illinois, on this \_\_\_\_ day of \_\_\_\_\_, 2000.

American National Bank of Chicago  
a National Banking Association

By: Joanne Dan

Its: AND

ATTEST:

Its: WVP

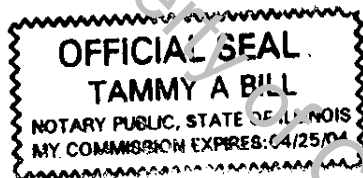
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STATE OF ILLINOIS )  
 ) SS  
COUNTY OF COOK )

I, Tammy Bill, a Notary Public in and for said County and State, do hereby certify that Jeanne Louis, and Steve Rivera, respectively of American National Bank and Trust Company of Chicago, as such AVP and AVP, appeared before me this day in person and acknowledged that they signed, sealed and delivered said instrument as their free and voluntary act, and as the free and voluntary act of said Bank, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 27 day of December, 2000.



Tammy A. Bill  
Notary Public



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EXHIBIT "A-1"

01013775

## SECOND AMENDMENT TO DECLARATION OF CONDOMINIUM FOR THE CONDOMINIUM ASSOCIATION AT THE CLOISTERS

### LEGAL DESCRIPTION OF ADDITIONAL PARCEL BEING ANNEXED

PERMANENT INDEX NUMBERS: 04-35-401-007, 04-35-401-008

Unit 206 in the Cloisters Condominium being those parts of Lots 1 and 2, taken as a single tract, in J.D. Lovett's Subdivision in the SE 1/4 of Section 35, Township 42 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded Sept. 6, 1949 as Document 14625980, in Cook County, Illinois, described as follows:

[Basement:] that part lying below the horizontal plane located at elevation 626.8 on USGS Datum (Village of Glenview), and lying south of a line described by commencing at the northeast corner of said tract; thence on an assumed bearing of South 00°6'19" East along the east line thereof, a distance of 190.64 feet for the point of beginning; thence North 36°00'00" West, 240.18 feet to the west line of said tract.

[First Floor:] also that part lying above the horizontal plane located at elevation 626.80 and below the horizontal plane located at elevation 649.80, on USGS Datum (Village of Glenview), and lying South of a line described by beginning at the Northeast corner of said tract; thence on an assumed bearing of S.89°59'46"W. along the North line of said tract, 40.00 feet; thence S.00°06'19"E. parallel to the East line of said tract, 206.70 feet; thence S.33°59'49"W., 78.25 feet; thence N.55°57'53"W., 112.76 feet; thence S.84°39'54"W., 78.82 feet; thence N.55°57'53"W., 41.54 feet to the West line of said tract, except units 102, 105, 106, and 108;

[Second Floor:] also that part lying above the horizontal plane located at elevation 640.80 and below the horizontal plane located at elevation 649.80, on USGS Datum (Village of Glenview), and lying South of a line described by commencing at the Northeast corner of said tract; thence on an assumed bearing of S.00°06'19"E. along the East line thereof, a distance of 308.59 feet for the point of beginning; thence S.89°53'41"W., 91.16 feet; thence N.36°19'35"W., 148.72 feet; thence N.55°56'12"W., 89.78 feet to the West line of said tract, except units 201, 203, 204, 206, 210 and 211;

[Third Floor:] also that part lying above the horizontal plane located at elevation 649.80 on USGS Datum (Village of Glenview), and lying South of a line described by commencing at the Northeast corner of said tract; thence on an assumed bearing of S.00°06'19"E. along the East line thereof, a distance of 319.86 feet for the point of beginning; thence S.89°53'41"W., 84.15 feet; thence N.35°57'35"W., 121.65 feet; thence N.56°00'00"W., 127.70 feet to the West line of said tract, except units 304, 311.

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EXHIBIT "C"

TO

**SECOND AMENDMENT TO DECLARATION OF CONDOMINIUM  
OWNERSHIP AND OF EASEMENTS, RESTRICTIONS, COVENANTS  
AND BY-LAWS FOR  
CCONDOMINIUM ASSOCIATION AT THE CLOISTERS**

**PERCENTAGE INTEREST OF UNITS SUBMITTED TO THE ACT**

<u>UNIT NUMBER</u>	<u>PERCENTAGE INTEREST</u>
101	2.64
103	3.94
104	5.33
107	3.88
108	4.30
202	3.96
205	5.37
206	4.87
207	3.95
208	4.33
209	4.10
212	2.05
213	2.69
214	3.17
301	2.79
302	4.14
303	4.16
305	5.61
306	5.03
307	4.08
308	4.46
309	4.24
310	3.75
312	3.36
313	2.80
Total	100

**EXHIBIT ATTACHED**