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2001-07-03 14:03:15

Cook County Recorder 33.50



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After Recording Return to:

Kalisa Gary

Sonnenschein NATH & Rosenfeld

8000 Sears Tower

Chicago, IL 60606

**AMENDMENT TO DECLARATION
OF PROTECTIVE COVENANTS**

**WALDEN INTERNATIONAL
SCHAUMBURG, ILLINOIS**

THIS FIRST AMENDMENT TO DECLARATION OF PROTECTIVE COVENANTS ("Agreement") is executed as of the 20th day of December, 2000.

RECITALS

A. A Declaration of Protective Covenants for Walden International, Schaumburg, Illinois, dated as of March 17, 1980, was recorded in the Cook County, Illinois Recorder's Office as document number 25406331 (the "Declaration"), which may have been amended from time to time. The Declaration contains certain easements, covenants and restrictions with respect to the Property. Initially capitalized terms not otherwise defined herein shall have the meaning ascribed to said terms in the Declaration.

B. Pursuant to Section 8.3 of the Declaration, the Declaration may be extended or amended by the Board provided that such change is approved by the Owners of 60% or more of the Property.

C. The Owners of more than 60% of the Property have voted to extend the term of the Declaration to December 31, 2020.

NOW THEREFORE, in consideration of the foregoing, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

AGREEMENT

1. AMENDMENT. Notwithstanding any prior amendment or termination, Section 8.2 of the Declaration is hereby deleted in its entirety and replaced with the following:

“Section 8.2 This Declaration shall continue and remain in full force and effect at all times with respect to the Property and each part thereof now or hereafter made subject hereto (subject, however, to the right to amend and repeal the provisions hereof as provided in Section 8.3) until December 31, 2020. This Declaration and all provisions hereof shall expire and terminate as of such date without any further act or instrument by any party.”

2. DECLARATION RATIFIED. Except as specifically modified herein, the Declaration remains in full force and effect and is hereby ratified and affirmed by the Owners.

3. CONFLICT. In the event of a conflict between the provisions of this Agreement and the provisions of the Declaration, the provisions of this Agreement shall govern and control.

4. COUNTERPARTS. This Agreement may be executed in several counterparts each of which shall be an original and all of which shall constitute one and the same instrument.

(remainder of this page intentionally left blank)

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IN WITNESS WHEREOF, this Agreement has been executed as of the date and year first above written.

THOREAU PROPERTY OWNERS ASSOCIATION

By:

Robert H. White

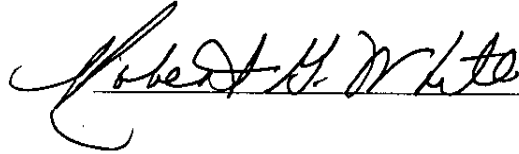
Its:

SECRETARY

Property of Cook County Clerk's Office

CERTIFICATE OF SECRETARY

I, ROBERT WHITE, being the secretary of Thoreau Property Owners Association, hereby certify that the preceding Agreement has been approved by more than 60% of the Owners as required by Section 8.3 of the Declaration.



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STATE OF ILLINOIS)
) SS.
 COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that ROBERT, WHITE of THOREAU PROPERTY OWNERS ASSOC. a(n) _____, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument as such SECRETARY, appeared before me this day in person and acknowledged that he signed and delivered said instrument as his own free and voluntary act and as the free and voluntary act of said ASSOCIATION, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 20th day of December 2000.

Darlene M. Berend

Notary Public

My Commission Expires: 9/29/03



EXHIBIT A

Legal Description

WALDEN INTERNATIONAL, BEING A SUBDIVISION OF PART OF FRACTIONAL SECTION 1 AND PART OF THE NORTH 1/2 OF SECTION 12, BOTH IN TOWNSHIP 41 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, LOT A, B, C, COOK COUNTY, ILLINOIS.

TOGETHER WITH: THAT PART OF THE NORTH 1/2 OF SECTION 12, TOWNSHIP 41 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN BOUNDED BY A LINE DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHWEST 1/4 OF THE NORTH EAST 1/4 OF THE SECTION 12, THENCE SOUTH 89 DEGREES 49 MINUTES 29 SECONDS WEST ALONG THE SOUTH LINE OF THE NORTH WEST 1/4 OF THE NORTH EAST 1/4 OF SAID SECTION 12, A DISTANCE OF 422.12 FEET TO THE POINT OF BEGINNING OF THE PARCEL TO BE DESCRIBED, THENCE NORTH 00 DEGREES 08 MINUTES 42 SECONDS WEST, 477.87 FEET, THENCE SOUTH 89 DEGREES 46 MINUTES 31 SECONDS WEST, 1029.14 FEET, THENCE SOUTHWESTERLY ALONG A CURVED LINE, BEING THE ARC OF A CIRCLE CONVEX TO THE SOUTH AND HAVING A RADIUS OF 445.0 FEET, AN ARC DISTANCE OF 478.10 FEET (THE CHORD OF WHICH BEARS SOUTH 67 DEGREES 10 MINUTES 06 SECONDS WEST AND MEASURES 455.43 FEET); THENCE SOUTH 17 DEGREES 56 MINUTES 49 SECONDS WEST, AT RIGHT ANGLES TO THE TANGENT OF THE LAST DESCRIBED CURVED LINE, 291.96 FEET; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 749.00 FEET TO A POINT IN THE NORTHERLY LINE OF THE NORTHERN ILLINOIS TOLL HIGHWAY, THENCE SOUTH 81 DEGREES 14 MINUTES 44 SECONDS EAST ALONG SAID NORTHERLY RIGHT OF WAY LINE 662.74 FEET; THENCE SOUTH 81 DEGREES 13 MINUTES 00 SECONDS EAST ALONG SAID NORTHERLY RIGHT OF WAY LINE 188.10 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 773.63 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH WEST 1/4 OF THE NORTH EAST 1/4 OF SAID SECTION 12 OF THE NORTH WEST 1/4 OF THE NORTH EAST 1/4 OF SAID SECTION 12, A DISTANCE OF 772.60 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

TOGETHER WITH: THAT PART OF THE WEST 1/2 OF THE NORTH EAST 1/4 OF SECTION 12, TOWNSHIP 41 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN BOUNDED BY A LINE DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTH LINE OF THE NORTH WEST 1/4 OF THE NORTH EAST 1/4 OF SAID SECTION 12, SAID POINT BEING 724.41 FEET WEST (AS MEASURED ALONG SAID SOUTH LINE WHICH BEARS SOUTH 89 DEGREES 19 MINUTES 20 SECONDS WEST) OF THE SOUTH EAST CORNER OF THE NORTH WEST 1/4 OF THE NORTH EAST 1/4 OF SAID SECTION 12, THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST, 394.42 FEET, THENCE SOUTH 90 DEGREES 00 MINUTES 00 SECONDS WEST 55.00 FEET, THENCE SOUTH 44 DEGREES 32 MINUTES 52 SECONDS WEST 170.88 FEET, THENCE SOUTH 00 DEGREES 00 MINUTES 00

SECONDS WEST 304.71 FEET TO A POINT IN THE NORTHERLY LINE OF THE ILLINOIS STATE TOLL HIGHWAY COMMISSION PARCEL N-00-72, THENCE NORTH 21 DEGREES 13 MINUTES 00 SECONDS WEST ALONG THE LAST MENTIONED NORTHERLY LINE 299.08 FEET, THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 774.89 FEET TO A POINT IN THE SOUTH LINE OF THE NORTH WEST 1/4 OF THE NORTH EAST 1/4 OF SECTION 12 AFORESAID, THENCE NORTH 89 DEGREES 49 MINUTES 20 SECONDS EAST ALONG THE LAST MENTIONED SOUTH LINE 478.54 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

TOGETHER WITH: THAT PART OF THE NORTH WEST 1/4 OF SECTION 12, TOWNSHIP 41 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN BOUNDED BY A LINE DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE EASTERLY LINE OF A TOLL HIGHWAY PERMANENT EASEMENT PARCEL NO. N-60-71.1 WITH THE NORTHERLY RIGHT OF WAY LINE OF THE NORTHERN ILLINOIS TOLL HIGHWAY; THENCE NORTH 03 DEGREES 24 MINUTES 10 SECONDS EAST ALONG THE LAST MENTIONED EASTERLY LINE; 147.82 FEET TO AN ANGLE POINT IN SAID LINE; THENCE NORTH 04 DEGREES 18 MINUTES 23 SECONDS EAST ALONG SAID EASTERLY LINE, 750.01 FEET, THENCE NORTH 00 DEGREES 13 MINUTES 41 SECONDS EAST ALONG THE EASTERLY LINE OF A TOLL HIGHWAY PERMANENT EASEMENT PARCEL NO. N-60-82, A DISTANCE OF 350.12 FEET, THENCE SOUTH 81 DEGREES 41 MINUTES 43 SECONDS EAST 3.74 FEET TO A POINT OF CURVATURE, THENCE SOUTHEASTERLY ALONG A CURVED LINE BEING THE ARC OF A CIRCLE CONVEX NORTHEASTERLY, TANGENT TO THE LAST DESCRIBED COURSE AND HAVING A RADIUS OF 365.00 FEET, AN ARC DISTANCE OF 160.24 FEET TO A POINT OF TANGENCY, THENCE SOUTH 55 DEGREES 49 MINUTES 58 SECONDS EAST, TANGENT TO THE LAST DESCRIBED CURVED LINE, 332.71 FEET TO A POINT OF CURVATURE, THENCE SOUTHEASTERLY ALONG A CURVED LINE, BEING THE ARC OF A CIRCLE CONVEX SOUTHWESTERLY, TANGENT TO THE LAST DESCRIBED COURSE AND HAVING A RADIUS OF 445.00 FEET, AN ARC DISTANCE OF 125.98 FEET TO A POINT OF TANGENCY, THENCE SOUTH 17 DEGREES 55 MINUTES 49 SECONDS WEST, AT RIGHT ANGLES TO THE TANGENT OF THE LAST DESCRIBED CURVED LINE, 291.96 FEET, THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST 749.00 FEET TO A POINT IN THE NORTHERLY RIGHT OF WAY LINE OF NORTHERN ILLINOIS TOLL HIGHWAY, AS AFORESAID, THENCE NORTH 81 DEGREES 14 MINUTES 44 SECONDS WEST ALONG SAID NORTHERLY RIGHT OF WAY LINE, 540.99 FEET TO THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS.

THE ABOVE-DESCRIBED LAND IS PERHAPS MORE ACCURATELY DESCRIBED IN THAT CERTAIN DECLARATION OF PROTECTIVE COVENANTS OF WALDEN INTERNATIONAL, SCHAUMBURG ILLINOIS, MADE AS OF MARCH 17, 1980 AND RECORDED WITH THE RECORDER'S OFFICE OF COOK COUNTY, ILLINOIS AS DOCUMENT NUMBER 25406331.

INCLUDING BUT NOT LIMITED TO THE FOLLOWING PERMANENT TAX IDENTIFICATION NUMBERS: 10-12-101-016-0000 thru 024-0000, AND 10-12-203-010-0000.

EXHIBIT A, 2 OF 2