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EXHIBIT

ATTACHED TO

0011197457

DOCUMENT NUMBER

12-17-01

SEE PLAT BOOK

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Property of Cook County Clerk's Office

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1240111100

10-11-01

EXHIBIT ATTACHED

Property of Cook County

FIFTH AMENDMENT TO DECLARATION OF CONDOMINIUM

This Fifth Amendment to the Heritage Club Condominium Association Declaration, dated as of June 29, 2001 and recorded in the Office of the Recorder of Deeds of Cook County, Illinois on July 9, 2001 as Document Number 0010601588, as amended by: (i) the First Amendment to Declaration of Condominium, dated as of August 14, 2001 and recorded in the Office of the Recorder of Deeds of Cook County, Illinois on August 15, 2001 as Document Number 0010752481; (ii) the Second Amendment to Declaration of Condominium, dated as of August 21, 2001 and recorded in the Office of the Recorder of Deeds of Cook County, Illinois on August 24, 2001 as Document Number 0010784475; (iii) the Third Amendment to Declaration of Condominium, dated as of September 24, 2001 and recorded in the Office of the Recorder of Deeds of Cook County, Illinois on September 25, 2001 as Document Number 0010893560; and (iv) the Fourth Amendment to Declaration of Condominium, dated as of November 5, 2001 and recorded in the Office of the Recorder of Deeds of Cook County, Illinois on December 3, 2001 as Document Number 0011128923 (collectively, the "Declaration"), is dated as of December 11, 2001 ("Fifth Amendment"), and is made by Heritage Club Villas, LLC, an Illinois limited liability company ("Declarant"), by its Manager, Raycorp, Inc., an Illinois corporation, pursuant to the provisions of the Illinois Condominium Property Act, 765 ILCS 605/1, et seq. ("Act").

A. Whereas, ARTICLE XVII, EXPANSIONS of the Declaration expressly reserves to Declarant the option to expand the Condominium Property.

B. Whereas, Declarant is the owner in fee simple of all of the real property hereinafter described on the attached Exhibit A-2, and the improvements thereon and appurtenances thereto.

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RECORDING FEE 71.00
DATE 12/17/01 COPIES 6
OK BY SM 9/21

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0011197457 Page 2 of 9

C. Whereas, Declarant desires to expand the Condominium Property by adding to the Condominium Property the real estate legally described on the attached Exhibit A-2, and to make such addition subject to the Declaration and the Act.

Amendment

Now, therefore, the Declaration is hereby amended as follows:

1. ARTICLE I, THE LAND is hereby amended to read in its entirety as follows:

The Condominium Property, located in the Village of Tinley Park, Cook County, Illinois, prior to the adoption of the Fifth Amendment to the Declaration, and is legally described on the attached Exhibit A-1. As of the date of the Fifth Amendment to the Declaration, the Condominium Property shall be expanded by adding the property owned by the Declarant and located in the Village of Tinley Park, Cook County, Illinois, and legally described on the attached Exhibit A-2, and depicted on the Survey, as shown on the attached Exhibit B.

2. The first sentence of ARTICLE IV, IMPROVEMENT DESCRIPTIONS, Section 1. Residential Buildings, is hereby amended to read in its entirety as follows:

1. There are ten (10) residential buildings which are a part of the Condominium, each containing four (4) dwelling Units, making a total of forty (40) dwelling Units.

3. The first sentence of ARTICLE VI, COMMON AND LIMITED COMMON AREAS, Section 3. Undivided Interest, is hereby amended to read in its entirety as follows:

The undivided interest in the Common Areas of each Unit is shown on the attached Amended and Restated Exhibit C.

4. The Declaration and this Fifth Amendment contain all of the terms, covenants, conditions and agreements of Declarant relating to the subject matter thereof and hereof. No prior or other agreements or understandings pertaining to such matters are valid or of any force and effect. Capitalized terms not defined herein shall have the meaning set forth in the Declaration.

5. To the extent of any inconsistency between the provisions of this Fifth Amendment and the Declaration, as amended, the provisions of this Fifth Amendment shall control. The Declaration, except as modified by this Fifth Amendment, is, in all respects, revived, republished,

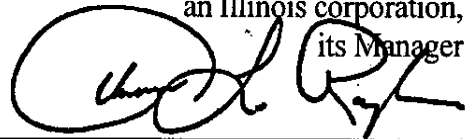
ratified and confirmed by the Declarant, and the terms, covenants, conditions and agreements thereof shall remain in full force and effect and binding upon all parties.

IN WITNESS WHEREOF, the undersigned has executed this Fifth Amendment to the Declaration of Heritage Club Villas Condominium this 11 day of DECEMBER, 2001.

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HERITAGE CLUB VILLAS, LLC,
an Illinois limited liability company

By: RAYCORP, INC.,
an Illinois corporation,
its Manager

By: 
Thomas L. Rayburn, President

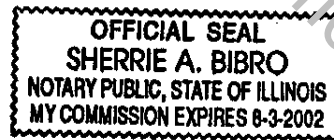
STATE OF ILLINOIS)
COUNTY OF COOK)

This instrument was acknowledged before me by Heritage Club Villas, LLC, an Illinois limited liability company, by its Manager, Raycorp, Inc. an Illinois corporation, by its President, Thomas L. Rayburn, on its behalf, this 11 day of December, 2001.


Notary Public

Prepared by and return to:

David C. Birks
Crowley Barrett & Karaba, Ltd.
20 S. Clark, Suite 2310
Chicago, Illinois 60603



Fifth Amendment to
Declaration of Heritage Club Villas Condominium

Exhibit A-1

Legal Description

Original Property

Lots 2, 3, 4, 5, 9, 10, 15, 16 and ¹⁸ in Heritage Club Villas, being a subdivision of the South 654.00 feet of the South ½ of the West ¾ of the East ½ of the Southwest ¼ of Section 34, Township 26 North, Range 12, East of the Fifth Principal Meridian, in Cook County, Illinois.

Address: 18205 – 18208 Murphy Circle
18209 – 18212 Murphy Circle
18213 – 18216 Murphy Circle
18217 – 18220 Murphy Circle
18233 – 18236 Murphy Circle
18237 – 18240 Murphy Circle
18253 – 18256 Murphy Circle
18257 – 18260 Murphy Circle
18265 – 18268 Murphy Circle
Tinley Park, Illinois

PIN: 27-34-301-012-0000
27-34-301-013-0000
27-34-301-017-0000
27-34-301-018-0000
(affects the underlying land and other land).

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0011197457 Page 5 of 9

**Fifth Amendment to
Declaration of Heritage Club Villas Condominium**

Exhibit A-2

Legal Description

Expansion Property

Lot 12 in Heritage Club Villas, being a subdivision of the South 654.00 feet of the South $\frac{1}{2}$ of the West $\frac{1}{4}$ of the East $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of Section 34, Township 36 North, Range 12, East of the Fifth Principal Meridian, in Cook County, Illinois.

Address: 18241 - 18244 Murphy Circle
Tinley Park, Illinois

PIN: 27-34-301-012-0000
27-34-301-013-0000
27-34-301-017-0000
27-34-301-018-0000
(affects the underlying land and other land).

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**Fifth Amendment to
Declaration of Heritage Club Villas Condominium**

Exhibit B

Survey

Expansion Property

See attached.

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Page 7 of 9

**Fifth Amendment to
Declaration of Heritage Club Villas Condominium
Amended and Restated Exhibit C**

Unit Designation	<u>Unit Information</u>			Undivided Interest
	Building	Lot #	Unit Type	
18205	2	2	C2	2.500
18206	2	2	C2	2.500
18207	2	2	C2	2.500
18208	2	2	A2	2.500
18209	3	3	C2	2.500
18210	3	3	A2	2.500
18211	3	3	C2	2.500
18212	3	3	A2	2.500
18213	4	4	C2	2.500
18214	4	4	A2	2.500
18215	4	4	C2	2.500
18216	4	4	A2	2.500
18217	5	5	C2	2.500
18218	5	5	A2	2.500
18219	5	5	C2	2.500
18220	5	5	C2	2.500
18233	9	9	C2	2.500
18234	9	9	A2	2.500
18235	9	9	C2	2.500
18236	9	9	A2	2.500
18237	10	10	C2	2.500
18238	10	10	A2	2.500
18239	10	10	C2	2.500
18240	10	10	A2	2.500
18253	14	15	C2	2.500
18254	14	15	C2	2.500
18255	14	15	A2	2.500
18256	14	15	C2	2.500
18257	15	16	C2	2.500
18258	15	16	C2	2.500
18259	15	16	A2	2.500
18260	15	16	C2	2.500

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18265	17	18	A2	2.500
18266	17	18	C2	2.500
18267	17	18	A2	2.500
18268	17	18	C2	2.500
18241	11	12	A2	2.500
18242	11	12	A2	2.500
18243	11	12	C2	2.500
18244	11	12	A2	<u>2.500</u>
Total				<u>100.00</u>

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EXHIBIT ATTACHED