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0020132490

# EXHIBIT

ATTACHED TO

0020132490

DOCUMENT NUMBER

1-31-02

SEE PLAT BOOK

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Property of Cook County Clerk's Office

OP4 2210600

20-18-1

# EXHIBIT ATTACHED

## THIRD AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP AND EASEMENTS, RESTRICTIONS, AND COVENANTS FOR THE PRESERVE AT MARLEY CREEK CONDOMINIUMS

This Third Amendment (the "Amendment") is made and entered into as of this 20<sup>th</sup> day of September, 2001 by Distinctive Homes, Ltd., a corporation organized and existing under the laws of the state of Illinois ("Distinctive").

**WITNESSETH:**

WHEREAS, Distinctive is the sole beneficiary of that certain Trust Agreement dated the 29<sup>th</sup> day of September, 1999 and known as Trust Number 1-2777 which is the fee simple owner of record of certain real estate situated in the Village of Orland Park, County of Cook, State of Illinois, said real estate more accurately described in Exhibit A, attached hereto and made an integral part hereof (hereinafter the "Premises"); and

WHEREAS, Distinctive has previously subjected the Premises to the terms and conditions of that certain Declaration of Condominium Ownership and Easements, Restrictions and Covenants for the Preserve at Marley Creek Condominiums dated the 27<sup>th</sup> day of February, 2001 which was recorded by the Cook County Recorder of Deeds the 7<sup>th</sup> day of March, 2001 as Document number 0010173073 (hereinafter the "Declaration"); and

WHEREAS, Distinctive desires to amend the Declaration (i) to modify the legal description of the premises; and (ii) to subject additional parcels to the Declaration.

NOW THEREFORE, Distinctive declares as follows:

1. All references to the Declaration is hereby amended and modified as set forth on Exhibit 1 attached hereto and made an integral part hereof.
2. Except as specifically amended hereby, the Declaration remains unmodified, in full force and effect and is hereby ratified and confirmed. All references to the Declaration shall mean and refer to the Declaration as amended hereby.

F	A
R	A
T	A
T	A
	(M)

RECORDING FEE 55<sup>00</sup>  
 DATE 1/31/02 SHEETS 6  
 REC BY JM Spa

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IN WITNESS WHEREOF, Distinctive Homes, Ltd., has caused this Amendment to be executed as of the date set forth above.

20132490

DISTINCTIVE HOMES, LTD.  
an Illinois Corporation.

By:

  
Bryan Nooner - Chairman

This instrument was prepared by  
and mail to:

MCCARTHY LAW OFFICE  
136 E. Ninth Street  
Lockport, IL 60441

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## EXHIBIT A

### LEGAL DESCRIPTION OF ADDITIONAL PARCEL:

#### BUILDING EIGHT:

The Preserve at Marley Creek Condominium Building Eight, as delineated on the survey of the following described real estate:

LOT 257 IN THE PRESERVE AT MARLEY CREEK-PHASE 5, A PLANNED UNIT DEVELOPMENT RECORDED AS DOCUMENT NO. 99897433, BEING A RESUBDIVISION OF PART OF THE SOUTHWEST ¼ AND SOUTHEAST ¼ OF SECTION 31, TOWNSHIP 36 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

UNIT NUMBERS: 1A, 1B, 1C, 1D, 2A, 2B, 2C, 2D, 3A, 3B, 3C, 3D.

PIN: <sup>404-007</sup>  
27-31-~~400-005~~-0000

PROPERTY ADDRESS: 11535 SETTLERS POND WAY  
ORLAND PARK, IL 60467

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EXHIBIT E:

THE UNITS AND THEIR PERCENTAGE OWNERSHIP IN THE COMMON ELEMENTS

UNIT NUMBER	BUILDING 6 COMMON ELEMENTS
1A	2.777778
1B	2.777778
1C	2.777778
1D	2.777778
2A	2.777778
2B	2.777778
2C	2.777778
2D	2.777778
3A	2.777778
3B	2.777778
3C	2.777778
3D	2.777778

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UNIT NUMBER	BUILDING 7 COMMON ELEMENTS
1A	2.777778
1B	2.777778
1C	2.777778
1D	2.777778
2A	2.777778
2B	2.777778
2C	2.777778
2D	2.777778
3A	2.777778
3B	2.777778
3C	2.777778
3D	2.777778

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UNIT NUMBER	BUILDING 8 COMMON ELEMENTS
1A	2.777778
1B	2.777778
1C	2.777778
1D	2.777778
2A	2.777778
2B	2.777778
2C	2.777778
2D	2.777778
3A	2.777778
3B	2.777778
3C	2.777778
3D	2.777778

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EXHIBIT ATTACHED