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0021042139



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# EXHIBIT

ATTACHED TO

9/23/02

DOCUMENT NUMBER

SEE PLAT BOOK

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PREPARED BY  
HARTZ CONSTRUCTION CO., INC.  
8995 WEST 95TH STREET  
PALOS HILLS, IL 60465  
Original Document No. 0020787114

0021042139

1888/0154 50 001 Page 1 of 10  
2002-09-23 15:57:12  
Cook County Recorder 78.00

**FIRST AMENDMENT TO DECLARATION  
OF CONDOMINIUM OWNERSHIP AND OF  
EASEMENTS, RESTRICTIONS, AND  
COVENANTS FOR LAKE VIEW  
CONDOMINIUM**

489 685-02  
TICOR TITLE

THIS DECLARATION is made by US Bank, N.A.  
as successor to Firststar Bank, N.A., as  
Trustee under Trust No. 7164, dated  
October 7, 1998, hereinafter known as  
"Declarant" and Hartz Construction Co., Inc.,  
hereinafter known as "Developer"

WITNESSETH

WHEREAS, by the Declaration of Condominium Ownership recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 0020787114 on July 18, 2002. US Bank, N.A. as successor to Firststar Bank, N.A., as Trustee, under Trust Number 7164, dated October 7, 1998, and not individually, submitted certain real estate to the Condominium Property Act of the State of Illinois (the "Act"), said Condominium being known as Lake View Condominium; and

WHEREAS, under Paragraph 1 of Article XIX of the Declaration, the right is reserved by the Developer, Hartz Construction Co., Inc., to annex and add certain real property to the Parcel and Property described in the Declaration, and thereby add to the Condominium; and

WHEREAS, US Bank, N.A. as successor to Firststar Bank, N.A., as Trustee under Trust Agreement dated October 7, 1998, and known as Trust No. 7164, is the legal title holder of the property to be annexed and Hartz Construction Co., Inc. is the Developer and beneficial owner of said Trust and wishes to annex and add to said Parcel and Property, and thereby submit to the Act as a part of the Condominium the following real property (the "Additional Property"):

Lots 36, 50 & 51 in Millennium Lakes Resubdivision No. 3 a resubdivision of Lot 5 in Millennium Lakes Subdivision in the Northwest ¼ of Section 6, Township 35 North, Range 13 East of the Third Principal Meridian, North of the Indian Boundary Line, in Cook County, Illinois.

Part of PIN: 31-06-100-024

COMMON ADDRESSES: 6879, 6881, 6883, 6885 Geneva Drive  
18471, 18475, 18479 Bellagio Circle  
18497, 18499, 18503, 18507 Bellagio Circle

M

Which property is a portion of the Development Area described in said Declaration; and

WHEREAS, the Additional Property is now improved with three (3) buildings containing eleven (11) units as defined in the Declaration.

RECORDING FEE 78.00  
DATE: 9/23/02  
gm 10

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NOW THEREFORE, US Bank, as successor to Firstar Bank, N.A. as Trustee, under Trust Agreement dated October 7, 1998, and known as Trust No. 7164, and not individually, as the legal title holder of the Additional Property and Hartz Construction Co., Inc. as the beneficial owner of said Trust, and for the purpose above set forth, hereby declares that the Declaration be and hereby is amended as follows:

1. The Additional Property is hereby annexed to the parcel and Property as defined in Article I of 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 provisions of the Declaration.
2. The Plat attached to the Declaration as Exhibit "A" showing the boundaries of the Property and delineating and describing the Units contained therein, is hereby amended and supplemented by Exhibit "A" attached hereto showing the boundaries of the annexed Property and describing the additional units contained in said annexed Property.
3. Exhibit "B" attached to the Declaration setting forth the percentages of the undivided interest in the common elements corresponding to each Unit described in Exhibit "A" prior to this Amendment are hereby reduced to the respective percentage interest in the common elements as set forth in Exhibit "B" attached hereto. Exhibit "C" attached to the Declaration is amended by the substitution of Exhibit "C" attached hereto.
4. The additional common elements added to the Declaration by this Amendment, are hereby granted and 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.

THE REST OF THIS PAGE HAS INTENTIONALLY BEEN LEFT BLANK.

RETURN TO: *PDA/15*  
TICOR TITLE INSURANCE  
203 N. LaSALLE, STE. 1390  
CHICAGO, IL 60601  
RE: *489085 DC 16AYE*

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IN WITNESS WHEREOF, the Declarant has caused its corporate seal to be affixed hereunto and caused its name to be signed hereto by its duly authorized officers, this 18th day of Sept. , 2002

N.A.

See trustee exoneration on attached rider hereof

US BANK, as successor to Firststar Bank, N.A., as Trustee under Trust Agreement Number 7164, dated October 7, 1998

BY: *June M. Stout*  
Vice President and Trust Officer

ATTEST: *Angela McClain*  
Land Assistant Trust Officer

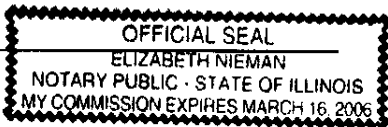
STATE OF ILLINOIS )  
                                  ) SS  
COUNTY OF COOK   )

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY THAT June M. Stout, who is Vice President and Trust Officer of US Bank, as successor to Firststar Bank, N.A., as Trustee under Trust Number 7164 dated October 7, 1998 and Angela McClain, who is Assistant Trust Officer, of the same corporation, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Vice President and Trust Officer, respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act, and as the free and voluntary act of said corporation, for the uses and purposes therein set forth, there acknowledge that he, as custodian of the Corporate Seal of said corporation, affixed the corporate seal to the foregoing instrument as his free and voluntary act and as the free and voluntary act of the Corporation, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 18th day of September, 2002.

*Elizabeth Nieman*  
NOTARY PUBLIC

My Commission Expires:



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RIDER ATTACHED TO LAKE VIEW CONDOMINIUM  
TRUST DATED OCTOBER 7, 1998 UNDER TRUST NO. 7164

0021042139

N.A.

Executed and delivered by US BANK, as successor to FIRSTAR BANK N.A., TRUSTEE, not in its individual capacity, but solely in the capacity herein described, for the purpose of binding the herein described property, and it is expressly understood and agreed by the parties hereto, anything herein to the contrary notwithstanding that each and all of the undertakings and agreements herein made, are made and intended not as personal undertakings and agreements of the Trustee, or for the purpose of binding the Trustee personally, but executed and delivered by the Trustee solely in the exercise of the powers conferred upon it as such Trustee, and no personal liability or personal responsibility is assumed by, or shall at any time be asserted or enforced against said trustee on account hereof or on account of any undertaking or agreement herein contained, either expressed or implied. All such personal liability, if any being hereby expressly waived and released by all other parties hereto, and those claiming by, through or under them.

N.A.

US Bank, as successor to Firstar Bank N.A.,  
not individually, but as Trustee under Trust Agreement  
Number 7164 dated October 7, 1998.

BY:



Vice President & Trust Officer

ATTEST:



Land

Assistant Trust Officer



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## CONSENT OF MORTGAGEE

US Bank as successor to Firststar Bank, N.A., the owner and holder of the mortgage, dated December 16, 1999 and recorded December 22, 1999, as Document No.09-188713 in the Office of the Recorder of Deeds of Cook County, Illinois, on the property, hereby consent to the execution and recording of the Declaration of Condominium Ownership and of Easements, Restrictions and Covenants for Millennium Condominium Association.

IN WITNESS WHEREOF, the said US Bank as successor to Firststar Bank, NA has caused the instrument to be signed by its duly authorized officers on its behalf; all done at Chicago, Illinois, on the 17<sup>th</sup> day of September, 2002.

By: Paul Costino  
US Bank

ATTEST:

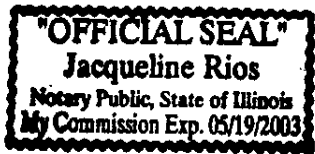
Jacqueline Rios

STATE OF ILLINOIS )  
                                  ) SS  
COUNTY OF COOK )

I, Jacqueline Rios, a Notary Public in and for the said County and State, DO HEREBY CERTIFY that Paul Costino, and \_\_\_\_\_, the Vice President and \_\_\_\_\_, respectively of, US Bank as successor to Firststar Bank N.A, personally known to me to be same persons whose names are subscribed to the foregoing instrument as such Vice President and \_\_\_\_\_, 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 corporation, or the uses and purposes therein set forth.

Given under my hand and notary seal the 17<sup>th</sup> day of September, 2002.

Jacqueline Rios  
NOTARY PUBLIC



My Commission Expires:  
5-19-2003

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SEARCHED  
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INDEXED  
FILED

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EXHIBIT "B"  
PERCENTAGE INTERESTS IN COMMON ELEMENTS  
LAKE VIEW CONDOMINIUM

0021042139

<u>UNITS</u>	<u>PERCENT INTEREST</u>
46-18469	3.3391%
46-18473	3.8610%
46-18477	3.3391%
46-18481	3.8610%
47-18505	3.8610%
47-18509	3.3391%
47-18513	3.3391%
47-18517	3.8610%
48-18502	3.8610%
48-18506	3.3391%
48-18510	3.3391%
49-18472	3.8610%
49-18476	3.3391%
49-18480	3.3391%
49-18484	3.8610%
36-6879	5.0708%
36-6881	5.2938%
36-6883	5.2938%
36-6885	5.2938%
50-18471	3.7074%
50-18475	3.3391%
50-18479	3.8610%
51-18497	3.3391%
51-18499	3.8610%
51-18503	3.3391%
51-18507	<u>3.8613%</u>
	100.0000%

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EXHIBIT "C"  
ADDITIONAL LAND

Lots 37 through 45 in Millennium Lakes Resubdivision No. 3 of Lot 5 in Millennium Lakes Subdivision in the Northwest 1/4 of Section 6, Township 35 North, Range 13 East of the Third Principal Meridian, North of the Indian Boundary Line, in Cook County, Illinois, as recorded per Document No. 0020022267 on January 7, 2002.

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