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PLAT

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9-26-02

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This instrument prepared by and mail to:
JOHN C. GRIFFIN
10001 S. Roberts Road
Palos Hills, Illinois 60465
(708) 598-6800

0021055444

1974/0181-55.001 Page 1 of 11
2002-09-26 11:41:13
Cook County Recorder 82.00

PLAT WITH THIS DOCUMENT

SECOND AMENDMENT

TO

DECLARATION OF PARTY WALL RIGHTS,
COVENANTS, CONDITIONS, EASEMENTS AND RESTRICTIONS FOR
CHESTNUT RIDGE OF TINLEY PARK TOWNHOME ASSOCIATION

THIS SECOND AMENDMENT TO DECLARATION OF PARTY WALL RIGHTS, COVENANTS, CONDITIONS, EASEMENTS AND RESTRICTIONS FOR CHESTNUT RIDGE OF TINLEY PARK TOWNHOME ASSOCIATION is made and entered into by Republic Bank of Chicago, a corporation of Illinois as Trustee Under Trust Agreement dated July 25, 2001, and known as Trust No. 1442 and not individually (The "Trustee") this 17th day of September, 2002.

WITNESSETH:

WHEREAS, by the Declaration of Party Wall Rights, Covenants, Conditions, Easements and Restrictions for CHESTNUT RIDGE OF TINLEY PARK TOWNHOME ASSOCIATION ("Declaration") recorded in the Office of the Recorder of Deeds of Cook County, Illinois, as Document No. 20483381, Republic Bank of Chicago, a corporation of Illinois, as Trustee under Trust Agreement dated July 25, 2001, as known as Trust No. 1442, and not individually, submitted certain real estate (the "Property") to the provisions of the Declaration of said townhome development being known as CHESTNUT RIDGE OF TINLEY PARK TOWNHOME ASSOCIATION (the "Townhomes"); and

WHEREAS, BY ARTICLE 2 of the Declaration the right is reserved in the Developer, CHESTNUT RIDGE DEVELOPMENT, LTD. to annex and add certain real property to the Property described in the Declaration and thereby add to the Townhomes; and

CT1 SA2285065 / all

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WHEREAS, there have been one previous amendment to the Declaration covering the following described real estate:

Original Declaration

LOTS 5, 12, 13, 15, 16 AND OUTLOT A IN CHESTNUT RIDGE SUBDIVISION, BEING A SUBDIVISION OF PART OF THE EAST HALF (1/2) OF THE SOUTHWEST QUARTER (1/4) OF SECTION 34, TOWNSHIP 36 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Property Address:

Lot 5: 18040, 18042, 18044 and 18046 Upland Drive, Tinley Park, Illinois
Lot 12: 18051, 18053 and 18055 Upland Drive, Tinley Park, Illinois
Lot 13: 18111, 18113 and 18115 Edgar Place, Tinley Park, Illinois
Lot 15: Clubhouse & Pool Common Area
Lot 16: Totlot & Wetland Common Area
Outlot A: Detention Common Area

Property Index Numbers:

27-34-301-005-0000, 27-34-301-007-0000, 27-34-301-019-0000
and 27-34-301-020-0000 PIQOP

First Amendment

LOT 4 IN CHESTNUT RIDGE SUBDIVISION, BEING A SUBDIVISION OF PART OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 36 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PROPERTY ADDRESSES: 9320, 9322 and 9324 Chestnut Trail

PINs: 27-34-301-005-0000, 27-34-301-007-0000, 27-34-301-019-0000, 27-34-301-020-0000 AFFECTS P.I.Q. & OTHER PROPERTY

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WHEREAS, Republic Bank of Chicago, a corporation of Illinois, as Trustee under Trust Agreement dated July 25, 2001, and known as Trust No. 1442, is the legal title holder of the Property to be annexed and Chestnut Ridge Development, Ltd., is the Developer and wishes to so annex and add to said Property and thereby submit to the Declaration as a part of the Townhomes the following real property (the "Additional Property"):

LOTS 9, 10 AND 11 IN CHESTNUT RIDGE SUBDIVISION, BEING A SUBDIVISION OF PART OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 34, TOWNSHIP 36 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PROPERTY ADDRESSES: 9302 & 9304 Raven Place and 18039, 18041, 18043, 18047 & 18049 Upland Drive, Tinley Park, Illinois

PINs: 27-34-301-005-0000, 27-34-301-007-0000, 27-34-301-019-0000, 27-34-301-020-0000 AFFECTS P.I.Q. & OTHER PROPERTY

which property is described in Exhibit "B" to the said Declaration as Additional Property; and

WHEREAS, the Additional Property is now improved with three (3) buildings, containing seven (7) units making a total of seven (7) additional units, as defined in the Declaration.

NOW, THEREFORE, Republic Bank of Chicago, a corporation of Illinois, as Trustee under Trust Agreement dated July 25, 2001, and known as Trust No. 1442, and not individually, as the legal title holder of the Additional Property and Chestnut Ridge Development, Ltd., 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 the Declaration and Declarant hereby declares that the additional property shall be held, sold and conveyed subject to the party wall rights, covenants, conditions, easements and restrictions contained in the Declaration all of which shall run with the land and be binding on all parties having or acquiring any right, title or interest therein or any part thereof, and shall inure to the benefit of each Owner thereof.

2. The Plat attached to the Declaration showing the boundaries of the Property and delineating and describing the Units contained therein, is hereby amended and supplemented by the addition of one (1) page attached hereto showing the boundaries of the annexed Property and describing the additional Units contained in said annexed Property.

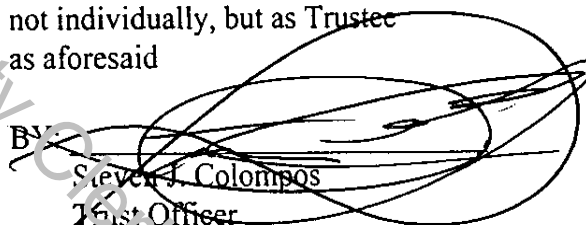
3. Except as expressly set forth herein, the Declaration shall remain in full force and effect in accordance with its terms.

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Trustee Exculpation. It is expressly understood and agreed, anything herein to the contrary notwithstanding, that each and all of the representations, covenants, undertakings and agreements of said Declarant are nevertheless, each and every one of them, made and intended not as personal representations, covenants, undertakings and agreements by the Declarant personally, but are made and intended for the purpose of binding only that portion of the trust property specifically described herein, and this instrument is executed and delivered by said Declarant not in its own right, but solely in the exercise of the powers conferred upon it as Trustee, as aforesaid, and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against REPUBLIC BANK OF CHICAGO or any of the beneficiaries under the Trust Agreement, on account of this instrument or on account of any representation, covenant, undertaking or agreement of said Declarant in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released. It is understood and agreed by the parties hereto, anything to the contrary notwithstanding, that the Declarant will act only on the direction of the beneficiaries.

Signed as of the day and year first above written.

REPUBLIC BANK OF CHICAGO,
not individually, but as Trustee
as aforesaid

BY: 
Steven J. Colompos
Trust Officer

ATTEST:


Carol A. Sylvester
Trust Administrator

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CHESTNUT RIDGE DEVELOPMENT, LTD.

BY: William Metz
William Metz, President

ATTEST:

John F. Kretchmar
John F. Kretchmar, Secretary

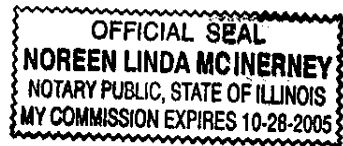
STATE OF ILLINOIS)
) SS.
COUNTY OF COCK)

I, Noreen Linda McInerney, a Notary Public in and for the County and State aforesaid, Do Hereby Certify that William Metz and John F. Kretchmar, personally known to me to be the President and Secretary of the of said corporation, and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledge that he signed, sealed and delivered said instrument and caused the corporate seal of said corporation to be affixed thereto, pursuant to authority given by the Board of Directors of said corporation, as their free and voluntary act, and as the free and voluntary act of said corporation, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 19th day of September, 2002.

Noreen Linda McInerney
NOTARY PUBLIC

My Commission Expires:
10-28-2005



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CONSENT OF MORTGAGEE

REPUBLIC BANK OF CHICAGO, holder of mortgages on the property dated August 15, 2001, recorded August 22, 2001 as Document Numbers 0010-773449, 0010-773451 and 0010-773452 hereby consents to the execution and recording of the within Townhomes Declaration and agrees that said mortgages are subject to the provisions of said Declaration.

IN WITNESS WHEREOF, the said Republic Bank of Chicago has caused this instrument to be signed by its duly authorized officers on its behalf, all done at Darien, Illinois on the 5TH day of JUNE, 2002.

BY: Spero A. Cantos, SVP
Spero A. Cantos
Senior Vice President

ATTEST:

Carol A. Sylvester

Carol A. Sylvester
Loan Administration Officer

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STATE OF ILLINOIS)

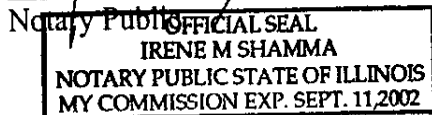
) ss.

COUNTY OF COOK)

I, the undersigned, a Notary Public in and for the County and State aforesaid Do Hereby Certify that Spero A. Cantos, Sr. Vice President AND Carol A. Sylvester, Loan Administration Officer, respectively of REPUBLIC BANK OF CHICAGO, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Sr. Vice President and Loan Administration Officer, 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, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 5th day of June, 2002.

Irene M. Shamma



My Commission Expires:

Sept. 11, 2002

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