



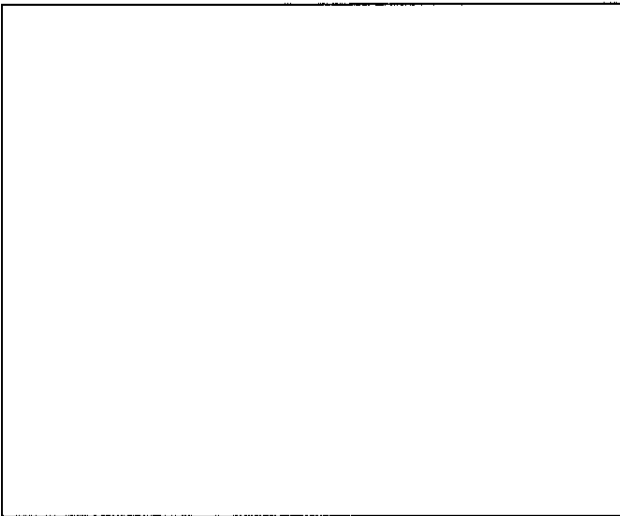
Eugene "Gene" Moore Fee: \$98.00
Cook County Recorder of Deeds
Date: 08/22/2003 12:48 PM Pg: 1 of 15

C.T.I./CY

81-72-042

1all

**FIFTH AMENDMENT
TO DECLARATION
OF CONDOMINIUM OWNERSHIP
FOR GALLAGHER & HENRY'S
CONDOMINIUMS AT LONG RUN
CREEK OF ORLAND PARK**



**AFTER RECORDING RETURN TO:
Gallagher and Henry, 6280 W. Joliet Road,
Countryside, IL 60525**

THIS FIFTH AMENDMENT TO THE DECLARATION OF LONG RUN CREEK CONDOMINIUMS is made and entered into by STANDARD BANK AND TRUST COMPANY, as Trustee, under Trust Agreement No. 9382, dated December 14, 1984, for convenience hereinafter referred to as the "Owner" or "Declarant").

RECITALS:

WHEREAS, on June 6, 2001, the Declarant recorded in the Office of the Recorder of Deeds of Cook County, Illinois, as Document no. 0010485265, as the Declaration of Condominium. The Declaration provides for amendments to add additional units. The Declarant pursuant to its stated power to amend, hereby makes this Fifth Amendment to the Declaration adding the parcel pursuant to the attached surveys of Rogina & Associates, LTD, dated 12 -19 -02, (SEE EXHIBIT "A") to the following previously amended and described parcels:

Lots 1, 2, 3, and 4 in Gallagher & Henry's Condominiums at Long Run Creek of Orland Park Unit 1, being a Subdivision of part of the Southwest Quarter of Section 6, Township 36, North, Range 12 East of the Third Principal Meridian, according to the Plat thereof recorded as Document 00798355, in Cook County, Illinois, and, Lot 5, in Gallagher & Henry's Condominiums at Long Run Creek of Orland Park Unit 2, being a Subdivision of part of the Southwest Quarter of Section 6, Township 36, North, Range 12 East of the Third Principal Meridian, according to the Plat thereof recorded as Document 0010856045, in Cook County, Illinois.

and

Lots 5 in Gallagher & Henry's Condominiums at Long Run Creek Unit 2, being a Subdivision of part of the Southwest Quarter of Section 6, Township 36, North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded as Document 0010856045, in Cook County, Illinois.

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Permanent Index Numbers: See Attached Exhibit "C"

WHEREAS, the Owners and the Declarant by Article XVI, 6, of the Declaration, reserved the right and power to annex, add, submit and subject to the provisions of the Act and of the Declaration any part or all of the Additional Parcel (the "Additional Parcels). Declarant hereby exercises the rights, and powers to annex, add, submit and subject the real estate to the described Condominium Declaration.

NOW, THEREFORE, as the record owner of the real estate hereinafter described, pursuant to the power reserved in the Declaration to the Declarant and for the purpose above set forth, Declarant hereby amends the Declaration as follows:

1. Terms. If not otherwise defined herein, the terms used herein shall have the meanings set forth in the Declaration.

2. FIFTH AMENDMENT- ADDED PROPERTY. The following described real estate is hereby annexed and added to the Parcel and Property, and is hereby submitted and subjected to the provisions of the Act and of the Declaration as Added Property, legal to-wit:

Lots 8 in Gallagher & Henry's Condominiums at Long Run Creek Unit 2, being a Subdivision of part of the Southwest Quarter of Section 6, Township 36, North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded September 14, 2001, as Document 0010856045, in Cook County, Illinois.

The add on parcels are commonly described as 16 condominium units, limited common elements, unit storage areas, and garages as set forth and described at the property commonly described as:

11911 Windermere Court, Units 11911-101,11911-102,11911-103, 11911-104, 11911-201, 11911-202, 11911-203, 11911-204, 11911-301, 11911-302, 11911-303, 11911-304, 11911-401, 11911-402, 11911-403, 11911-404, Orland Park, Illinois.

3. Amendment of Schedule Exhibit B. Schedule B of the Declaration, is hereby amended setting forth the percentage interests in the common elements for 120 units in the condominium, subject to subsequent amendment shifting and reallocating the percentages.

4. Consent. All Owners, by the Declarant, their attorney-in-fact, hereby consent to this Amendment to the Declaration.

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5. Covenants to Run with Land. The covenants, conditions, restrictions and easements contained in the Declaration, as amended by this instrument, shall run with and bind the Property including the divided units.

6. Ratification of Declaration as Amended. In all other respects the Declaration, as heretofore and hereby amended, is ratified and confirmed and shall continue in full force and effect.

EXONERATION OF TRUSTEE

This Instrument is executed by the TRUSTEE aforesaid, and not personally, in the exercise of the power and authority conferred upon and vested in it as such Trustee. It is expressly understood and agreed by every person, firm or corporation hereafter claiming any interest under this Instrument on that the Trustee as aforesaid, and not personally has joined in the execution of this Instrument for the sole purpose of subjecting the title holding interest and the trust estate under the said Trust Number to the terms of this Instrument; that any and all obligations, duties, covenants and agreements of every nature herein set forth to be kept or performed and discharged by the beneficiaries under said Trust, or their successors, and not by the TRUSTEE either personally, or as such Trustee, to sequester trust assets, rentals, avails or proceeds of any kind or otherwise to see to the fulfillment or discharge of any obligations, express or implied, arising under the terms of this agreement, except where said Trustee is acting pursuant to direction as provided by the terms of said Trust Number after the Trustee has been supplied with funds required for the purpose. In the event of conflict between the terms of this paragraph and of the remainder of the Instrument of any question of apparent liability or obligation resting upon said Trustee, the exculpatory provisions hereof shall be controlling.

PREPARED
BY: THOMAS F. COURTNEY & ASSOCIATES
ATTORNEYS AT LAW
7000 W. 127TH STREET
PALOS HEIGHTS, ILL. 60463
(708)448-4400

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IN WITNESS WHEREOF, STANDARD BANK & TRUST COMPANY, as Trustee under a Trust Agreement Dated December 14, 1984, and known as Trust Number 9382 aforesaid and not individually, has caused its name to be signed and to these presents by its President and attested by its Trust Officer.

DATED: August 19, 2003.

BY: *Patricia Ralphson*

TITLE Patricia Ralphson, T.O.

ATTEST: *Donna Diviero*

TITLE Donna Diviero, A.T.O.

This instrument is signed, sealed and delivered by STANDARD BANK AND TRUST COMPANY, solely in its capacity as Trustee as aforesaid. Any and all duties, obligations and liabilities of the Trustee hereunder are to be performed by said STANDARD BANK AND TRUST COMPANY only as such Trustee. Any claims, demands and liabilities which may at any time be asserted against the Trustee hereunder shall be paid, collected or satisfied against only the property or assets in the possession of said STANDARD BANK AND TRUST COMPANY as Trustee as aforesaid, and the said STANDARD BANK AND TRUST COMPANY does not undertake, nor shall it have any personal or individual liability or obligation of any nature whatsoever by virtue of the execution and delivery hereof, nor shall STANDARD BANK AND TRUST COMPANY, either individually or as Trustee, be under any duty or obligation to request the rents, issues and profits arising from the property described in any other property which it may hold under the terms and conditions of said Trust Agreement.

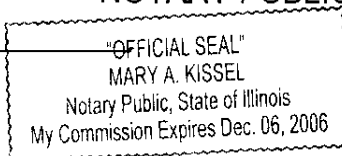
STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, THE UNDERSIGNED a Notary Public in and for said County in the State aforesaid, do hereby certify that Patricia Ralphson, T.O. President and Donna Diviero, A.T.O. Trust Officer of said Bank personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such DULY AUTHORIZED OFFICERS 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 of said Bank for the uses and purposes therein set forth; and UNDERSIGNED OFFICER did also then and there acknowledge that as custodian of the Corporate Seal of said Bank, did affix the said Corporate Seal of STANDARD BANK AND TRUST COMPANY, as Trustee, under Trust Agreement No. 9382, dated December 14, 1984, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 19th day of August, 2003

Mary A. Kissel
NOTARY PUBLIC

MY COMMISSION EXPIRES: _____



PREPARED
BY: THOMAS F. COURTNEY & ASSOCIATES
ATTORNEYS AT LAW
7000 W. 127TH STREET
PALOS HEIGHTS, ILL. 60463
(708)448-4400

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STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

CERTIFICATE OF DEVELOPER

JOHN GALLAGHER, being first duly sworn on oath, deposes and states as follows:

That no Notice of Intent as required by Section 30 of the Illinois Condominium Property Act was given, as there were no tenants of the Parcel. The property is improved with an unoccupied newly constructed building.

IN WITNESS WHEREOF, the undersigned executed this Certificate on the 19th day of August, 2003.



JOHN GALLAGHER

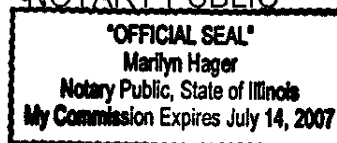
STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

THE UNDERSIGNED, a Notary Public in and for the County and State aforesaid, does hereby certify that JOHN GALLAGHER, PRESIDENT OF ORCHARD HILL BUILDING COMPANY is personally known to me to be the same person whose name is subscribed to the foregoing Certificate, appeared before me this day in person and acknowledged that he signed, sealed, and delivered the said Certificate as his free and voluntary act, for the uses and purposes therein set forth.

GIVEN UNDER my hand and notarial seal this 19th day of August 2003.



NOTARY PUBLIC



PREPARED
BY: THOMAS F. COURTNEY & ASSOCIATES
ATTORNEYS AT LAW
7000 W. 127TH STREET
PALOS HEIGHTS, ILL. 60463
(708)448-4400

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SURVEY
11911 WINDEMERE COURT - LOT 8
GALLAGHER & HENRY'S CONDOMINIUMS AT
LONG RUN CREEK OF ORLAND PARK UNIT 2

Property of Cook County Clerk's Office

EXHIBIT A

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Fifth Amendment
EXHIBIT B AMENDED PERCENTAGE INTERESTS
 120Units

Address	Unit No.	Percentage Interest
Windemere Ct		
11840	101	0.00820739
11840	102	0.00831003
11840	103	0.00831003
11840	104	0.00804316
11840	201	0.00824845
11840	202	0.00835109
11840	203	0.00835109
11840	204	0.00812527
11840	301	0.0082895
11840	302	0.00839215
11840	303	0.00839215
11840	304	0.00816633
11850	101	0.00820739
11850	102	0.00831003
11850	103	0.00831003
11850	104	0.00804316
11850	201	0.00824845
11850	202	0.00835109
11850	203	0.00835109
11850	204	0.00812527
11850	301	0.0082895
11850	302	0.00839215
11850	303	0.00839215
11850	304	0.00816633
11850	401	0.0089259
11850	402	0.00902854
11850	403	0.00902854
11850	404	0.00880272
11851	101	0.00820739
11851	102	0.00831003
11851	103	0.00831003
11851	104	0.00804316
11851	201	0.00824845
11851	202	0.00835109
11851	203	0.00835109
11851	204	0.00812527
11851	301	0.0082895
11851	302	0.00839215
11851	303	0.00839215
11851	304	0.00816633
11851	401	0.0089259
11851	402	0.00902854
11851	403	0.00902854
11851	404	0.00880272

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11860	101	0.00820739
11860	102	0.00831003
11860	103	0.00831003
11860	104	0.00804316
11860	201	0.00824845
11860	202	0.00835109
11860	203	0.00835109
11860	204	0.00812527
11860	301	0.0082895
11860	302	0.00839215
11860	303	0.00839215
11860	304	0.00816633
11860	401	0.0089259
11860	402	0.00902854
11860	403	0.00902854
11860	404	0.00880272
11901	101	0.00820739
11901	102	0.00831003
11901	103	0.00831003
11901	104	0.00804316
11901	201	0.00824845
11901	202	0.00835109
11901	203	0.00835109
11901	204	0.00812527
11901	301	0.0082895
11901	302	0.00839215
11901	303	0.00839215
11901	304	0.00816633
11901	401	0.0089259
11901	402	0.00902854
11901	403	0.00902854
11901	404	0.00880272
11910	101	0.00820739
11910	102	0.00831003
11910	103	0.00831003
11910	104	0.00804316
11910	201	0.00824845
11910	202	0.00835109
11910	203	0.00835109
11910	204	0.00812527
11910	301	0.0082895
11910	302	0.00839215
11910	303	0.00839215
11910	304	0.00816633
11910	401	0.0089259
11910	402	0.00902854
11910	403	0.00902854
11910	404	0.00880272

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11911	101	0.00820738952
11911	102	0.00831003322
11911	103	0.00831003322
11911	104	0.00804316
11911	201	0.00824845
11911	202	0.00835109
11911	203	0.00835109
11911	204	0.00812527
11911	301	0.0082895
11911	302	0.00839215
11911	303	0.00839215
11911	304	0.00816633
11911	401	0.0089259
11911	402	0.00902854
11911	403	0.00902854
11911	404	0.00880272
11921	102	0.00831003
11921	103	0.00831003
11921	104	0.00804316
11921	201	0.00824845
11921	202	0.00835109
11921	203	0.00835109
11921	204	0.00812527
11921	301	0.0082895
11921	302	0.00839215
11921	303	0.00839215
11921	304	0.00816633
Percent total		100

Property of Cass County Clerk's Office

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PROPERTY INDEX NUMBERS

GALLAGHER & HENRY'S CONDOMINIUMS AT LONG RUN CREEK

<i>Lot No</i>	<i>Address</i>	<i>PIN</i>
Lot 1	11851 Windemere Court	See attached
Lot 2	11840 Windemere Court	See attached
Lot 3	11850 Windemere Court	See attached
Lot 4	11860 Windemere Court	See attached
Lot 5	11901 Windemere Court	27-06-311-010
Lot 6	11910 Windemere Court	27-06-311-011
Lot 7	11921 Windemere Court	27-06-311-012
Lot 8	11911 Windemere Court	27-06-311-013

Property of Cook County Clerk's Office

EXHIBIT C

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CONDOMINIUM 27-06-311-009
 GALLAGHER + HENRY'S CONDOMINIUMS AT
 LONG RUN CREEK OF ORLAND PARK

Rec. June 6, 2001

Doc. 0010485265

Oct. 3, 2001

0010922915

Dec. 13, 2001

0011180870

UNIT	UNIT	UNIT
11840-101 = 1001	11850-301 = 1021	11851-401 = 1041
11840-102 = 1002	11850-302 = 1022	11851-402 = 1042
11840-103 = 1003	11850-303 = 1023	11851-403 = 1043
11840-104 = 1004	11850-304 = 1024	11851-404 = 1044
11840-201 = 1005	11850-401 = 1025	11860-101 = 1045
11840-202 = 1006	11850-402 = 1026	11860-102 = 1046
11840-203 = 1007	11850-403 = 1027	11860-103 = 1047
11840-204 = 1008	11850-404 = 1028	11860-104 = 1048
11840-301 = 1009	11851-101 = 1029	11860-201 = 1049
11840-302 = 1010	11851-102 = 1030	11860-202 = 1050
11840-303 = 1011	11851-103 = 1031	11860-203 = 1051
11840-304 = 1012	11851-104 = 1032	11860-204 = 1052
11850-101 = 1013	11851-201 = 1033	11860-301 = 1053
11850-102 = 1014	11851-202 = 1034	11860-302 = 1054
11850-103 = 1015	11851-203 = 1035	11860-303 = 1055
11850-104 = 1016	11851-204 = 1036	11860-304 = 1056
11850-201 = 1017	11851-301 = 1037	11860-401 = 1057
11850-202 = 1018	11851-302 = 1038	11860-402 = 1058
11850-203 = 1019	11851-303 = 1039	11860-403 = 1059
11850-204 = 1020	11851-304 = 1040	11860-404 = 1060

Exhibit C

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EXHIBIT

ATTACHED TO

DOCUMENT

SEE PLAT INDEX

Property of Cook County Clerk's Office

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