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**THIRD AMENDMENT TO
DECLARATION OF COVENANTS,
CONDITIONS, RESTRICTIONS AND
EASEMENTS FOR BROOKWOOD
COURTE TOWNHOMES**



Doc#: 0613218038 Fee: \$42.50
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 05/12/2006 01:00 PM Pg: 1 of 10

**THIS THIRD AMENDMENT TO
DECLARATION** is made and entered into
this 1st day of May, 2006 by
**BROOKWOOD COURTE
HOMEOWNERS ASSOCIATION**, an
Illinois not-for profit corporation (hereafter
and in the Declaration referred to as the
"Owners").

WITNESSETH:

WHEREAS, by a Declaration of Covenants, Conditions, Restrictions and Easements (the "Declaration"), recorded on April 22, 1998 in the office of the Recorder of Deeds of Cook County, Illinois as Document No. 98323186, the Declarant subjected the real estate legally described on Exhibit "A" attached hereto and made a part hereof, as Common Area, to be owned and maintained by the Association for the common use and enjoyment of the owners; and

WHEREAS, by a Special Amendment to Declaration of Covenants, Conditions, Restrictions and Easements for Brookwood Courte Townhomes ("Special Amendment") dated June 15, 2001 and recorded on July 13, 2001 in the office of the Recorder of Deeds of Cook County, Illinois as Document No. 0010621177, LaSalle National Bank, successor to American National Bank and Trust Company of Chicago, as Trustee under trust agreement dated #118651-02 dated 8/12/94 (therein the "Declarant"), modified the legal description of the common area, pursuant to the authority granted under Paragraph 9.7 of the Declaration; and

WHEREAS, by a Second Special Amendment to Declaration of Covenants, Conditions, Restrictions and Easements for Brookwood Courte Townhomes ("Second Special Amendment") dated October 1, 2003 and recorded on October 8, 2003 in the office of the Recorder of Deeds of Cook County, Illinois as Document No. 0328134126, Brookwood Courte Homeowners Association, an Illinois Not-For-Profit Corporation (therein the "Declarant"), amended the Declaration to release a certain portion of the Common Area from the provisions of the Declaration, as provided therein, pursuant to the authority granted under Paragraph 9.6 of the Declaration; and;

WHEREAS, the Owners have unanimously voted to amend the provisions of Paragraph 9.9 of the Declaration, pursuant to the authority granted under Paragraph 9.6 of the Declaration, to prohibit leasing of any Dwelling, except and only under the circumstances identified in amended Paragraph 9.9 below.

NOW, THEREFORE, the Owners hereby amend the Declaration as follows:

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1. The recitals to this Third Amendment are hereby incorporated herein by reference.
2. Paragraph 9.9 of the Declaration is hereby deleted in its entirety and the following Paragraph 9.9 is inserted in its place and stead:

“9.9 Each Owner shall have the right to sell his Dwelling without the prior consent of the Association or any other Owner. However, except for the Special Circumstances described below, the leasing of any Dwelling is strictly prohibited. Notwithstanding the foregoing, an Owner may be granted permission to lease his Dwelling solely to immediate family members for a period not to exceed two (2) years, only under the Special Circumstances described below and only following the affirmative vote of a majority of the Owners cast at a special meeting called to review a Special Circumstances request. The term “Special Circumstances” shall be defined as one of the following:

- (a) Temporary out-of-town job assignment for a maximum of two (2) years;
- (b) Undue hardship caused by illness or other similar difficulties; or
- (c) Death of an Owner.

An Owner shall petition the Board for approval of a Special Circumstances request (the “Petition”). The Petition shall state the grounds upon which such Owner believes that Special Circumstances exist. The Board shall call a special meeting of Owners within thirty (30) days following receipt of the Petition. The vote of a majority of Owners shall be conclusive and binding upon the petitioning Owner and the petitioning Owner shall not be permitted to cast a vote on the issue. Any lease entered into in violation of this Paragraph shall be null and void and the Association shall have the right to pursue an action at law or in equity in order to enforce its rights hereunder, including, without limitation, an action to cause any tenant to vacate the Dwelling. The cost of any such action, including reasonable attorneys fees and costs, shall be such Owner’s personal obligation and shall become a continuing lien or charge against the Lot of any such Owner and which may be foreclosed in an action brought in the name of the Board as in the case of foreclosure of mortgage liens against real estate. In the event that Special Circumstances are found to exist and a lease is authorized by the Owners as described above, the lease shall provide that the tenant shall abide by all rules and regulations of the Association as well as all duties and responsibilities of the Owner under this Declaration. A copy of the lease shall be delivered to the Board in advance of commencement of the lease term. Notwithstanding the foregoing, the petitioning Owner shall remain fully responsible for the performance of all obligations hereunder as well as all rules and regulations.”

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

THIS THIRD AMENDMENT TO DECLARATION is executed by and on behalf of the Brookwood Courte Homeowners Association.

Brookwood Courte Homeowners Association, an
Illinois not-for-profit corporation

By: _____

Richard L. Gayle, President

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CONSENT OF OWNERS

The undersigned, being all of the Owners of the Units, hereby consent to the execution and recording of the foregoing Third Amendment to Declaration of Covenants, Conditions, Restrictions and Easements for Brookwood Courte Townhomes.

Owner (Unit 1, 1747 Dewes - 04-35-307-047-0000)

Suzaldine N. Gayle, Trustee

Owner (Unit 2, 1745 Dewes - 04-35-307-048-0000)

Mary-Jean A. Carlson

Owner (Unit 3, 1743 Dewes - 04-35-307-049-0000)

Michael J. [Signature]
[Signature]

Owner (Unit 4, 1741 Dewes - 04-35-307-050-0000)

[Signature]
[Signature]

Owner (Unit 5, 1739 Dewes - 04-35-307-051-0000)

Ronald A. Debra
Kristine E. Debra

Owner (Unit 6, 1737 Dewes - 04-35-307-052-0000)

[Signature]
Elizabeth G. Simpp

Owner (Unit 7, 1735 Dewes - 04-35-307-053-0000)

[Signature]
Maureen C. Cogan

Owner (Unit 8, 1733 Dewes - 04-35-307-054-0000)

[Signature]
Deanne Robinson

Owner (Unit 9, 1731 Dewes - 04-35-307-055-0000)

Kita Nandas Kay

Owner (Unit 10, 1729 Dewes - 04-35-307-056-0000)

Janna Bionis
Lane E. Gianni

Owner (common area - 04-35-307-061-0000)

Brookwood Courte Homeowners Association, an Illinois not-for-profit corporation

By: [Signature]
Richard L. Gayle, President

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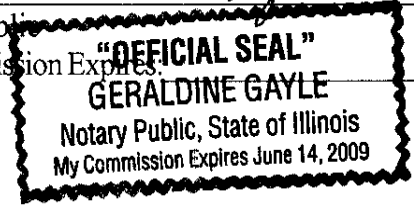
STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, a Notary Public, in and for the County and State aforesaid, **DO HEREBY CERTIFY** that Richard L. Gayle, personally known to me to be the President of Brookwood Courte Homeowners Association, 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 acknowledged that as such President, he signed and delivered the 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 and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and official seal, this 12th day of May, 2006.

Geraldine Gayle

Notary Public



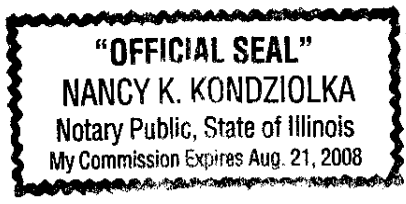
STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, a Notary Public, in and for the County and State aforesaid, **DO HEREBY CERTIFY** that Geraldine N. Gayle, Trustee, Mary-Jean A. Carlson, Michael J. Faems, and Nancy E. Faems, Joseph Linwick and Marla Linwick, Ronald A. Derbes and Christine E. Derbes, Richard H. Fimoff and Elizabeth A. Fimoff, Kevin J. Cogan and Maureen C. Cogan, Ronald Robinson and Dianne Robinson, Rita Goundas Kay, and James Gianos and Lois E. Gianos, and Richard L. Gayle, President of Brookwood Courte Homeowners Association, all personally known to me and by me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that, in their capacity as Owners and as President of the Association, they signed and delivered the said instrument as their free and voluntary act and deed, for the uses and purposes therein set forth.

Given under my hand and official seal, this 12th day of May, 2006.

Nancy K. Kondziolka

Notary Public



My Commission Expires: _____

- Permanent Index Numbers:
- 04-35-307-047-0000
 - 04-35-307-048-0000
 - 04-35-307-049-0000
 - 04-35-307-050-0000
 - 04-35-307-051-0000
 - 04-35-307-052-0000
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 - 04-35-307-054-0000
 - 04-35-307-055-0000
 - 04-35-307-056-0000
 - 04-35-307-061-0000

This document was Prepared by and after recording Return to:

Richard L. Gayle, Esq.
Robbins, Salomon & Patt, Ltd.
25 East Washington Street, Suite 1000
Chicago, Illinois 60602

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EXHIBIT "A"

Legal Description

UNIT 1: THAT PART OF LOTS 29 THROUGH 31 AND THE WEST 10.00 FEET OF LOT 32 IN BLOCK 2 OF DEWES' ADDITION TO OAKGLEN (EXCEPT THE 4.5 ACRES IN THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF SECTION 35, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN) BEING A SUBDIVISION OF THAT PART OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 AND THE SOUTHEAST 1/4 OF SAID SECTION 35 LYING BETWEEN THE CHICAGO, MILWAUKEE AND ST PAUL RAILROAD AND PUBLIC HIGHWAY RUNNING FROM OAK GLEN TO NILES KNOWN AS THE WAUKEGAN ROAD, IN COOK COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 29, THENCE SOUTH 89 DEGREES 38 MINUTES 04 SECONDS EAST ALONG THE NORTH LINE THEREOF A DISTANCE OF 27.03 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 125.58 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 20.68 FEET FOR THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 20.36 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 0.34 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 23.98 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 51.96 FEET TO THE SOUTH LINE OF LOTS 29 THROUGH 31 AFORESAID; THENCE NORTH 89 DEGREES 38 MINUTES 04 SECONDS WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 44.34 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 51.42 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

UNIT 2: THAT PART OF LOTS 29 THROUGH 31 AND THE WEST 10.00 FEET OF LOT 32 IN BLOCK 2 OF DEWES' ADDITION TO OAKGLEN (EXCEPT THE 4.5 ACRES IN THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF SECTION 35, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN) BEING A SUBDIVISION OF THAT PART OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 AND THE SOUTHEAST 1/4 OF SAID SECTION 35 LYING BETWEEN THE CHICAGO, MILWAUKEE AND ST PAUL RAILROAD AND PUBLIC HIGHWAY RUNNING FROM OAK GLEN TO NILES KNOWN AS THE WAUKEGAN ROAD, IN COOK COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 29, THENCE SOUTH 89 DEGREES 38 MINUTES 04 SECONDS EAST ALONG THE NORTH LINE THEREOF A DISTANCE OF 27.03 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 102.90 FEET FOR THE POINT OF BEGINNING; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 40.06 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 56 SECONDS WEST, A DISTANCE OF 8.07 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 0.98 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 56 SECONDS WEST, A DISTANCE OF 14.42 FEET; THENCE NORTH 89 DEGREES 38 MINUTES 05 SECONDS WEST, A DISTANCE OF 41.04 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 22.68 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

UNIT 3: THAT PART OF LOTS 29 THROUGH 31 AND THE WEST 10.00 FEET OF LOT 32 IN BLOCK 2 OF DEWES' ADDITION TO OAKGLEN (EXCEPT THE 4.5 ACRES IN THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF SECTION 35, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN) BEING A SUBDIVISION OF THAT PART OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 AND THE SOUTHEAST 1/4 OF SAID SECTION 35 LYING BETWEEN THE CHICAGO, MILWAUKEE AND ST PAUL RAILROAD AND PUBLIC HIGHWAY RUNNING FROM OAK GLEN TO NILES KNOWN AS THE WAUKEGAN ROAD, IN COOK COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

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COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 29, THENCE SOUTH 89 DEGREES 38 MINUTES 04 SECONDS EAST ALONG THE NORTH LINE THEREOF A DISTANCE OF 27.03 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 79.64 FEET FOR THE POINT OF BEGINNING; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 40.06 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 1.40 FEET; THENCE SOUTH 44 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 3.99 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 6.75 FEET; THENCE SOUTH 45 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 3.99 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 9.47 FEET, THENCE NORTH 89 DEGREES 38 MINUTES 05 SECONDS WEST, A DISTANCE OF 40.06 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 23.26 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

UNIT 4: THAT PART OF LOTS 29 THROUGH 31 AND THE WEST 10.00 FEET OF LOT 32 IN BLOCK 2 OF DEWES' ADDITION TO OAKGLEN (EXCEPT THE 4.5 ACRES IN THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF SECTION 35, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN) BEING A SUBDIVISION OF THAT PART OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 AND THE SOUTHEAST 1/4 OF SAID SECTION 35 LYING BETWEEN THE CHICAGO, MILWAUKEE AND ST PAUL RAILROAD AND PUBLIC HIGHWAY RUNNING FROM OAK GLEN TO NILES KNOWN AS THE WAUKEGAN ROAD, IN COOK COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 29, THENCE SOUTH 89 DEGREES 38 MINUTES 04 SECONDS EAST ALONG THE NORTH LINE THEREOF A DISTANCE OF 27.03 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 56.38 FEET FOR THE POINT OF BEGINNING; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 40.06 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 8.91 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 1.00 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 14.35 FEET; THENCE NORTH 89 DEGREES 38 MINUTES 05 SECONDS WEST, A DISTANCE OF 41.06 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 23.26 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

UNIT 5: THAT PART OF LOTS 29 THROUGH 31 AND THE WEST 10.00 FEET OF LOT 32 IN BLOCK 2 OF DEWES' ADDITION TO OAKGLEN (EXCEPT THE 4.5 ACRES IN THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF SECTION 35, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN) BEING A SUBDIVISION OF THAT PART OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 AND THE SOUTHEAST 1/4 OF SAID SECTION 35 LYING BETWEEN THE CHICAGO, MILWAUKEE AND ST PAUL RAILROAD AND PUBLIC HIGHWAY RUNNING FROM OAK GLEN TO NILES KNOWN AS THE WAUKEGAN ROAD, IN COOK COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 29, THENCE SOUTH 89 DEGREES 38 MINUTES 04 SECONDS EAST ALONG THE NORTH LINE THEREOF A DISTANCE OF 27.03 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 32.70 FEET FOR THE POINT OF BEGINNING; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 29.32 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 1.00 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 6.68 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 2.00 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 4.06 FEET; THENCE SOUTH 44 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 6.00 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 6.68 FEET; THENCE SOUTH 45 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 6.00 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 7.52 FEET; THENCE NORTH 89 DEGREES 38 MINUTES 05 SECONDS WEST, A DISTANCE OF 40.06 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 23.86 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

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UNIT 6: THAT PART OF LOTS 29 THROUGH 31 AND THE WEST 10.00 FEET OF LOT 32 IN BLOCK 2 OF DEWES' ADDITION TO OAKGLEN (EXCEPT THE 4.5 ACRES IN THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF SECTION 35, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN) BEING A SUBDIVISION OF THAT PART OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 AND THE SOUTHEAST 1/4 OF SAID SECTION 35 LYING BETWEEN THE CHICAGO, MILWAUKEE AND ST PAUL RAILROAD AND PUBLIC HIGHWAY RUNNING FROM OAK GLEN TO NILES KNOWN AS THE WAUKEGAN ROAD, IN COOK COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 29, THENCE SOUTH 89 DEGREES 38 MINUTES 04 SECONDS EAST ALONG THE NORTH LINE THEREOF A DISTANCE OF 27.03 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 125.58 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 41.04 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 0.54 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 23.98 FEET FOR THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 24.06 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 0.52 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 20.47 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 51.42 FEET; THENCE NORTH 89 DEGREES 38 MINUTES 04 SECONDS WEST, A DISTANCE OF 44.53 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 51.96 FEET TO THE POINT OF BEGINNING IN COOK COUNTY, ILLINOIS.

UNIT 7: THAT PART OF LOTS 29 THROUGH 31 AND THE WEST 10.00 FEET OF LOT 32 IN BLOCK 2 OF DEWES' ADDITION TO OAKGLEN (EXCEPT THE 4.5 ACRES IN THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF SECTION 35, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN) BEING A SUBDIVISION OF THAT PART OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 AND THE SOUTHEAST 1/4 OF SAID SECTION 35 LYING BETWEEN THE CHICAGO, MILWAUKEE AND ST PAUL RAILROAD AND PUBLIC HIGHWAY RUNNING FROM OAK GLEN TO NILES KNOWN AS THE WAUKEGAN ROAD, IN COOK COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 29, THENCE SOUTH 89 DEGREES 38 MINUTES 04 SECONDS EAST ALONG THE NORTH LINE THEREOF A DISTANCE OF 27.03 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 125.58 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 41.04 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 0.54 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 48.04 FEET FOR THE POINT OF BEGINNING; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 0.52 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 41.12 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 22.66 FEET; THENCE NORTH 89 DEGREES 38 MINUTES 05 SECONDS WEST, A DISTANCE OF 40.12 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 8.32 FEET; THENCE NORTH 89 DEGREES 38 MINUTES 05 SECONDS WEST, A DISTANCE OF 1.00 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 13.82 FEET TO THE POINT OF BEGINNING IN COOK COUNTY, ILLINOIS.

UNIT 8: THAT PART OF LOTS 29 THROUGH 31 AND THE WEST 10.00 FEET OF LOT 32 IN BLOCK 2 OF DEWES' ADDITION TO OAKGLEN (EXCEPT THE 4.5 ACRES IN THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF SECTION 35, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN) BEING A SUBDIVISION OF THAT PART OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 AND THE SOUTHEAST 1/4 OF SAID SECTION 35 LYING BETWEEN THE CHICAGO, MILWAUKEE AND ST PAUL RAILROAD AND PUBLIC HIGHWAY RUNNING FROM OAK GLEN TO NILES KNOWN AS THE WAUKEGAN ROAD, IN COOK COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

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EXHIBIT "A" - PAGE 4

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 29, THENCE SOUTH 89 DEGREES 38 MINUTES 04 SECONDS EAST ALONG THE NORTH LINE THEREOF A DISTANCE OF 27.03 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 125.58 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 41.04 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 0.54 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 48.04 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 0.52 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 41.12 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 22.66 FEET FOR THE POINT OF BEGINNING; THENCE CONTINUING NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 23.24 FEET; THENCE NORTH 89 DEGREES 38 MINUTES 05 SECONDS WEST, A DISTANCE OF 40.12 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 1.44 FEET; THENCE SOUTH 45 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 4.10 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 6.75 FEET; THENCE SOUTH 44 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 4.10 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 9.25 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 40.12 FEET TO THE POB IN COOK COUNTY, ILLINOIS.

UNIT 9: THAT PART OF LOTS 29 THROUGH 31 AND THE WEST 10.00 FEET OF LOT 32 IN BLOCK 2 OF DEWES' ADDITION TO OAKGLEN (EXCEPT THE 4.5 ACRES IN THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF SECTION 35, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN) BEING A SUBDIVISION OF THAT PART OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 AND THE SOUTHEAST 1/4 OF SAID SECTION 35 LYING BETWEEN THE CHICAGO, MILWAUKEE AND ST PAUL RAILROAD AND PUBLIC HIGHWAY RUNNING FROM OAK GLEN TO NILES KNOWN AS THE WAUKEGAN ROAD, IN COOK COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 29, THENCE SOUTH 89 DEGREES 38 MINUTES 04 SECONDS EAST ALONG THE NORTH LINE THEREOF A DISTANCE OF 27.03 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 125.58 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 41.04 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 0.54 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 48.04 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 0.52 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 41.12 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 45.90 FEET FOR THE POINT OF BEGINNING; THENCE CONTINUING NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 23.24 FEET; THENCE NORTH 89 DEGREES 38 MINUTES 05 SECONDS WEST, A DISTANCE OF 40.12 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 9.13 FEET; THENCE NORTH 89 DEGREES 38 MINUTES 05 SECONDS WEST, A DISTANCE OF 1.00 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 14.11 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 41.12 FEET TO THE POINT OF BEGINNING IN COOK COUNTY, ILLINOIS.

UNIT 10: THAT PART OF LOTS 29 THROUGH 31 AND THE WEST 10.00 FEET OF LOT 32 IN BLOCK 2 OF DEWES' ADDITION TO OAKGLEN (EXCEPT THE 4.5 ACRES IN THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF SECTION 35, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN) BEING A SUBDIVISION OF THAT PART OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 AND THE SOUTHEAST 1/4 OF SAID SECTION 35 LYING BETWEEN THE CHICAGO, MILWAUKEE AND ST PAUL RAILROAD AND PUBLIC HIGHWAY RUNNING FROM OAK GLEN TO NILES KNOWN AS THE WAUKEGAN ROAD, IN COOK COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

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EXHIBIT "A" - PAGE 5

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 29, THENCE SOUTH 89 DEGREES 38 MINUTES 04 SECONDS EAST ALONG THE NORTH LINE THEREOF A DISTANCE OF 27.03 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 125.58 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 41.04 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 0.54 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 48.04 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 0.52 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 41.12 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 69.14 FEET FOR THE POINT OF BEGINNING; THENCE CONTINUING NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 23.67 FEET; THENCE NORTH 89 DEGREES 38 MINUTES 05 SECONDS WEST, A DISTANCE OF 29.47 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 55 SECONDS EAST, A DISTANCE OF 1.00 FEET; THENCE NORTH 89 DEGREES 38 MINUTES 05 SECONDS WEST, A DISTANCE OF 6.70 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 2.00 FEET; THENCE NORTH 89 DEGREES 38 MINUTES 05 SECONDS WEST, A DISTANCE OF 3.95 FEET; THENCE SOUTH 45 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 6.00 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 6.70 FEET; THENCE SOUTH 44 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 6.00 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 55 SECONDS WEST, A DISTANCE OF 7.49 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 05 SECONDS EAST, A DISTANCE OF 40.12 FEET TO THE POINT OF BEGINNING IN COOK COUNTY, ILLINOIS.

PARCEL 2: NON-EXCLUSIVE EASEMENTS FOR THE BENEFIT OF PARCEL 1 FOR INGRESS, EGRESS, USE AND ENJOYMENT OVER AND UPON THE COMMON PROPERTY AS DEFINED, DESCRIBED AND DECLARED IN DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR BROOKWOOD COURTE RECORDED APRIL 22, 1998 AS DOCUMENT NUMBER 98323186.

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EXHIBIT "A" - PAGE 6

Legal description of common area

That part of Lots 29 through 31 and the West 10.00 feet of Lot 32 in Block 2 of Dewes' Addition to Oakglen (except the 4.5 acres in the Northeast Quarter of the Southwest Quarter of Section 35, Township 42 North, Range 12, East of the Third Principal Meridian), being a subdivision of that part of the North Half of the Southwest Quarter and the Southeast Quarter of said Section 35, lying between the Chicago, Milwaukee and St. Paul Railroad and public highway running from Oak Glen to Niles known as the Waukegan Road, in Cook County, Illinois, except that part described as follows: commencing at the Northwest corner of said Lot 29; Thence South 89° 38' 04" East along the North line thereof, a distance of 27.03 feet; Thence South 00° 21' 55" West, a distance of 32.70 feet for the point of beginning; Thence continuing South 00° 21' 55" West, a distance of 92.88 feet; Thence South 89° 38' 05" East a distance of 20.68 feet; Thence South 00° 21' 55" West a distance of 51.42 feet to the South line of Lots 29 through 31, as aforesaid; Thence South 89° 38' 04" East along said South line a distance of 88.87 feet; Thence North 00° 21' 55" East a distance of 51.44 feet; Thence South 89° 38' 05" East a distance of 20.65 feet; Thence North 00° 21' 55" East a distance of 92.81 feet; Thence North 89° 38' 05" West a distance of 29.47 feet; Thence North 00° 21' 55" East a distance of 1.00 feet; Thence North 89° 38' 05" West a distance of 6.70 feet; Thence South 00° 21' 55" West a distance of 2.00 feet; Thence North 89° 38' 05" West a distance of 3.95 feet; Thence South 45° 21' 55" West a distance of 6.00 feet; Thence South 00° 21' 55" West a distance of 6.70 feet; Thence South 44° 38' 05" East a distance of 6.00 feet; Thence South 00° 21' 55" West a distance of 16.62 feet; Thence North 89° 38' 05" West a distance of 1.00 feet; Thence South 00° 21' 55" West a distance of 14.11 feet; Thence South 89° 38' 05" East a distance of 1.00 feet; Thence South 00° 21' 55" West a distance of 1.44 feet; Thence South 45° 21' 55" West a distance of 4.10 feet; Thence South 00° 21' 55" West a distance of 6.75 feet; Thence South 44° 38' 05" East a distance of 4.10 feet; Thence South 00° 21' 55" West a distance of 17.57 feet; Thence North 89° 38' 05" West a distance of 1.00 feet; Thence South 00° 21' 55" West a distance of 13.82 feet; Thence North 89° 38' 05" West a distance of 48.04 feet; Thence North 00° 21' 55" East a distance of 14.07 feet; Thence North 89° 38' 05" West a distance of 0.98 feet; Thence North 00° 21' 55" East a distance of 17.54 feet; Thence North 45° 21' 55" East a distance of 3.99 feet; Thence North 00° 21' 55" East a distance of 6.75 feet; Thence North 44° 38' 05" West a distance of 3.99 feet; Thence North 00° 21' 55" East a distance of 1.40 feet; Thence South 89° 38' 05" East a distance of 1.00 feet; Thence North 00° 21' 55" East a distance of 14.35 feet; Thence North 89° 38' 05" West a distance of 1.00 feet; Thence North 00° 21' 55" East a distance of 16.43 feet; Thence North 45° 21' 55" East a distance of 6.00 feet; Thence North 00° 21' 55" East a distance of 6.68 feet; Thence North 44° 38' 05" West a distance of 6.00 feet; Thence North 89° 38' 05" West a distance of 4.06 feet; Thence North 00° 21' 55" East a distance of 2.00 feet; Thence North 89° 38' 05" West a distance of 6.68 feet; Thence South 00° 21' 55" West a distance of 1.00 feet; Thence North 89° 38' 05" West a distance of 29.32 feet to the point of beginning, in Cook County, Illinois.

ALSO

The East 24.32 feet of the West 34.32 feet of Lot 32 in Block 2 of Dewes' Addition to Oakglen (except the 4.5 acres in the Northeast Quarter of the Southwest Quarter of Section 35, Township 42 North, Range 12, East of the Third Principal Meridian), being a subdivision of that part of the North Half of the Southwest Quarter and the Southeast Quarter of said Section 35, lying between the Chicago, Milwaukee and St. Paul Railroad and public highway running from Oak Glen to Niles known as the Waukegan Road, in Cook County, Illinois, excepting therefrom the East 4.32 feet of West 34.32 feet of Lot 32 in Block 2 of Dewes' addition to Oak Glen (except the 4.5 acres in the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 35, Township 42 North, Range 12, East of the Third Principal Meridian), being a subdivision of that part of the North $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ and the Southeast $\frac{1}{4}$ of said Section 35, lying between the Chicago, Milwaukee, and St. Paul Railroad and public highway running from Oak Glen to Niles known as the Waukegan Road, in Cook County, Illinois.