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Doc#: 0816344015 Fee: \$78.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 08/11/2008 02:10 PM Pg: 1 of 22

THIS INSTRUMENT PREPARED
BY AND SHOULD BE RETURNED
TO:

Brian Meltzer
MELTZER, PURTILL & STELLE LLC
1515 East Woodfield Road
Suite 250
Schaumburg, Illinois 60173-5431

PIN: 10-09-304-026

ABOVE SPACE FOR RECORDER'S USE ONLY

06/10/08

**SUPPLEMENT NO. 10 AND SPECIAL AMENDMENT NO. 3 TO
DECLARATION OF CONDOMINIUM OWNERSHIP FOR
OPTIMA OLD ORCHARD WOODS MAPLE CONDOMINIUM**

This Supplemental Declaration is made and entered into by Optima Old Orchard Woods, LLC, an Illinois limited liability company ("Declarant").

RECITALS

Declarant Recorded the Declaration of Condominium Ownership for Optima Old Orchard Woods Maple Condominium (the "Condominium Declaration") on October 5, 2007, in the Office of the Recorder of Deeds for Cook County, Illinois, as Document No. 0727815093. The Condominium Declaration submitted certain real estate to the provisions of the Condominium Property Act of the State of Illinois (the "Act") and subjected such real estate to the Condominium Declaration.

In Article Eight of the Condominium Declaration, Declarant reserved the right and power to add portions of the Development Area from time to time to the Condominium Declaration and submit such portions to the provisions of the Act. In Section 9.01 of the Condominium Declaration, Declarant reserved the right and power to record a Special Amendment to, among other things, correct errors, omissions, inconsistencies or ambiguities in the Condominium Declaration or any Exhibit thereto or any supplement or amendment thereto. Declarant exercised the rights and powers reserved in Article Eight and Section 9.01 of the Condominium Declaration by Recording the following documents:

<u>Document</u>	<u>Recording Date</u>	<u>Recording Number</u>
Supplement No. 1 and Special Amendment No. 1	November 6, 2007	0731015122
Supplement No. 2 and Special Amendment No. 2	December 7, 2007	0734116060
Supplement No. 3	January 23, 2008	0802315126

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Supplement No. 4	February 22, 2008	0805322100
Supplement No. 5	March 7, 2008	0806715112
Supplement No. 6	March 26, 2008	0808622090
Supplement No. 7	April 16, 2008	0810716054
Supplement No. 8	April 28, 2008	0811916056
Supplement No. 9	May 14, 2008	0813516041

Declarant once again desires to exercise the right and power reserved in Article Eight of the Condominium Declaration to add and submit certain real estate to the provisions of the Act and the Condominium Declaration.

NOW, THEREFORE, Declarant does hereby supplement and amend the Condominium Declaration as follows:

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

2. Amendment of Section 3.01 (e): To add certain provisions to Section 3.01 (e) which were inadvertently omitted when the Condominium Declaration was initially Recorded, Section 3.01 (e) of the Condominium Declaration is hereby amended and restated to be and read, in its entirety, as follows:

(e) The washing and maintenance of exterior window surfaces, except washing of exterior surfaces of tilt in windows, shall be furnished by the Condominium Association as part of the Common Expenses.

2. Added Property/Amendment of Exhibit E. The portion of the Development Area which is legally described in the Tenth Amendment to Exhibit B attached hereto is hereby made subject to the Condominium Declaration as "Added Property" and is also submitted to the provisions of the Act. Exhibit B to the Condominium Declaration is hereby amended to include the Added Property which is legally described in the Tenth Amendment to Exhibit B attached hereto.

3. The Added Dwelling Units/Amendment of Exhibit C. Exhibit C to the Condominium Declaration is hereby amended by adding to and making a part of Exhibit C the plats of the Added Property which are attached hereto. Exhibit C, as hereby amended and supplemented, identifies each Added Unit in the Added Property and assigns to it an identifying symbol.

4. Amendment of Exhibit D. To reflect the addition of the Added Units, the list of the Undivided Interests of the Units as shown in Exhibit D to the Condominium Declaration is hereby amended to be as set forth in the Tenth Amended and Restated Exhibit D, which is attached hereto.

5. Covenants to Run With Land. The covenants, conditions, restrictions and easements contained in the Condominium Declaration, as amended by this Supplemental Declaration, shall run with and bind the Condominium Property, including the Added Property and Added Units.

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6. Continuation. As expressly hereby amended, the Condominium Declaration shall continue in full force and effect in accordance with its terms.

Dated: JUNE 10, 2008

DECLARANT:

OPTIMA OLD ORCHARD WOODS, LLC,
An Illinois Limited Liability Company

By: OPTIMA OLD ORCHARD WOODS
DEVELOPMENT, LLC,
An Illinois Limited Liability Company

Its: Manager

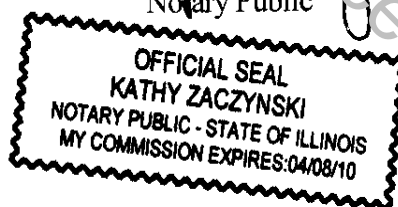
By: [Signature]
Name: David C. Hovey
Its: Manager

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 DAVID C. HOVEY personally known to be to be the same person whose name is subscribed to the foregoing instrument as such, appeared before me this day in person and acknowledged that he signed and delivered said instrument as his own free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 10th day of JUNE, 2008.

[Signature]
Notary Public



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CONSENT OF MORTGAGEE

Wachovia Bank National Association, as holder of a mortgage dated October 27, 2004, and recorded in the office of the Recorder of Deeds of Cook County, Illinois, on October 28, 2004, as Document No. 0430234062, with respect to the Premises, hereby consents to the recording of the Supplemental Declaration to which this Consent is attached and agrees that its mortgage shall be subject to the terms of this Declaration, as supplemented and amended from time to time.

Dated: June 10, 2008

WACHOVIA BANK NATIONAL ASSOCIATION

By: [Signature]
Its: Jerry Lumpkins, Sr
Vice President

ATTEST:

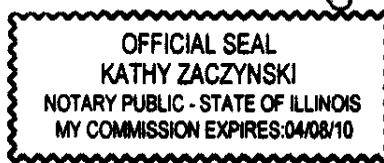
By: [Signature]
Its: Director
NORA CIESLA

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

The undersigned, a Notary Public in and for said County and State, do hereby certify that Jerry Lumpkins Sr and Nora Ciesla, the V.P. and Director, respectively, of Wachovia Bank National Association (the "Bank"), and, as such Jerry Lumpkins Sr and Nora Ciesla 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 the Bank, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 10th day of JUNE, 2008.

[Signature]
Notary Public



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TENTH AMENDMENT TO EXHIBIT B TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR OPTIMA OLD ORCHARD WOODS MAPLE CONDOMINIUM

The Parcel

Added Property:

THAT PART OF LOT 2 (EXCEPT THAT PART DEDICATED FOR WOODS DRIVE) IN OLD ORCHARD WOODS SUBDIVISION OF PART OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 9, TOWNSHIP 41 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 12, 2004 AS DOCUMENT 0422518103, IN COOK COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS:

[2nd Floor] ABOVE ELEVATION 638.9 AND BELOW ELEVATION 647.7,

[Parking] COMMENCING AT THE NORTHWEST CORNER OF LOT 2 AFORESAID; THENCE ON A RECORD BEARING OF SOUTH 89 DEGREES 26 MINUTES 50 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT 2, A DISTANCE OF 108.67 FEET; THENCE SOUTH, 49.01 FEET; THENCE EAST, 317.25 FEET; THENCE SOUTH, 66.13 FEET FOR A POINT OF BEGINNING; THENCE EAST, 28.75'; THENCE SOUTH, 19.29'; THENCE WEST, 28.75'; THENCE NORTH, 19.29' TO THE POINT OF BEGINNING.

[7th Floor] ABOVE ELEVATION 684.9 AND BELOW ELEVATION 693.7,

[Unit 718] COMMENCING AT THE NORTHWEST CORNER OF LOT 2 AFORESAID; THENCE ON A RECORD BEARING OF SOUTH 89 DEGREES 26 MINUTES 50 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT 2, A DISTANCE OF 108.67 FEET; THENCE SOUTH 49.01 FEET; THENCE EAST, 307.75 FEET FOR A POINT OF BEGINNING; THENCE SOUTH, 49.38'; THENCE EAST, 38.17'; THENCE NORTH, 49.38'; THENCE WEST, 38.17' TO THE POINT OF BEGINNING.

[12th Floor] ABOVE ELEVATION 729.2 AND BELOW ELEVATION 738.1,

[Common Element] COMMENCING AT THE NORTHWEST CORNER OF LOT 2 AFORESAID; THENCE ON A RECORD BEARING OF SOUTH 89 DEGREES 26 MINUTES 50 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT 2, A DISTANCE OF 108.67 FEET; THENCE SOUTH, 49.01 FEET; THENCE EAST, 386.38 FEET; THENCE SOUTH, 49.38 FEET; THENCE WEST, 41.88 FEET FOR A POINT OF BEGINNING; THENCE WEST, 272.75'; THENCE SOUTH, 13.75'; THENCE EAST, 17.25'; THENCE NORTH, 8.75'; THENCE EAST, 34.13'; THENCE SOUTH, 10.33'; THENCE EAST, 9.13'; THENCE NORTH, 10.33'; THENCE EAST, 43.42'; THENCE SOUTH, 11.16'; THENCE EAST, 27.58'; THENCE NORTH, 11.16'; THENCE EAST, 109.33'; THENCE SOUTH, 8.75'; THENCE EAST, 21.92'; THENCE NORTH, 8.41'; THENCE EAST, 10.00'; THENCE NORTH, 5.34' TO THE POINT OF BEGINNING.

[Unit 1205] COMMENCING AT THE NORTHWEST CORNER OF LOT 2 AFORESAID; THENCE ON A RECORD BEARING OF SOUTH 89 DEGREES 26 MINUTES 50 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT 2, A DISTANCE OF 108.67 FEET; THENCE SOUTH, 172.07 FEET; THENCE EAST, 125.25 FEET FOR A POINT OF BEGINNING; THENCE NORTH, 58.35'; THENCE EAST, 7.00'; THENCE NORTH, 10.34'; THENCE EAST, 28.25'; THENCE SOUTH, 68.69'; THENCE WEST, 35.25' TO THE POINT OF BEGINNING.

[Unit 1209] COMMENCING AT THE NORTHWEST CORNER OF LOT 2 AFORESAID; THENCE ON A RECORD BEARING OF SOUTH 89 DEGREES 26 MINUTES 50 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT 2, A DISTANCE OF 108.67 FEET; THENCE SOUTH, 172.07 FEET; THENCE EAST, 203.25 FEET FOR A POINT OF BEGINNING; THENCE NORTH, 68.69'; THENCE EAST, 28.50'; THENCE SOUTH, 36.00'; THENCE WEST, 16.88'; THENCE SOUTH, 32.69'; THENCE WEST, 11.62' TO THE POINT OF BEGINNING.

[Units 1213, 1215, 1217] COMMENCING AT THE NORTHWEST CORNER OF LOT 2 AFORESAID; THENCE ON A RECORD BEARING OF SOUTH 89 DEGREES 26 MINUTES 50 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT 2, A DISTANCE OF 108.67 FEET; THENCE SOUTH, 49.01 FEET; THENCE EAST, 386.38 FEET FOR A POINT OF BEGINNING; THENCE SOUTH, 123.06'; THENCE WEST, 126.13'; THENCE NORTH, 68.69'; THENCE EAST, 52.33'; THENCE SOUTH, 8.76'; THENCE EAST, 21.92'; THENCE NORTH, 8.42'; THENCE EAST, 10.00'; THENCE NORTH, 5.33'; THENCE EAST, 1.42'; THENCE NORTH, 49.38'; THENCE EAST, 40.46' TO THE POINT OF BEGINNING.

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[13th Floor] ABOVE ELEVATION 738.1 AND BELOW ELEVATION 747.0,

[Common Element] COMMENCING AT THE NORTHWEST CORNER OF LOT 2 AFORESAID; THENCE ON A RECORD BEARING OF SOUTH 89 DEGREES 26 MINUTES 50 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT 2, A DISTANCE OF 108.67 FEET; THENCE SOUTH, 49.01 FEET; THENCE EAST, 386.38 FEET; THENCE SOUTH, 49.38 FEET; THENCE WEST, 41.88 FEET FOR A POINT OF BEGINNING; THENCE WEST, 272.75'; THENCE SOUTH, 13.75'; THENCE EAST, 17.25'; THENCE NORTH, 8.75'; THENCE EAST, 34.13'; THENCE SOUTH, 10.33'; THENCE EAST, 9.13'; THENCE NORTH, 10.33'; THENCE EAST, 43.42'; THENCE SOUTH, 11.16'; THENCE EAST, 27.58'; THENCE NORTH, 11.16'; THENCE EAST, 109.33'; THENCE SOUTH, 8.75'; THENCE EAST, 21.92'; THENCE NORTH, 8.41'; THENCE EAST, 10.00'; THENCE NORTH, 5.34' TO THE POINT OF BEGINNING.

[Unit 1305] COMMENCING AT THE NORTHWEST CORNER OF LOT 2 AFORESAID; THENCE ON A RECORD BEARING OF SOUTH 89 DEGREES 26 MINUTES 50 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT 2, A DISTANCE OF 108.67 FEET; THENCE SOUTH, 172.07 FEET; THENCE EAST, 125.25 FEET FOR A POINT OF BEGINNING; THENCE NORTH, 58.35'; THENCE EAST, 7.00'; THENCE NORTH, 10.34'; THENCE EAST, 28.25'; THENCE SOUTH, 68.69'; THENCE WEST, 35.25' TO THE POINT OF BEGINNING.

[Unit 1317] COMMENCING AT THE NORTHWEST CORNER OF LOT 2 AFORESAID; THENCE ON A RECORD BEARING OF SOUTH 89 DEGREES 26 MINUTES 50 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT 2, A DISTANCE OF 108.67 FEET; THENCE SOUTH, 49.01 FEET; THENCE EAST, 386.38 FEET FOR A POINT OF BEGINNING; THENCE SOUTH, 58.63'; THENCE WEST, 33.69'; THENCE NORTH, 3.92 FEET; THENCE WEST, 8.19'; THENCE NORTH, 5.33'; THENCE EAST, 1.42'; THENCE NORTH, 49.38'; THENCE EAST, 40.46' TO THE POINT OF BEGINNING.

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TENTH AMENDED AND RESTATED EXHIBIT D TO THE
DECLARATION OF CONDOMINIUM OWNERSHIP FOR
OPTIMA OLD ORCHARD WOODS MAPLE CONDOMINIUM

Undivided Interests

<u>Unit</u>	<u>Undivided Interest</u>
301	3.7198%
303	1.9519%
305	1.7834%
309	1.9442%
404	2.1815%
405	1.7377%
406	1.7532%
408	1.3165%
409	1.5229%
410	1.7300%
411	1.6149%
414	1.3242%
415	2.3956%
504	1.9442%
505	1.5229%
508	1.2168%
509	1.5383%
512	1.5081%
514	1.2097%
516	1.4927%
603	1.9442%
607	1.7757%
609	1.5538%
614	1.3551%
616	1.7602%
703	1.9673%
705	1.7834%
718	1.9827%
809	2.2271%
818	1.9975%
905	1.8297%
917	2.2812%
1009	2.2889%
1017	2.3577%
1109	2.3577%
1117	2.3191%
1205	1.8831%
1209	1.6458%
1213	2.2046%
1215	2.4033%
1217	2.3345%
1305	1.9133%

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<u>Unit</u>	<u>Undivided Interest</u>
1317	2.3500%
1901	10.6932%
P-65	0.0643%
P-67	0.0643%
P-69	0.0643%
P-71	0.0643%
P-72	0.0643%
P-97	0.0643%
P-98	0.0643%
P-99	0.0643%
P-100	0.0643%
P-101	0.0643%
P-102	0.0643%
P-419HC	0.0643%
P-420HC	0.0643%
P-421	0.0643%
P-422	0.0643%
P-423	0.0643%
P-424	0.0643%
P-425	0.0643%
P-426	0.0643%
P-427	0.0643%
P-429	0.0643%
P-430	0.0643%
P-447	0.0643%
P-448	0.0643%
P-449	0.0643%
P-450	0.0643%
P-451	0.0643%
P-452	0.0643%
P-453	0.0643%
P-454	0.0643%
P-455	0.0643%
P-462	0.0643%
P-463	0.0643%
P-464	0.0643%
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P-466	0.0643%
P-467	0.0643%
P-468	0.0643%
P-469	0.0643%
P-470	0.0643%
P-471	0.0643%
P-472	0.0643%
P-473	0.0643%
P-474	0.0643%
P-475	0.0643%
P-476	0.0643%
P-707	0.0643%

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<u>Unit</u>	<u>Undivided Interest</u>
P-708	0.0643%
P-709	0.0643%
P-710	0.0643%
P-711	0.0643%
P-712	0.0643%
P-863	0.0643%
P-865	0.0643%
P-867	0.0643%
P-874	0.0643%
P-875	0.0643%
P-876	0.0643%
P-883	0.0643%
P-884	0.0643%
P-885	0.0643%
P-889	0.0643%
P-890	0.0643%
P-891	0.0643%
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P-911	0.0643%
P-912	0.0643%
P-913	0.0643%
P-915	0.0643%
P-917	0.0643%
CN-20	0.1287%
CN-21	0.1287%
CN-22	0.1287%
CN-23	0.1287%
CN-24	0.1287%
CN-25	0.1287%
CR-3	0.5788%
CR-4	0.4373%
	100.0000%

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EXHIBIT

ATTACHED TO



DOCUMENT

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22-TOTAL

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