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Karen A. Yarbrough

Cook County Recorder of Deeds

Date: 06/18/2013 01:10 PM Pg: 1 of 6

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RESCISSION OF THE THIRD AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP AND BY-LAWS FOR LINCOLN TERRACE CONDOMINIUM

Street Address:

5501 N. Lincoln Ave.
Morton Grove, IL 60053

Permanent Index Numbers:

17-21-130-020-1001	17-21-130-020-1019	17-21-130-020-1036
17-21-130-020-1002	17-21-130-020-1020	17-21-130-020-1037
17-21-130-020-1003	17-21-130-020-1021	17-21-130-020-1038
17-21-130-020-1004	17-21-130-020-1022	17-21-130-020-1039
17-21-130-020-1005	17-21-130-020-1023	17-21-130-020-1040
17-21-130-020-1006	17-21-130-020-1024	17-21-130-020-1041
17-21-130-020-1007	17-21-130-020-1025	17-21-130-020-1042
17-21-130-020-1008	17-21-130-020-1026	17-21-130-020-1043
17-21-130-020-1009	17-21-130-020-1027	17-21-130-020-1044
17-21-130-020-1010	17-21-130-020-1028	
17-21-130-020-1011	17-21-130-020-1029	
17-21-130-020-1012	17-21-130-020-1030	
17-21-130-020-1013	17-21-130-020-1031	
17-21-130-020-1014	17-21-130-020-1032	
17-21-130-020-1015	17-21-130-020-1033	
17-21-130-020-1016	17-21-130-020-1034	
17-21-130-020-1017	17-21-130-020-1035	
17-21-130-020-1018	17-21-130-020-1036	

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DATE 6-18-13 COPIES 4
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**RESCISSION OF THE
THIRD AMENDMENT TO DECLARATION
OF CONDOMINIUM OWNERSHIP AND BY-LAWS
FOR LINCOLN TERRACE CONDOMINIUM**

THIS RESCISSION OF THE THIRD AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP AND BY-LAWS FOR LINCOLN TERRACE CONDOMINIUM ("Rescission") is made as of this 30th day of November, 2012, by the Board of Directors of the Lincoln Terrace Condominium Association (the "Board"):

WITNESSETH

WHEREAS, the Association previously approved and subsequently recorded a certain Third Amendment to Declaration of Condominium Ownership and By-Laws for Lincoln Terrace Condominium ("Third Amendment"), on or about September 9, 2011 as document number 112520016 with the Cook County Recorder of Deeds;

WHEREAS, pursuant to a settlement agreement in the matter of Nash v. Poulakidas, et al., case number 2011 CH 15829, previously pending in the Circuit Court of Cook County, and as ordered by the Court on or about November 8, 2012, the Board of Directors is required to file this Rescission, removing the Third Amendment as part of the Association's governing documents; and,

NOW, THEREFORE, in furtherance of the foregoing Recitals, the Declaration is hereby amended in accordance with the following:

1. The Third Amendment is hereby rescinded and shall be considered null and void; and,
2. All remaining provisions of the Declaration shall remain in full force and effect.

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IN WITNESS WHEREOF, the Board has duly executed this Amendment on the day and year first written above.

BOARD OF DIRECTORS OF
LINCOLN TERRACE CONDOMINIUM ASSOCIATION

By: *John Fenley*
John Fenley, Board Treasurer

ATTEST:

By: *Ben Davis*
Ben Davis, Board Secretary

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 Fenley, as Treasurer of the Board of Directors of Lincoln Terrace Condominium Association ("Board") and Ben Davis, as Secretary of the Board, appeared before me this day in person and acknowledged that they signed and delivered the Rescission of the Third Amendment to Declaration of Condominium Ownership and By-Laws for Lincoln Terrace Condominium, as their free and voluntary act and as the free and voluntary act of the Board for the uses and purposes therein set forth.

Given under my hand and notarial seal as of the 23rd day of December, 2012.

Janice S. Karp
Notary Public

My Commission Expires: 3-14-2013



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STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)


AFFIDAVIT

Ben Davis, having been sworn under oath and under penalties of perjury as provided by law, states and certifies as follows:

1. I am the Secretary of the Board of Directors of Lincoln Terrace Condominium Association (the "Association") and have personal knowledge of all matters set forth herein.

2. On or about November 8, 2012, Judge Thomas Allen of the Circuit Court of Cook County, in the matter of Nash v. Poulakidas, et al., Case No. 2011 CH 15829, ordered that the Board of Directors file a Rescission of the Third Amendment to Declaration of Condominium Ownership and By-Laws of Lincoln Terrace Condominium.

3. In accordance with Article XIII, Section 6 of the original Declaration of Condominium Ownership for Lincoln Terrace Condominium, I hereby certify that I mailed, or caused to be mailed, by certified mail to all holders of first mortgages and trust deeds of record, a copy of the Rescission.


Ben Davis
Secretary of the Board of Directors of
Lincoln Terrace Condominium Association

Subscribed and sworn to before me this 23rd
day of December, 2012

Janice S Karp
Notary Public

My commission expires: 3-14-2013



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EXHIBIT A

Legal Description

All of LOT EIGHT --- (8) In Lincoln Terrace being a Resubdivision in the Northwest Quarter (¼) of Section 21, Township 41 North, Range 13, East of the Third Principal Meridian, according to Plat of said Lincoln Terrace registered in the Office of the Registrar of Titles of Cook County, Illinois, on February 4, 1974, as Document Number 2738114.

Commonly known as: 5501 N. Lincoln Avenue
Morton Grove, Illinois 60053

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17-21-130-020-1017	17-21-130-020-1035	
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RESOLUTION OF THE BOARD OF DIRECTORS OF THE LINCOLN TERRACE CONDOMINIUM ASSOCIATION

WHEREAS, the Board met with the Association's counsel on October 31, 2012, to discuss resolution of the lawsuit filed by owner Mark Nash, under case number 11 CH 15829;

WHEREAS, the Board has decided that it is in the best interest of the Association to settle the lawsuit pursuant to the written Settlement Agreement negotiated between Nash's attorney and the attorney for the Association;

IT IS HEREBY RESOLVED THAT, the Board approves the Settlement Agreement and the final resolution of the lawsuit.

In favor:

3

Against

Zero

Abstain:

Zero

Attested to by:

John Stanley
Jack Rosen
Benjamin Davis

Dated:

Nov. 7, 2012