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Doc#: 1423304095 Fee: \$78.00  
RHSP Fee:\$9.00 RPRF Fee: \$1.00  
Karen A. Yarbrough  
Cook County Recorder of Deeds  
Date: 08/21/2014 01:31 PM Pg: 1 of 21

THIS INSTRUMENT PREPARED  
BY AND SHOULD BE RETURNED  
TO:

Victoria C. Bresnahan  
MELTZER, PURTILL & STELLE LLC  
300 S. Wacker Drive, Suite 3500  
Chicago, Illinois 60606-6704

ABOVE SPACE FOR RECORDER'S USE ONLY

PIN: See Exhibit A  
Address: See Exhibit A

**AMENDMENT NO. 1 TO  
COMMUNITY DECLARATION FOR  
ARLINGTON CROSSINGS AND ARLINGTON MARKET**

This Amendment is made and entered into by Arlington Crossing Townhome Association, an Illinois not-for-profit corporation ("Townhome Association") and M/I Homes of Chicago, LLC, a Delaware limited liability company ("M/I Homes") (each a "Manager" for their respective portion of the Premises and collectively the "Managers").

**RECITALS**

PB and J IV, LLC, an Illinois limited liability company ("PB&J IV") and Pulte Home Corporation, a Michigan corporation ("Pulte") (collectively, the "Declarants"), recorded the Community Declaration for Arlington Crossings and Arlington Market (the "Declaration") on December 17, 2010 in the Office of the Recorder of Deeds for Cook County, Illinois as Document No. 1035144040.

In Article Ten of the Declaration, Declarants reserved the right and power to record a Special Amendment to the Declaration to, among other things, amend errors, omissions, ambiguities or inconsistencies in the Declaration or any Exhibit. The Declarants exercised this right and power and recorded Special Amendment No. 1 to the Declaration on July 21, 2011 as Document No. 1120211081.

Pulte has completed its development of the Arlington Crossings Subdivision and turned over control of the Arlington Crossings Association (then known as Arlington Crossings Townhome Owners Association, LLC, an Illinois limited liability company) to its Owners (as defined therein).

**Box 400-CTCC**

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Arlington Crossings Townhome Owners Association, LLC was involuntarily dissolved on June 14, 2013. Townhome Association was incorporated on December 10, 2012 and is the successor in interest as the Arlington Crossings Association as defined in the Declaration.

PB&J IV and M/I Homes entered into a purchase agreement for the purchase of the Arlington Parcel and other portions of the Premises in two (2) phases ("Contract Property"). M/I Homes has completed the purchase of "Phase 1" of the Contract Property described in **Exhibit Y** attached hereto and made a part hereof. Concurrently with the purchase PB&J IV assigned all of its interest as Declarant under the Declaration in and to the entire Arlington Parcel to M/I Homes. PB&J IV also assigned all of its right, title and interest in and to its membership in the Community Association to M/I Homes.

M/I Homes and Townhome Association are currently the Managers of the Community Association. Section 10.02 provides that the Declaration may be amended by the affirmative vote of both Voting Members. The Managers, through their Voting Members, desire to exercise the right and power to amend the Declaration.

NOW, THEREFORE, Declarants do hereby amend the Declaration as follows:

1. Terms. All Terms used herein, if not otherwise defined herein, shall have the meanings set forth in the Declaration.
2. Amendment to Section 1.40. Section 1.40 is hereby amended and restated to read and be as follows:

**"Section 1.40. UTILITY MAINTENANCE AREA:** That portion of the HOA Common Areas ~~or an Arlington Market Lot~~ to be maintained by the Community Association as provided in Article Three. The Utility Maintenance Area shall include sanitary sewer mains, storm sewer mains, water line mains or detention facilities located within the HOA Common Areas ~~or on an Arlington Market Lot~~, but excluding utilities serving one Lot exclusively, walkways, landscaping and green areas located on the HOA Common Areas. The Utility Maintenance Area may include Lot F in Arlington Crossings Subdivision as provided in Section 3.02."

3. Amendment to Article I to add Section 1.42. Article I is hereby amended to add the following definition:

**"1.42 MOTOR COURTS.** Those portions of the right of way located at the rear of various Arlington Market Lots and located on Lot A in the Arlington Market Subdivision."

4. Amendments to Section 3.02.
  - a. Section 3.02(a) in hereby deleted in its entirety.

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- b. Section 3.02(g) is hereby amended and restated in its entirety to be and read as follows”

“(g) maintenance, repair and replacement of fences located on (i) Lot C in the Arlington Crossings Resubdivision No. 1 (as defined on Exhibit A attached hereof), (ii) Lot E in the Arlington Crossings Subdivision, (iii) that portion of the Arlington Crossings Common Area (as defined on Exhibit A attached hereto) known as Lot 64, (iv) Lot H in Arlington Crossings Resubdivision No. 2 (as defined below) and (v) Lot B in Arlington Market Subdivision.”

- c. The last paragraph of Section 3.02 is hereby deleted and restated in its entirety to be and read as follows:

“Except as provided above, the Community Association shall not be responsible for the maintenance, repair or replacement of Motor Courts, walkways, and landscaping (including the landscape buffer area located on Lot A in the Arlington Market Subdivision) located on private roads in the Community Area, if any (“Excluded Areas”). Such maintenance, repair or replacement of the Excluded Areas shall be the responsibility of the Owner or Homeowners Association responsible for the ownership or administration of the adjacent Lots, Arlington Parcel or other portions of the Premises. Except as provided herein, each Homeowners Association or Owner (where there is no Homeowners Association) shall be responsible for the maintenance, repair and replacement of private roads, Motor Courts, driveways, landscaping and walkways located on its HOA Common Area or its portion of the Premises.

The “Community Map” which is attached hereto as Exhibit Z illustrates the location of areas to be maintained by the Community Association pursuant to this Section as well as the Excluded Areas.”

5. Amendment to Section 8.05. Section 8.05(a) is hereby amended and restated in its entirety to be and read as follows:

“(a) Guest parking spaces located on the Arlington Crossings Subdivision, the Arlington Market Subdivision and the Arlington Market Resubdivision shall be subject to rules and regulations adopted from time to time by the Community Association, each respective Homeowners Association or the Parcel Owner which owns the portion of the Premises where the guest parking space is located, which rules and regulations may provide for the removal of any violating vehicles at the vehicle owner's expense or for the imposition of a fine for a violation of the rules and regulations. Use of guest parking spaces shall be on a first come-first serve basis. Guest parking spaces shall (i) not be used for overnight parking by a Resident (other than as permitted in (b) below and (ii) a guest shall not be permitted to park a vehicle overnight in a guest parking space for more than seventy-two (72) hours.”

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6. Amendment to Exhibit A. Exhibit A is hereby amended and restated to reflect the anticipated recording of the Final Plat of Subdivision of Arlington Crossings Resubdivision No. 2 Recorded ("Arlington Crossings Resubdivision No. 2") in Cook County, Illinois and other designations or resignations of certain real estate as set forth in the Second Amended and Restated Exhibit A to the Declaration attached hereto. Specifically, the following sections have been amended or added:

- a. Section I – Added Parcel 5;
- b. Section II(A) - Intentionally deleted Lots 10-1 to 10-6 in Arlington Crossings Resubdivision No. 1;
- c. Section II(B) – Added (i), (ii) and (iii);
- d. Section III – Parcels 3 and 4 added;
- e. Section IV(A) – Restated second paragraph and intentionally deleted Lot 54 in Arlington Crossings Resubdivision No. 1;
- f. Section IV(B) - Added Lots G And H In Arlington Market Crossings Resubdivision No. 2;
- g. Section V – Intentionally deleted Sections (A) and (D) and added Section (E).

7. Covenants to Run with Land. The covenants, conditions, restrictions, and easements contained in the Declaration, as amended by this Amendment, shall run with and bind the Premises.

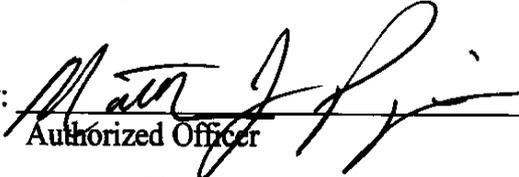
8. Continuation. As expressly hereby amended, the Declaration shall continue in full force and effect in accordance with its terms.

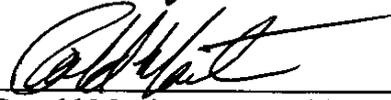
- SIGNATURE PAGE TO FOLLOW -

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Dated: July 25, 2014

**M/I HOMES OF CHICAGO, LLC**, A Delaware limited liability company

By:   
Authorized Officer

By:   
Ronald Martin, Area President

**ARLINGTON CROSSING TOWNHOME ASSOCIATION**, an Illinois not-for-profit corporation

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: President

and

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: Secretary

Property of Cook County Clerk's Office

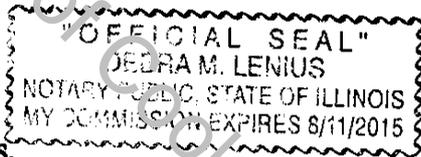
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STATE OF ILLINOIS )  
 ) ss.  
COUNTY OF ~~COOK~~ )  
                  Will

The undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Matthew J. Pasoria, the Authorized Officer of M/I Homes of Chicago, LLC, (the "Company") and Ronald Martin, the Area President of the Company personally known to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered said instrument as their own free and voluntary act, and as the free and voluntary act of the Company, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial seal this 8<sup>th</sup> day of May, 2014.

  
Notary Public



STATE OF ILLINOIS )  
 ) ss.  
COUNTY OF COOK )

I, \_\_\_\_\_, a Notary Public in and for said County and State, do hereby certify that \_\_\_\_\_ and \_\_\_\_\_, as \_\_\_\_\_ and \_\_\_\_\_ of Arlington Crossing Townhome Association, an Illinois not-for-profit corporation, (the "Corporation"), appeared before me this day in person and acknowledged that he/she signed, sealed and delivered said instrument as his/her free and voluntary act, and as the free and voluntary act of the Corporation for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public

# UNOFFICIAL COPY

Dated: July 25, 2014

**M/I HOMES OF CHICAGO, LLC**, A Delaware limited liability company

By: \_\_\_\_\_  
Authorized Officer

By: \_\_\_\_\_  
Ronald Martin, Area President

**ARLINGTON CROSSING TOWNHOME ASSOCIATION**, an Illinois not-for-profit corporation

By: \_\_\_\_\_  
Name: RICHARD A. ANTORNA  
Title: President

and

By: \_\_\_\_\_  
Name: Anthony P. Paine  
Title: Secretary

Property of Cook County Clerk's Office

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STATE OF ILLINOIS )  
 ) ss.  
COUNTY OF COOK )

The undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that \_\_\_\_\_, the Authorized Officer of M/I Homes of Chicago, LLC, (the "Company") and Ronald Martin, the Area President of the Company personally known to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered said instrument as their own free and voluntary act, and as the free and voluntary act of the Company, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial seal this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public

STATE OF ILLINOIS )  
 ) ss.  
COUNTY OF COOK )

I, JANET N DEAN, a Notary Public in and for said County and State, do hereby certify that RICHARD HAWTHORNE and TONY PACCONE, as PRESIDENT and SECRETARY of Arlington Crossing Townhome Association, an Illinois not-for-profit corporation, (the "Corporation"), appeared before me this day in person and acknowledged that he/she signed, sealed and delivered said instrument as his/her free and voluntary act, and as the free and voluntary act of the Corporation for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 21 day of JULY, 2014.

Janet N Dean  
Notary Public





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## CONSENT OF MORTGAGEE FOR JOINDER

Parkway Bank and Trust Company, as holder of a mortgage dated February 15, 2007, and recorded in the office of the Recorder of Deeds of Cook County, Illinois, on February 28, 2007, as Document No. 0705918072, with respect to the Premises, hereby consents to the recording of the Declaration to which this Consent is attached and agrees that its mortgage shall be subject to the terms of this Declaration.

Dated: May 6, 2014

PARKWAY BANK AND TRUST COMPANY

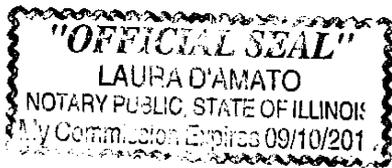
By: [Signature]  
Its MARK A. SHEKERJIAN  
EXECUTIVE VICE PRESIDENT

STATE OF ILLINOIS )  
                                  ) SS.  
COUNTY OF COOK

The undersigned, a Notary Public in and for said County and State, do hereby certify that MARK A. SHEKERJIAN the Executive Vice President of Parkway Bank and Trust Company (the "Mortgagee"), appeared before me this day in person and acknowledged that [he][she] signed, sealed and delivered said instrument as [his][her] free and voluntary act, and as the free and voluntary act of the Mortgagee, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 6<sup>th</sup> day of May, 2014

Laura D'Amato  
Notary Public



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## SECOND AMENDED AND RESTATED EXHIBIT A TO COMMUNITY DECLARATION FOR ARLINGTON CROSSINGS AND ARLINGTON MARKET

### The Premises

#### I. THE PREMISES

##### PARCEL 1:

LOTS 16 TO 52, 57, 58 AND LOT A AND LOT B IN ARLINGTON MARKET, BEING A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 28, 2007 AS DOCUMENT NUMBER 0705915065, AND AS CORRECTED BY CERTIFICATE OF CORRECTION RECORDED JULY 30, 2007 AS DOCUMENT NUMBER 0721144016 IN COOK COUNTY, ILLINOIS ("ARLINGTON MARKET SUBDIVISION").

##### PARCEL 2:

LOTS 3 TO 15, 53 TO 56 AND LOT B IN ARLINGTON MARKET RESUBDIVISION NO. 1, BEING A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 6, 2008 AS DOCUMENT NUMBER 0806603056 IN COOK COUNTY, ILLINOIS ("ARLINGTON MARKET RESUBDIVISION")

LESS AND EXCEPT FROM PARCEL 1 AND PARCEL 2 THAT PORTION OF SUCH REAL ESTATE WHICH IS INCLUDED IN ARLINGTON CROSSINGS SUBDIVISION, BEING A RESUBDIVISION OF ARLINGTON MARKET, BEING A SUBDIVISION IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, PURSUANT TO THE PLAT THEREOF RECORDED IN COOK COUNTY, ILLINOIS ON FEBRUARY 28, 2007, AS DOCUMENT NO. 0705915065 AND CORRECTED BY DOCUMENT NO. 0721144016 RECORDED IN COOK COUNTY ILLINOIS ON JULY 30, 2007, PURSUANT TO THE PLAT THEREOF RECORDED IN COOK COUNTY, ILLINOIS ON JUNE 7, 2010, AS DOCUMENT NUMBER 1018229011, IN COOK COUNTY, ILLINOIS.

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**PARCEL 3:**

ALL LOTS IN ARLINGTON CROSSINGS SUBDIVISION, BEING A RESUBDIVISION OF ARLINGTON MARKET, BEING A SUBDIVISION IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, PURSUANT TO THE PLAT THEREOF RECORDED IN COOK COUNTY, ILLINOIS ON FEBRUARY 28, 2007, AS DOCUMENT NO. 0705915065 AND CORRECTED BY DOCUMENT NO. 0721144016 RECORDED IN COOK COUNTY ILLINOIS ON JULY 30, 2007, PURSUANT TO THE PLAT THEREOF RECORDED IN COOK COUNTY, ILLINOIS ON JULY 1, 2010, AS DOCUMENT NUMBER 1018229011, IN COOK COUNTY, ILLINOIS ("ARLINGTON CROSSINGS SUBDIVISION").

**PARCEL 4:**

ALL LOTS IN THE FINAL PLAT OF SUBDIVISION OF ARLINGTON CROSSINGS RESUBDIVISION NO. 1, PURSUANT TO THE PLAT THEREOF RECORDED ON JUNE 28, 2011 AS DOCUMENT NUMBER 1117918008, BEING A RESUBDIVISION OF ARLINGTON MARKET, BEING A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 28, 2007 AS DOCUMENT NUMBER 0705915065, AND AS CORRECTED BY CERTIFICATE OF CORRECTION RECORDED JULY 30, 2007 AS DOCUMENT NUMBER 0721144016 ALL IN COOK COUNTY, ILLINOIS ("ARLINGTON CROSSINGS RESUBDIVISION NO. 1").

**PARCEL 5:**

ALL LOTS IN THE FINAL PLAT OF SUBDIVISION OF ARLINGTON CROSSINGS RESUBDIVISION NO. 2, PURSUANT TO THE PLAT THEREOF TO BE RECORDED IN THE OFFICE OF THE COOK COUNTY RECORDER OF DEEDS, BEING A RESUBDIVISION OF PARTS OF ARLINGTON CROSSINGS AND ARLINGTON CROSSINGS RESUBDIVISION NO. 1, BEING IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS ("ARLINGTON CROSSINGS RESUBDIVISION NO. 2").

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## II. LOTS

### A. ARLINGTON CROSSINGS LOTS

LOTS 1-1 TO 1-8, 6-1 TO 6-6, 7-1 TO 7-6, 8-1 TO 8-7, 9-1 TO 9-7 IN THE ARLINGTON CROSSINGS SUBDIVISION.

LOTS 2-1 TO 2-7, 3-1 TO 3-7, 4-1 TO 4-6, AND 5-1 TO 5-6 IN ARLINGTON CROSSINGS RESUBDIVISION NO. 1.

### B. ARLINGTON MARKET LOTS

- (i) LOTS 16 TO 52 IN ARLINGTON MARKET SUBDIVISION
- (ii) LOTS 3 TO 15 IN ARLINGTON MARKET RESUBDIVISION
- (iii) LOTS 53 TO 56 IN ARLINGTON CROSSINGS RESUBDIVISION NO. 2

## III. ARLINGTON PARCEL

### PARCEL 1:

LOTS 16 TO 52, 57, 58 AND LOT A AND LOT B IN ARLINGTON MARKET, BEING A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 28, 2007 AS DOCUMENT NUMBER 0705915065, AND AS CORRECTED BY CERTIFICATE OF CORRECTION RECORDED JULY 30, 2007 AS DOCUMENT NUMBER 0721144016 IN COOK COUNTY, ILLINOIS ("ARLINGTON MARKET SUBDIVISION").

### PARCEL 2:

LOTS 3 TO 15, 53 TO 56 AND LOT B IN ARLINGTON MARKET RESUBDIVISION NO. 1, BEING A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 6, 2008 AS DOCUMENT NUMBER 0806603056 IN COOK COUNTY, ILLINOIS ("ARLINGTON MARKET RESUBDIVISION")

LESS AND EXCEPT FROM PARCEL 1 AND PARCEL 2 THAT PORTION OF SUCH REAL ESTATE WHICH IS INCLUDED IN ARLINGTON CROSSINGS SUBDIVISION, BEING A RESUBDIVISION OF ARLINGTON MARKET, BEING A SUBDIVISION IN THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD

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PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, PURSUANT TO THE PLAT THEREOF RECORDED IN COOK COUNTY, ILLINOIS ON FEBRUARY 28, 2007, AS DOCUMENT NO. 0705915065 AND CORRECTED BY DOCUMENT NO. 0721144016 RECORDED IN COOK COUNTY ILLINOIS ON JULY 30, 2007, PURSUANT TO THE PLAT THEREOF RECORDED IN COOK COUNTY, ILLINOIS ON JUNE 7, 2010, AS DOCUMENT NUMBER 1018229011, IN COOK COUNTY, ILLINOIS.

**PARCEL 3:**

LOTS 10-1 TO 10-6, E, 53 AND 54 IN THE ARLINGTON CROSSINGS SUBDIVISION.

**PARCEL 4:**

THAT PORTION OF LOT C IN ARLINGTON CROSSINGS RESUBDIVISION NO. 1 FALLING IN THAT PART OF BEVERLY LANE LYING SOUTH OF THE NORTH LINE OF LOT 40 IN ARLINGTON MARKET SUBDIVISION (CREATED PURSUANT TO THE PLAT RECORDED AS DOCUMENT NO. 0705915065) EXTENDED WESTERLY.

**IV. HOA COMMON AREAS**

**A. ARLINGTON CROSSINGS COMMON AREAS**

ALL LOTS DESIGNATED AS "COMMON AREA" UNDER THE HOMEOWNERS DECLARATION WHICH AFFECTS THE ARLINGTON CROSSINGS SUBDIVISION AND THE ARLINGTON CROSSINGS RESUBDIVISION NO. 1, EACH AS AMENDED AND SUPPLEMENTED FROM TIME TO TIME TO ADD ADDITIONAL COMMON AREA THEREUNDER.

THE ARLINGTON CROSSINGS COMMON AREAS CONSIST OF LOTS 55, 56, 59, 62, 63, 64, AND F IN ARLINGTON CROSSINGS SUBDIVISION AND LOTS 57, 58, 60, 61 AND D IN ARLINGTON CROSSINGS RESUBDIVISION NO. 1.

**B. ARLINGTON MARKET COMMON AREAS**

LOTS G AND H IN ARLINGTON MARKET CROSSINGS RESUBDIVISION NO. 2

**V. COMMUNITY AREA**

**A. INTENTIONALLY DELETED;**

**B. LOT C IN ARLINGTON CROSSINGS RESUBDIVISION NO. 1, EXCEPTING THEREFROM THAT PART OF BEVERLY LANE LYING SOUTH OF THE NORTH LINE OF LOT 40 IN ARLINGTON MARKET SUBDIVISION (CREATED PURSUANT TO THE PLAT RECORDED AS DOCUMENT NO. 0705915065) EXTENDED WESTERLY;**

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- C. THAT PORTION OF LOT C IN ARLINGTON CROSSINGS RESUBDIVISION NO. 1 FALLING IN THAT PART OF BEVERLY LANE LYING SOUTH OF THE NORTH LINE OF LOT 40 IN ARLINGTON MARKET SUBDIVISION (CREATED PURSUANT TO THE PLAT RECORDED AS DOCUMENT NO. 0705915065) EXTENDED WESTERLY;
- D. INTENTIONALLY DELETED.
- E. LOTS A AND B IN ARLINGTON MARKET

PINS: 03-29-411-032 THRU 068, 074, 082 THRU 094 THRU 102, 129 THRU 154, 161, 163 THRU 164, 167, 170 THRU 172, AND 175 THRU 216

ADDRESSES: VARIOUS ADDRESSES ON LINCOLN LANE, BEVERLY LANE, WING STREET AND HAMLIN LANE, ALL IN ARLINGTON HEIGHTS, ILLINOIS.

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**EXHIBIT Y TO  
AMENDMENT NO. 1 TO  
COMMUNITY DECLARATION FOR  
ARLINGTON CROSSINGS AND ARLINGTON MARKET**

**CONTRACT PROPERTY**

**PROPERTY DESCRIPTION, PHASE ONE:**

LOTS 3 THROUGH 15, BOTH INCLUSIVE, IN ARLINGTON MARKET RESUBDIVISION NO. 1, BEING A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 6, 2008 AS DOCUMENT NUMBER 0806603056, IN COOK COUNTY, ILLINOIS.

ALSO

LOTS 16 THROUGH 39, BOTH INCLUSIVE, AND THAT PART OF LOT A LYING EAST OF LOTS 40 THROUGH 52, BOTH INCLUSIVE, AND THE SOUTHERLY EXTENSION OF THE EAST LINE OF SAID LOT 52, IN ARLINGTON MARKET, BEING A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 28, 2007 AS DOCUMENT NUMBER 0705915065, AND CORRECTED BY CERTIFICATE OF CORRECTION RECORDED JULY 20, 2007 AS DOCUMENT NUMBER 0721144016, IN COOK COUNTY, ILLINOIS.

AND

NON-EXCLUSIVE, PERPETUAL EASEMENTS FOR THE BENEFIT OF PARCELS 1 AND 2 AS CREATED BY THE COMMUNITY DECLARATION FOR ARLINGTON CROSSINGS AND ARLINGTON MARKET RECORDED DECEMBER 17, 2010 AS DOCUMENT 1035144040 FOR PUBLIC UTILITIES; VEHICULAR AND PEDESTRIAN INGRESS AND EGRESS; USE AND ENJOYMENT OF THE COMMUNITY AREA AND UTILITY MAINTENANCE AREAS LOCATED WITHIN THE COMMUNITY AREAS OF THE LAND DESCRIBED ON EXHIBIT 'A' ATTACHED THERETO.

AND

NON-EXCLUSIVE, PERPETUAL EASEMENTS FOR THE BENEFIT OF PARCELS 1 AND 2 AS CREATED BY THE DECLARATION AND RESERVATION OF EASEMENTS RECORDED NOVEMBER 03, 2010 AS DOCUMENT NUMBER 1030733127 FOR PUBLIC AND PRIVATE UTILITIES AND VEHICULAR AND PEDESTRIAN INGRESS AND EGRESS OVER LOTS C, D, E AND F IN ARLINGTON CROSSINGS SUBDIVISION,

**EXHIBIT Y - CONTRACT PROPERTY  
AMENDMENT NO. 1 TO COMMUNITY DECLARATION  
FOR ARLINGTON CROSSINGS AND ARLINGTON MARKET**

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BEING A RESUBDIVISION OF ARLINGTON MARKET.

AND

NON-EXCLUSIVE, PERPETUAL EASEMENTS FOR THE BENEFIT OF PARCELS 1 AND 2 AS CREATED BY THE DECLARATION FOR ARLINGTON CROSSING TOWNHOMES AND PROVISIONS RELATING TO EASEMENTS AFFECTING PORTIONS OF THE DEVELOPMENT AREA OTHER THAN THE PREMISES RECORDED DECEMBER 17, 2010 AS DOCUMENT NO. 1035144041 FOR PUBLIC AND PRIVATE UTILITIES OVER THE COMMON AREA AND LOTS; AND FOR VEHICULAR AND PEDESTRIAN INGRESS AND EGRESS OVER THE PRIVATE ROADS LOCATED ON THE COMMON AREAS, ALL DESCRIBED ON EXHIBIT 'B' ATTACHED THERETO.

AND

NON-EXCLUSIVE, PERPETUAL EASEMENTS FOR THE BENEFIT OF PARCELS 1 AND 2 AS CREATED BY THE PLAT RECORDED FEBRUARY 28, 2007 AS DOCUMENT NUMBER 0705915065, AND AS NOTED ON PLAT RECORDED JULY 1, 2010 AS DOCUMENT NUMBER 1018229011. FOR PEDESTRIAN INGRESS AND EGRESS OVER AND UPON THE PEDESTRIAN BRIDGE AND THE PEDESTRIAN ACCESS EASEMENT AREA; AND FOR CROSS-DRAINAGE ACCESS & MAINTENANCE OVER THE AREA AS DEFINED ON THE PLATS; AND FOR PUBLIC UTILITIES OVER THE AREA AS DEFINED ON THE PLATS.

**PROPERTY DESCRIPTION, PHASE TWO:**

LOTS 40 THROUGH 52, BOTH INCLUSIVE, AND THAT PART OF LOT A LYING WEST OF THE SOUTHERLY EXTENSION OF THE EAST LINE OF SAID LOT 52 AND ALL OF LOT B, IN ARLINGTON MARKET, BEING A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 28, 2007 AS DOCUMENT NUMBER 0705915065, AND CORRECTED BY CERTIFICATE OF CORRECTION RECORDED JULY 30, 2007 AS DOCUMENT NUMBER 0721144016,

**EXCEPT**

THAT PART OF SAID LOT B LYING WITHIN THE LIMITS OF ARLINGTON CROSSINGS RESUBDIVISION NO. 1, BEING A RESUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 28, 2011 AS DOCUMENT NUMBER 1117918008, IN COOK COUNTY, ILLINOIS.

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ALSO

LOT E AND LOT 53 IN THE FINAL PLAT OF SUBDIVISION OF ARLINGTON CROSSINGS, BEING A RESUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED JULY 1, 2010 AS DOCUMENT 1018229011, AND CORRECTED BY CERTIFICATE OF CORRECTION RECORDED FEBRUARY 9, 2011 AS DOCUMENT NUMBER 1104044037, IN COOK COUNTY, ILLINOIS.

ALSO

LOTS 10-1, 10-2, 10-3, 10-4, 10-5, 10-6 AND LOT 54 IN THE FINAL PLAT OF SUBDIVISION OF ARLINGTON CROSSINGS RESUBDIVISION NO. 1, BEING A RESUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 28, 2011 AS DOCUMENT NUMBER 1117918008, IN COOK COUNTY, ILLINOIS.

ALSO

THAT PART OF LOT C, IN THE FINAL PLAT OF SUBDIVISION OF ARLINGTON CROSSINGS RESUBDIVISION NO. 1, BEING A RESUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 28, 2011 AS DOCUMENT NUMBER 1117918008, LYING SOUTHERLY OF THE WESTERLY EXTENSION OF THE NORTH LINE OF LOT 40, IN ARLINGTON MARKET, BEING A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 28, 2007 AS DOCUMENT NUMBER 0705915065, AND CORRECTED BY CERTIFICATE OF CORRECTION RECORDED JULY 30, 2007 AS DOCUMENT NUMBER 0721144016, IN COOK COUNTY, ILLINOIS.

AND

NON-EXCLUSIVE, PERPETUAL EASEMENTS FOR THE BENEFIT OF PARCELS 1 AND 2 AS CREATED BY THE COMMUNITY DECLARATION FOR ARLINGTON CROSSINGS AND ARLINGTON MARKET RECORDED DECEMBER 17, 2010 AS DOCUMENT 1035144040 FOR PUBLIC UTILITIES; VEHICULAR AND PEDESTRIAN INGRESS AND EGRESS; USE AND ENJOYMENT OF THE COMMUNITY AREA AND UTILITY MAINTENANCE AREAS LOCATED WITHIN THE COMMUNITY AREAS OF THE LAND DESCRIBED ON EXHIBIT 'A' ATTACHED THERETO.

**EXHIBIT Y – CONTRACT PROPERTY**  
**AMENDMENT NO. 1 TO COMMUNITY DECLARATION**  
**FOR ARLINGTON CROSSINGS AND ARLINGTON MARKET**

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AND

NON-EXCLUSIVE, PERPETUAL EASEMENTS FOR THE BENEFIT OF PARCELS 1 AND 2 AS CREATED BY THE DECLARATION AND RESERVATION OF EASEMENTS RECORDED NOVEMBER 03, 2010 AS DOCUMENT NUMBER 1030733127 FOR PUBLIC AND PRIVATE UTILITIES AND VEHICULAR AND PEDESTRIAN INGRESS AND EGRESS OVER LOTS C, D, E AND F IN ARLINGTON CROSSINGS SUBDIVISION, BEING A RESUBDIVISION OF ARLINGTON MARKET.

AND

NON-EXCLUSIVE, PERPETUAL EASEMENTS FOR THE BENEFIT OF PARCELS 1 AND 2 AS CREATED BY THE DECLARATION FOR ARLINGTON CROSSING TOWNHOMES AND PROVISIONS RELATING TO EASEMENTS AFFECTING PORTIONS OF THE DEVELOPMENT AREA OTHER THAN THE PREMISES RECORDED DECEMBER 17, 2010 AS DOCUMENT NO. 1035144041 FOR PUBLIC AND PRIVATE UTILITIES OVER THE COMMON AREA AND LOTS; AND FOR VEHICULAR AND PEDESTRIAN INGRESS AND EGRESS OVER THE PRIVATE ROADS LOCATED ON THE COMMON AREAS, ALL DESCRIBED ON EXHIBIT 'B' ATTACHED THERETO.

AND

NON-EXCLUSIVE, PERPETUAL EASEMENTS FOR THE BENEFIT OF PARCELS 1 AND 2 AS CREATED BY THE PLAT RECORDED FEBRUARY 28, 2007 AS DOCUMENT NUMBER 0705915065, AND AS NOTED ON PLAT RECORDED JULY 1, 2010 AS DOCUMENT NUMBER 1018229011, FOR PEDESTRIAN INGRESS AND EGRESS OVER AND UPON THE PEDESTRIAN BRIDGE AND THE PEDESTRIAN ACCESS EASEMENT AREA; AND FOR CROSS-DRAINAGE ACCESS & MAINTENANCE OVER THE AREA AS DEFINED ON THE PLATS; AND FOR PUBLIC UTILITIES OVER THE AREA AS DEFINED ON THE PLATS.

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**EXHIBIT Z TO  
AMENDMENT NO. 1 TO  
COMMUNITY DECLARATION FOR  
ARLINGTON CROSSINGS AND ARLINGTON MARKET**

**COMMUNITY MAP**

**SEE ATTACHED**

Property of Cook County Clerk's Office

**EXHIBIT Z- COMMUNITY MAP  
AMENDMENT NO. 1 TO COMMUNITY DECLARATION  
FOR ARLINGTON CROSSINGS AND ARLINGTON MARKET**

