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Prepared by: Vincent J. Stout 4219 West 95th St. Oak Lawn, IL 60453

SIXTEENTH AMENDMENT

TO

DECLARATION OF CONDOMINIUM OWNERSHIP
AND OF EASEMENTS, RESTRICTIONS, AND
COVENANTS FOR WESTBERRY VILLAGE, UNIT NO. 3
A CONDOMINIUM

THIS DECEMPATION made and entered into by STANDARD BANK, Trustee under Trust Agreement dated June 3, 1976, and known as Trust No. 4449, and not individually, (the "Trustee"):

WITEESSETH:

WHEREAS, by the Declaration of Condominium Ownership recorded in the Office of the Recorder of Deeds, of Cook County, Illinois, as Document No. 881448707, (the "Declaration"), and as amended from time to time, STANDARD BANK, as Trustee under Trust Agreement dated June 3, 1976, and known as Trust No. 4449, and not individually, submitted certain real estate to the Condominium Property Act of the State of Illinois (the "Act"), said Condominium being known as WESTBERRY VILLAGE UNIT No. 3, a condominium; and

WHEREAS, under Paragraph 1 of ARTICLE XIX of the Declaration, the right is reserved in the developer

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HARTZ CONSTRUCTION COMPANY, to annex and add certain real property to the Parcel and Property described in the Declaration, and thereby add to the Condominium; and

WHEREAS, STANDARD BANK, as Trustee under Trust Agreement dated June 3, 1976, and known as Trust No. 4449, is the legal title holder to the property to be annexed and HARTZ CONSTRUCTION COMPANY is the developer and beneficial owner of said Trust and wishes to so annex and add certain real property to said Parcel and Property, and thereby submits to the Act as a part of the Condominium the following real property ("Additional Property"):

Lots 46, 47 and 48 in Westberry Village Unit No. 3, a Subdivision of part of the East 1/2 of the Northwest 1/4 of Section 23, Township 36 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois P.I.N.: 27 23 101 017, 23 23 101 022

COMMON ADDRESS: 16024, 16026, 16040, 16042, 16044, 16046, 16054, and 16056 South 85th Avenue and 8541, 8543, 8540 and 8542 West 161st Street, Tinley Park, Illinois 60477

which property is a portion of the Development Area described in said Declaration; and

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WHEREAS, the additional property is now improved with three buildings, containing four units each, making a total of twelve additional units, as defined in the Declaration.

NOW THEREFORE, STANDARD BANK, as Trustee under Trust Agreement dated June 3, 1976, and known as Trust No. 4449, and not individually, as the legal title holder of the Additional Property and MARTZ CONSTRUCTION COMPANY as the beneficial owner of said Trust, and for the purpose above set forth, hereby declares that the Declaration be and hereby is amended as follows:

- and Property as defined in Article I of the Declaration and is thereby submitted to the provisions of the Act as a part of the Condominium in accordance with and shall be deemed to be governed in all respects by the terms and provisions of the Declaration. The Additional Land as now described is set forth herein as Exhibit "C".
- 2. The Plat attached to the Declaration as Exhibit "A" showing the boundaries of the Property and delineating and describing the Units contained therein, is hereby amended and supplemented by Exhibit "A" attached hereto showing the

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boundaries of the annexed Property and describing the additional Units contained in said annexed Property.

- 3. Exhibit "B" attached to the Declaration setting forth the percentages of the undivided interest in the common elements corresponding to each Unit described in Exhibit "A" prior to this Amendment are hereby reduced to the respective percentage interests in the Common elements as set forth in Exhibit "B" attached hereto. Exhibit "B" attached to the Declaration is amended by the substitution of Exhibit "B" attached hereto.
- 4. The additional common elements added to the Declaration by this Amendment, are hereby granted and conveyed to the respective grantees of Units heretofore conveyed, all as set forth in the Declaration.
- 5. It is expressly understood and agreed by and between the parties hereto, to the contrary notwithstanding, that each and all of the representations, covenants, undertakings, and agreements herein made on the part of the Trustee while in form purporting to be representations, covenants, undertakings, and agreements herein made on the part of the Trustee are nevertheless each and every one of them made and intended not as personal representations, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of

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binding said Trustee personally, but are made and intended for the purpose of binding only that portion of the trust property specifically described herein and this instrument is executed and delivered by said Trustee not in its own rights, but solely in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against the STANDARD BANK, or any of the beneficiaries under said Trust Agreement, on account of this instrument or on account of any representation, covenant, undertaking or agreement of the said Trustee in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released. It is understood and agreed by the parties hereto, anything to the contrary notwithstanding, that the Trustee will act only on the direction of the beneficiaries.

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

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IN WITNESS WHEREOF, the said STANDARD BANK, as Trustee as aforesaid and not individually, and HARTZ CONSTRUCTION COMPANY have caused this instrument to be signed and sealed by its duly authorized officers on its behalf; and the Trustee, attorney-infact as aforesaid, has set its hand and seal, all done in Cook County, Illinois, this 3rd day of November, 1989. DOOR COOK

STANDARD BANK, as Trustee Under Trust Agreement dated June 3, 1989 Known as Trust No. 4449, and Not Individually,

VICE PRESIDENT

ATTEST:

ASSISTANT SECRETARY

This instrument is signed, existed our articles of community, saids in an expected to increase ground to an example of the forces because of the second community. CHARBARD DANK AND TRUST ist day sad off dugles, ablica go so end es care Carte th BANK AND ADMOT OF LANGUAGE AND ADMOT ADMOT AND ADMOT ADMOT AND ADMOT ADMOT ADMOT AND ADMOT ADMOT ADMOT ADMOT A Time diments and high promoter sec-Here which there is not, for the screening passes of the granular tool for ANT self-ordinary to the ANT self-ordinary to the province of self-ordinary to the province of self-ordinary to the passes of the province of the self-ordinary to th which it may incid under the terms and soundation of and trust Agreement.

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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 Dennis RADEK Vice President of STANDARD BANK, and Linda on Kajewski. Assistant Storetary of said Bank, who subscribed to the foregoing instrument as such Vice President and Assistant respectively, appeared before me this day, in person, acknowledged that they signed and delivered the said instrument as their free and voluntary lot of said Bank, as Trustee aforesaid, for the uses and purpoves therein set forth; said Vice President then and there acknowledged that he custodian of the Corporate Seal of said Bank, did affix the Corporate Seal of said Bank to said Instrument as his own free and voluntary act and as the free and voluntary act of said Bank, as Trustee as aforesaid, for the uses and purposes therein set forth.

Given under my hand and notarial seal, this 3^{rCl} day of November, 1989.

Notary Public

"OFFICIAL SEAL"
DIANE AL NOLAM
HOTAGE PLOCE, STATE OF GENORS
MY COMMISSION EMPIRES 1-20 93

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ATTEST: Quard Stensolyp

HARTZ CONSTRUCTION COMPANY

BY:

STATE OF ILLINOIS)

COUNTY OF COOK)

I, A TOE M. FANNER a Notary Public, in and for the said County, in the State aforesaid, do hereby certify that DONALD L.

HARTZ, President of HARTZ CONSTRUCTION COMPANY, and EDWARD P.
KENNEDY, Vice President of said Company, who subscribed to the foregoing instrument as such President and Vice President, respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth; and the said Vice President then and there acknowledged that he as custodian of the corporate seal of said Company did affix the corporate seal of said Company to said instrument as his own free and voluntary act of said Company, for the uses and purposes

Given under my hand the notarial seal, this and day of remaining, 1989.

NOTARY PUBLIC

"OFFICIAL SEAL"

ALICE M. FLANNERY

Notary Public, State of Illinois

My Commission Expires 4/8/91

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there set forth.

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EXHIBIT B
PERCENTAGE INTERESTS IN COMMON ELEMENTS
WESTBERRY VILLAGE UNIT NO. 3 CONDOMINIUM

		II NO. 3 CONDOMINIUM
UNIT NO	OS. %INTERESTS	
16055	1.1506	
16054	1.1232	
16051	1.1781	
16050	1.1781	
16045	1.1232	
16044	1.1232	
16041	1.1781	
16040	1,1781	
16035	1.1781	
16034	1.1781	
16031	1,1781	25
16030	1.17g1	, in the second
16025	1,1506	89530325
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16020	1.1781	9
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16011	1.2055	Ti
16010	1.2055	0.
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8414	1.2055	(C-
8412	1.2055	
8410	1.2055	
8420	1.2055	
8422	1.2055	
8424	1.2055	
8426	1.2055	
8430	1.1231	
8432	1.1781	

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UNIT NO	§ INTERESTS		
8434	1.1506		
8436	1.2055		
8500	1.1506		
8502	1.2055		
8504	1.1231		
8506	1.1781		
8510	1.2055		
8512	1.1781		
8514	1.2055		
8516	1.2055		
8520	1.2055		
8522	1.2055		
8524	1.2055		
8526	1.2055		Œ
8530	1.2055	τ_{\bigcirc}	89530325
8532	1.2055	County	ين
8534	1.2055	46	ü
8536	1.2055		25
8540	1.1506		•
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8544	1.2055		4 ,
8546	1.1781		'S
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8556	1.2055		
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8553	1.2055		
8555	1.2055		
8557	1.2055		
8531	1,2055		
8533	1,2055		

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UNITS 16020 (85th Pl.) 16022 16030 (85th Pl.) 16032 (85th Pl.) 16034 (Westberry Ln.) 16050 (85th Pl.) 16052 (85th Pl.) 8530 (161st St.) 8532 (161st St.) 16024 (85th Pl.) 16026 (85th Pl.) 16040 (85th Pl.) 16042 (85th Pl.) 16043 (85th Pl.) 16044 (85th Pl.) 16045 (85th Pl.) 16056 (85th Pl.) 16056 (85th Pl.) 8541 (161st St.) 8543 (161st St.) 8540 (161st St.) 8540 (161st St.)	1.2055 1.1506 1.2055 1.1781 1.1506 1.2055 1.2055 1.2055 1.2055 1.2055 1.2055 1.2055 1.2055 1.2055 1.2055	89530325
	1.2055 1.2055 100.0000	SOM CO

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EXHIBIT "C"

ADDITIONAL LAND

All Lots reserved for addition have been added and incorporated.