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FIRST AMENDMENT TO DECLARATION OF EASEMENTS, COVENANTS AND RESTRICTIONS

THIS AGREEMENT (the "First Amendment") dated as of this 1st day of August, 1989, is entered into among AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not personally, but as Trustee under Trust Agreement dated August 1, 1986, and known as Trust No. 069223-06 ("Owner of Lot 1"), AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not personally, but as Trustee under Trust Agreement dated August 1, 1986, and known as Trust No. 069222-07 ("Owner of Lots 2 and 3") and BRIDGEVIEW BANK AND TRUST COMPANY, not personally, but as Trustee under Trust Agreement dated April 5, 1988, and known as Trust No. 1-1688 ("Owner of Lot 4").

RECITALS:

A. Owner of Lot 1 is the owner of Lot 1 in Voss Subdivision, being a subdivision of part of the East half of Section 1, Township 37 North, Range 12 East of Third Principal Meridian in Cook County, Illinois, according to the Plat of Subdivision recorded December 24, 1986 as Document No. 86617801 (PIN: 23-01-400-010).

B. Owner of Lots 2 and 3 is the owner of Lots 2 and 3 in Voss Subdivision, being a subdivision of part of the East half of Section 1, Township 37 North, Range 12 East of Third Principal Meridian in Cook County, Illinois, according to the Plat of Subdivision recorded December 24, 1986 as Document No. 86617801 (PIN: 23-01-400-011 and 23-01-400-012).

C. Owner of Lot 4 is the owner of Lot 4 in Voss Subdivision, being a subdivision of part of the East half of Section 1, Township 37 North, Range 12 East of Third Principal Meridian in Cook County, Illinois, according to the Plat of Subdivision recorded December 24, 1986 as Document No. 86617801 (PIN: 23-01-400-013).

D. Owner of Lot 1 and Owner of Lots 2 and 3 (which also was the owner of Lot 4 at such time) have previously entered into a Declaration of Easements, Covenants and Restriction, dated November 17, 1986, and recorded in the Office of the Recorder of Cook County, Illinois as Document No. 87 016982 (the "Declaration") for the purposes of establishing easements, reservations, covenants and restrictions relating to the Total Tract and the Improvements to be constructed thereon.

\$19.00

72-14-902D2 ① Carter

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E. The parties hereto desire to enter into this First Amendment for the purposes of modifying and amending certain provisions of the Declaration.

NOW THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the parties hereby grant, covenant and agree as follows:

1. Unless otherwise defined herein, capitalized terms in this First Amendment shall have the meanings attributed to them in the Declaration.

2. Paragraph 1.3 of the Declaration is hereby amended by deleting therefrom the first sentence and inserting, in lieu thereof, the following:

1.3 Balance of the Development. The balance of the development of the Total Tract to be constructed on Building Site No. 2 may consist of one or more buildings (the "Phase II Buildings") which may be for any purposes permitted under the applicable zoning ordinance or otherwise permitted by the Village of Bridgeview.

3. Except to the extent amended or modified herein, the terms and conditions of the Declaration and the Rider shall continue in full force and effect.

4. This Agreement is executed by American National Bank and Trust Company of Chicago, not individually, but solely as trustee as aforesaid, and any claims against said trustee under this agreement shall be payable only out of the trust property which is the subject of this agreement, and it is expressly understood and agreed that each of the undertakings and agreements herein are made, not as personal undertakings and agreements of the trustee or for the purpose of binding either the trustee or its beneficiaries personally, but this agreement is executed by the trustee solely in the exercise of its powers as such trustee and any and all personal liability against the trustee and its respective successors and assigns is expressly waived.

5. This Agreement is executed by Bridgeview Bank and Trust Company, not individually, but solely as trustee as aforesaid, and any claims against said trustee under this agreement shall be payable only out of the trust property which is the subject of this agreement, and it is expressly understood and agreed that each of the undertakings and agreements herein are made, not as personal undertakings and agreements of the trustee or for the purpose of binding either the trustee or its beneficiaries personally, but this agreement is executed by the trustee solely in the exercise of its

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powers as such trustee and any and all personal liability against the trustee and its respective successors and assigns is expressly waived.

IN WITNESS WHEREOF, the parties hereto have entered into this First Amendment to Declaration of Easements, Covenants and Restrictions on the day and year first above written.

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not personally, but as Trustee under Trust Agreement dated August 1, 1986, and known as Trust No. 069223-06.

ATTEST:

By [Signature]
Its [Signature]

By [Signature]
Its [Signature]

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not personally, but as Trustee under Trust Agreement dated August 1, 1986, and known as Trust No. 069222-07.

ATTEST:

By [Signature]
Its [Signature]

By [Signature]
Its [Signature]

BRIDGEVIEW BANK AND TRUST COMPANY, not personally, but as Trustee under Trust Agreement dated April 5, 1988, and known as Trust No. 1-1658

By _____
Its _____

ATTEST:

By _____
Its _____

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powers as such trustee and any and all personal liability against the trustee and its respective successors and assigns is expressly waived.

IN WITNESS WHEREOF, the parties hereto have entered into this First Amendment to Declaration of Easements, Covenants and Restrictions on the day and year first above written.

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not personally, but as Trustee under Trust Agreement dated August 1, 1986, and known as Trust No. 069223-06.

ATTEST:

By _____
Its _____

By _____
Its _____

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not personally, but as Trustee under Trust Agreement dated August 1, 1986, and known as Trust No. 069222-07.

ATTEST:

By _____
Its _____

By _____
Its _____

BRIDGEVIEW BANK AND TRUST COMPANY, not personally, but as Trustee under Trust Agreement dated April 5, 1988, and known as Trust No. 1-1658

By *James Askin*
Its Vice-President

ATTEST:

By *David J. Altgater*
Its Secretary

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STATE OF ILLINOIS)
) SS
COUNTY OF C O O K)

I, KULA DAVIDSON, a Notary Public in
and for said County, in the State aforesaid, DO HEREBY CERTIFY
that Suzanne Goldstein Baker
ASSISTANT SECRETARY of American National Bank and Trust
Company of Chicago, who is personally known to me 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 the said
instrument as his own free and voluntary act and as the act of said
Bank for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this AUG 4 1989 day
of _____, 1989.



My Commission Expires:

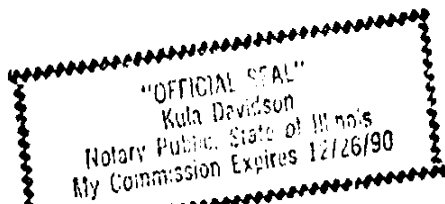
Kula Davidson
Notary Public

STATE OF ILLINOIS)
) SS
COUNTY OF C O O K)

KULA DAVIDSON

I, _____, a Notary Public in
and for said County, in the State aforesaid, DO HEREBY CERTIFY
that Suzanne Goldstein Baker
ASSISTANT SECRETARY of American National Bank and Trust
Company of Chicago, who is personally known to me 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 the said
instrument as his own free and voluntary act and as the act of said
Bank for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this AUG 4 1989 day
of _____, 1989.



My Commission Expires:

Kula Davidson
Notary Public

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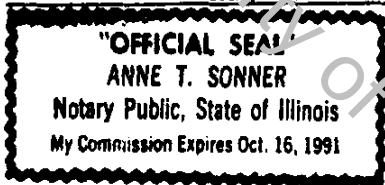
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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, Anne T. Sonner, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Edwina Gaskin, Vice President and David J. Altepeter, Secretary of Bridgeview Bank and Trust Company, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument, as such Vice-President & Secretary appeared before me this day in person, and acknowledged that he signed and delivered the said instrument as his own free and voluntary act and as the act of said Bank for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 4th day of August, 1989.



Anne T. Sonner
Notary Public

My Commission Expires: October 16, 1991

This instrument was prepared by and when recorded return to:

Herbert J. Linn
Pedersen & Houpt, P.C.
180 North LaSalle Street, Suite 3400
Chicago, Illinois 60601

BOX 333 - TH

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CONSENT OF MORTGAGEE

American National Bank and Trust Company of Chicago as Mortgagee under a Mortgage, Assignment of Leases and Rents and Security Agreement, dated September 3, 1986 and recorded September 5, 1986 with the Recorder of Cook County, Illinois as Document No. 86396112, and the extensions and modifications thereto recorded with the Recorder of Cook County, Illinois as Documents No. 88-104021, 88-379068, 88-478671 and 89-226844, which Mortgage, as extended and modified, encumbers Lots 1, 2 and 3, consents to the execution and recording of the attached First Amendment to Declaration of Easements, Covenants and Restrictions and agrees that the Mortgage, as extended and modified, is subject to the provisions of said First Amendment of Declaration of Easements, Covenants and Restrictions.

IN WITNESS WHEREOF, American National Bank and Trust Company of Chicago has caused this Consent to be executed by its duly authorized officers on its behalf this 4 day of August, 1989.

AMERICAN NATIONAL BANK AND TRUST
COMPANY OF CHICAGO

by James P. Kelly
(Signature) _____

ATTEST:

Will H.P.
Asst Secretary

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CONSENT OF MORTGAGEE

_____ as Mortgagee under a Mortgage dated _____ and recorded _____, 19__ with the Recorder of Cook County, Illinois as Document No. _____, which Mortgage encumbers Lot 4 consents to the execution and recording of the attached First Amendment to Declaration of Easements, Covenants and Restrictions and agrees that said Mortgage is subject to the provisions of said First Amendment of Declaration of Easements, Covenants and Restrictions.

IN WITNESS WHEREOF, _____ has caused this Consent to be executed by its duly authorized officers on its behalf this _____ day of August, 1989.

By _____
Its _____

ATTEST:

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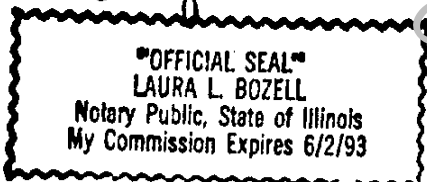
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STATE OF ILLINOIS)
) SS
COUNTY OF C O O K)

I, Laura L. Bozell, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that James E. Phillipp, Second Vice President of American National Bank and Trust Company of Chicago, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument, as such Second Vice President, appeared before me this day in person, and acknowledged that he signed and delivered the said instrument as his own free and voluntary act and as the act of said Bank for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 3rd day of August, 1989.



Laura Bozell
Notary Public

My Commission Expires:

STATE OF ILLINOIS)
) SS
COUNTY OF C O O K)

I, _____, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that _____

of _____ who is personally known to me 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 the said instrument as his own free and voluntary act and as the act of said Bank for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this _____ day of _____, 1989.

Notary Public

My Commission Expires:

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