

UNOFFICIAL COPY

9 0 3 3 0 90330880

WITH THIS DOCUMENT
PLA 171

FIFTH AMENDMENT TO DECLARATION OF
CONDOMINIUM OWNERSHIP FOR
THE LOFTS AT COBBLER'S CROSSING

This Fifth Amendment to Declaration made and entered into by the Cobbler's Crossing Country Homes Limited Partnership, an Illinois limited partnership, by Kimball Hill, Inc., its sole general partner ("Declarant").

WHEREAS, by the Declaration of Condominium Ownership recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 89600378 ("Declaration"), certain real estate was submitted to the Illinois Condominium Property Act (the "Act"); said Condominium being known as the Lofts at Cobbler's Crossing (the "Condominium"); and

WHEREAS, the Declarant is the legal title holder of and wishes to so annex and add to said Parcel and Property, as those terms are redefined in the Declaration, and therefore submit to the Act as part of the Condominium the following real property (the "Additional Property") as described on Exhibit "A", attached hereto and made a part hereof.

NOW THEREFORE, Declarant as legal title holder of the Property, and for the purposes above set forth, hereby declares that the Declaration be and hereby is amended as follows:

1. The Additional Property is hereby annexed to the Parcel and Property as defined in Article I of the Declaration and is hereby submitted to the provisions of the Act as 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.

2. It is understood that each Unit in the Property consists of the space enclosed or bound by the horizontal and vertical planes set forth in the delineation thereof in Exhibit C. The legal description of each such Unit shall consist of the identifying number for such Unit as shown in Exhibit C. Exhibit C of the Declaration is hereby amended by the addition of Exhibit C attached hereto.

3. Exhibit D attached to the Declaration is hereby amended and superseded in its entirety by Exhibit D attached hereto, and respective percentages of ownership in the Common Elements appurtenant to each Unit described in the said Exhibit D prior to this amendment are hereby reduced to the respective percentages set forth in Exhibit D, as hereby amended.

4. The additional Common Elements are hereby granted and conveyed to the Grantees of the Units heretofore conveyed, all as set forth in the Declaration.

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

90330880

UNOFFICIAL COPY

9 0 3 3 0 8 8 0

IN WITNESS WHEREOF, Declarant has caused its name to be signed by its President and attested by its Secretary on July 10, 1990.

COBBLER'S CROSSING COUNTRY HOMES LIMITED PARTNERSHIP,
an Illinois limited partnership,
by Kimball Hill, Inc.,
its sole general partner.

By: David K. Hill
David K. Hill, Jr. President

ATTEST:

Barbara G. Cooley
Barbara G. Cooley, Secretary

CCCH.AMD

Property of Cook County Clerk's Office

90330880

UNOFFICIAL COPY

9 0 3 3 0 8 8 0

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

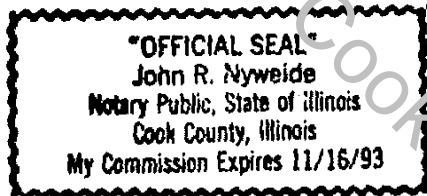
I, John R. Nyweide, a Notary Public in and for Cook County, Illinois, do hereby certify that David K. Hill, Jr., as President of Kimball Hill, Inc. and Barbara G. Cooley, as Secretary thereof, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such President and Secretary, respectively, appeared before me this day in person and acknowledge that they signed and delivered the foregoing instrument as their own free and voluntary act, and as the free and voluntary act of said Company, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 10th day of July, 1990.



Notary Public

SEAL



My commission expires 11/16/93

This instrument was prepared by and
MAIL TO AFTER RECORDING to:

John R. Nyweide,
HILL, VAN SANTEN, STEADMAN & SIMPSON, P.C.
7000 Sears Tower
Chicago, IL 60606

(312) 876-0200

PROPERTY INDEX NO. : 06-07-200-001
 06-07-401-005
 06-07-400-001
 06-07-400-006
 06-07-401-013

Address of property: Vacant land
 Golf Road
 Elgin, Illinois

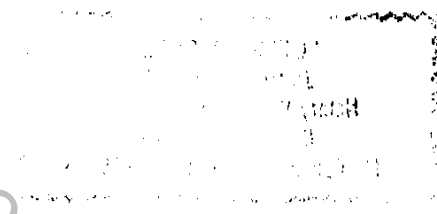
CCCH.AMD



90330880

UNOFFICIAL COPY

Property of Cook County Clerk's Office



600011111111

EXHIBIT A
UNOFFICIAL COPY
TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR
THE LOFTS AT COBBLER'S CROSSING 3 0 8 8 0

The "Additional Property", as defined in the Declaration is legally described as follows:

THAT PART OF LOT 1 IN COBBLER'S CROSSING UNIT 4, BEING A SUBDIVISION IN THE SOUTH 1/2 OF SECTION 7, TOWNSHIP 41 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 19, 1989 AS DOCUMENT NO. 89328814, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE SOUTHEASTERLY EXTENSION OF THE SOUTHWESTERLY LINE OF NON-EASEMENT AREA 34 IN SAID LOT 1 WITH THE SOUTHEASTERLY LINE OF SAID LOT 1; THENCE SOUTH 16 DEGREES 38 MINUTES 17 SECONDS WEST ALONG THE SOUTHEASTERLY LINE OF SAID LOT 1, 27.94 FEET TO A POINT OF CURVATURE IN SAID LINE; THENCE SOUTHWESTERLY ALONG THE SOUTHEASTERLY LINE OF SAID LOT 1, BEING A CURVED LINE CONVEX SOUTHEASTERLY, HAVING A RADIUS OF 160.00 FEET AND BEING TANGENT TO SAID LAST DESCRIBED LINE AT SAID LAST DESCRIBED POINT, AN ARC DISTANCE OF 94.49 FEET TO A POINT OF TANGENCY IN SAID LINE (THE CHORD OF SAID ARC BEARS SOUTH 33 DEGREES 31 MINUTES 25 SECONDS WEST, 93.13 FEET); THENCE SOUTH 50 DEGREES 26 MINUTES 34 SECONDS WEST ALONG THE SOUTHEASTERLY LINE OF SAID LOT 1, BEING TANGENT TO SAID LAST DESCRIBED CURVED LINE AT SAID LAST DESCRIBED POINT, 109.72 FEET TO A POINT OF CURVATURE IN SAID LINE; THENCE SOUTHWESTERLY ALONG THE SOUTHEASTERLY LINE OF SAID LOT 1, BEING A CURVED LINE CONVEX SOUTHEASTERLY, HAVING A RADIUS OF 215.00 FEET AND BEING TANGENT TO SAID LAST DESCRIBED LINE AT SAID LAST DESCRIBED POINT, AN ARC DISTANCE OF 125.57 FEET (THE CHORD OF SAID ARC BEARS SOUTH 67 DEGREES 10 MINUTES 28 SECONDS WEST, 123.79 FEET); THENCE NORTH 01 DEGREES 05 MINUTES 42 SECONDS WEST, 14.98 FEET TO THE SOUTHEAST CORNER OF NON-EASEMENT AREA 31 IN SAID LOT 1; THENCE NORTH 00 DEGREES 05 MINUTES 38 SECONDS WEST ALONG THE EAST LINE OF SAID NON-EASEMENT AREA 31, 89.34 FEET TO THE NORTHEAST CORNER THEREOF; THENCE NORTH 07 DEGREES 07 MINUTES 37 SECONDS WEST, 18.47 FEET TO AN ANGLE POINT IN THE NORTHWESTERLY LINE OF SAID LOT 1; THENCE NORTH 49 DEGREES 23 MINUTES 14 SECONDS EAST ALONG THE NORTHWESTERLY LINE OF SAID LOT 1, 161.97 FEET TO AN ANGLE POINT IN SAID LINE; THENCE NORTH 16 DEGREES 36 MINUTES 17 SECONDS EAST ALONG THE NORTHWESTERLY LINE OF SAID LOT 1, 37.43 FEET TO AN INTERSECTION WITH THE NORTHWESTERLY EXTENSION OF THE SOUTHWESTERLY LINE OF NON-EASEMENT AREA 34 IN SAID LOT 1; THENCE SOUTH 77 DEGREES 04 MINUTES 46 SECONDS EAST ALONG SAID LAST DESCRIBED SOUTHWESTERLY LINE AND SAID LINE EXTENDED SOUTHEASTERLY, 135.04 FEET TO THE PLACE OF BEGINNING.

ALSO

THAT PART OF LOT 2 IN COBBLER'S CROSSING UNIT 4, BEING A SUBDIVISION IN THE SOUTH 1/2 OF SECTION 7, TOWNSHIP 41 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 19, 1989 AS DOCUMENT NO. 89328814, DESCRIBED AS FOLLOWS: BEGINNING AT THE MOST SOUTHERLY SOUTHEAST CORNER OF SAID LOT 2; THENCE SOUTH 89 DEGREES 22 MINUTES 21 SECONDS WEST ALONG THE SOUTH LINE OF SAID LOT 2, 451.71 FEET; THENCE NORTH 00 DEGREES 37 MINUTES 39 SECONDS WEST, 27.19 FEET TO THE SOUTHEAST CORNER OF NON-EASEMENT AREA 72 IN SAID LOT 2; THENCE NORTH 13 DEGREES 15 MINUTES 31 SECONDS WEST ALONG THE EASTERLY LINE OF SAID NON-EASEMENT AREA 72, 89.34 FEET TO THE NORTHEAST CORNER THEREOF; THENCE NORTH 48 DEGREES 52 MINUTES 32 SECONDS WEST, 31.15 FEET TO THE SOUTHEASTERLY LINE OF QUAKER HILL COURT; THENCE NORTHEASTERLY ALONG SAID LAST DESCRIBED SOUTHEASTERLY LINE, BEING A CURVED LINE CONVEX SOUTHEASTERLY AND HAVING A RADIUS OF 52.50 FEET, AN ARC DISTANCE OF 13.19 FEET TO A POINT OF TANGENCY IN SAID LINE (THE CHORD OF SAID ARC BEARS NORTH 33 DEGREES 55 MINUTES 36 SECONDS EAST, 13.16 FEET); THENCE NORTH 26 DEGREES 43 MINUTES 45 SECONDS EAST ALONG THE SOUTHEASTERLY LINE OF SAID QUAKER HILL COURT, BEING TANGENT TO SAID LAST DESCRIBED CURVED LINE AT SAID LAST DESCRIBED POINT, 15.00 FEET TO A POINT OF CURVATURE IN SAID LINE; THENCE NORTHERLY ALONG THE EASTERLY LINE OF SAID QUAKER HILL COURT, BEING A CURVED LINE CONVEX EASTERLY, HAVING A RADIUS OF 52.50 FEET AND BEING TANGENT TO SAID LAST DESCRIBED LINE AT SAID LAST DESCRIBED POINT, AN ARC DISTANCE OF 64.75 FEET (THE CHORD OF SAID ARC BEARS NORTH 08 DEGREES 36 MINUTES 18 SECONDS WEST, 60.72 FEET); THENCE NORTH 46 DEGREES 03 MINUTES 40 SECONDS EAST, 10.96 FEET TO THE SOUTHWESTERLY CORNER OF NON-EASEMENT AREA 70 IN SAID LOT 2; THENCE NORTH 70 DEGREES 52 MINUTES 49 SECONDS EAST ALONG THE SOUTHERLY LINE OF SAID NON-EASEMENT AREA 70, 89.34 FEET TO THE SOUTHEASTERLY CORNER THEREOF; THENCE NORTH 19 DEGREES 07 MINUTES 11 SECONDS WEST ALONG THE NORTHEASTERLY LINE OF SAID NON-EASEMENT AREA 70, 82.50 FEET TO THE NORTHEASTERLY CORNER THEREOF; THENCE NORTH 22 DEGREES 23 MINUTES 56 SECONDS WEST, 19.45 FEET TO THE SOUTHEASTERLY LINE OF STILLWATER ROAD; THENCE NORTHEASTERLY ALONG THE SOUTHEASTERLY LINE OF SAID STILLWATER ROAD, BEING A CURVED LINE CONVEX SOUTHEASTERLY AND HAVING A RADIUS OF 800.00 FEET, AN ARC DISTANCE OF 38.55 FEET TO A POINT OF TANGENCY IN SAID LINE (THE CHORD OF SAID ARC BEARS NORTH 66 DEGREES 13 MINUTES 15 SECONDS EAST, 38.54 FEET); THENCE NORTH 64 DEGREES 50 MINUTES 25 SECONDS EAST ALONG THE SOUTHEASTERLY LINE SAID STILLWATER ROAD, BEING TANGENT TO SAID LAST DESCRIBED CURVED LINE AT SAID LAST DESCRIBED POINT, 93.79 FEET TO THE WESTERLY LINE OF HUNT WYCK COURT; THENCE SOUTH 25 DEGREES 09 MINUTES 35 SECONDS EAST ALONG SAID LAST DESCRIBED WESTERLY LINE, 172.42 FEET TO AN ANGLE POINT IN SAID LINE; THENCE SOUTH 04 DEGREES 28 MINUTES 02 SECONDS WEST ALONG THE WESTERLY LINE OF SAID HUNT WYCK COURT, 42.89 FEET TO A POINT OF CURVATURE IN SAID LINE; THENCE SOUTHEASTERLY AND NORTHEASTERLY ALONG THE SOUTHERLY LINE OF SAID HUNT WYCK COURT, BEING A CURVED LINE CONVEX SOUTHERLY AND HAVING A RADIUS OF 52.50

90330880

UNOFFICIAL COPY

9 0 3 3 0 8 8 0

FEET, AN ARC DISTANCE OF 164.93 FEET TO A POINT OF TANGENCY IN SAID LINE (THE CHORD OF SAID ARC BEARS SOUTH 85 DEGREES 31 MINUTES 58 SECONDS EAST, 105.00 FEET); THENCE NORTH 04 DEGREES 28 MINUTES 02 SECONDS EAST ALONG THE EASTERLY LINE OF SAID HUNT WYCK COURT, 45.00 FEET TO A POINT OF CURVATURE IN SAID LINE; THENCE NORTHWESTERLY ALONG THE EASTERLY LINE OF SAID HUNT WYCK COURT, BEING A CURVED LINE CONVEX EASTERLY AND HAVING A RADIUS OF 52.50 FEET, AN ARC DISTANCE 106.29 FEET (THE CHORD OF SAID ARC BEARS NORTH 53 DEGREES 31 MINUTES 55 SECONDS WEST, 89.04 FEET); THENCE NORTH 25 DEGREES 09 MINUTES 35 SECONDS WEST ALONG THE EASTERLY LINE OF SAID HUNT WYCK COURT, 144.78 FEET TO THE SOUTHEASTERLY LINE OF STILLWATER ROAD; THENCE NORTHEASTERLY ALONG SAID LAST DESCRIBED SOUTHEASTERLY LINE, BEING A CURVED LINE CONVEX SOUTHEASTERLY AND HAVING A RADIUS OF 230.00 FEET, AN ARC DISTANCE OF 83.68 FEET (THE CHORD OF SAID ARC BEARS NORTH 50 DEGREES 11 MINUTES 09 SECONDS EAST, 83.22 FEET); THENCE SOUTH 50 DEGREES 14 MINUTES 15 SECONDS EAST, 101.70 FEET TO THE SOUTHWEST CORNER OF NON-EASEMENT AREA 61 IN SAID LOT 2; THENCE SOUTH 80 DEGREES 31 MINUTES 59 SECONDS EAST ALONG THE SOUTHERLY LINE OF SAID NON-EASEMENT AREA 61, 89.34 FEET TO THE SOUTHEAST CORNER THEREOF; THENCE SOUTH 89 DEGREES 15 MINUTES 22 SECONDS EAST, 36.28 FEET TO THE EAST LINE OF SAID LOT 2; THENCE SOUTH 00 DEGREES 44 MINUTES 38 SECONDS WEST ALONG SAID LAST DESCRIBED EAST LINE, 388.29 FEET TO THE PLACE OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

Property of Cook County Clerk's Office

90330880

UNOFFICIAL COPY

9 0 3 3 0 8 8 0

Lofts 5th (67 & 71)

EXHIBIT D
TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR
THE LOFTS AT COBBLER'S CROSSING

DEPT-01 RECORDING
T59999 TRAN 0459 07/10/90 14:50:00 \$52.50
45508 \$ *-90-330880
COOK COUNTY RECORDER

(Undivided Interests)

<u>Unit</u>	<u>Undivided Interest</u>	<u>Unit</u>	<u>Undivided Interest</u>
32-1	2.195%	65-1	2.194
32-2	2.593	65-2	2.593
32-3	2.593	65-3	2.593
32-4	2.052	65-4	2.052
33-1	2.195	66-1	2.593
33-2	2.195	66-2	2.052
33-3	2.052	66-3	2.194
33-4	2.052	66-4	2.593
62-1	2.195	67-1	2.194
62-2	2.593	67-2	2.194
62-3	2.593	67-3	2.052
62-4	2.052	67-4	2.052
63-1	2.052	68-1	2.593
63-2	2.052	68-2	2.052
63-3	2.195	68-3	2.194
63-4	2.195	68-4	2.593
64-1	2.195	69-1	2.593
64-2	2.195	69-2	2.052
64-3	2.052	69-3	2.194
64-4	2.052	69-4	2.593
		71-1	2.194
		71-2	2.593
		71-3	2.593
		71-4	2.052
			100.000%

Property of Cook County Clerk's Office

90330880

LCC.AMD

-90-330880

52.00
6 Copies
Mail
MLL

UNOFFICIAL COPY

Property of Cook County Clerk's Office

08/21/05