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SECOND SPECIAL AMENDMENT TO DECLARATION OF

COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR

THE FIELDING PLACE NEIGHBORHOOD ASSOCIATION

. DEPT-01 RECORDING \$15.00
. T#5555 TRAN 6297 08/15/91 13:42:00
. #0678 ÷ E * -91-417082
. COOK COUNTY RECORDER

This Second Special Amendment to Declaration made as of August 1, 1991 by Fielding Place Limited Partnership, an Illinois corporation, by Kimball Hill, Inc., an Illinois corporation, its sole general partner ("Declarant").

WHEREAS, by the Declaration of Covenants, Conditions, Restrictions and Easements for the Fielding Place Neighborhood Association recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 89609142 on December 20, 1989 ("Declaration"), certain real estate was submitted to covenants, conditions, restrictions and easements;

WHEREAS, the Declarant was or is the legal title holder of the real property subject to the Declaration, as described in Exhibit "A", attached hereto and made a part hereof ("Property");

WHEREAS, Section 7 of Article VII of the Declaration provides that the Declarant may amend the Declaration for any purpose; and

WHEREAS, various provisions of the Declaration require clarification and the Declarant desires to modify those provisions.

NOW THEREFORE, Declarant hereby declares that the Declaration be and hereby is amended as follows:

3. Section 5 of Article V is hereby deleted and the following Section 5 is hereby substituted in lieu thereof:

Section 5. Lot Appearance. Each Owner, by acceptance of a Lot Deed or other conveyance from Declarant, its successors and assigns, is deemed to covenant and agree to install landscape design features which have an aggregate cost of not less than 5% of the purchase price of the Lot and Structure and which shall be completed within 24 months following the issuance of the certificate of occupancy for such Owner's Dwelling; provided, however, that said Owner shall install landscaping comprised of ground cover the cost of which shall be equal to at least 2 1/2% of the purchase price of the Lot and Structure during the first growing/planting season following the issuance of the certificate of occupancy for such Owner's Dwelling. For the purposes of this section, "landscape design features" shall

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include driveways, exterior lighting, ground cover, plantings, trees and shrubs.

Each Lot shall be properly maintained and landscaped in such a way as to enhance the appearance of the Lot and the surrounding Lots and shall be neat in appearance and in good order. No person shall accumulate on a Lot junked vehicles, litter, refuse or other unsightly materials. Trucks, boats, recreational vehicles or trailers shall at all times be parked in the garage of the Dwelling. Garbage shall be placed in receptacles provided therefore; and if outside, shall be properly screened. Vacant Lots shall not be used for the purpose of gardening and/or raising crops thereon.

IN WITNESS WHEREOF, Declarant has caused this instrument to be executed on the date set forth above.

FIELDING PLACE LIMITED PARTNERSHIP,
an Illinois limited partnership,
by Kimball Hill, Inc.
its sole general partner

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

ATTEST:

Barbara G. Cooley
Barbara G. Cooley, Secretary

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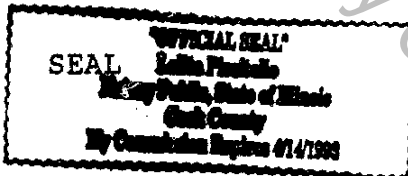
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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, notary public in and for said county and state aforesaid, DO HEREBY CERTIFY that David K. Hill, Jr., President of Kimball Hill, Inc., and Barbara G. Cooley, 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 acknowledged that they signed and delivered the said instrument as their own free and voluntary act, and as the free and voluntary act of said Company, for the uses and purpose therein set forth.

GIVEN under my hand and Notarial Seal this August 9, 1991.



Lella Pucillo
Notary Public

This instrument was prepared by and mail to:

John R. Nyweide
HILL, VAN SANTEN, STEADMAN & SIMPSON, P.C.
7000 Sears Tower
Chicago, Illinois 60606
312-876-0200



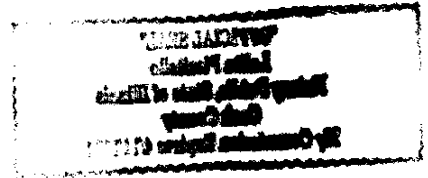
Property Index No. 02-05-100-001
Property Address: Ela and Lake Cook Roads
 Vacant Land, Cook County, Illinois

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EXHIBIT A
TO THE SECOND SPECIAL AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS
FOR THE
FIELDING PLACE NEIGHBORHOOD ASSOCIATION

The following is a legal description for Fielding Place "Property" as defined in the Declaration:

Lots 1-31, inclusive and Outlots A and B in Fielding Place, a Planned Unit Development of part of the North West 1/4 of the North West 1/4 of Section 5, Township 42 North, Range 10 East of the Third Principal Meridian, in Cook County, Illinois, recorded August 22, 1989, as Document No. 89391349 at the office of the Cook County Recorder.

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