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**SEVENTEENTH AMENDMENT TO DECLARATION
OF CONDOMINIUM OWNERSHIP
EASEMENTS, RESTRICTIONS AND COVENANTS AND BY-LAWS
FOR ARLINGTON HEIGHTS ENCLAVE CONDOMINIUMS**

This Seventeenth Amendment made and entered into by HARRIS BANK HINSDALE, as Trustee under Trust Agreement dated November 12, 1989, and known as Trust No. L-1757 and not individually (the "Trustee");

WITNESSETH:

WHEREAS, by the Declaration of Condominium Ownership recorded in the Office of the Recorder of Deeds of Cook County, Illinois, as Document No. 89521586 (the "Declaration"), the Trustee submitted certain real estate to the Condominium Property Act of the State of Illinois (the "Act"), said Condominium being known as Arlington Heights Enclave Condominiums (the "Condominium"); and

WHEREAS, the Declaration was amended by the First Amendment to Declaration of Condominium Ownership dated December 26, 1989 ("First Amendment"), which First Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 89621857; and

WHEREAS, the Declaration was further amended by the Second Amendment to Condominium Ownership dated February 26, 1990 ("Second Amendment"), which Second Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 90096681; and

WHEREAS, the Declaration was further amended by the Third Amendment to Condominium Ownership dated April 13, 1990 ("Third Amendment"), which Third Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 90194313; and

WHEREAS, the Declaration was further amended by the Fourth Amendment to Condominium Ownership dated July 13, 1990 ("Fourth Amendment"), which Fourth Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 90336163.

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PREPARED BY:
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WHEREAS, the Declaration was further amended by the Fifth Amendment to Condominium Ownership dated August 13, 1990 ("Fifth Amendment"), which Fifth Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 90398549; and

WHEREAS, the Declaration was further amended by the Sixth Amendment to Condominium Ownership dated September 19th ("Sixth Amendment"), which Sixth Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 90481683; and

WHEREAS, the Declaration was further amended by the Seventh Amendment to Condominium Ownership dated October 2, 1990 ("Seventh Amendment"), which Seventh Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 90484198; and

WHEREAS, the Declaration was further amended by the Eighth Amendment to Condominium Ownership dated November 13, 1991 ("Eighth Amendment"), which Eighth Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 90612774; and

WHEREAS, the Declaration was further amended by the Ninth Amendment to Condominium Ownership dated March 18, 1991 ("Ninth Amendment"), which Ninth Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 91130982; and

WHEREAS, the Declaration was further amended by the Tenth Amendment to Condominium Ownership dated April 19th, 1991 ("Tenth Amendment"), which Tenth Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 91193499; and

WHEREAS, the Declaration was further amended by the Eleventh Amendment to Condominium Ownership dated May 17, 1991 ("Eleventh Amendment"), which Eleventh Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 91253585; and

WHEREAS, the Declaration was further amended by the Twelfth Amendment to Condominium Ownership dated June 14, 1991 ("Twelfth Amendment"), which Twelfth Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 91315400; and

WHEREAS, the Declaration was further amended by the Thirteenth Amendment to Condominium Ownership dated June 14, 1991 ("Thirteenth Amendment"), which Thirteenth Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 91370955; and

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WHEREAS, the Declaration was further amended by the Fourteenth Amendment to Condominium Ownership dated September 17, 1991 ("Fourteenth Amendment") which Fourteenth Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 91500706; and

WHEREAS, the Declaration was further amended by the Fifteenth Amendment to Condominium Ownership dated October 23, 1991 ("Fifteenth Amendment") which Fifteenth Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 91575769; and

WHEREAS, the Declaration was further amended by the Sixteenth Amendment to Condominium Ownership dated November 20, 1991 ("Sixteenth Amendment") which Sixteenth Amendment was recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 91-623240; and

WHEREAS, under the Declaration the right is reserved in the Trustee to annex and add certain real property to the Parcel and Property described in the Declaration and thereby add to the Condominium; and

WHEREAS, the Trustee is the legal title holder of and wishes to so annex and add to said Parcel and Property and thereby submit to the Act as a part of the Condominium the following real property ("Additional Property"):

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PARCEL 62:

That part of Lot 5 in The Enclave, being a Subdivision of part of the West Half of the Southwest Quarter of Section 17 and part of the East Half of the Southeast Quarter of Section 18 all in Township 42 North, Range 11 East of the Third Principal Meridian, according to the Plat thereof recorded April 27, 1989, as Document No. 89189371, described as follows:

Commencing at the Northwest corner of said Lot 5; thence North 89 degrees 49 minutes 58 seconds East along the North line of said Lot 5 a distance of 117.60 feet to a bend point in said North line of Lot 5; thence South 89 degrees 46 minutes 28 seconds East along said North line of Lot 5 a distance of 286.07 feet for a place of beginning; thence South 0 degrees 13 minutes 32 seconds West 98.75 feet; thence South 9 degrees 05 minutes 55 seconds West 18.99 feet; thence Southeasterly along the arc of a curve, being concave to the Southwest, having a radius of 43.00 feet, having a chord bearing of South 62 degrees 28 minutes 02 seconds East, a distance of 27.67 feet, thence North 45 degrees 58 minutes 00 seconds East 44.76 feet; thence North 0 degrees 13 minutes 32 seconds East 98.75 feet to a point in said North line of Lot 5; thence North 89 degrees 46 minutes 28 seconds West along said North line of Lot 5 a distance of 53.29 feet to the Place of Beginning; said parcel of land herein described contains 0.145 acre, more or less, all in Cook County, Illinois.

PARCEL 63:

That part of Lot 5 in The Enclave, being a Subdivision of part of the West Half of the Southwest Quarter of Section 17 and part of the East Half of the Southeast Quarter of Section 18 all in Township 42 North, Range 11 East of the Third Principal Meridian, according to the Plat thereof recorded April 27, 1989, as Document No. 89189371, described as follows:

Commencing at the Northwest corner of said Lot 5; thence North 89 degrees 49 minutes 58 seconds East along the North line of said Lot 5 a distance of 117.60 feet to a bend point in said North line of Lot 5; thence South 89 degrees 46 minutes 28 seconds East along said North line of Lot 5 a distance of 67.37 feet for a place of beginning; thence South 0 degrees 13 minutes 32 seconds West 98.75 feet; thence South 89 degrees 46 minutes 28 seconds East 52.67 feet; thence North 0 degrees 13 minutes 32 seconds East 98.75 feet to a point in said North line of Lot 5; thence North 89 degrees 46 minutes 28 seconds West along said North line of Lot 5 a distance of 52.67 feet to the Place of Beginning; said parcel of land herein described contains 0.119 acre, more or less, all in Cook County, Illinois.

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PARCEL 64:

That part of Lot 6 in The Enclave, being a Subdivision of part of the West Half of the Southwest Quarter of Section 17 and part of the East Half of the Southeast Quarter of Section 18 all in Township 42 North, Range 11 East of the Third Principal Meridian, according to the Plat thereof recorded April 27, 1989, as Document No. 89189371, described as follows:

Commencing at the Northwest corner of said Lot 6; thence South 0 degrees 05 minutes 52 seconds West along the West line of said Lot 6 a distance of 66.50 feet for a place of beginning; thence South 0 degrees 05 minutes 52 seconds West along said West line of Lot 6 a distance of 54.03 feet; thence South 89 degrees 46 minutes 22 seconds East 113.95 feet; thence Northerly along the arc of a curve, being concave to the East, having a radius of 612.00 feet, having a chord bearing of North 1 degree 55 minutes 09 seconds East a distance of 54.07 feet; thence North 89 degrees 46 minutes 28 seconds West 115.67 feet to the Place of Beginning; said parcel of land herein described contains 0.142 acre, more or less, all in Cook County, Illinois.

PARCEL 65:

That part of Lot 6 in The Enclave, being a Subdivision of part of the West Half of the Southwest Quarter of Section 17 and part of the East Half of the Southeast Quarter of Section 18 all in Township 42 North, Range 11 East of the Third Principal Meridian, according to the Plat thereof recorded April 27, 1989, as Document No. 89189371, described as follows:

Beginning at the Southeast corner of said Lot 6; thence North 89 degrees 46 minutes 28 seconds West along the South line of said Lot 6 a distance of 74.90 feet; thence North 0 degrees 01 minute 28 seconds East 127.00 feet; thence South 89 degrees 58 minutes 32 seconds East 74.90 feet to a point in the East line of said Lot 6; thence South 0 degrees 01 minute 28 seconds West along said East line of Lot 6 a distance of 127.26 feet to the Place of Beginning; said parcel of land herein described contains 0.219 acre, more or less, all in Cook County, Illinois.

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WHEREAS, the Additional Property is now improved with four (4) buildings containing four (4) units.

NOW THEREFORE, the Trustee, as legal title holder of the Additional Property, and for the purpose set forth above, 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. Exhibit "A" attached to the Declaration showing the boundaries of the parcels and delineating and describing the Units is hereby amended by adding the attached As-built surveys to Exhibit "A".

3. The legal description of the Parcel and Property as shown on Exhibit "B" of the Declaration is amended to read as follows:

See attached "Revised Exhibit B".

4. Exhibit "C" is amended to read as follows:

<u>UNIT</u>	<u>PERCENTAGE OF OWNERSHIP IN THE COMMON ELEMENTS</u>
1	1.0352
2	.8081
3	.8081
4	1.0352
5	1.1221
6	.8081
7	1.0352
8	.8081
9	.8081
10	.8081
11	1.1221
12	1.0352
13	.9665
14	1.1221
15	1.1221
16	1.0352
17	.9665
18	1.0352
19	1.1221
20	.9665
21	.9665
22	1.1221

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<u>UNIT</u>	<u>PERCENTAGE OF OWNERSHIP IN THE COMMON ELEMENTS</u>
23	1.1221
24	.9665
25	1.1221
26	1.1221
27	.9665
28	1.1221
29	1.1221
30	.8081
31	1.0352
32	.8081
33	.8081
34	1.0352
35	.8081
36	.9665
37	1.1221
38	1.1221
39	1.1221
41	1.0352
42	1.1221
43	.8081
44	1.0352
45	1.0352
46	.8081
47	1.1221
48	1.0352
49	.9665
50	1.1221
51	1.1221
52	1.1221
53	.9665
54	1.0352
55	1.0352
56	1.0352
57	1.0352
58	1.0352
59	1.1221
60	.8081
61	.8081
62	1.0352
63	.9665
64	1.1221
65	.8081
66	.8081
67	.9665
68	1.0352
69	1.1221
70	.8081
71	1.0352
72	.8081
73	1.0352
74	.8081

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<u>UNIT</u>	<u>PERCENTAGE OF OWNERSHIP IN THE COMMON ELEMENTS</u>
75	1.1221
76	1.0352
77	1.0352
78	1.1221
79	.8081
80	1.1221
81	1.1221
82	1.0352
83	1.1221
84	.8081
85	.8081
86	.9665
87	.8081
88	.8081
89	1.0352
90	.9665
91	1.0352
92	.8081
93	1.1221
94	.9665
95	1.0352
96	1.1221
97	.8081
98	1.0352
99	1.1221
100	1.0352
101	.9665
102	<u>.8081</u>
	100%

5. Exhibit "D" shall remain unaltered.

6. Exhibit "E" is amended to read as follows:

"All Property submitted to Declaration".

7. 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.

8. 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, HARRIS BANK HINSDALE, as Trustee as aforesaid and not individually, has caused this instrument to be signed and sealed by its duly authorized Officers on its behalf, has set its hand and seal all done in Hinsdale, Illinois, this 10th day of DECEMBER, 1991.

HARRIS BANK HINSDALE,
as Trustee under Trust
Agreement dated November 12,
1987 and known as Trust No.
L-1757.

ATTEST:

James P. Reagan
Asst. Trust Officer

BY: James Hale
ITS: Assistant Vice President

This document is made by HARRIS BANK Hinsdale, as Trustee, and is accepted upon the express understanding that HARRIS BANK Hinsdale enters into same not personally, but only as Trustee, and that, anything herein to the contrary notwithstanding, each and all of the representations, warranties, covenants, agreements, and undertakings herein contained are intended not as the personal representations, warranties, covenants, or undertakings of HARRIS BANK Hinsdale, or for the purpose of binding HARRIS BANK Hinsdale personally, but are made and intended for the purpose of binding only that portion of the Trust Property described herein, and that no personal liability is assumed by, nor shall be asserted against, HARRIS BANK Hinsdale because or on account of its making or executing this document or on account of any representation, warranty, covenant, agreement or undertaking herein contained, all such liability, if any, being expressly waived and released.

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STATE OF ILLINOIS)
) SS
COUNTY OF DU PAGE)

I, the undersigned, a Notary Public in and fore said County, in the State of Illinois, do hereby certify that, JANET HALL who is Land Trust Officer of Harris Bank Hinsdale, and JAMES E. REGAN, who is FAC. MGMT. OFFICER of the same corporation, personally known to be the same persons whose names are subscribed to the foregoing instrument as such Land Trust Officer and FAC. MGMT. OFFICER respectively, appeared before me this day in person and acknowledged that they signed and delivered the foregoing instrument as their free and voluntary act and as the free and voluntary act of the corporation for the uses and purposes therein set forth; and the Land Trust Officer then and there acknowledged that she, as custodian of the corporate seal, affixed the corporate seal to the foregoing instrument as 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 seal this 10th day of DECEMBER, 1991.



Sandra Vesely
Notary Public

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CONSENT OF MORTGAGE

Old Kent Bank, formerly known as UnibancTrust, as Mortgagee under Mortgage dated March 10, 1989 as Document No. 89116535 consents to the Seventeenth Amendment to Declaration of Condominium Ownership Easements, Restrictions and covenants and By-Laws for Arlington Heights Enclave Condominiums.

Old Kent Bank - Chicago
Formerly known as
UnibancTrust

BY: Robert P. Griffith
ITS: Senior Vice President

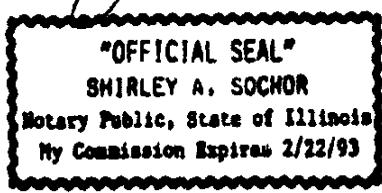
ATTEST:
BY: Shirley A. Sochor
Its: U.P.

STATE OF ILLINOIS)
COUNTY OF COOK) SS

I, SHIRLEY A. SOCHOR, a Notary Public in and for said County and State, do hereby certify that ROBERT P. GRIFFITHS and THOMAS E. LUX, respectively of OLD KENT BANK personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such S.R. U.P. and V.P., appeared before me this day in person and acknowledge that they signed, sealed and delivered said instrument as their free and voluntary act, and as the free and voluntary act of said corporation, for the uses and purposes herein set forth.

Given under my hand and notarial seal this 11 day of DECEMBER, 1991.

Shirley A. Sochor
Notary Public



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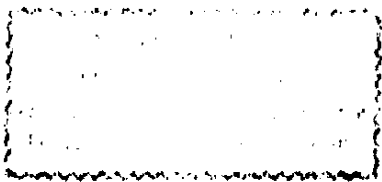


EXHIBIT "B"

Legal Descriptions of Parcels as shown on the 17th Amendment to Exhibit A to Declaration of Condominium Ownership, Easements, Restrictions and Covenants, and By-Laws for Arlington Heights Enclave Condominiums.

Lots 5 and 6 in The Enclave, being a subdivision of part of the West Half of the Southwest Quarter of Section 17 and part of the East Half of the Southeast Quarter of Section 18 all in Township 42 North, Range 11 East of the Third Principal Meridian, according to the Plat of Subdivision recorded April 27, 1989, as Document No. 89189371, in Cook County, Illinois.

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