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PLAT WITH THIS DOCUMENT

NOV 6 1993  
NOV 2 1993  
92884591

THIRD AMENDMENT TO DECLARATION OF  
CONDOMINIUM OWNERSHIP AND BY-LAWS, EASEMENTS  
RESTRICTIONS AND COVENANTS FOR  
HUNTINGTON SQUARE TOWNHOME CONDOMINIUMS

C66630

This declaration made and entered into this 27th day of October, 1993 by the  
Cole-Taylor Bank, as Trustee under Trust Agreement dated and known as Trust Number 95-311,  
and not individually for convenience hereinafter referred to as the "Trustee";

WITNESSETH

DEPT-01 RECORDING \$101.00  
T40000 TRAN 4733 11/02/93 13:49:00  
30614 \* -93-334591  
COOK COUNTY RECORDER

Whereas, by Declaration of Condominium ("the Declaration") recorded in the office of the  
Recorder of Deeds of Cook County, Illinois, as Document Number 90041324, the Trustee  
submitted certain real estate to the Provisions of the Illinois Condominium Property Act ("the  
Act"); and

Whereas, the Declaration reserves to the Developer (as defined in the Declaration) the  
right to annex and add to the Parcel and Property (as defined in the Declaration) and thereby add  
to the condominium created by the Declaration all or any portion of the additional land (as defined  
in the Declaration); and

Whereas, the Trustee at the direction of the Developer now desires to so annex and add to  
said Parcel and Property and submit to the provisions of the Act and the Declaration certain real  
estate (the "Additional Property"), described in Exhibit "A" attached hereto, which Additional  
Property is a portion of said additional land;

Now therefore, the Trustee does hereby amend the Declaration as follows:

1. That Additional Property is hereby annexed to the Parcel and Property as defined  
in the Declaration, as is hereby submitted to the provisions of the Act as part of the Condominium

PTN: 03-18-200-011  
902-910 Essex, Arlington Hts., IL

RECORDING FEE \$ 101  
DATE 11-2-93 COPIES 6  
OK 220

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in accordance with and shall be deemed to be governed in all respects by the terms of the Declaration.

2. Exhibit "A" of the Declaration is hereby amended by adding thereto the units and space hereby created.

3. Exhibit "B" of the Declaration is hereby amended by substituting therefore the Exhibit "B" which is attached hereto.

4. Exhibit "C" of the Declaration is hereby amended by substituting therefore the Exhibit "C" which is attached hereto. The percentage of ownership in the common elements appurtenant to each unit is hereby shifted to the percentage set forth in the Exhibit "C" which is attached hereto.

5. The additional common elements annexed by those instruments are hereby granted and conveyed to the grantee of all units, including the grantees of units heretofore conveyed, all as set forth in the Declaration.

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

In witness whereof, the Cole-Taylor Bank as Trustee as aforesaid and not personally, has caused its corporation seal to be affixed hereunto and caused its name to be signed by its duly authorized officers this 27 day of October, 1993.

COLE-TAYLOR BANK, as Trustee  
aforesaid, and Not Personally

By: Joseph H. Kinstler  
Vice President

Attest: John H. Harker  
Assistant Secretary  
Sr. Land Trust Admin.

93884591  
COLE-TAYLOR BANK  
1000 N. LAKE ST.  
CHICAGO, ILL. 60611  
TEL: 312.235.1000  
FAX: 312.235.1001

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## EXCULPATORY CLAUSE

It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the warranties, indemnities, representations, covenants, undertakings and agreements herein made on the part of the Trustee when in fact purporting to be the warranties, indemnities, representations, covenants, undertakings and agreements of said Trustee, shall be deemed to be made and intended by the Trustee and intended not as personal warranties, indemnities, representations, covenants, undertakings and agreements by the Trustee or for the purpose of creating a personal liability on the part of the 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 right, but only in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal responsibility is claimed by or shall at any time be asserted or enforceable against Cole Taylor Bank or on account of this instrument or on account of any warranty, indemnity, 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.

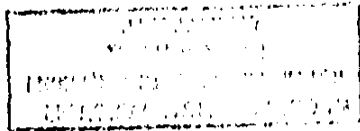
COLE TAYLOR BANK

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## CONSENT OF CONDOMINIUM ASSOCIATION

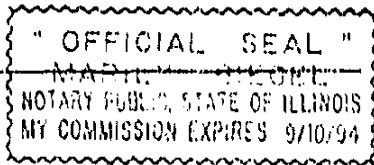
Huntington Square Townhome Condominium Association, hereby consents to the execution and recording of this Third Amendment to the Declaration of Condominium Ownership for the Huntington Square Townhomes Condominiums.

IN WITNESS THEREOF, Huntington Square Townhome Condominium Association has caused this instrument to be signed by its duly authorized officers on its behalf this 27<sup>TH</sup> day of OCTOBER, 1993.

By: Phillip J. Albrecht  
PHILLIP J. ALBRECHT  
Title: PRESIDENT

Attest: Maile Beigel

Title:



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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 before me on this day personally appeared Philip J. Albrecht to me known to be the President and \_\_\_\_\_, respectfully of Huntington Square Townhome Condominium Association, the Corporation that executed the foregoing consent, and acknowledged the said instrument to be free and voluntary act and deed of said corporation, for the purposes and uses therein mentioned, and on oath stated that they are authorized to execute the said instrument and that the seal affixed is the corporate seal of said corporation.

WITNESS my hand and Official Seal this 27 day of October, 1993.



Marilyn Beigel  
Notary Public

COOK COUNTY Clerk's Office

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## CONSENT OF MORTGAGEE

Bank One, Chicago, N.A., a corporation of Illinois, holder of a mortgage on the property described on Exhibit A attached hereto, dated January 27, 1989 and recorded January 31, 1989 as document number 89049069 hereby consents to the execution and recording of this Third Amendment to the Declaration of Condominium Ownership for the Huntington Square Townhomes Condominiums, and agrees that said Mortgage is subject thereto and to the provisions of the Condominium Property Act of the State of Illinois.

IN WITNESS THEREOF, Bank One, Chicago, N.A., has caused this instrument to be signed by its duly authorized officers on its behalf all done at Bank One, Chicago, N.A., this 27<sup>th</sup> day of October, 1993.

By: Shirley A. Jones

Title: Vice Pres.

Attest

[Signature]  
Title: Vice President

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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 before me on this day personally appeared PAULINA JONES VP, to me known to be the VICE PRESIDENT and RICHARD SOUTHER, respectfully of Bank One, Chicago, N.A., the Corporation that executed the foregoing consent, and acknowledged the said instrument to be free and voluntary act and deed of said corporation, for the purposes and uses therein mentioned, and on oath stated that they are authorized to execute the said instrument and that the seal affixed is the corporate seal of said corporation.

WITNESS my hand and Official Seal this 27<sup>th</sup> day of Oct, 1993.



Patti L. Miles  
Notary Public

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SEARCHED  
SERIALIZED  
INDEXED  
FILED

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## EXHIBIT B Legal Description of Units

Unit 901-977 in Huntington Square Townhomes Condominium, as delineated on Plat of Survey of the following described tract of real estate:

<u>ADDRESS</u>		<u>LEGAL DESCRIPTION</u>		
901	also known as	Unit 1	Area 1	Phase 1
903	also known as	Unit 2	Area 1	Phase 1
905	also known as	Unit 3	Area 1	Phase 1
907	also known as	Unit 4	Area 1	Phase 1
909	also known as	Unit 5	Area 1	Phase 1
911	also known as	Unit 6	Area 1	Phase 1
931	also known as	Unit 1	Area 2	Phase 1
933	also known as	Unit 2	Area 2	Phase 1
935	also known as	Unit 3	Area 2	Phase 1
937	also known as	Unit 4	Area 2	Phase 1
941	also known as	Unit 1	Area 3	Phase 1
943	also known as	Unit 2	Area 3	Phase 1
945	also known as	Unit 3	Area 3	Phase 1
947	also known as	Unit 4	Area 3	Phase 1
949	also known as	Unit 5	Area 3	Phase 1
951	also known as	Unit 6	Area 3	Phase 1
961	also known as	Unit 1	Area 4	Phase 2
963	also known as	Unit 2	Area 4	Phase 2
965	also known as	Unit 3	Area 4	Phase 2
967	also known as	Unit 4	Area 4	Phase 2
969	also known as	Unit 5	Area 4	Phase 2
971	also known as	Unit 1	Area 5	Phase 2
973	also known as	Unit 2	Area 5	Phase 2
975	also known as	Unit 3	Area 5	Phase 2
977	also known as	Unit 4	Area 5	Phase 2
972	also known as	Unit 1	Area 6	Phase 3
974	also known as	Unit 2	Area 6	Phase 3
976	also known as	Unit 3	Area 6	Phase 3
902	also known as	Unit 1	Area 7	Phase 4
904	also known as	Unit 2	Area 7	Phase 4
906	also known as	Unit 3	Area 7	Phase 4
908	also known as	Unit 4	Area 7	Phase 4
910	also known as	Unit 5	Area 7	Phase 4

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## PHASE 1

BEING DESCRIBED AS FOLLOWS: LOT 2, EXCEPT THAT PART DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE EASTERLY LINE OF SAID LOT 2 THAT IS 125.00 FEET NORTHEASTERLY OF THE MOST SOUTHERLY CORNER OF SAID LOT 2; THENCE NORTH 47 DEGREES 44 MINUTES 15 SECONDS WEST, A DISTANCE OF 226.00 FEET; THENCE NORTH 42 DEGREES 15 MINUTES 45 SECONDS EAST, A DISTANCE OF 77.71 FEET; THENCE NORTHEASTERLY ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 175.00 FEET AND BEING TANGENT TO THE LAST DESCRIBED CURVE, A DISTANCE OF 88.75 FEET; THENCE NORTH 18 DEGREES 40 MINUTES 44 SECONDS WEST, BEING RADIAL TO THE LAST DESCRIBED CURVE, A DISTANCE OF 160.43 FEET TO A POINT ON THE NORTHERLY LINE OF LOT 2, AFORESAID; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST ALONG SAID NORTHERLY LINE, A DISTANCE OF 194.25 FEET TO AN ANGLE POINT IN THE NORTHERLY LINE OF SAID LOT 2; THENCE SOUTH 47 DEGREES 45 MINUTES 17 SECONDS EAST ALONG SAID NORTHERLY LINE, A DISTANCE OF 200.00 FEET TO THE NORTHEASTERLY CORNER OF SAID LOT 2; THENCE SOUTH 42 DEGREES 15 MINUTES 45 SECONDS WEST ALONG THE EASTERLY LINE THEREOF, A DISTANCE OF 371.73 FEET TO THE POINT OF BEGINNING; IN HUNTINGTON SQUARE SUBDIVISION, BEING A SUBDIVISION OF PART OF SECTION 18, TOWNSHIP 42 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 19, 1987 AS DOCUMENT NO. 87562632 IN COOK COUNTY, ILLINOIS.

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## PHASE 2

THAT PART OF LOT 2, DESCRIBED AS FOLLOWS: COMMENCING AT A POINT ON THE EASTERLY LINE OF SAID LOT 2 THAT IS 125.00 FEET NORTHEASTERLY OF THE MOST SOUTHERLY CORNER OF SAID LOT 2; THENCE NORTH 47 DEGREES 44 MINUTES 15 SECONDS WEST, A DISTANCE OF 226.00 FEET; THENCE NORTH 42 DEGREES 15 MINUTES 45 SECONDS EAST, A DISTANCE OF 77.71 FEET; THENCE NORTHEASTERLY ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 175.00 FEET AND BEING TANGENT TO THE LAST DESCRIBED COURSE, A DISTANCE OF 88.75 FEET FOR THE POINT OF BEGINNING; THENCE NORTH 18 DEGREES 40 MINUTES 44 SECONDS WEST, BEING RADIAL TO THE LAST DESCRIBED CURVE, A DISTANCE OF 160.43 FEET TO A POINT ON THE NORTHERLY LINE OF SAID LOT 2; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST ALONG SAID NORTHERLY LINE, A DISTANCE OF 194.85 FEET TO AN ANGLE POINT IN THE NORTHERLY LINE OF SAID LOT 2; THENCE SOUTH 47 DEGREES 45 MINUTES 17 SECONDS EAST ALONG SAID NORTHERLY LINE, A DISTANCE OF 200.00 FEET TO THE NORTHEASTERLY CORNER OF SAID LOT 2; THENCE SOUTH 42 DEGREES 15 MINUTES 45 SECONDS WEST ALONG THE EASTERLY LINE THEREOF, A DISTANCE OF 119.02 FEET; THENCE NORTH 47 DEGREES 44 MINUTES 15 SECONDS WEST, A DISTANCE OF 51.00 FEET; THENCE NORTHWESTERLY ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 175.00 FEET AND BEING TANGENT TO THE LAST DESCRIBED COURSE, A DISTANCE OF 186.13 FEET TO THE POINT OF BEGINNING; IN HUNTINGTON SQUARE SUBDIVISION, BEING A SUBDIVISION OF PART OF SECTION 18, TOWNSHIP 42 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 19, 1987 AS DOCUMENT NO. 87562632 IN COOK COUNTY, ILLINOIS.

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## PHASE 3

THAT PART OF LOT 2, DESCRIBED AS FOLLOWS: COMMENCING AT A POINT ON THE EASTERLY LINE OF SAID LOT 2 THAT IS 125.00 FEET NORTHEASTERLY OF THE MOST SOUTHERLY CORNER OF SAID LOT 2; THENCE NORTH 47 DEGREES 44 MINUTES 15 SECONDS WEST, A DISTANCE OF 226.00 FEET, THENCE NORTH 42 DEGREES 15 MINUTES 45 SECONDS EAST, A DISTANCE OF 77.71 FEET; THENCE NORTHEASTERLY ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 175.00 FEET AND BEING TANGENT TO THE LAST DESCRIBED COURSE, A DISTANCE OF 49.29 FEET FOR THE POINT OF BEGINNING; THENCE CONTINUING ALONG THE LAST DESCRIBED CURVE, A DISTANCE OF 225.60 FEET; THENCE SOUTH 47 DEGREES 44 MINUTES 15 SECONDS EAST TANGENT TO THE LAST DESCRIBED CURVE, A DISTANCE OF 51.00 FEET TO A POINT ON THE EASTERLY LINE OF SAID LOT 2 THAT IS 119.02 FEET SOUTHWESTERLY OF THE NORTHEASTERLY CORNER THEREOF; THENCE SOUTH 42 DEGREES 15 MINUTES 45 SECONDS WEST ALONG THE EASTERLY LINE THEREOF, A DISTANCE OF 126.36 FEET; THENCE NORTH 47 DEGREES 44 MINUTES 15 SECONDS WEST, A DISTANCE OF 219.10 FEET TO THE POINT OF BEGINNING; IN HUNTINGTON SQUARE SUBDIVISION, BEING A SUBDIVISION OF PART OF SECTION 18, TOWNSHIP 42 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 19, 1937 AS DOCUMENT NO. 87562632 IN COOK COUNTY, ILLINOIS.

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## PHASE 4

THAT PART OF LOT 2, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE EASTERLY LINE OF SAID LOT 2 THAT IS 125.00 FEET NORTHEASTERLY OF THE MOST SOUTHERLY CORNER OF SAID LOT 2; THENCE NORTH 47 DEGREES 44 MINUTES 15 SECONDS WEST, A DISTANCE OF 226.00 FEET; THENCE NORTH 42 DEGREES 15 MINUTES 45 SECONDS EAST, A DISTANCE OF 77.71 FEET; THENCE NORTHEASTERLY ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 175.00 FEET AND BEING TANGENT TO THE LAST DESCRIBED CURVE, A DISTANCE OF 88.75 FEET; THENCE NORTH 18 DEGREES 40 MINUTES 44 SECONDS WEST, BEING RADIAL TO THE LAST DESCRIBED CURVE, A DISTANCE OF 160.43 FEET TO A POINT ON THE NORTHERLY LINE OF LOT 2 AFORESAID; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST ALONG SAID NORTHERLY LINE, A DISTANCE OF 194.85 FEET TO AN ANGLE POINT IN THE NORTHERLY LINE OF SAID LOT 2; THENCE SOUTH 47 DEGREES 45 MINUTES 17 SECONDS EAST ALONG SAID NORTHERLY LINE, A DISTANCE OF 200.00 FEET TO THE NORTHEASTERLY CORNER OF SAID LOT 2; THENCE SOUTH 42 DEGREES 15 MINUTES 45 SECONDS WEST ALONG THE EASTERLY LINE THEREOF, A DISTANCE OF 371.73 FEET TO THE POINT OF BEGINNING, IN HUNTINGTON SQUARE SUBDIVISION, BEING A SUBDIVISION OF PART OF SECTION 18, TOWNSHIP 42 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 19, 1987 AS DOCUMENT NUMBER 87562632, IN COOK COUNTY, ILLINOIS.

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## EXHIBIT C

<u>UNIT NUMBER</u>	<u>PERCENTAGE INTEREST</u>
901	3.03
903	3.03
905	3.03
907	3.03
909	3.03
911	3.03
931	3.03
933	3.03
935	3.03
937	3.03
941	3.03
943	3.03
945	3.03
947	3.03
949	3.03
951	3.03
961	3.03
963	3.03
965	3.03
967	3.03
969	3.03
971	3.03
973	3.03
975	3.03
977	3.03
972	3.03
974	3.03
976	3.03
902	3.03
904	3.03
906	3.03
908	3.034 1/2
910	3.03
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