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**PLAT**

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**PLAT WITH THIS DOCUMENT**

98530613

JUL 11 1996

7:00:03 TRAM 1779 07/11/96 16:11:00  
\$7053 MC \*--96-530613  
COOK COUNTY RECORDER

R DEPT-01 RECORDING \$184.00

7:00:03 TRAM 1779 07/11/96 16:12:00

\$7053 MC \*--96-530613  
COOK COUNTY RECORDER

### THIRD AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR CONCORD MILLS CONDOMINIUM

This instrument was prepared by and  
after recording should be mailed to:

Herbert A. Kessel, Esq.  
BEERMANN, SWERDLOVE, WOLOSHIN,  
BAREZKY, BECKER, GENIN & LONDON  
161 North Clark Street, #2600  
Chicago, Illinois 60601-3221  
(312) 621-9700  
HAK100.2

RETURN TO: Box 15  
TICOR TITLE INSURANCE  
203 N. LaSALLE, STE. 1400  
CHICAGO, IL 60601  
RE: 330015 (STO)

98530613

F		A
		P
		V
		(M) gm

RECORDING FEE \$ 184.00  
DATE 7/11/96 COPIES 6  
OK gm

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ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 11/11/01 BY 60322 UCBAW/STP

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## THIRD AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR CONCORD MILLS CONDOMINIUM

This Third Amendment to that certain Declaration of Condominium Ownership for Concord Mills Condominium, Palatine, Illinois recorded with the Recorder of Deeds of Cook County, Illinois on February 22, 1996, as Document No. 96139138, as amended from time to time (the "Declaration"), is executed by Concord Mills Limited Partnership, an Illinois limited partnership (hereinafter referred to as the "Declarant").

### WITNESSETH

**WHEREAS**, the real estate described on Exhibit "A" attached hereto is located in the County of Cook and State of Illinois and has been submitted to the Condominium Property Act of the State of Illinois, as amended (the "Act") pursuant to the Declaration; and

**WHEREAS**, pursuant to the Act, in Article 12 of the Declaration, the Declarant reserved the right from time to time to annex and add to the Submitted Parcel and thereby add to the plan of condominium ownership created by the Declaration; and

**WHEREAS**, the Declarant, pursuant to Article 12 of the Declaration, desires to annex and add to the "Property" (as defined in the Declaration), and to the plan of condominium ownership and submit to the Act the real estate legally described in Exhibit "A" attached hereto and by this reference made a part hereof (the "Additional Parcel"), the street address and Permanent Real Estate Number of the Additional Parcel being as set forth therein; and

**WHEREAS**, the Additional Parcel is a portion of the Future Development Parcel in the Declaration as described in Exhibit "C" thereto; and

**WHEREAS**, the Additional Parcel is now improved with three (3) apartment buildings consisting of twenty-two (22) residential units; and

**WHEREAS**, the Declarant desires to amend the Declaration as it relates to the Plat of Survey (Exhibit "A" thereto) and to the percentage of ownership interest in the common elements for condominium units (Exhibit "B" thereto); and

**WHEREAS**, pursuant to Section 14.13, the Declarant reserved the right to amend the Declaration to correct typographical or clerical errors contained therein.

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NOW, THEREFORE, the Declarant, as the holder of legal title to the Additional Parcel, for the purposes above set forth, hereby declares that the Declaration is amended as follows:

1. The Additional Parcel is hereby annexed to the Submitted Parcel and, together with all improvements and structures now or hereafter erected, constructed or contained thereon or therein, is submitted to the Act.

2. Exhibit "A" of the Declaration, "Plat of Survey", is hereby amended by adding thereto the Plat of Survey, pages 16 through 22 attached hereto and by this reference made a part hereof.

3. Exhibit "B" of the Declaration, "Percentage of Ownership Interest in the Common Elements", is deleted and an amended Exhibit "B", attached hereto and by this reference made a part hereof, is submitted in lieu thereof.

4. Exhibit A to that certain Second Amendment to Declaration of Condominium Ownership for Concord Mills Condominium recorded April 25, 1996 as Document No. 96313619 is hereby amended by adding the following:

Lots 150 and 151 in Concord Mills Unit 2, being a subdivision in part of the Northeast Quarter of Section 11, Township 42 North, Range 10 East of the Third Principal Meridian, in Cook County, Illinois.

5. All the unit owners and mortgage holders, by the Declarant, hereby consent to this Third Amendment to the Declaration pursuant to the powers set forth in Articles 12 and 14 of the Declaration.

6. Except as herein specifically amended, the Declaration is ratified and confirmed. In the event of any inconsistency between this Third Amendment and the Declaration, this Third Amendment shall control.

7. It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the representations, covenants, undertakings, warranties and agreements herein made on the part of the Declarant while in form purporting to be the representations, covenants, undertakings, warranties, and agreements of the Declarant are nevertheless each and every one of them, made and intended not as personal representations, covenants, undertakings, warranties, and agreements by the Declarant or for the purpose or with the intention of binding the Declarant personally but are made and intended for the purpose of binding only that portion of the property specifically described herein, and this instrument is executed and delivered by the Declarant not in its own right, but solely in the exercise of the

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powers conferred upon it as such Declarant; and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against Declarant, on account of this instrument or on account of any representation, covenant, undertaking, warranty, or agreement of the Declarant in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released. The Declarant makes no personal representations as to nor shall it be responsible for the existence, location or maintenance of the chattels herein described, if any.

IN WITNESS WHEREOF, the said Concord Mills Limited Partnership, an Illinois limited partnership, has caused its name to be signed to these presents this 10<sup>th</sup> day of July, 1996.

CONCORD MILLS LIMITED  
PARTNERSHIP, an Illinois  
limited partnership  
By: Concord Mills, Inc.,  
an Illinois corporation,  
its sole general partner

By: [Signature]  
Its Treasurer

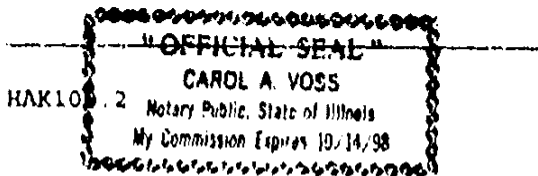
STATE OF ILLINOIS )  
  )SS  
COUNTY OF C O O K )

I, Carol A. Voss, a Notary Public, in and for said County, in the State aforesaid, do hereby certify, that Wayne Masetti Treasurer of Concord Mills, Inc., an Illinois corporation, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed and delivered said instrument as his own free and voluntary act and as the free and voluntary act of said corporation, as sole general partner of Concord Mills Limited Partnership, an Illinois limited partnership, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal, this 10<sup>th</sup> day of July, A.D., 1996.

Carol A. Voss  
Notary Public

My Commission Expires:



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## EXHIBIT A

TO  
THIRD AMENDMENT TO DECLARATION OF  
CONDOMINIUM OWNERSHIP FOR  
CONCORD MILLS CONDOMINIUM ASSOCIATION

LEGAL DESCRIPTION  
ADDITIONAL PARCELS

LOTS 151, 154 AND 155, ALL IN CONCORD MILLS UNIT 2, BEING A SUBDIVISION IN PART OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 42 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED SEPTEMBER 15, 1995 AS DOCUMENT NO. 95620665, IN COOK COUNTY, ILLINOIS.

PIN: 02-11-200-012

Common Addresses:

1500 N. Waterbury Circle, Palatine, Illinois  
1502 N. Waterbury Circle, Palatine, Illinois  
1504 N. Waterbury Circle, Palatine, Illinois  
1506 N. Waterbury Circle, Palatine, Illinois  
1508 N. Waterbury Circle, Palatine, Illinois  
1510 N. Waterbury Circle, Palatine, Illinois  
1512 N. Waterbury Circle, Palatine, Illinois  
1514 N. Waterbury Circle, Palatine, Illinois

1520 N. Waterbury Circle, Palatine, Illinois  
1522 N. Waterbury Circle, Palatine, Illinois  
1524 N. Waterbury Circle, Palatine, Illinois  
1526 N. Waterbury Circle, Palatine, Illinois  
1528 N. Waterbury Circle, Palatine, Illinois  
1530 N. Waterbury Circle, Palatine, Illinois  
1532 N. Waterbury Circle, Palatine, Illinois

1491 N. Waterbury Circle, Palatine, Illinois  
1489 N. Waterbury Circle, Palatine, Illinois  
1487 N. Waterbury Circle, Palatine, Illinois  
1485 N. Waterbury Circle, Palatine, Illinois  
1483 N. Waterbury Circle, Palatine, Illinois  
1481 N. Waterbury Circle, Palatine, Illinois  
1479 N. Waterbury Circle, Palatine, Illinois

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EXHIBIT B

**TO DECLARATION OF CONDOMINIUM OWNERSHIP AND OF EASEMENTS  
RESTRICTIONS, COVENANTS AND BY-LAWS FOR CONCORD MILLS  
CONDOMINIUM ASSOCIATION**

01-May-88

**PERCENTAGE OF OWNERSHIP INTEREST IN THE COMMON ELEMENTS**

BUILDING #	UNIT	(1) MAXIMUM % OWNERSHIP	(2) MINIMUM % OWNERSHIP
1	1-R-408	1.374300%	0.810123%
1	2-Q-410	1.540400%	0.907900%
1	3-T-412	1.833300%	0.982700%
1	4-S-414	1.784714%	1.051900%
1	5-T-416	1.833300%	0.982700%
1	6-Q-418	1.540400%	0.907900%
1	7-R-420	1.374300%	0.810123%
2	1-R-430	1.374300%	0.810123%
2	2-Q-432	1.540400%	0.907900%
2	3-T-434	1.833300%	0.982700%
2	4-S-436	1.784714%	1.051900%
2	5-S-438	1.784714%	1.051900%
2	6-S-440	1.784714%	1.051900%
2	7-S-442	1.784714%	1.051900%
8	1-S-1433	1.784714%	1.051900%
8	2-S-1435	1.784714%	1.051900%
8	3-S-1437	1.784714%	1.051900%
8	4-T-1439	1.833300%	0.982700%
8	5-Q-1441	1.540400%	0.907900%
8	6-R-1443	1.374300%	0.810123%
3	1-S-1450	1.784714%	1.051900%
3	2-S-1452	1.784714%	1.051900%
3	3-S-1454	1.784714%	1.051900%
3	4-T-1456	1.833300%	0.982700%
3	5-Q-1458	1.540400%	0.907900%
3	6-R-1460	1.374300%	0.810123%
4	1-R-1480	1.374300%	0.810123%
4	2-Q-1482	1.540400%	0.907900%
4	3-T-1484	1.833300%	0.982700%
4	4-S-1486	1.784714%	1.051900%
4	5-S-1488	1.784714%	1.051900%
4	6-S-1490	1.784714%	1.051900%

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7	1-S-1487	1.784714%	1.051900%
7	2-S-1485	1.784714%	1.051900%
7	3-S-1483	1.784714%	1.051900%
7	4-S-1461	1.784714%	1.051900%
7	5-T-1459	1.633300%	0.962700%
7	6-Q-1457	1.540400%	0.907900%
7	7-R-1455	1.374300%	0.810123%
5	1-R-1500	1.374300%	0.810123%
5	2-Q-1502	1.540400%	0.907900%
5	3-T-1504	1.633300%	0.962700%
5	4-S-1508	1.784714%	1.051900%
5	5-S-1508	1.784714%	1.051900%
5	6-T-1510	1.633300%	0.962700%
5	7-Q-1512	1.540400%	0.907900%
5	8-R-1514	1.374300%	0.810123%
8	1-R-1491	1.374300%	0.810123%
8	2-Q-1489	1.540400%	0.907900%
8	3-T-1487	1.633300%	0.962700%
8	4-S-1485	1.784714%	1.051900%
8	5-S-1483	1.784714%	1.051900%
8	6-S-1481	1.784714%	1.051900%
8	7-S-1479	1.784714%	1.051900%
9	1-R-1520	1.374300%	0.810123%
9	2-Q-1522	1.540400%	0.907900%
9	3-T-1524	1.633300%	0.962700%
9	4-S-1528	1.784714%	1.051900%
9	5-S-1528	1.784714%	1.051900%
9	6-S-1530	1.784714%	1.051900%
9	7-S-1532	1.784714%	1.051900%

100.000000%

\*\*\*\*\*

(1) This column shows the percentage of ownership interest for each unit upon completion of development of the stages listed above. In no event shall any Unit Owner's percentage of ownership interest exceed the percentage shown.

(2) This column is an estimate and shows the percentage of ownership interest each unit would have if 105 Units were built of types presently contemplated. Nothing herein shall be construed to limit the right of the Developer to reduce any Unit Owner's percentage of ownership interest in the Common Elements below the "Minimum Percentage" shown, so long as such reduction is in accordance herewith and with the Act.

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