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96616042

Prepared by:  
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SEPT-01 RECORDING \$33.50  
TAXES: TRAM 4094 08/12/96 15:26:00  
1996: LIF R-96-616042  
COOK COUNTY RECORDER



## SECOND AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP AND OF EASEMENTS, RESTRICTIONS, AND COVENANTS TIFFANY PARK CONDOMINIUM NO. 2

This Second Amendment is made this 9 day of August, 1996, by HERITAGE TRUST COMPANY, an Illinois Corporation, as Trustee, under Trust Agreement dated May 5, 1993, and known as Trust No. 93-4897, and single owner of 100% of the units in said Tiffany Park Condominium No. 2, hereinafter referred to as "Trustee".

### WITNESSETH

WHEREAS the Declaration of Condominium Ownership and of Easements, Restrictions and Covenants for Tiffany Park Condominium No. 2 was recorded as Document No. 22214272;

WHEREAS, the Board of Directors, (Board of Managers), has not yet been formed and the Trustee as a subsequent single owner of 100% of the Units shall manage the subject property;

WHEREAS, the Trustee, desires to preserve the values and amenities, in said community by subjecting the property owned by it and described herein as Exhibit "A" to the covenants, restrictions, easements, charges and liens, hereinafter set forth, each and all of which is and are for the benefit of said property; and

NOW THEREFORE, HERITAGE TRUST COMPANY, as Trustee, under Trust Agreement dated May 5, 1993 and known as Trust No. 93-4897, declares that the Declaration of Condominium Ownership and of Easements, Restrictions and Covenants for Tiffany Park Condominium No. 2, including By-Laws (Exhibit "C") recorded as Document No. 22214272, shall be amended as follows:

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A. The entire text of Article VIII, Sale, Leasing or Other Alienation, Section 1, Sale or Lease, shall be stricken in its entirety and replaced with the following:

Any Owner other than the Developer who wishes to sell or lease his Unit Ownership (or any lessee if any Unit wishing to assign or sublease such Unit) shall give to the Board not less than sixty (60) days' prior to written notice of the terms of any contemplated sale or lease, together with the name and address of the proposed purchaser or lessee and such other information concerning the proposed purchaser or lessee as the Board may reasonably require.

IN WITNESS WHEREOF, HERITAGE TRUST COMPANY, as Trustee, under Trust Agreement dated May 5, 1993 and known as Trust No. 93-4897, hereto has caused this Amendment to be executed by its legally authorized officers, whose signatures are hereunto subscribed and to affix its corporate seal on this 7 day of August, 1996.

HERITAGE TRUST COMPANY, as Trustee under Trust Agreement dated May 5, 1993 and known as Trust No. 93-4897.

BY: Linda Lee Smith Board Trust Officer

ATTEST: Ronald Smith Asst. Secretary

GENERAL RIDER ATTACHED HERETO IS EXPRESSLY MADE A PART HEREOF:

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STATE OF ILLINOIS     )  
                                   )  
 COUNTY OF COOK        )     SS

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY that Linda Lee [unclear] personally known to be the Board Trust Officer of HERITAGE TRUST COMPANY, as Trustee, under Trust Agreement dated May 5, 1993 and known as Trust No. 93-4897, and personally known to be to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledge that as such Board Trust Officer [title], they signed and delivered the said instrument and caused the corporate seal of said corporation to be affixed hereto, pursuant to authority given by the Board of Directors of said corporation, as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and official seal, this 9 day of August, 1996.

Nancy K. Forrest  
 Notary Public

Commission Expires: \_\_\_\_\_



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## EXHIBIT A

The following real property is the Property which shall be subject to this Amendment:

UNITS 1-A, 1-B, 1-C, 2-A, 2-B, 2-C, 2-D, 3-A, 3-B, 3-C AND 3-D TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS IN TIFFANY PARK CONDOMINIUM NUMBER 2 AS DELINEATED AND DEFINED IN THE DECLARATION RECORDED AS DOCUMENT NUMBER 22214272, IN THE SOUTHWEST 1/4 OF SECTION 19, TOWNSHIP 36 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

28-19-306-013-1001, 28-19-306-013-1002,  
28-19-306-013-1003, 28-19-306-013-1004, 28-19-306-013-1005,  
28-19-306-013-1006, 28-19-306-013-1007, 28-19-306-013-1008,  
28-19-306-013-1009, 28-19-306-013-1010, AND  
28-19-306-013-1011, VOLUME 31.

7109 LAVERGNE TINGLEY PARK IL 60477

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"EXHIBIT "B"

AFFIDAVIT

The undersigned Affiant being duly sworn on oath states as follows:

1. That pursuant to Article XII, Section 7 of the Declaration of Condominium Ownership and of Easements, Restrictions, and Covenants Tiffany Park Condominium No. 2, I hereby certify that a copy of this proposed Amendment to said Declaration was mailed certified mail to all Mortgagees having bonafide liens of record against the subject property no less than ten (10) days prior hereto.

2. Affiant further sayeth not.

HERITAGE TRUST COMPANY, as Trustee, under Trust Agreement dated May 5, 1993 and known as Trust No. 93-4897.

BY: \_\_\_\_\_

*Lynne Lee* Trust Officer

ATTEST: \_\_\_\_\_

*Ann Lee* Trust Secretary

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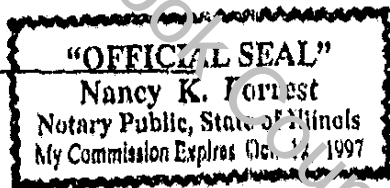
STATE OF ILLINOIS        )  
                                  )  
COUNTY OF COOK        )        SS

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY that Linda Lee Bell personally known to be the David Trust Officer of HERITAGE TRUST COMPANY, as Trustee, under Trust Agreement dated May 5, 1993 and known as Trust No. 93-4897, and personally known to be to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledge that as such David Trust Officer [title], they signed and delivered the said instrument and caused the corporate seal of said corporation to be affixed hereto, pursuant to authority given by the Board of Directors of said corporation, as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and official seal, this 9 day of August, 1996.

Nancy K. Forrest  
Notary Public

Commission Expires: \_\_\_\_\_



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## GENERAL RIDER

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 while in form purporting to be the warranties, indemnities, representations, covenants, undertakings and agreements of said Trustee, are nevertheless, each and every one of them, made and intended not as personal warranties, indemnities, representations, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally but are made and for purposes of liability limited to 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 solely in the exercise of the powers conferred upon it as such Trustee, and that no personal responsibility is assumed by nor shall at any time be asserted or enforceable against Heritage Trust Company, under said Trust Agreement 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.

HERITAGE TRUST COMPANY

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