

# UNOFFICIAL COPY

PREPARED BY & MAIL TO:  
HARTZ CONSTRUCTION CO., INC.  
8995 WEST 95TH STREET  
PALOS HILLS, IL 60465

96308159

FIFTH AMENDMENT TO  
DECLARATION OF CONDOMINIUM OWNERSHIP  
AND OF EASEMENTS, RESTRICTIONS, AND  
COVENANTS FOR THE TIMBERLINE  
CONDOMINIUMS

DEPT-01 RECORDING \$105.00  
T40012 TRAN 0296 04/24/96 11:22:00  
#3557 CG \*-96-308159  
COOK COUNTY RECORDER

THIS DECLARATION is made by  
STANDARD BANK & TRUST COMPANY, as  
Trustee under Trust Number 4098,  
dated JULY 25, 1974, hereinafter  
known as "Declarant" and HARTZ  
CONSTRUCTION CO., INC., hereinafter  
known as "Developer".

PLAT WITH THIS DOCUMENT

WITNESSETH

WHEREAS, by the Declaration of Condominium Ownership recorded  
in the Office of the Recorder of Deeds of Cook County, Illinois as  
Document No. 04-035072 on December 9, 1994. STANDARD BANK & TRUST  
COMPANY as Trustee, under Trust Number 4098, dated JULY 25, 1974,  
and not individually, submitted certain real estate to the  
Condominium Property Act of the State of Illinois (the "Act"), said  
Condominium being known as TIMBERLINE CONDOMINIUMS; and

WHEREAS, under Paragraph 1 of ARTICLE XIX of the Declaration,  
the right is reserved in the Developer, HARTZ CONSTRUCTION CO.  
INC., to annex and add certain real property to the Parcel and  
Property described in the Declaration, and thereby add to the  
Condominium; and

WHEREAS, STANDARD BANK & TRUST COMPANY, as trustee under Trust  
Agreement dated JULY 25, 1974, and known as Trust No. 4098 in the  
legal title holder of the property to be annexed and HARTZ  
CONSTRUCTION CO., INC. is the Developer and beneficial owner of  
said Trust 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 ( the "Additional  
Property"):

LOTS 22 AND 23 IN TIMBERLINE SUBDIVISION BEING PART  
OF THE NORTHWEST QUARTER OF SECTION 22, TOWNSHIP 36  
NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN,  
IN COOK COUNTY, ILLINOIS.

112 019  
PIN #27-22-103-037-0000

163rd Street + 94th Avenue  
27-22-112-020

-1-

RECORDING FEE \$ 105.00  
DATE 4/24/96 COPIES 6  
OK gm

Box-333

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## COMMON ADDRESSES:

9296 MEADOWVIEW DRIVE  
9298 MEADOWVIEW DRIVE  
9300 MEADOWVIEW DRIVE  
9302 MEADOWVIEW DRIVE

9304 MEADOWVIEW DRIVE  
9306 MEADOWVIEW DRIVE  
9308 MEADOWVIEW DRIVE  
9310 MEADOWVIEW DRIVE

which property is a portion of the Development Area described in said Declaration; and

WHEREAS, the Additional Property is now improved with two (2) buildings containing four (4) units, making a total of eight (8) additional units, as defined in the Declaration.

NOW THEREFORE, STANDARD BANK & TRUST COMPANY, as Trustee under Trust Agreement dated JULY 25, 1974, and known as Trust No. 4098, and not individually, as the legal title holder of the Additional Property and HARTZ CONSTRUCTION CO., INC. as the beneficial owner of said Trust, and for the purpose above set forth, 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 a 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. The Additional Land as now described is set forth herein as Exhibit "C".

2. The Plat attached to the Declaration as Exhibit "A" showing the boundaries of the Property and delineating and describing the Units contained therein, is hereby amended and supplemented by Exhibit "A" attached hereto showing the boundaries of the annexed Property and Describing the additional units contained in said annexed Property.

3. Exhibit "B" attached to the Declaration setting forth the percentages of the undivided interest in the common elements corresponding to each Unit described in Exhibit "A" prior to this Amendment are hereby reduced to the respective percentage interest in the common elements as set forth in Exhibit "B" attached hereto. Exhibit "B" attached to the Declaration is amended by the substitution of Exhibit "B" attached hereto.

4. The additional common elements added to the Declaration by this Amendment, are hereby granted and conveyed, all as set forth in the Declaration.

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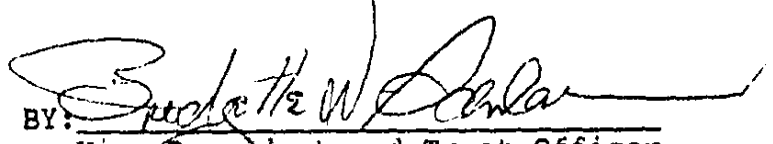
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5. Except as expressly set forth herein, the Declaration shall remain in full force and effect in accordance with its terms.

IN WITNESS WHEREOF, the Declarant has caused its corporate seal to be affixed hereunto and caused its name to be signed hereto by its duly authorized officers, this 19th day of April, 1996.

Standard Bank & Trust Company  
as Trustee, under Trust Agreement  
Number 4098 dated July 25, 1974

BY: 

Asst. Vice President and Trust Officer

ATTEST:

  
Assistant Trust Officer

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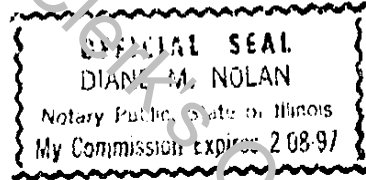
STATE OF ILLINOIS     )  
                                  )   SS  
COUNTY OF COOK        )

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY THAT BRIDGETTE W. SCANLAN who is <sup>ASST</sup> Vice President and Trust Officer of Standard Bank & Trust Company, as Trustee under Trust Number 4098 dated July 25, 1974 and BRIAN M. GRANATO, who is ~~Assistant~~ <sup>ASST</sup> Trust Officer, of the same corporation, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such <sup>ASST</sup> Vice President and Trust Officer, 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 corporation, for the uses and purposes therein set forth, there acknowledge that he, as custodian of the Corporate Seal of said corporation, affixed the corporate seal to the foregoing instrument as his 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 Notarial Seal this 19th day of April, 1996.

Diane M. Nolan  
NOTARY PUBLIC

My Commission Expires:  
2-89



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RIDER ATTACHED TO THE FOURTH AMENDMENT TO THE DECLARATION OF  
CONDOMINIUM OWNERSHIP FOR TIMBERLINE CONDOMINIUMS


DATED July 25, 1974 UNDER TRUST NO. 4098

Executed and delivered by Standard Bank & Trust Company not in its individual capacity, but solely in the capacity herein described, for the purpose of binding the herein described property, and it is expressly understood and agreed by the parties hereto, anything herein to the contrary notwithstanding that each and all of the undertakings and agreements herein made, are made and intended not as personal undertakings and agreements of the Trustee, or for the purpose of binding the Trustee personally, but executed and delivered by the Trustee solely in the exercise of the powers conferred upon it as such Trustee, and no personal liability or personal responsibility is assumed by, or shall at any time be asserted or enforced against said trustee on account hereof or on account of any undertaking or agreement herein contained, either expressed or implied. All such personal liability, if any being hereby expressly waived and released by all other parties hereto, and those claiming by, through or under them.

Standard Bank & Trust Company  
not individually, but as  
Trustee under Trust Number 4098

BY:   
Asst. Vice President & Trust Officer

ATTEST:

  
Assistant Trust Officer

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CONSENT OF MORTGAGE

Prairie Bank & Trust Company, the owner and holder of the mortgage, dated June 13, 1994 and recorded June 23, 1994 as Document No. 94552993 in the Office of the Recorder of Deeds of Cook County, Illinois, on the property, hereby consent to the execution and recording of the Declaration of Condominium Ownership and of Easements, Restrictions and Covenants for Timberline Condominium.

IN WITNESS WHEREOF, the said Prairie Bank & Trust Company has caused the instrument to be signed by its duly authorized officers on its behalf; all done at Bridgeview, Illinois, on the 19th day of April, 1996.

By: [Signature]  
Prairie Bank & Trust Company

ATTEST:

STATE OF ILLINOIS )  
COUNTY OF COOK ) SS

I, the undersigned, a Notary Public in and for the said County and State, DO HEREBY CERTIFY the President and , respectively of, Prairie Bank & Trust Company personally known to me to be same persons whose names are subscribed to the foregoing instrument as such President and , appeared before me this day in person and acknowledged that they signed, sealed and delivered said instrument as their free and voluntary act, and as the free and voluntary act of said corporation, or the uses and purposes therein set forth.

Given under my hand and notarial seal the 19th day of April, 1996.

[Signature]  
NOTARY PUBLIC

My Commission Expires:



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## EXHIBIT "B"

### PERCENTAGE INTERESTS IN COMMON ELEMENTS

#### TIMBERLINE CONDOMINIUMS

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<u>UNITS</u>	<u>% INTEREST</u>
9384	2.084%
9386	2.084%
9388	2.084%
9390	2.084%
9392	2.084%
9394	2.084%
9396	2.084%
9398	2.084%
9376	2.084%
9378	2.084%
9380	2.084%
9382	2.084%
9352	2.084%
9354	2.084%
9356	2.084%
9358	2.084%
9312	2.083%
9314	2.083%
9316	2.083%
9318	2.083%
9288	2.083%
9290	2.083%
9292	2.083%
9294	2.083%
9368	2.083%
9370	2.083%
9372	2.083%
9374	2.083%
9336	2.083%
9338	2.083%
9340	2.083%
9342	2.083%

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## EXHIBIT "B"

### PERCENTAGE INTERESTS IN COMMON ELEMENTS TIMBERLINE CONDOMINIUMS

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<u>UNITS</u>	<u>% INTEREST</u>
9360	2.083%
9362	2.083%
9364	2.083%
9366	2.083%
9328	2.083%
9330	2.083%
9332	2.083%
9334	2.083%
9296	2.083%
9298	2.083%
9300	2.083%
9302	2.083%
9304	2.083%
9306	2.083%
9308	2.083%
9310	2.083%
	<u>100.000%</u>

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EXHIBIT "C"

## ADDITIONAL LAND

Lots 24 and 25 in Timberline, being a subdivision of part of the Northwest Quarter of Section 22, Township 36 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois

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