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 #8426 # JM #-97-403215
 COOK COUNTY RECORDER

THIRD AMENDMENT TO
 DECLARATION OF CONDOMINIUM
 OF
 THE HOMES OF MOHAWK NORTH CONDOMINIUM

This Third Amendment to Declaration of Condominium of The Homes of Mohawk North Condominium ("Third Amendment") is made and entered into as of April 25, 1997 by THE HOMES OF MOHAWK NORTH CONDOMINIUM ASSOCIATION, an Illinois not-for-profit corporation (the "Association").

WHEREAS, M.C.L./ASD Limited Liability Company II, an Illinois limited liability company ("Developer") made and entered into the Declaration of Condominium of The Homes of Mohawk North Condominium, dated January 15, 1997, which Declaration was recorded with the Recorder of Deeds for Cook County, Illinois of January 22, 1997 as Document No. 97046857 which declaration was amended by the First Amendment to Declaration, dated March 23, 1997 and recorded March 27, 1997 as Document No. 97214952 and further amended by Second Amendment to Declaration dated May 20, 1997 as Document No. 97361429 (such Declaration as amended is hereafter referred to as the "Declaration"); and

MAIL TO ADA
 This Instrument Prepared by:
 Felice M. Bressler
 Sachnoff & Weaver, Ltd.
 30 South Wacker Drive
 Chicago, IL 60606

P.I.N. 17-04-121-001; 17-04-121-002;
 17-04-121-003; 17-04-121-009;
 17-04-121-010; 17-04-121-011;
 17-04-121-012; 17-04-121-013;
 17-04-121-014; 17-04-121-015;
 17-04-121-016; 17-04-121-017;
 17-04-121-018; 17-04-121-019

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WHEREAS, the Association held a special meeting of the Members (as defined in the Declaration) of the Association for the purpose of voting on this Third Amendment on April 21, 1997;

WHEREAS, at least 75% of the Unit Owners (as defined in the Declaration) have approved the form and substance of this Third Amendment.

NOW THEREFORE, the Declaration is hereby further amended as follows:

1. Section 11 of the Declaration is hereby amended to include new subsections (q), (r) and (s) to read as follows:

(q) Each Unit Owner of a "B" second level or "C" top level unit must install and at all times maintain wall-to-wall carpeting, with appropriate carpet padding on the surface of all floors, except for the floor surfaces in the bathroom, pantry, kitchen and utility closets;

(r) There shall be no recessed lights in any Unit, unless such lighting was installed by the Developer;

(s) No Unit Owner shall cause or permit any penetration of any wall, ceiling or floor within the Unit, nor shall any Unit Owner cause or permit the installation of mounted speakers in or on any wall, ceiling or floor within its Unit.

2. Except as expressly amended hereby, the Declaration shall remain in full force and effect in accordance with its terms. This Third Amendment shall be effective from and after the recording thereof with the Recorder of Deeds of Cook County, Illinois.

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IN WITNESS WHEREOF, the Association has caused this instrument to be duly executed on the day and year first above written.

THE HOMES OF MOHAWK NORTH
CONDOMINIUM ASSOCIATION, an Illinois
not-for-profit corporation

By: [Signature]
Anne B. Cotter, Vice President

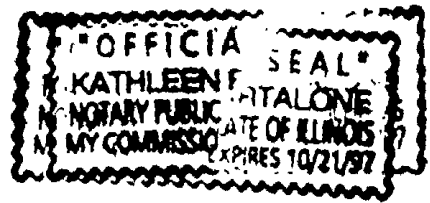
ATTEST:

By: [Signature]
Marilyn Walsh, Secretary

STATE OF ILLINOIS)
)
COUNTY OF COOK)

I, KATHLEEN BARTALONE, a Notary Public in and for said County and State, do hereby certify that Anne B. Cotter and Marilyn Walsh, Vice President and Secretary, respectively, of THE HOMES OF MOHAWK NORTH CONDOMINIUM ASSOCIATION, an Illinois not-for-profit corporation, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Vice President and Secretary, 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 Association, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 26th day of May, 1997.
[Signature]
Notary Public



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CONSENT OF MORTGAGEE

Corus Bank, N.A. (the "Bank"), holder of certain notes secured by a mortgage on the Property dated July 3, 1996 and recorded with the Recorder of Deeds of Cook County, Illinois, on July 3, 1996 as Document No. 96514121 hereby consents to the execution of and recording of the above and foregoing Third Amendment to Declaration of Condominium of The Homes of Mohawk North Condominium ("Third Amendment"), and hereby subordinates said mortgage and amendment to the provisions of the foregoing Third Amendment.

IN WITNESS WHEREOF, the said Bank has caused this instrument to be signed by its duly authorized officers on its behalf on this 27th day of May, 1997.

CORUS BANK, N.A.

By: [Signature]
Its: President

ATTEST:

[Signature]
Its Commercial Loan Officer

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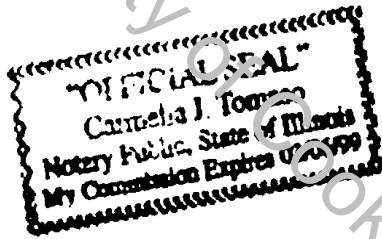
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STATE OF ILLINOIS)
COUNTY OF COCK) SS.

I, CARMELLA J. TOMASE, a Notary Public in and for said County and State, do hereby certify that PAUL J. PANIZZELLI and BRENTON S. ABRHAM, the SR Vice President and Comm. Loan Officer, respectively, of Conus Bank, N.A., personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such SR Vice Pres and Comm. Loan Officer 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 Bank, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 24 day of May, 1997.



Carmella J. Tomase
Notary Public

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State of Illinois)
)
County of Cook)

AFFIDAVIT OF OFFICER THE HOMES OF MOHAWK NORTH CONDOMINIUM ASSOCIATION

I, Anne B. Cotter, Vice President of The Homes of Mohawk North Condominium Association (the "Association"), do hereby certify that:

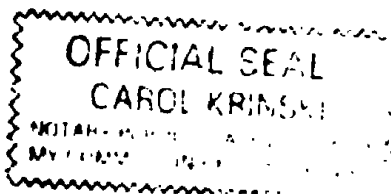
1. At least 75% of the Unit Owners (as defined in the Declaration of Condominium of The Homes of Mohawk North Condominium Association recorded with the Cook County Recorder's Office on January 22, 1997 as Document No. 97046857 as amended by the First Amendment to Declaration, dated March 23, 1997 and recorded on March 27, 1997 as Document No. 97214952 and as further amended by the Second Amendment to Declaration dated May 1, 1997 and recorded May 21, 1997 as Document No. 97361429) have approved the attached Third Amendment to Declaration of Condominium; and
2. A copy of the Third Amendment has been mailed by certified mail to all mortgagees having bona fide liens of record against any Unit (as defined in the Declaration), not less than 10 days prior to the date hereof.

DATED as of this 2nd day of June, 1997.

The Homes of Mohawk North Condominium
Association, an Illinois not-for-profit Corporation



Anne B. Cotter, Vice President



SUBSCRIBED AND SWORN TO
before me this 2nd day of

June, 1997

Carol Krinski
Notary Public

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UNITS, A33, B33, C33, A34, B34, C34, A35, B35, C35, A36, B36, C36, A37, B37, C37, A38, B38, C38, A39, B39, C39, A40, B40, C40, A41, B41, C41, A42, B42, C42, A43, B43, C43, A44, B44, C44, A45, B45, C45, A46, B46, C46, A47, B47, C47, IN THE HOMES OF MOHAWK NORTH CONDOMINIUM AS DELINEATED ON A SURVEY OF THE FOLLOWING PARCEL OF REAL ESTATE:

LOTS 2 TO 22, BOTH INCLUSIVE, IN MOHAWK NORTH SUBDIVISION, BEING A SUBDIVISION IN THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS,

WHICH SURVEY IS ATTACHED AS EXHIBIT "A" TO THE DECLARATION OF CONDOMINIUM RECORDED JANUARY 22, 1997 AS DOCUMENT NUMBER 97046857, THE FIRST AMENDMENT TO THE DECLARATION OF CONDOMINIUM RECORDED MARCH 27, 1997 AS DOCUMENT NUMBER 97214957, THE SECOND AMENDMENT TO THE DECLARATION OF CONDOMINIUM RECORDED MAY 21, 1997 AS DOCUMENT NUMBER 97361429, AND AS AMENDED FROM TIME TO TIME,

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