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This instrument was prepared by
and after recording run to
Herbert A. Kessel, Esq.,
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BECKER, GENIN & LONDON
161 North Clark Street, #2600
Chicago, Illinois 60601-3221
312/621-9700

RETURN TO: Bank
CORPORATE TITLE INSURANCE
233 N. LaSALLE, T
CHICAGO, IL 60601
312/7017

PLANT WITH THIS DOCUMENT

97422897

DEPT-01 RECORDING \$71.00
T#5555 TRAN 0054 06/13/97 10:26:00
#1949 JJ #-97-422897
COOK COUNTY RECORDER

RECORDER'S STAMP

FIFTH AMENDMENT TO DECLARATION OF
CONDOMINIUM OWNERSHIP FOR
CAPRI CONDOMINIUM ASSOCIATION

This Fifth Amendment to that certain Declaration of Condominium Ownership for Capri Condominium, Cook County, Illinois recorded with the Recorder of Deeds of Cook County, Illinois on August 21, 1996, as Document No. 96641023 ("Declaration"), is executed by Capri L.L.C., an Illinois limited liability company (the "Declarant").

WITNESSETH

WHEREAS, the real estate described in the First Recital to the Declaration, which by this reference is made a part hereof, is located in the County of Cook and State of Illinois (the "Submitted Parcel") 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 one (1) apartment building, consisting of six (6) residential units; and

F	A
P	C
	✓
	(M) J/M

RECORDING FEE \$ 71.00
DATE 6/13/97 COPIES 2
BY J/M

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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

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, 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. All the unit owners and mortgage holders, by the Declarant, hereby consent to this Fifth Amendment to the Declaration pursuant to the power set forth in Article 12 of the Declaration.

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

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed this 1st day of June, 1997.

CAPRI L.L.C., an Illinois limited liability company

By: [Signature]
Its: President

05-1-1997

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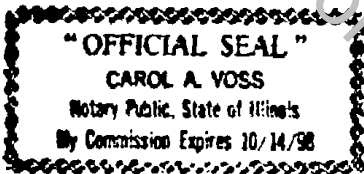
STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, CAROL A. VOSS, a Notary Public, in and for said County, in the State aforesaid, do hereby certify, that WAYNE MORETTI of Capri L.L.C., an Illinois limited liability company, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such PRESIDENT, appeared before me this day in person and acknowledged that HE signed and delivered the said instrument as HIS own free and voluntary act, and as the free and voluntary act of said company.

GIVEN under my hand and Notarial Seal, this 4th day of June, A.D., 1997.

Carol A. Voss
Notary Public

My Commission Expires:



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EXHIBIT A

TO
FIFTH AMENDMENT TO DECLARATION OF
CONDOMINIUM OWNERSHIP FOR
CAPRI CONDOMINIUM ASSOCIATION

LEGAL DESCRIPTION
ADDITIONAL PARCELS

BUILDING #11:
THAT PART OF THE NORTH HALF OF THE SOUTHWEST FRACTIONAL QUARTER OF
SECTION 10, TOWNSHIP 41 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL
MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT OF INTERSECTION OF THE SOUTH LINE OF HARRISON
STREET AS DEDICATED BY DOCUMENT 21871923 AND THE WEST LINE OF DEE ROAD
AS DEDICATED BY DOCUMENT 22151855;

THENCE SOUTH $89^{\circ}26'18''$ WEST ALONG THE SOUTH LINE OF HARRISON STREET, A
DISTANCE OF 1013.10 FEET TO A POINT OF BEGINNING;

THENCE SOUTH $00^{\circ}33'42''$ EAST, A DISTANCE OF 187.00 FEET;

THENCE SOUTH $89^{\circ}26'18''$ WEST, A DISTANCE OF 29.415 FEET;

THENCE NORTH $45^{\circ}33'42''$ WEST, A DISTANCE OF 5.66 FEET;

THENCE SOUTH $89^{\circ}26'18''$ WEST, A DISTANCE OF 57.161 FEET WEST;

THENCE NORTH $00^{\circ}33'42''$ WEST, A DISTANCE OF 182.00 FEET TO A POINT ON THE
SOUTH LINE OF HARRISON STREET;

THENCE NORTH $89^{\circ}26'18''$ EAST, A DISTANCE OF 91.88 FEET TO THE POINT OF
BEGINNING, CONTAINING 16,872 SQUARE FEET, OR, 0.3873 ACRES, ALL IN COOK
COUNTY, ILLINOIS.

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P.I.N. 09-10-300-027

Common Addresses

Building 11

9465 Harrison Street, Des Plaines, Illinois
9467 Harrison Street, Des Plaines, Illinois
9469 Harrison Street, Des Plaines, Illinois
9471 Harrison Street, Des Plaines, Illinois
9473 Harrison Street, Des Plaines, Illinois
9475 Harrison Street, Des Plaines, Illinois

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EXHIBIT B

TO
FIFTH AMENDMENT TO DECLARATION OF
CONDOMINIUM OWNERSHIP FOR
CAPRI CONDOMINIUM ASSOCIATION

PERCENTAGE OF OWNERSHIP IN THE COMMON ELEMENTS

<u>BUILDING #</u>	<u>UNIT</u>	(1) <u>MAXIMUM</u> <u>% OWNERSHIP</u>	(2) <u>MINIMUM</u> <u>% OWNERSHIP</u>
20	1-714-9357	1.665160%	1.244471%
20	2-714-9359	1.665160%	1.244471%
20	3-714-9361	1.665160%	1.244471%
20	4-714-9363	1.665160%	1.244471%
20	5-714-9365	1.665160%	1.244471%
20	6-713-9367	1.674200%	0.920500%
18	1-714-9381	1.665160%	1.244471%
18	2-714-9383	1.665160%	1.244471%
18	3-714-9385	1.665160%	1.244471%
18	4-714-9387	1.665160%	1.244471%
18	5-714-9389	1.665160%	1.244471%
18	6-713-9391	1.674200%	0.920500%
19	1-713-9369	1.674200%	0.920500%
19	2-714-9371	1.665160%	1.244471%
19	3-714-9373	1.665160%	1.244471%
19	4-714-9375	1.665160%	1.244471%
19	5-714-9377	1.665160%	1.244471%
19	6-714-9379	1.665160%	1.244471%
15	1-713-9417	1.674200%	0.920500%
15	2-714-9419	1.665160%	1.244471%
15	3-714-9421	1.665160%	1.244471%
15	4-714-9423	1.665160%	1.244471%
15	5-714-9425	1.665160%	1.244471%
15	6-714-9427	1.665160%	1.244471%
16	1-714-9405	1.665160%	1.244471%
16	2-714-9407	1.665160%	1.244471%
16	3-714-9409	1.665160%	1.244471%
16	4-714-9411	1.665160%	1.244471%
16	5-714-9413	1.665160%	1.244471%
16	6-713-9415	1.674200%	0.920500%

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17	1-713-9393	1.674200%	0.920500%
17	2-714-9395	1.665160%	1.244471%
17	3-714-9397	1.665160%	1.244471%
17	4-714-9399	1.665160%	1.244471%
17	5-714-9401	1.665160%	1.244471%
17	6-714-9403	1.665160%	1.244471%
14	1-714-9429	1.665160%	1.244471%
14	2-714-9431	1.665160%	1.244471%
14	3-714-9433	1.665160%	1.244471%
14	4-714-9435	1.665160%	1.244471%
14	5-714-9437	1.665160%	1.244471%
14	6-713-9439	1.674200%	0.920500%
13	1-713-9441	1.674200%	0.920500%
13	2-714-9443	1.665160%	1.244471%
13	3-714-9445	1.665160%	1.244471%
13	4-714-9447	1.665160%	1.244471%
13	5-714-9449	1.665160%	1.244471%
13	6-714-9451	1.665160%	1.244471%
12	1-714-9453	1.665160%	1.244471%
12	2-714-9455	1.665160%	1.244471%
12	3-714-9457	1.665160%	1.244471%
12	4-714-9459	1.665160%	1.244471%
12	5-714-9461	1.665160%	1.244471%
12	6-713-9463	1.674200%	0.920500%
11	1-713-9465	1.674200%	0.920500%
11	2-714-9467	1.665160%	1.244471%
11	3-714-9469	1.665160%	1.244471%
11	4-714-9471	1.665160%	1.244471%
11	5-714-9473	1.665160%	1.244471%
11	6-714-9475	1.665160%	1.244471%

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
- (2) This column is an estimate and shows the percentage of ownership interest each unit would have if 84 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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