

**SPECIAL AMENDMENT NO. 5 TO
DECLARATION OF CONDOMINIUM
OWNERSHIP AND OF EASEMENTS,
RESTRICTIONS AND COVENANTS FOR
RIVER POINTE CONDOMINIUM**

THIS SPECIAL AMENDMENT NO. 5 TO
DECLARATION OF CONDOMINIUM
OWNERSHIP AND OF EASEMENTS,
RESTRICTIONS AND COVENANTS FOR
RIVER POINTE CONDOMINIUM is made and
entered into by RIVER DEVELOPMENT,
L.L.C. ("Declarant").

RECITALS:

A. Declarant Recorded the Declaration of Condominium Ownership and of Easements, Restrictions and Covenants for River Pointe Condominium (the "Declaration") on February 26, 1997 in the Office of the Recorder of Deeds for Cook County, Illinois ("Office"), as Document No. 97131342.

B. Declarant Recorded Special Amendment No. 1 to the Declaration on May 9, 1997 in the Office as Document No. 97326822 ("Special Amendment No. 1").

C. Declarant Recorded Special Amendment No. 2 to the Declaration in the Office on May 22, 1997 as Document No. 97363289 ("Special Amendment No. 2").

D. Declarant Recorded Special Amendment No. 3 to the Declaration in the Office on July 14, 1997 as Document No. 97503252 ("Special Amendment No. 3").

E. Declarant Recorded Special Amendment No. 4 to the Declaration in the Office on September 23, 1997 as Document No. 97704534 ("Special Amendment No. 4").

F. Declarant Recorded Supplement No. 1 to the Declaration on October 8, 1997 in the Office as Document No. 97747149 ("Supplement No. 1"). The Declaration, as amended by Special Amendment No. 1, Supplement No. 1, Special Amendment No. 2, Special Amendment No. 3, Special Amendment No. 4, and Supplement No. 1, is herein called the "Condominium Declaration". The Condominium Declaration subjected the Property legally described on Exhibit A attached hereto and made a part hereof to the Condominium Declaration and submitted it to the provisions of the Act.

G. Declarant is the owner of Parking Space P2-49 which was subjected to the Condominium Declaration and submitted to the provisions of the Act pursuant to the Condominium Declaration. In accordance with Section 26 of the Act, Declarant desires to transfer and assign Parking Space P2-49 to Dwelling Unit No. 2-701 by Recording this Special Amendment.

H. Parking Space P2-49 was not previously assigned to any Dwelling Unit.

I. The undivided interests in the Dwelling Units are unaffected by the transfer described in Recital G above and they shall remain the same as set forth in the Condominium Declaration.

NOW THEREFORE, Declarant does hereby amend the Declaration as follows:

Amalyn T. et al
5146175557

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1. All terms used herein, if not otherwise defined herein, shall have the meanings set forth in the Declaration.

2. The Plat of Survey attached as Exhibit C to the Condominium Declaration is hereby amended, as shown on Exhibit Z attached hereto, to identify Parking Space P2-49 as an additional parking space which is assigned to Dwelling Unit No. 2-701.

3. Exhibit D to the Condominium Declaration is hereby amended to provide that Parking Space P2-49 is assigned to Dwelling Unit No. 2-701.

4. Except as herein amended, the Declaration shall continue in full force and effect.

5. The undersigned hereby certify that a copy of Special Amendment No. 5 has been delivered to the Board of Managers of River Pointe Condominium Association.

Dated: ~~November~~ ^{November} 1, 1997.

RIVER DEVELOPMENT, L.L.C.

By its Managers:

By: Norwood Builders, Inc.

By: R. Franczak & Associates, Inc.

By: 
President

By: 
Vice President

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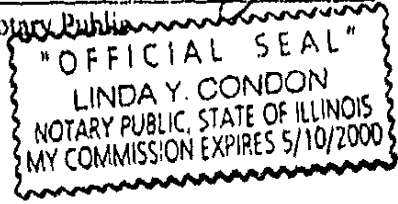
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STATE OF ILLINOIS)
)SS.
COUNTY OF COOK)

The undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Bruce J. Adams of Norwood Builders, Inc, the President thereof, personally known 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 (s)he signed and delivered said instrument as his/her free and voluntary act, and as the free and voluntary act of said corporation, as a Manager in River Development, L.L.C., for the uses ad purposes therein set forth.

GIVEN under my hand and Notarial seal this 1st day of December, 1997.

Linda Yi Condon
Notary Public



STATE OF ILLINOIS)
)SS.
COUNTY OF COOK)

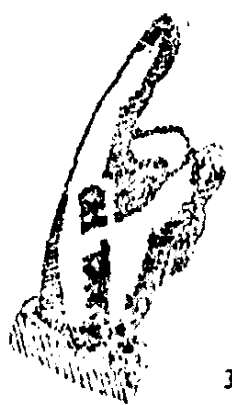
The undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Robert G. Lewandowski of R. Franczak & Associates, Inc, the Vice President thereof, personally known to be the same person whose name is subscribed to the foregoing instrument as such Vice President appeared before me this day in person and acknowledged that (s)he signed and delivered said instrument as his/her free and voluntary act, and as the free and voluntary act of said corporation, as a Manager in River Development, L.L.C., for the uses ad purposes therein set forth.

GIVEN under my hand and Notarial seal this 1st day of December, 1997.

Linda Yi Condon
Notary Public



THIS INSTRUMENT WAS PREPARED BY AND AFTER RECORDING, SHOULD BE RETURNED TO:
Linda Yi Condon, Norwood Builders, Inc., 7458 N. Harlem Avenue, Chicago, IL 60631.



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CONSENT OF MORTGAGEE

Parkway Bank and Trust Company, which is the holder of a first mortgage dated November 21, 1996 and recorded December 3, 1996 as Document Number 96911085, with respect to a portion of the property legally described on Exhibit A attached hereto, hereby consents to the recording of the within Special Amendment and agrees that its mortgage shall be subject to the terms of such Declaration, as amended.

November 25, 1997.

PARKWAY BANK AND TRUST COMPANY

By: Mariann L. Wagner
Title: Vice President

Attest: Paul Gembau
Title: ASST. Vice President

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STATE OF ILLINOIS)
)SS.
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County and State, do hereby certify that Mariann L. Wagner and Paul Gembau, respectively, the Vice President and ASST. Vice President of Parkway Bank & Trust Co., appeared before me this day in person and acknowledged that they signed, sealed and delivered the within instrument as their free and voluntary act, and as the free and voluntary act of Mortgagee, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal on this 25 day of November, 1997.

[Signature]
Notary Public

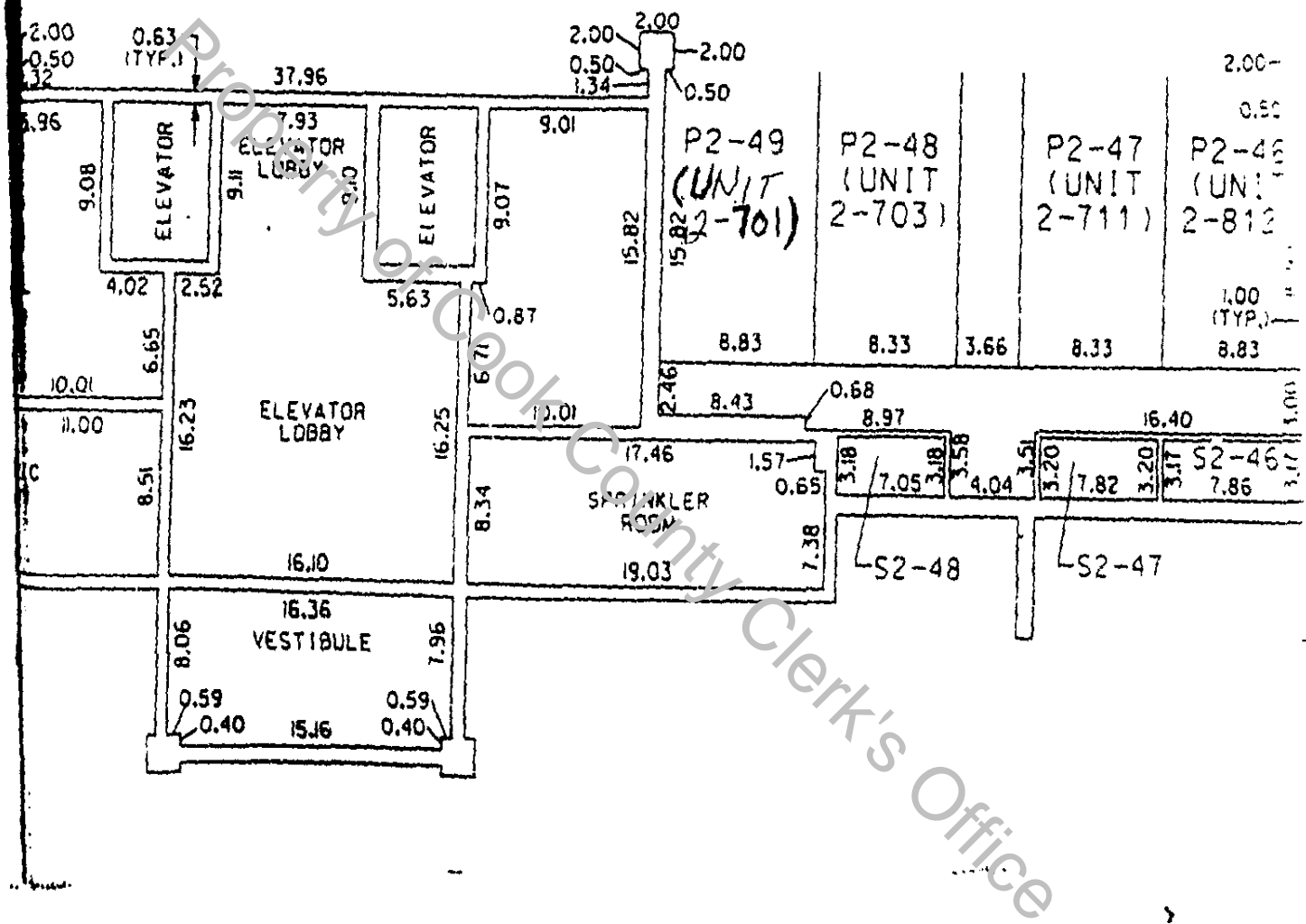


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EXHIBIT Z TO SPECIAL AMENDMENT NO. 5



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EXHIBIT A TO SPECIAL AMENDMENT NO. 5

PARCEL 1:

Lot 1 in River Pointe "Amended" Subdivision, being a Subdivision of part of the Southwest Quarter of Section 16 and part of the Southeast Quarter of Section 17, Township 41 North, Range 12, East of the Third Principal Meridian, according to the Plat thereof recorded November 14, 1996 as Document Number 96870900, and corrected by Certificate of Correction recorded December 6, 1996 as Document Number 96922638, in Cook County, Illinois.

Address: 675 S. Pearson, Des Plaines, IL 60016

PIN Numbers: 09-17-416-003-0000
 09-17-416-004-0000
 09-17-416-005-0000
 09-17-416-008-0000
 09-17-416-009-0000
 09-17-416-010-0000

Dwelling

Units: 1-301 thru 1-313, 1-401 thru 1-413, 1-501 thru 1-513, 1-601 thru 1-613,
 1-701 thru 1-713, 1-801 thru 1-813

PARCEL 2:

Lots 2 and 4 in River Pointe "Amended" Subdivision, being a Subdivision of part of the Southwest Quarter of Section 16 and part of the Southeast Quarter of Section 17, Township 41 North, Range 12, East of the Third Principal Meridian, according to the Plat thereof recorded November 14, 1996 as Document Number 96870900, and corrected by Certificate of Correction recorded December 6, 1996 as Document Number 96922638, in Cook County, Illinois

Address: 650 S. River Road, Des Plaines, IL 60016

Dwelling

Units: 2-301 thru 2-313, 2-401 thru 2-413, 2-501 thru 2-513,
 2-601 thru 2-613, 2-701 thru 2-713, 2-801 thru 2-813

PIN Numbers:	09-17-416-003-0000	09-17-416-014-0000
	09-17-416-004-0000	09-17-416-015-0000
	09-17-416-005-0000	09-17-416-016-0000
	09-17-416-008-0000	09-17-416-017-0000
	09-17-416-009-0000	09-17-416-020-0000
	09-17-416-010-0000	09-17-416-021-0000
	09-17-416-011-0000	09-17-416-022-0000
	09-17-416-013-0000	09-17-416-024-0000

Note: As of the date of Recording of this Special Amendment, the Dwelling Units have not been assigned individual permanent index numbers.

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