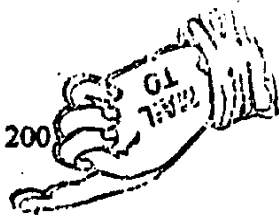


THIS INSTRUMENT PREPARED BY AND
AFTER RECORDING RETURN TO:

Gregory F. Smith, Esq.
Lillig & Thorsness, Ltd.
1900 Spring Road, Suite 200
Oak Brook, IL 60523
630.571.1900



GIT 4237346 MJ

**FIRST AMENDMENT TO DECLARATION
FOR BALMORAL COURT TOWN HOMES**

This First Amendment to Declaration (this "Amendment") is made by William A. Tarsitano ("Declarant")

RECITALS:

A. On August 11, 1998, Declarant recorded the Declaration for Balmoral Court Town Homes with the Cook County Recorder of Deeds as Document No. R98-706506 ("Declaration"). The Declaration subjects the real property described on Exhibit "A" attached hereto and made a part hereof to the conditions, covenants, restrictions, reservations, grants and easements set forth therein.

B. Pursuant to authority of Section 13.06 of the Declaration, Declarant desires to subject additional real property to the Declaration ("Additional Land"). The Additional Land is described on Exhibit "B" attached hereto and made a part hereof.

NOW THEREFORE, the Declarant declares as follows:

1. The Additional Land is hereby made subject to the Declaration.
2. The following Sections contained in Articles One and Two of the Declaration are amended in their entirety to read as follows:

"1.05 COMMUNITY AREA: Those portions of the Premises which are described and designated as: 'Outlot 3' in the Plat, together with all improvements located above and below the ground and rights appurtenant thereto; that portion of Lot 1 designated as Parcel G on the Plat attached to the Declaration; and that portion of Lot 2 designated as Parcel H on the Plat attached hereto.

STATEMENT OF BALMORAL COURT FIRST AMENDMENT

PLAT WITH THIS DOCUMENT

MJM

79.00
10/13/98
GJM

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Property of Cook County Clerk's Office

COOK COUNTY CLERK'S OFFICE
JAN 10 2008

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1.16 PLAT: The plat of survey attached to the Declaration as Exhibit "C" and the plat of survey attached hereto as Exhibit "C", as may be amended from time to time.

1.17 PREMISES: The real estate which is legally described in Exhibit "A" attached hereto and the Additional Land described in Exhibit "B" attached hereto and made a part hereof.

2.04 LOT CONVEYANCE: The Plat describes and creates Parcels A-G on Lot 1 and Parcels A-H on Lot 2. Parcels A-F on Lot 1 and Parcels A-G on Lot 2 contain Town Homes, and Parcel G on Lot 1 and Parcel H on Lot 2 are part of the Community Area. The term Lot, as defined in Article 1.11 shall refer to the individual 'Parcels' located in Lots 1 and 2. There shall be no resubdivision, conveyance or transfer of a portion of a Lot without the prior written consent of the Board."

3. The Declaration as amended hereby, is reacknowledged, reconfirmed and in full force and effect.

Dated: _____, 1998

Declarant:

SEE ATTACHED SIGNATORY

William A. Tarsitano

STATE OF ILLINOIS)
) ss.
COUNTY OF _____)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that WILLIAM A. TARSITANO, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal, this _____ day of _____ 1998.

NOTARY PUBLIC

Doc. # 98914685 Page 2 of 11

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~~1997 RULE OF CONSTRUCTION PLAT. To the extent of any inconsistencies between the terms, covenants, and conditions of this Declaration and the Plat, this Declaration shall control.~~

DATED: 9/29, 1998

DECLARANT:

William A. Tarsitano

WILLIAM A. TARSITANO

STATE OF ILLINOIS)

) ss.

COUNTY OF)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that WILLIAM A. TARSITANO, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal, this 29th day of September 1998.

Gail Valenti

NOTARY PUBLIC



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STATE OF ILLINOIS
COUNTY OF COOK
CLERK OF THE CIRCUIT COURT

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EXHIBIT "A"

LEGAL DESCRIPTION - PREMISES

Lots 1 and 3 in Maverick Subdivision Unit No. 6 recorded as document no. 98624641 being a resubdivision of Lot 2 in Louchios' Subdivision, A Subdivision in Part of the Northeast Quarter of Section 35, Township 42 North, Range 10, East of the Third Principal Meridian, in Cook County, Illinois.

P.I.N.: 02-35-200-048

Commonly known as: 3926 - 3950 Balmoral Court
Rolling Meadows, IL

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EXHIBIT "B"

LEGAL DESCRIPTION - ADDITIONAL LAND

Lot 2 in Maverick Subdivision Unit No. 6 recorded as document no. 98624641 being a resubdivision of Lot 2 in Louchios' Subdivision, A Subdivision in Part of the Northeast Quarter of Section 35, Township 42 North, Range 10, East of the Third Principal Meridian, in Cook County, Illinois.

P.I.N.: 02-35-200-048

Commonly known as: 3938-3950 Balmoral Court
Rolling Meadows, IL

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EXHIBIT "C"

PLAT OF SURVEY - ADDITIONAL LAND

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