

SECOND AMENDMENT TO DECLARATION OF COVENANTS, EASEMENTS, AND RESTRICTIONS FOR NORTHWEST POINT

THIS SECOND AMENDMENT TO THE DECLARATION OF COVENANTS, EASEMENTS, AND RESTRICTIONS FOR NORTHWEST POINT (this "Second Amendment"), is made as of the 20th date of October, 1997 by the Members of the NORTHWEST POINT ASSOCIATION, an Illinois not for profit corporation (hereinafter called the "Association").

WITNESSETH:

WHEREAS, La Salle National Bank, not personally or individually, but as Trustee under Trust Agreement dated March 15, 1980 and known as Trust No. 102000 made the Declaration of Covenants, Easements, and Restrictions for Northwest Point (hereinafter called the "Original Declaration") on December 30, 1982; and

WHEREAS, the Original Declaration was thereafter filed with the Cook County Recorder's Office on February 3, 1983 as Document No. 26495247;

WHEREAS, the Declaration was amended by the First Amendment to the Declaration which was filed with the Cook County Recorder's Office on May 9, 1983 as Document No. 88197029 (the "First Amendment") (the Original Declaration as amended by the First Amendment is hereinafter referred to as the "Declaration") and

WHEREAS, the Association wishes to amend the Declaration in certain respects;

WHEREAS, this Second Amendment is approved by the unanimous consent of the Members of the Association.

NOW, THEREFORE, the Association hereby declares as follows:

1. The Declaration is hereby amended by adding a new Section 10.8 to read as follows:

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- 10.8 The Association grants the Owner of LOT 2 IN THE PARK AT NORTHWEST POINT, BEING A SUBDIVISION OF PARTS OF SECTIONS 15, 16, 21 AND 22, ALL IN TOWNSHIP 41 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, ACCORDING TO THE PLAT THEREOF RECORDED ON AUGUST 5, 1987, AS DOCUMENT NO. 87-433382 ("Lot 2"), a perpetual, non-exclusive easement in, on, over and under the portion of Common Properties described as LOT 3 IN THE PARK AT NORTHWEST POINT, BEING A SUBDIVISION OF PARTS OF SECTIONS 15, 16, 21 AND 22, ALL IN TOWNSHIP 41 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS ACCORDING TO THE PLAT THEREOF RECORDED ON AUGUST 5, 1987, AS DOCUMENT NO. 87-433382 ("Lot 3"), for the purposes of conducting, holding, and discharging storm water emanating from Lot 2, and in connection therewith constructing, providing, replacing, restoring and maintaining storm water drainage lines and associated fixtures and appliances on Lot 3 to discharge storm water from Lot 2 onto Lot 3.
2. The undersigned constitute all of the Members of the Association.
 3. Except as amended hereby, the Declaration, as amended, shall continue in full force and effect in accordance with its terms.
 4. In the event of any conflict between the terms of this Second Amendment and the Declaration, as it existed prior to this Second Amendment, the terms of this Second Amendment shall control.
 5. Any capitalized term used herein but not defined herein shall have the meaning therefor specified in the Declaration.
 6. Each individual signing this Second Amendment represents and warrants that (s)he has the authority to sign this Second Amendment and bind to this Second Amendment the Member on whose behalf (s)he signs.
 7. Each Member agrees to ratify this Second Amendment, if requested, at any subsequent meeting of the Members.
 8. This Second Amendment may be executed in counterparts and it is the intention of the Members that any executed counterpart shall constitute the agreement of the Members and that all of the counterparts shall together constitute one and the same Second Amendment to the Declaration.

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IN WITNESS WHEREOF, the Association in accordance with its terms and by its Members has caused this Second Amendment to be executed.

MEMBERS:

AMERICAN ACADEMY OF PEDIATRICS

By: _____
ROBERT FORTELKA
Its: Director of Administrative Services

APPLE VACATIONS WEST, INC.

By: _____
KEN LARSEN
Its: Vice President - Finance and Administration

ADP, INC.

By: _____
LARRY WHITE
Its: Facility Manager

METROPOLITAN LIFE INSURANCE
COMPANY

By: _____
Its: _____

ELK GROVE SUITES INVESTMENT LIMITED
PARTNERSHIP

By: _____
KATHRINE RAY
Its: General Manager

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STATE OF _____)
) SS
COUNTY OF _____)

The foregoing instrument was acknowledged before me this ___ day of November, 1997 by Ken Larsen, the Vice President of Finance and Administration, of Apple Vacations West, Inc., on behalf of the corporation.

In witness hereof I hereunto set my hand and official seal.

Notary Public

Printed Name of Notary

STATE OF _____)
) SS
COUNTY OF _____)

The foregoing instrument was acknowledged before me this ___ day of November, 1997 by Larry White, the Facility Manager of ADP, Inc., on behalf of the corporation.

In witness hereof I hereunto set my hand and official seal.

Notary Public

Printed Name of Notary

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STATE OF _____)
) SS
COUNTY OF _____)

The foregoing instrument was acknowledged before me this ____ day of November, 1997 by _____, the _____ of Metropolitan Life Insurance Corporation, on behalf of the corporation.

In witness hereof I hereunto set my hand and official seal.

Notary Public

Printed Name of Notary

STATE OF _____)
) SS
COUNTY OF _____)

The foregoing instrument was acknowledged before me this ____ day of November, 1997 by Katharine Ray, the General Manager of Elk Grove Suites Investment Limited Partnership, on behalf of the corporation.

In witness hereof I hereunto set my hand and official seal.

Notary Public

Printed Name of Notary

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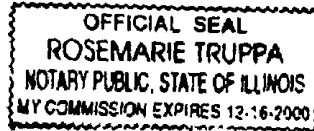
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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

The foregoing instrument was acknowledged before me this 4th day of ^{December} ~~November~~, 1997 by Rosemarie Truppa the DEPARTMENT MANAGER of the Suburban Bus Division of the Regional Transportation Authority, on behalf of the corporation.

In witness hereof I hereunto set my hand and official seal.

Rosemarie Truppa
Notary Public



Rosemarie TRUPPA
Printed Name of Notary

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