5053/0143 90 001 Page 1 of 5 1999-05-14 17:03:14 Cook County Recorder 29.00



FIRST AMENDMENT TO
DECLARATION OF COVENANTS, CONDITIONS, EASEMENTS AND RESTRICTIONS
FOR

HEATTERFIELD SINGLE FAMILY ATTACHED HOMES

THIS FIRST AMENDMENT, is made as of the 9th day of February, 1999 by HEATHERFIELD VENTURE, a Joint Venture of ODESIGN, INC., an Illinois corporation, successor in interest to ODESIGN III, INC., an Illinois corporation, and HEATHERFIELD ASSOCIATES, an Illinois general partnership of E-HEATHERFIELD CORP. and K-HEATHERFIELD CORP., both being Illinois corporations, hereinafter referred to as "Declarant";

WITNESSETH:

WHEREAS, Declarant has heretofore caused to be recorded with the Cook County Illinois Recorder on June 11, 1998, as Document No. 98494996, a Declaration of Covenants, Conditions, Easements and Restrictions for HEATHERFIELD SINGLE FAMILY ATTACHED HOMES ("Declaration"); and

WHEREAS, the Declaration reserves to the Declarant the right to add to the Project (as defined in the Declaration) additional Lots for Single Family Attached Homes; and

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WHEREAS, the Declarant now desires to add additional Lots to the Project and submit them to the provisions of the Declaration.

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

- 1) The additional Lots legally created by the Plat Heatherfield Unit 2 recorded with the Cook County, Illinois Recorder on February 9, 1999 as Document No. 99136091 legally described on Exhibit A hereto are hereby submitted to the provisions of the Declaration.
- 2) Exhibit F of the Declaration is hereby amended by the addition of the parcel of real estate legally described on Exhibit A hereto.
- 3) Except as expressly amended as set forth herein, the Declaration shall remain in full force and effect in accordance with its terms.

IN WITNESS WHEREOF this First Amendment to Declaration is executed as of the date first above stated by the Declarant, HEATHERFIELD VENTURE, a Joint Venture, as aforesoid.

HEATHERFIELD VENTURE, a Joint Venture of ODESIGN INC., an Illinois corporation successor in interest to ODESIGN III, INC., an Illinois corporation, and HEATHERFIELD ASSOCIATES, an Illinois general partnership of E-HEATHERFIELD CORP., and K-HEATHERFIELD CORP., both Illinois corporations, Declarant

By: ODESIGN, INC., an Illinois

corporation

/ce President

HEATHERFIELD ASSOCIATES, a general By: partnership

By: E-HEATHERFIELD CORP., a general

VICE/President

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99471232

STATE OF ILLINOIS)

OUNTY OF COOK

I, the undersigned a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY that the above named \underline{VICC} President of ODESIGN, INC., an Illinois corporation and Joint Venturer in HEATHERFIELD VENTURE, Declarant, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such \underline{VICC} President appeared before me this day in person and acknowledge that he signed and delivered the said instrument as his own free and voluntary act and as the free and voluntary act of said Corporation for the uses and purposes therein set forth.

Given under my hand and notarial seal this $\frac{1}{2}$ day of May _____, 1999.

OFFICIAL SEAL
JANE L FURCH
(S NOT ARY BUBLIC, STATE OF ILLINOIS MY COMMISSION EXPIRES: 10/08/00

Notáry Public

STATE OF ILLINOIS)

COUNTY OF COOK

SS.

I, the undersigned a Notary Purlic in and for the County and State aforesaid, DO HEREBY CERTIFY that the above named Edward R. Www A. James, President of E-HEATHERFIELD CORP, an Illinois corporation, a general partner of HEATHERFIELD ASSOCIATES, a Joint Venturer in HEATHERFIELD VENTURE, Declarant, personally known to me to be the same person whose name is subscribed to the for going instrument as such President appeared before me this day in person and acknowledge that he signed and delivered the said instrument as his own free and voluntary act and as the free and voluntary act of said Corporation and the Partnership for the uses and purposes therein set forth.

Given under my hand and notarial seal this 144 day of May, 1999.

"OFFICIAL SEAL"
VICTORIA A. BIGELOW

Notary Public, State of Illinois
My Commission Exp. 02/10/2003

Notary Public

PREPARED BY & AFTER RECORDING MAIL TO: MORGAN, LANOFF, DENNISTON & JACKSON, LTD., 2 NORTH LASALLE STREET #1808, CHICAGO, ILLINOIS 60602

99471232

EXHIBIT A TO FIRST AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, EASEMENTS AND RESTRICTIONS FOR HEATHERFIELD SINGLE FAMILY ATTACHED HOMES

Lots 205, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 215, 309, 310, 311, 312, 313, 314, 315, 406, 407, 408, 409 AND 416 in Heatherfield Unit 2, being a resubdivision in Section 23, Township 42 North, Range 12 East of the Third Principal Meridian, according to the Plat thereof recorded February 9, 1999 as Document Number 99136091, in Cook County, Illinois.

PIN: 04-23-101-008-0000 (underlying)