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SECOND SUPPLEMENTARY DECLARATION

315-533

COVENANTS AND RESTRICTIONS FOR
SUMMERFIELD SUBDIVISION UNIT THREE

This Second Supplementary Declaration is made this 1st day of December, 1995 by Habco, Inc. an Illinois corporation, hereinafter referred to as "Covenantor."

WHEREAS, Covenantor had the DECLARATION OF COVENANTS AND RESTRICTIONS FOR SUMMERFIELD SUBDIVISION recorded in Will County, Illinois on December 10, 1993, Document No. R93-111835, hereinafter referred to as the "Declaration";

WHEREAS, Section 3 of Article I of the Declaration provides that Covenantor may subject other property to the Declaration at the discretion of Covenantor: and

WHEREAS, Section 3 of Article VIII of the Declaration provides that Covenantor has the right to execute all documents and undertake all actions desirable or necessary to fulfill or implement, either directly or indirectly, any of the rights granted or reserved to it in the Declaration and the Covenantor shall have the right to amend the Declaration until the election of the initial Board of Directors of the Summerfield Homeowners Association.

Now, Therefore, Covenantor declares by this Second Supplementary Declaration:

1. The following described property is subject to all of the covenants, restrictions, easements, charges, and liens and all other terms, conditions and provisions of the Declaration and

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RECORDED BY THE CLERK OF THE COUNTY OF WILL COUNTY, ILLINOIS

all of those obligations shall run with and bind the property described herein and shall inure to the benefit of and be the personal obligation of the owners of the following property in the same manner and to the same extent and with the same force and effect as they apply to the property covered by the Declaration and every person or entity who is a record owner of the following property shall be a member of the Summerfield Subdivision Homeowners Association on the same terms and subject to the same qualifications and limitations as the members under the provisions of the Declaration and in all respects all of the provisions of the Declaration shall apply to the property covered in this Second Supplemental Declaration and to the owners thereof with equal meaning and like force and effect:

PARCEL 1: LOT 146, IN SUMMERFIELD SUBDIVISION UNIT TWO, A SUBDIVISION OF PART OF SECTION 33, TOWNSHIP 36 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 28, 1994, AS DOCUMENT NO. R94-73697, IN WILL COUNTY, ILLINOIS

PARCEL 2: LOTS 28 THROUGH 55, BOTH INCLUSIVE AND LOTS 114 THROUGH 133, BOTH INCLUSIVE, IN SUMMERFIELD SUBDIVISION UNIT THREE, A SUBDIVISION OF PART OF SECTION 33, TOWNSHIP 36 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 5, 1995, AS DOCUMENT NO. R95-37388, IN WILL COUNTY, ILLINOIS.

Commonly known as Phases II & III - Summerfield Subdivision

Property Tax No: 03-33-400-010 4011

2. In accordance with the stated purpose of the Declaration to provide for a residential community of the highest quality and character for the benefit and convenience of all of the residents of Summerfield Subdivision: Section 4 of Article

VIII of the Declaration is amended to include the prohibition that no automobiles or other vehicles of any type whatsoever that are inoperative or that are in disrepair are to be parked or stored permanently or temporarily except in garages on any of the lots including the owners' driveways or the public streets; and, Section 15 of Article VIII is amended to provide that the completion of the construction of each single family residence within the time permitted by Section 15 shall include the completion of all landscaping including the lawn within the time allowed by Section 15.

HABCO, INC.

By: 

Its President

ATTEST:

By: 

Its Secretary

COUNTY OF WILL)
)
STATE OF ILLINOIS)

I, Michael J. Wall, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Gerald E. Ruzich personally known to me to be the President and Secretary of Habco, Inc., an Illinois Corporation, appeared before me this day in person and signed and delivered this instrument as President and Secretary and caused the Corporate Seal of said

corporation to be affixed thereto, pursuant to the authority given by the Board of Directors of said corporation, as their free and voluntary act and as the free and voluntary act of said corporation, for the uses and purposes herein set forth.

~~December~~ GIVEN under my hand and Notary Seal this 1st day of ~~November~~, 1995.

Michael J. Wall
Notary Public

Mary Ann Stukel 12/12/95
Will County Recorder 10:32
HMC Fee: 27.00
R 95096244 Page 4 of 4

Prepared by: Michael J. Wall, Rothschild, Barry & Myers, 55 West Monroe Street, Suite 3900, Chicago, Illinois 60603

Return this document to: Michael J. Wall, Rothschild, Barry & Myers, 55 West Monroe Street, Suite 3900, Chicago, Illinois 60603