

This instrument prepared by and to be mailed to:  
Herbert A. Kessel  
Beermann, Swerdlove, Woloshin, Barezky, Becker, Genin & London  
161 North Clark Street, #2600  
Chicago, IL 60601-3221  
312/621-9700

Laurie McPhillips 4P R 2005093913  
Will County Recorder Page 1 of 4



PC1 Date 06/08/2005 Time 08:48:37  
Recording Fees: 18.00

**FIRST AMENDMENT TO GALWAY  
DECLARATION OF COVENANTS,  
CONDITIONS, RESTRICTIONS AND EASEMENTS**

This First Amendment to that certain Galway Declaration of Covenants, Conditions, Restrictions and Easements recorded with the Recorder of Will County, Illinois on December 19, 2003 as Document No. 2003306353 ("Declaration") is executed by McCoy Farm, L.L.C., an Illinois limited liability company, ("Declarant").

COPY

**WITNESSETH**

**WHEREAS**, the real estate described on Exhibit A attached hereto, located in the County of Will and State of Illinois, has been subjected to the terms of the Declaration ("Submitted Property"); and

**WHEREAS**, the Declarant, pursuant to Article X of the Declaration, reserved the right to annex and add to the Submitted Property; and

**WHEREAS**, the Declarant, pursuant to Article X of the Declaration, desires to annex and add to the Property (as defined in the Declaration), the real estate legally described in Exhibit B attached hereto ("Additional Property"); and

**WHEREAS**, the Additional Property is a portion of the additional lands as described on Exhibit C to the Declaration.

**NOW, THEREFORE**, the Declarant, pursuant to the authority hereinabove described for the purposes above set forth, hereby declares that the Declaration is amended as follows:

1. The Additional Property is hereby annexed to the Submitted Property and, together with all improvements and structures now or hereafter erected, constructed or contained thereon or therein, is subject to the terms of the Declaration.

2. Exhibit A of the Declaration is amended by adding thereto the legal description of the Additional Property.

3. Except as herein specifically amended, the Declaration is ratified and confirmed. In the event of any inconsistency between this First Amendment and the Declaration, this First Amendment shall control.

IN WITNESS WHEREOF, the undersigned has caused its name to be signed to these presents this 7<sup>th</sup> day of June, 2005.

Mc Coy Farm, L.L.C.,  
an Illinois limited liability company

By: Kipling Development Corporation,  
an Illinois corporation, its manager

By: [Signature]  
Its: EXEC VICE-PRES

STATE OF ILLINOIS        )  
  ) SS.  
COUNTY OF WILL        )

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY that Pasquale Selva of Kipling Development Corporation, an Illinois corporation, as Manager of McCoy Farm, L.L.C., an Illinois limited liability company, personally known to me to be the Exec. Vice President of Kipling Development Corporation, an Illinois corporation and personally known to me to be the same person whose name is subscribed to the foregoing instrument as such himself, appeared before me this day in person and acknowledged that he signed and delivered the said instrument as his own free and voluntary act, and as the free and voluntary act of said limited liability company, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 7<sup>th</sup> day of June 2005.

Kimberly A. Davis  
Notary Public

My Commission Expires: July 31<sup>st</sup>, 2005



**EXHIBIT A**

**TO**

**FIRST AMENDMENT TO GALWAY  
DECLARATION OF COVENANTS, CONDITIONS,  
RESTRICTIONS AND EASEMENTS**

**SUBMITTED PROPERTY**

LOTS 335 THROUGH 447, BOTH INCLUSIVE, ALL IN KIPLING ESTATES  
UNIT EIGHT, PHASE ONE, BEING A SUBDIVISION OF PART OF SECTION  
20, TOWNSHIP 35 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL  
MERIDIAN, IN WILL COUNTY, ILLINOIS, ACCORDING TO THE PLAT  
THEREOF RECORDED AS DOCUMENT NO. R-2003-301119.

P.I.N. Part of 06-20-300-003 and 06-20-400-003

Common Address: South of Seil Road and Wynstone Drive  
Shorewood, Illinois 60431

**EXHIBIT B**

**FIRST AMENDMENT TO GALWAY  
DECLARATION OF COVENANTS, CONDITIONS,  
RESTRICTIONS AND EASEMENTS**

**ADDITIONAL PROPERTY**

KIPLING ESTATES UNIT 8, PHASE 2, BEING A SUBDIVISION OF PART OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 35 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN WILL COUNTY, ILLINOIS, ACCORDING TO THE PLAT THEREOF RECORDED AS DOCUMENT NO. R2005-088381, EXCEPTING THEREFROM LOTS 452 AND 453 CONTAINED THEREIN.

Common Address: Wynstone Drive and Mound Road  
Shorewood, Illinois

P.I.N. 05-06-20-300-004 and 05-06-20-300-005

Laurie McPhillips 5P R 2006154835  
Will County Recorder Page 1 of 5

PC1 Date 09/14/2006 Time 08:48:51  
Recording Fees: 25.75  
IL Rental Hsng Support Prog: 10.00

SECOND AMENDMENT TO GALWAY DECLARATION OF COVENANTS,  
CONDITIONS, RESTRICTIONS AND EASEMENTS

COPY

Prepared By and Mail to:

David L. Ruttle  
McKeown, Fitzgerald, Zollner,  
Buck, Hutchison & Ruttle  
2455 Glenwood Avenue  
Joliet, Illinois 60435  
815/729-4800

SECOND AMENDMENT TO GALWAY DECLARATION OF COVENANTS,  
CONDITIONS, RESTRICTIONS AND EASEMENTS

This Second Amendment to that certain Galway Declaration of Covenants, Conditions, Restrictions and Easements recorded with the Recorder of Will County, Illinois, on December 19, 2003 as document number R2003306353 as amended ("Declaration") is executed by McCoy Farms, LLC, an Illinois limited liability company, ("Declarant").

WHEREAS, the real estate described on Exhibit "A" and "B" attached hereto, located in the County of Will and State of Illinois has been subjected to the terms of this Declaration ("Submitted Property"); and

WHEREAS, the Declarant pursuant to Section 9.19 of the Declaration has prescribed certain requirements pertaining to fences within the Property, subject to such Declaration, as amended, including, but not limited to, certain restrictions on the type of fences permitted within the development; and

WHEREAS, the Village and the Declarant are of the opinion that the restriction on the type of fencing along certain provisions of Wynstone Drive and the rear of such lots facing a retention pond and a park to the North thereof within a certain area commonly known as Galway Kipling Estates Pod "G", the effected area which is legally described in Exhibit "C" attached hereto.

NOW, THEREFORE, the Declarant for the purposes above set forth, hereby declares that the Declaration is amended as follows:

That ARTICLE IX, SECTION 9.19 is hereby amended as follows:

ARTICLE IX, SECTION 9.19 shall be amended as follows:

No fences shall be located in any area designated in a plat of subdivision affecting the Property as a landscape easement. No fences may be constructed upon the Property except in accordance with applicable Village Ordinances. All fences must be approved with the Architectural Review Committee established by the Homeowner's Declaration. Notwithstanding anything contained herein, all fences facing Wynstone Drive shall be ornamental, wrought iron style, not exceeding five (5') feet in height on property commonly known and described as follows:

Lots 314 through 318, Lot 313, Lot 300, Lot 303, Lot 304, Lot 334, Lot 402, Lots 268 through 271, Lot 299, Lot 291, Lot 290 and Lot 272 all in Kipling Estates Unit 8, Phase II, being a subdivision of part of the East half of the Southwest quarter of Section 20, Township 35 North, Range 9, East of the third principal meridian, in Will County, Illinois according to the plat thereof recorded as document no. R2005-088381, excepting therefrom Lots 452 and 453 contained therein.

Lots 351, 335, Lot 338, Lot 339, Lot 372, Lot 373 and Lots 441 through 447, all in Kipling Estates Unit 8, Phase I, being a subdivision of part of Section 20, Township 35 North, Range 9 East of the third principal meridian, in Will County, Illinois according to the plat thereof recorded as document no. R2003-301119.

Also those Lots directly North of Willow Path Street and commonly known as follows: Lots 242 through 248 Kipling Estates Unit 8, Phase II, being a subdivision of part of the East half of the Southwest quarter of Section 20, Township 35 North, Range 9 East of the third principal meridian, in Will County, Illinois, according to the plat thereof recorded as document no. R2005-088381, excepting therefrom Lots 452 and 453 contained therein.

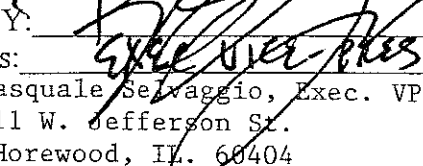
No privacy fencing shall be permitted. All fencing is subject to approval of the Architectural Review Committee. This provision shall not affect any fence, berm or barrier constructed by the Declarant.

Section 2. Except as herein specifically amended, the Declaration is ratified and confirmed. In the event of any inconsistency between this Second Amendment and the Declaration, this Second Amendment shall control.

IN WITNESS WHEREOF, the undersigned has caused this Eleventh Amendment to be signed on its behalf by its Manager on the 12<sup>th</sup> day of September, 2006.

McCoy Farms, LLC  
an Illinois limited liability company

BY: Kipling Development Corporation  
An Illinois corporation, its manager

BY:   
Its: Pasquale Selvaggio, Exec. VP  
611 W. Jefferson St.  
Shorewood, IL. 60404

STATE OF ILLINOIS     )  
  )SS  
COUNTY OF WILL     )

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY that Pasquale Selvaggio of Kipling Development Corporation, an Illinois corporation, as Manager of Lake Forrest of Shorewood, LLC, an Illinois limited liability company, personally known to me to be the Vice President of Kipling Development Corporation, an Illinois corporation and personally known to me 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 he signed and delivered the said instrument as his own free

and voluntary act, and as the free and voluntary act of sic limited liability company, for the uses and purposes therein set forth.

Given under my hand and notarial seal, this 12<sup>th</sup> day of September 2006

Kimberly A. Davis  
Notary Public

My Commission Expires: July 31<sup>st</sup>, 2008





Legal Description

Lots 241,335 thru 440, 440A, 441,441A and 442 thru 448 in Kipling Estates Unit Eight phase one, being a subdivision of part of section 20, township 35 north, range 9 east of the third principal meridian, according to the plat recorded December 11, 2003 as document no. R2003-301119, in will county, Illinois.

Wynstone Dr and Prairiewood Ln.  
Shorewood, IL. 60404

Underlying pin : part of 06-20-300-003 and 06-20-400-003

Lots 242 thru 334 , 452 and 453 in Kipling Estates Unit Eight Phase Two, being a subdivision of part of the east half of the southwest quarter of section 20, township 35 north, range 9 east of the third principal meridian, according to the plat thereof recorded May 27, 2005 as document no. R2005-088381, in will county, Illinois.

Mound Rd. and Wynstone Dr.  
Shorewood, IL. 60404

Underlying Pin: 05-06-20-300-004 and 005