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2000 021113

STATE OF INDIANA
LAKE COUNTY
RETURN TO: VLADIMIR GASTEVICH
ONE PROFESSIONAL CENTER
SUITE 304
CROWN POINT, IN 46307
2000 MAR 28 PM 10:00

MONROE W. GASTEVICH

FILED

**FIFTH AMENDMENT TO THE
DECLARATION OF CONDOMINIUM OF
WILDWOOD COURT CONDOMINIUMS**

MAR 27 2000

LAWYERS TITLE INS. CORP. 5955 m
ONE PROFESSIONAL CENTER
SUITE 215
CROWN POINT, IN 46307

This Fifth Amendment is made this day by ATG HOMES, LLC (the "Owner")
**PETER BENJAMIN
LAKE COUNTY AUDITOR**

WHEREAS, Owner did cause the Declaration of Condominium of Wildwood Court Condominiums to be recorded on August 4, 1999, as Document Nos. 99065123 and 99065124, in the Office of the Recorder of Lake County, Indiana, and Owner did cause the First Amendment to the Declaration of Condominium of Wildwood Court Condominiums to be recorded on August 12, 1999 as Document No. 99067718, and Owner did cause the Second Amendment to the Declaration of Condominium of Wildwood Court Condominiums to be recorded on October 5, 1999 as Document No. 99082018, and Owner did cause the Third Amendment to the Declaration of Condominium of Wildwood Court Condominiums to be recorded on October 13, 1999 as Document No. 99084406, and Owner did cause the Fourth Amendment to the Declaration of Condominium of Wildwood Court Condominiums to be recorded on November 18, 1999 as Document No. 99095392 (herein collectively the "Declaration"); and

WHEREAS, Owner desires to amend the Declaration to expand the condominium to add to the encumbrance of the Declaration, the real estate described as follows:

Lot 8 in Wildwood Court Condominiums, an addition to the Town of Highland, as shown in Plat Book 86, page 60, in the Office of the Recorder of Lake County, Indiana

(herein "Lot 8"), and to comply with the requirements of Indiana Code 32-1-6-13; and

WHEREAS, it is intended that the capitalized words and phrases used herein shall have the same meaning as those set forth in the Declaration.

NOW, THEREFORE, the Owner hereby amends the Declaration as follows:

1. Lot 8 is hereby added to the encumbrance of the Declaration pursuant to Article XX.E. of the Declaration. The Lot will be used for the construction of a Building containing eight (8) Units. Attached to and part of the first floor of the Building is a Garage consisting of eight (8) garage parking areas. The patios and balconies are Limited Common Areas for the exclusive use of the

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1/24
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25x10

Occupants of the Unit to which such patio or balcony is attached. The garage parking areas are Limited Common Areas for the exclusive use of the Occupants of the designated Units.

2. The Owner hereby declares that the Building located on Lot 8 is hereby designated as Building 8.

3. As used herein, the term "First Floor Unit Area" shall mean the portion of the first floor of the Building adjacent to but exclusive of the Garage. The Owner hereby declares that:

a. The Unit located on the first floor in the northeast corner of the First Floor Unit Area of Building 8 is hereby designated Unit 1-A.

b. The Unit located on the first floor in the southeast corner of the First Floor Unit Area of Building 8 is hereby designated Unit 1-B.

c. The Unit located on the first floor in the southwest corner of the First Floor Unit Area of Building 8 is hereby designated Unit 1-C.

d. The Unit located on the first floor in the northwest corner of the First Floor Unit Area of Building 8 is hereby designated Unit 1-D.

e. The Unit located on the second floor in the northeast corner of the second floor of Building 8 is hereby designated Unit 2-A.

f. The Unit located on the second floor in the southeast corner of the second floor of Building 8 is hereby designated Unit 2-B.

g. The Unit located on the second floor in the southwest corner of the second floor of Building 8 is hereby designated Unit 2-C.

h. The Unit located on the second floor in the northwest corner of the second floor of Building 8 is hereby designated Unit 2-D.

The Units in Building 8 have been assigned the tax key numbers shown on Schedule A.

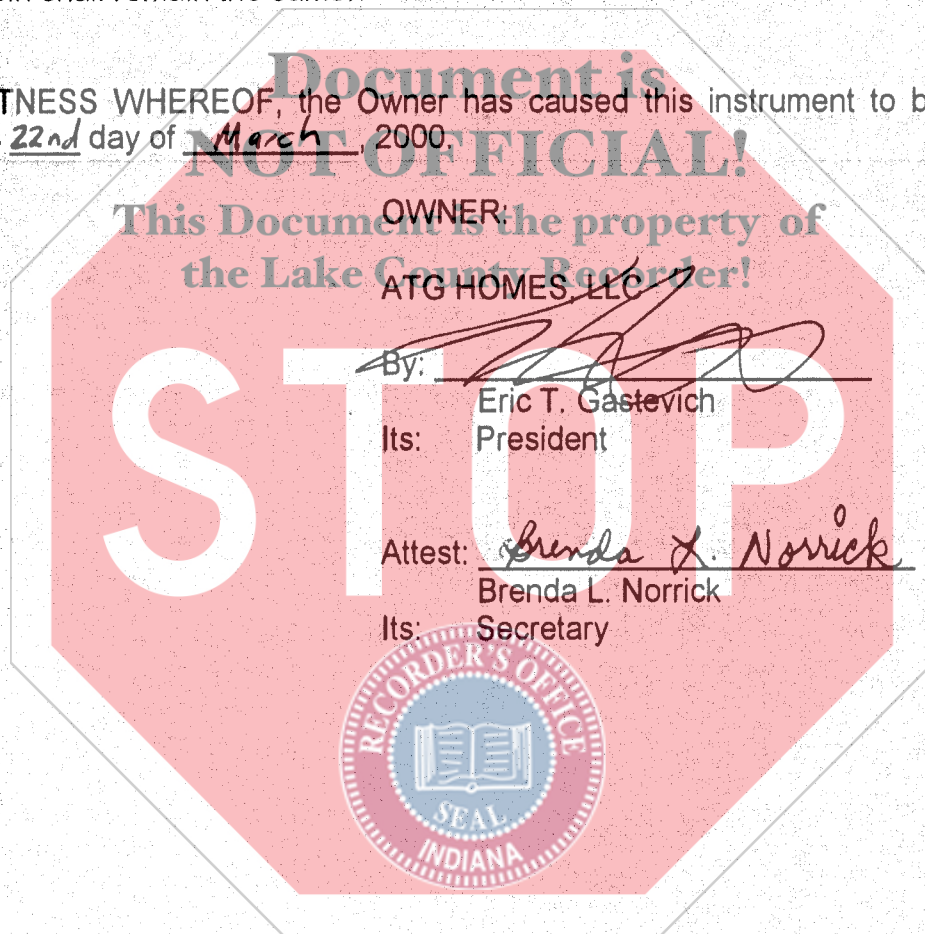
4. The Owner hereby declares that the garage parking areas in the Garage attached to the first floor of Building 8 shall have the same Unit designations as shown on the Garage attached to the first floor of Building No. 1 (as shown on Sheet 2 of 2 of Exhibit "A" to the Declaration), the same being, from south to north "1-A, 1-B, 1-C, 1-D, 2-A, 2-B, 2-C and 2-D".

5. Exhibit "A" to the Declaration is hereby amended by adding thereto the following:

- a. The Engineer's And Surveyor's Certificate with respect to Lot 8, which is attached hereto as Exhibit "1"; and
- b. The Site Plan with respect to Lot 8, which is attached hereto as Exhibit "2".

6. All other terms and conditions of the Declaration not expressly modified herein shall remain the same.

IN WITNESS WHEREOF, the Owner has caused this instrument to be executed this 22nd day of March, 2000.



Document is NOT OFFICIAL!
This Document is the property of the Lake County Recorder!

OWNER:

ATG HOMES, LLC

By:

[Signature]

Eric T. Gastevich

Its:

President

Attest:

[Signature]

Brenda L. Norrick

Its:

Secretary

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

ACKNOWLEDGMENT

Before me, a Notary Public in and for said County and State, personally appeared Eric T. Gastevich and Brenda L. Norrick, known to me to be the President and Secretary, respectively, of ATG HOMES, LLC, and on behalf of said limited liability company, acknowledged the execution of the foregoing instrument, and certified that all action required to authorize the execution and delivery of said instrument by them as the representatives of said limited liability company has been take.

Given under my hand and seal this 22 day of March, 2000.


Jennifer L. Weaver, Notary Public

My Commission Expires:

7-7-06

County of Residence:

Lake



This Instrument prepared by Vladimir Gastevich, One Professional Center, Suite 304, Crown Point, Indiana 46307

SCHEDULE A

TAX KEY NUMBER ASSIGNMENTS

BUILDING 8

TAX KEY NUMBER

Unit 1-A

Unit 1-B

Unit 1-C

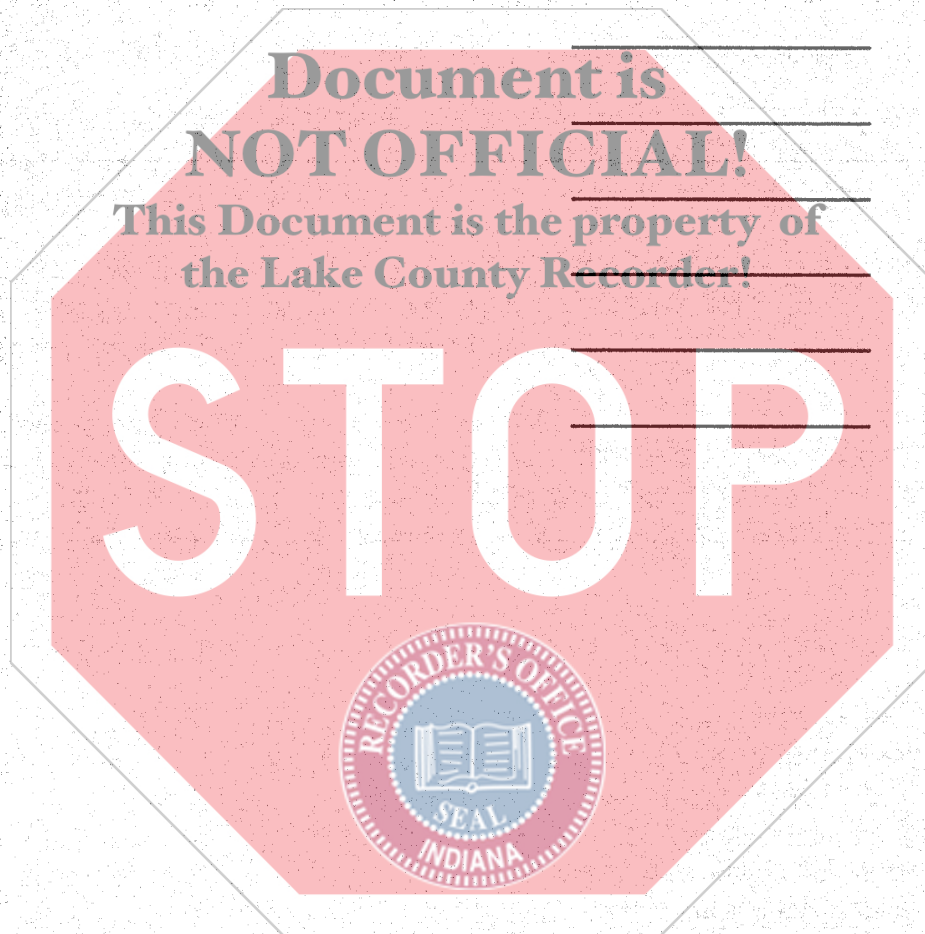
Unit 1-D

Unit 2-A

Unit 2-B

Unit 2-C

Unit 2-D



STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

ENGINEER'S AND SURVEYOR'S CERTIFICATE

I, Gary P. Torrenga, do hereby certify that:

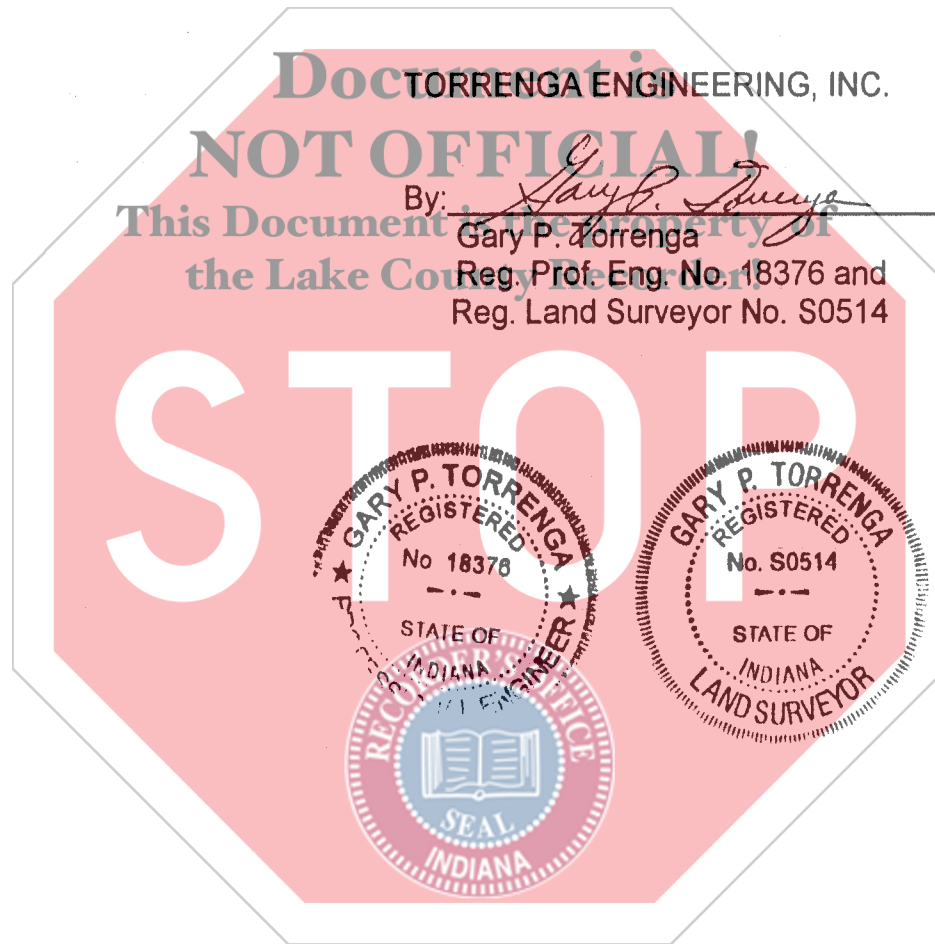
1. I am a Professional Engineer licensed in the State of Indiana, being Registration No. 18376, and also a Land Surveyor licensed in the State of Indiana, being Registration No. S0514.
2. The Site Plan for the Building on Lot 8, attached hereto as Exhibit "2", is a true, correct and accurate survey of Lot 8, and a true, correct and accurate representation of the location of said Building as built.
3. The layout and dimensions of the Units in the Building on Lot 8, as built, and of the garage parking areas in the Garage attached to the first floor of the Building on Lot 8, as built, are the same as the layout and dimensions of the Units and the garage parking areas depicted on the Plans for Building No. 1, referenced in the Declaration as Exhibit "A".
4. The Building located on Lot 8 has been designated as Building 8.
5. As used herein, the term "First Floor Unit Area" shall mean the portion of the first floor of the Building adjacent to but exclusive of the Garage. The Unit located on the first floor in the northeast corner of the First Floor Unit Area of Building 8 has been designated Unit 1-A; the Unit located on the first floor in the southeast corner of the First Floor Unit Area of Building 8 has been designated Unit 1-B; the Unit located on the first floor in the southwest corner of the First Floor Unit Area of Building 8 has been designated Unit 1-C; the Unit located on the first floor in the northwest corner of the First Floor Unit Area of Building 8 has been designated Unit 1-D; the Unit located on the second floor in the northeast corner of the second floor of Building 8 has been designated Unit 2-A; the Unit located on the second floor in the southeast corner of the second floor of Building 8 has been designated Unit 2-B; the Unit located on the second floor in the southwest corner of the second floor of Building 8 has been designated Unit 2-C; and the Unit located on the second floor in the northwest corner of the second floor of Building 8 has been designated Unit 2-D.

Exhibit "1"

6. The garage parking areas in the Garage attached to the first floor of Building 8 have been designated, from south to north "1-A, 1-B, 1-C, 1-D, 2-A, 2-B, 2-C, and 2-D".

7. The Units on the first floor of Building 8 have an elevation of 615.99 feet, and the Units on the second floor of Building 8 have an elevation of 625.74 feet.

Dated this 16th day of Mar, 2000.



907 RIDGE ROAD
MUNSTER, IN 46321

TORRENGA ENGINEERING, INC.

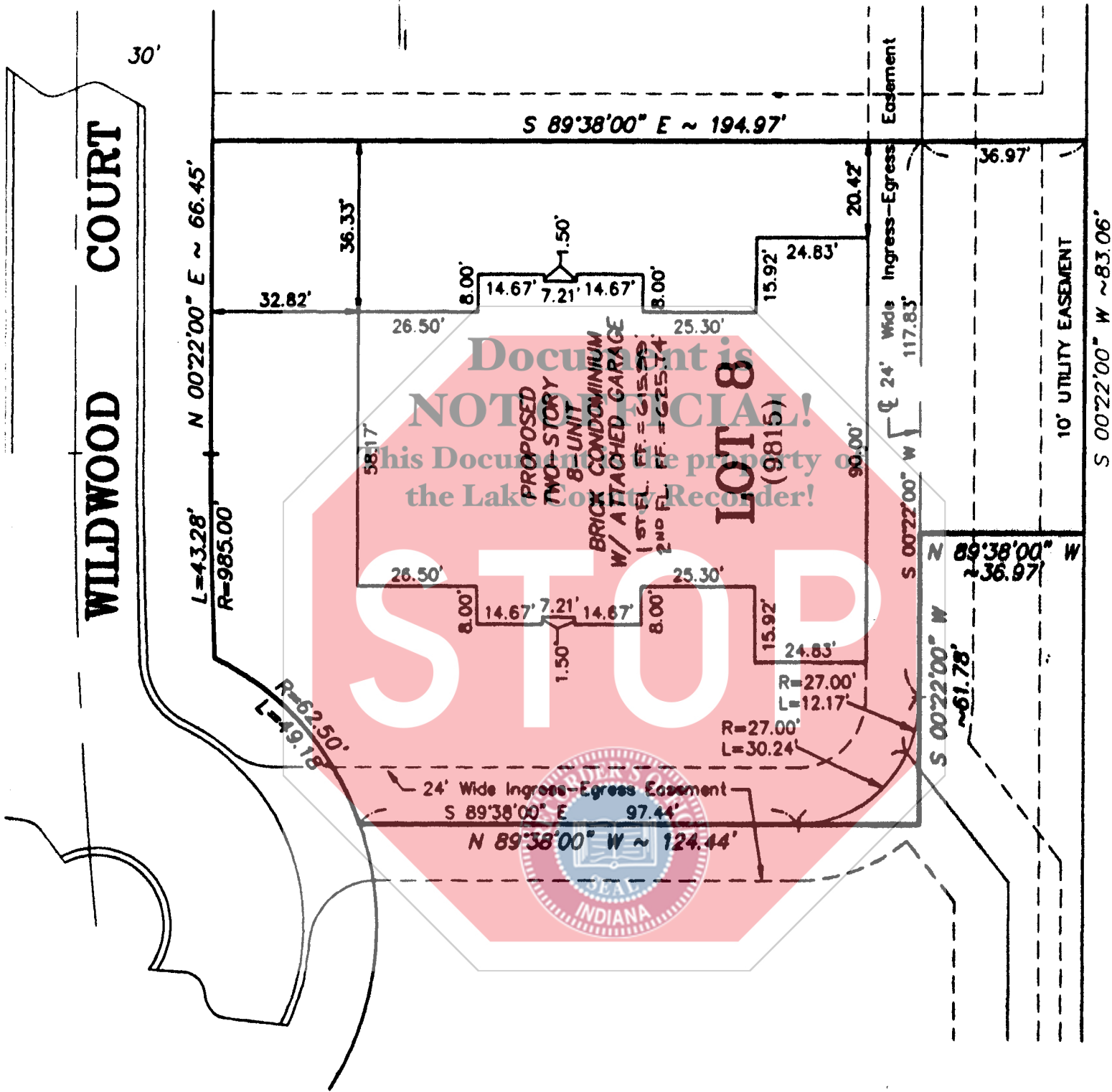
TEL: (219) 636-8918
FAX: (219) 636-1136

9815 Wildwood Court
Highland, Indiana

CIVIL ENGINEERING & LAND SURVEYING

PLAT OF SURVEY

DESCRIPTION: Lot 8, Wildwood Court Condominiums, a Planned Unit Development to the Town of Highland, Lake County, Indiana, as recorded in Plat Book 86, page 60 in the Office of the Recorder, Lake County, Indiana.



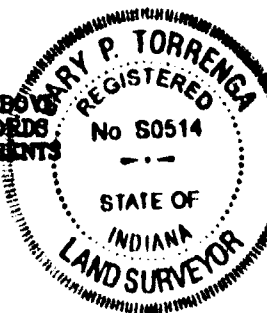
EXPLANATION: No dimensions should be assumed by scale measurements upon the plat. All dimensions are given in feet and decimal parts thereof.

STATE OF INDIANA }
COUNTY OF LAKE }

THIS IS TO CERTIFY THAT I HAVE SURVEYED THE ABOVE DESCRIBED PROPERTY ACCORDING TO THE OFFICIAL RECORDS AND THAT THE PLAT HEREON DRAWN CORRECTLY REPRESENTS SAID SURVEY.

TORRENGA ENGINEERING, INC.

Gary P. Torrenga
GARY P. TORRENGA, Registered Professional Engineer No. 18376
and Registered Land Surveyor No. 80814



SCALE: 1 IN. = 30 FT.
DATE: 9-24-1999
REV.:
D. BK. PG. DRAWN: EM

PREPARED FOR: ATG CORPORATION
JOB: 991-99 FILE NO.: B1 D LOC9
25099

NOTE: Contractors or builders should be notified to carefully test and compare on the ground the points, measurements etc., as noted in this certificate, with the plans, plat etc., given on the property, before building on the same, and if there is any discrepancy or apparent difference between the same to the surveyor, that subcontracting, displacements of points, etc., may be executed before damage is done.