

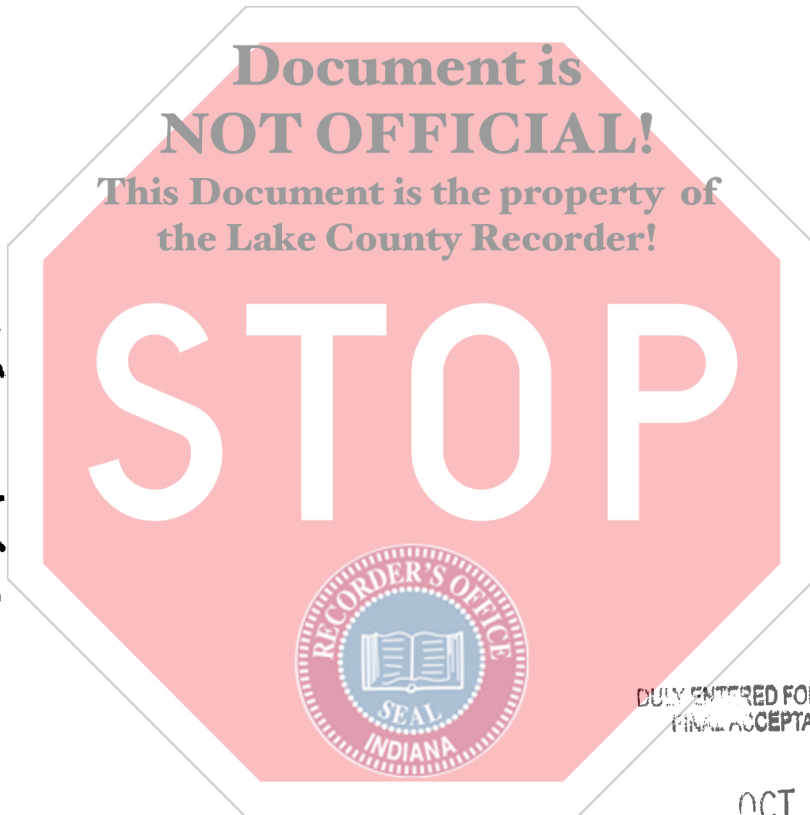
THE GALLERIA IN DYER CONDOMINIUM
FIFTH AMENDMENT TO THE
DECLARATION OF CONDOMINIUM

Dyer, Indiana

2003 113082

CHICAGO TITLE INSURANCE COMPANY
62280029

Plot Book
BOOK 094 55



2695001 10/15/03
RECORDED

DULY ENTERED FOR TAXATION SUBJECT TO
FINAL ACCEPTANCE FOR TRANSFER

OCT 15 2003
KEYS 14-294-1 TO 22
STEPHEN R. STIGLICH
LAKE COUNTY AUDITOR

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**FIFTH AMENDMENT TO THE DECLARATION OF
CONDOMINIUM OF THE GALLERIA IN DYER**

THIS FIFTH AMENDMENT TO THE DECLARATION OF CONDOMINIUM made this 7th day of October, 2003, by GALLERIA REALTY CORPORATION (hereinafter referred to as "Owner").

WITNESSETH THAT:

WHEREAS, on the 12th day of April, 2001, the Owner caused to be filed a Declaration of Condominium of The Galleria in Dyer, as Document No. 2001-026795, in the Office of the Recorder of Lake County, Indiana; and

WHEREAS, on April 12, 2001, the floor plans of the condominiums were recorded along with a certificate of Douglas M. Rettig certifying that the floor plans comply with the requirements of I.C. 32-1-6-13 as Document No. 2001-026796 in the Office of the Recorder of Lake County, Indiana; and

WHEREAS, the filing of the original Declaration of Condominium, and floor plans contemplated that some units would be completed ahead of others; and

WHEREAS, on August 8, 2001, the Owner caused to be filed a First Amendment to the Declaration of Condominium of The Galleria in Dyer as Document No. 2001-063267, in the Office of the Recorder of Lake County, Indiana; and

WHEREAS, on August 8, 2001, the floor plans of the condominiums were recorded along with the Certificate of Douglas M. Rettig certifying that the floor plans complied with the requirements of I.C. 31-1-6-13 as Document No. 2001-063266 in the Office of the Recorder of Lake County, Indiana; and

WHEREAS, on January 4, 2002, the Owner caused to be filed a Second Amendment to the Declaration of Condominium of the Galleria in Dyer as Document No. 2002-001865, in the Office of the Recorder of Lake County, Indiana; and

WHEREAS, on January 7, 2002, the floor plans of the condominiums were recorded along with the Certificate of Douglas M. Rettig certifying that the floor plans complied with the requirements of I.C. 31-1-6-13 as Document No. 2002-001864 in the Office of the Recorder of Lake County, Indiana; and

WHEREAS, on March 14, 2002, the Owner caused to be filed a Third Amendment to the Declaration of Condominium of the Galleria in Dyer as Document No. 2002-026032, in the Office of the Recorder of Lake County, Indiana; and

WHEREAS, on March 15, 2002, the floor plans of the condominiums were recorded along with the Certificate of Douglas M. Rettig certifying that the floor plans complied with the requirements of I.C. 31-1-6-13 as Document No. 2002-026031 in the Office of the Recorder of Lake County, Indiana; and

WHEREAS, on October 18, 2002, the Owner caused to be filed a Fourth Amendment to the Declaration of Condominium of the Galleria in Dyer as Document No. 2002-094202, in the Office of the Recorder of Lake County, Indiana; and

WHEREAS, on October 17, 2002, the floor plans of the condominiums were recorded along with the Certificate of Douglas M. Rettig certifying that the floor plans complied with the requirements of I.C. 31-1-6-13 as Document No. 2002-094201 in the Office of the Recorder of Lake County, Indiana; and

WHEREAS, this Fifth Amendment to the Declaration of Condominium is necessary in order to reflect the floor plans for the Second and Third Floors and the change in the Statement of Interest contained in Exhibit "A" of the Declaration of Condominium of The Galleria in Dyer; and

WHEREAS, the floor plans for the Second and Third Floors are being recorded herewith along with a certificate by Douglas M. Rettig certifying that the floor plans comply with the requirements of I.C. 32-1-6-13;

NOW, THEREFORE, the Owner hereby declares that the Declaration of Condominium, as recorded on April 12, 2001 as Document No. 2001-026795, and

the floor plans to the Declaration of Condominium, as recorded on April 12, 2001 as Document No. 2001-026796, the First Amendment to the Declaration of Condominium as recorded on August 8, 2001 as Document No. 2001-063267, and the revised floor plans to the Declaration of Condominium as recorded on August 8, 2001 as Document No. 2001-063266, the Second Amendment to the Declaration of Condominium as recorded on January 7, 2002 as Document No. 2002-001865, and the revised floor plans to the Declaration of Condominium as recorded on January 7, 2002 as Document No. 2002-001864, the Third Amendment to the Declaration of Condominium as recorded on March 14, 2002 as Document No. 2002-026032, and the revised floor plans to the Declaration of Condominium as recorded on March 15, 2002 as Document No. 2002-026031, the Fourth Amendment to the Declaration of the Condominium as recorded on October 18, 2002 as Document No. 2002-094202, and the revised floor plans to the Declaration of Condominium as recorded on October 17, 2002 as Document No. 2002-094201 are hereby amended as follows:

1. That simultaneously with the recording of this Fifth Amendment to the Declaration of Condominium, the floor plans of the Second and Third Floors, together with the units and the legal description of the real estate as prepared by Douglas M. Rettig, Professional Engineer, were filed of record in the Office of the Recorder of Lake County, Indiana on the ___ day of October, 2003 as Document No. 2003113081 in Book 94, Page 55, all of which is incorporated hereby reference and made a part hereof as if fully set forth herein.
2. That Exhibit "A" of the Declaration of Condominium is hereby amended as follows:

UNIT NUMBER	PERCENT INTEREST IN COMMON AREA
116	5.48
119	5.66
123	9.81
127	8.73
211	5.98
212	10.36
215	3.08
217	1.80
217B	1.15
218	5.70
219	3.09
300	2.58
309	1.07
311	1.76
312	4.89
318	2.05
320	4.38
323	3.04
325	2.13
400	9.56
410	1.37
425	6.33
TOTAL	100

3. That at such time as changes to the units are made in the future and the statement of interest is correspondingly changed, additional amendments to the Declaration will be prepared and recorded.

