

RECORDED

Feb 1, 2002 1:20 PM Fees \$20.00



Larry D. Ehmen, County Recorder

23-6-1129-134-00 (Lot 1, Block 4)
23-6-1129-135-00 (Lot 2, Block 4)
23-6-1129-136-00 (Lot 3, Block 4)
23-6-1129-137-00 (Lot 4, Block 4)
23-6-1129-138-00 (Lot 5, Block 4)
23-6-1129-139-00 (Lot 6, Block 4)
23-6-1129-140-00 (Lot 7, Block 4)
23-6-1129-141-00 (Lot 8, Block 4)
23-6-1129-142-00 (Lot 9, Block 4)
23-6-1129-143-00 (Lot 10, Block 4)
23-6-1129-171-00 (Lot 4, Block 9)
23-6-1129-164-00 (Lot 1, Block 3)

Mays & Walden & Anastas

**THIRD AMENDMENT TO DECLARATION COVENANTS, CONDITIONS,
EASEMENTS AND RESTRICTIONS
OF
STONE CREEK TOWNHOMES**

This Declaration made and entered into this 1st day of February, 2002, by Neal Cornwell Development, Inc., an Illinois Corporation, having its principal office at 245 Woodlawn, Quincy, Illinois, hereinafter referred to as "Declarant".

WITNESSETH:

WHEREAS, by Declaration Stone Creek Townhomes (the "Declaration") recorded in the Office of the Recorder of Deeds of Adams County, Illinois, on the 1st day of March, 1999, as Document No. 085063, and recorded in Book 92 of Miscellaneous Records at Page 1187, the Declarant submitted certain real estate to the provision of the Declaration; and,

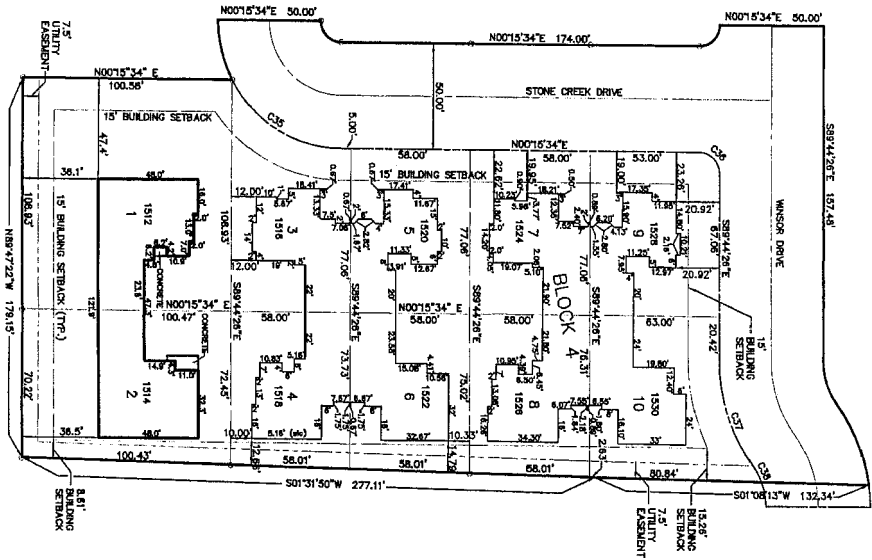
WHEREAS, the Declaration reserved to the Declarant the right to amend the Declaration, Exhibit "B", by setting forth the amended percentages of the undivided interest in the common elements allocated to each unit as additional units are added to said Townhome development; and

WHEREAS, Lot 1 of Block 4 and Lot 2 of Block 4 Phase 1 are shown in Unit Details Amended Exhibit D, Third Amendment, which is attached hereto and made a part hereof .

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

1. Exhibit "B" of the Declaration is hereby amended by substituting therefor the "Third Amended Exhibit B" which is attached hereto and made a part hereof. The percentage of ownership in the common elements appurtenant to each Unit is thereby shifted to the percentages set forth in the "Third Amended Exhibit B" which is attached hereto.

2. Exhibit "D" of the Declaration is hereby amended by the addition of "Unit Details Amended Exhibit "D" Third Amendment containing the legal description of the Townhomes being added to the development to date and which is recorded contemporaneously with this Third Amended Declaration in Book 610 of Plats at page 1638 in the Recorder's Office of Adams County, Illinois.



LEGEND

- SUBDIVISION BOUNDARY
- LOT LINE
- CENTERLINE
- RIGHT OF WAY LINE
- EASEMENT
- BUILDING SETBACK LINE
- SURVEY MARKER FOUND

CURVE DATA

| DESCRIPTION | NUMBER | CHORD | RADIUS | ANGLE | CHORD BEARING | CHORD LENGTH |
|-------------|--------|-------|--------|-------|---------------|--------------|
| LOT CURVES | C56 | 10.00 | 10.00 | 15.31 | 15.14 | 14.14 |
| | C57 | 27.39 | 83.50 | 15.94 | 32.05 | 32.05 |
| | C58 | 4.44 | 33.90 | 8.04 | 8.81 | 8.81 |

UNIT INFORMATION

| UNIT | AREA (SQ. FT. +/-) |
|------|--------------------|
| 1512 | 2224 |
| 1513 | 2224 |
| 1514 | 2224 |
| 1515 | 2224 |
| 1516 | 1848 |
| 1517 | 1848 |
| 1518 | 1848 |
| 1519 | 1848 |
| 1520 | 1848 |
| 1521 | 1848 |
| 1522 | 1848 |
| 1523 | 1848 |
| 1524 | 1848 |
| 1525 | 1848 |
| 1526 | 1848 |
| 1527 | 1848 |
| 1528 | 1848 |
| 1529 | 1848 |
| 1530 | 1848 |

GENERAL NOTES

1. SUBDIVISION DRAWN FROM PLAT OF STONE CREEK PHASE I RECORDED IN BOOK 15 OF PLATS AT PAGE 1133.
2. PREVIOUS QUAD-CORNER UNIT DETAILS DRAWN FROM PLATS RECORDED IN BOOK 15 OF PLATS AT PAGE 1191 AND BOOK 15 OF PLATS AT PAGE 1264.
3. SUBDIVISION AND QUAD-CORNER DIMENSIONS SHOWN ARE RECORDED DIMENSIONS. UNIT 1512 AND 1514 DIMENSIONS AND TIES DERIVED FROM FIELD MEASUREMENTS THIS SURVEY.
4. TIES SHOWN ARE TO EXTERIOR FOUNDATION WALLS.
5. MEASUREMENTS ARE IN FEET.
6. THESE DIMENSIONS, ANGLE, MEASUREMENTS ARE NOT SHOWN AS UNIT OWNERSHIP IS TO EXTEND TO FOUNDATION EXTERIOR AND BE VALIDATED VERTICALLY.

DESCRIPTION

LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, AND 10 IN BLOCK 4 OF STONE CREEK PHASE 1.

I HEREBY STATE THAT THE ABOVE PLAT OF SURVEY & UNIT DETAILS OF BLOCK 4, STONE CREEK PHASE 1, DRAWN FROM EXISTING RECORDS AND FIELD MEASUREMENTS WAS MADE UNDER MY SUPERVISION AND THAT THE SAME IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

I, Tom E. Basmiger, HAVE FIRST FOR LOTS 2, 4 AND 6, THE PARCELS INCLUDED IN THIS PLAT, ALL OR IN PART, THE SPECIAL FLOOD HAZARD AREA IDENTIFIED FOR ADAMS COUNTY, KANSAS, BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY ON THE FLOOD INSURANCE RATE MAP, PANEL 170001 0700 C, DATED JANUARY 19, 1996.

Tom E. Basmiger
 KANSAS PROFESSIONAL LAND SURVEYOR NO. 2766

DATE: 12-1-02

THIS DRAWING HAS BEEN SUBMITTED TO THE KANSAS SURVEYING BOARD FOR REVIEW AND APPROVAL. THE BOARD IS PROVIDING FOR REVIEW AND APPROVAL OF THIS DRAWING. SCALE AND DRAWING WITH OUTLINE.

KUNENBERG ASSOCIATES, P.C.
 Engineers / Architects
 1001 North 10th Street
 Topeka, Kansas 66608
 Phone: (785) 233-3470
 Fax: (785) 233-4000
 Email: info@kunenberg.com

| DESIGNED | DRWN | CHECKED | DATE | SCALE | 1" = 30' | | | | | | | | | | |
|---|----------|----------|-------------|-------|----------|-----|-------|----------|-------------|------|--|--|--|--|--|
| FIELD | NOTES | 106/17 | | | | | | | | | | | | | |
| PROJECT NO. | FILE NO. | 02-0013 | 020013.DWG | | | | | | | | | | | | |
| <table border="1"> <thead> <tr> <th>NO.</th> <th>APPR.</th> <th>REVISION</th> <th>DESCRIPTION</th> <th>DATE</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table> | | | | | | NO. | APPR. | REVISION | DESCRIPTION | DATE | | | | | |
| NO. | APPR. | REVISION | DESCRIPTION | DATE | | | | | | | | | | | |
| | | | | | | | | | | | | | | | |
| FULL SCALE DRAWING IS 22" X 34" | | | | | | | | | | | | | | | |

STONE CREEK PHASE 1
 UNIT DETAILS AMENDED EXHIBIT "D" THIRD AMMENDMENT
 SHEET NO. 1

**STONE CREEK
THIRD AMENDED**

EXHIBIT "B"

| <u>Unit</u> | <u>Percentage of Ownership Interest in the Common Elements</u> |
|----------------|--|
| <u>Block 4</u> | |
| 1 | 8.33% |
| 2 | 8.33% |
| 3 | 8.33% |
| 4 | 8.33% |
| 5 | 8.33% |
| 6 | 8.33% |
| 7 | 8.33% |
| 8 | 8.33% |
| 9 | 8.33% |
| 10 | 8.33% |
| <u>Block 3</u> | |
| 1 | 8.33% |
| <u>Block 9</u> | |
| 4 | 8.33% |

STONE CREEK

THIRD AMENDED EXHIBIT "D"

SEE PLAT RECORDED January 31, 2002, IN BOOK 610 OF
PLATS AT PAGE 1638 IN THE RECORDER'S OFFICE
OF ADAMS COUNTY, ILLINOIS
and which is incorporated herein by reference