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KAREN A. STUKEL  
WILL COUNTY RECORDER

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**FOURTH AMENDMENT TO DECLARATION OF COVENANTS  
AND RESTRICTIONS FOR THE FIVE OAKS OF FRANKFORT SUBDIVISION  
HOMEOWNERS AND LAKEOWNERS**

This Instrument was Prepared By:

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After Recording Mail To:

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This Fourth Amendment to the Declaration of Covenants and Restrictions for Five Oaks of Frankfort Subdivision Homeowners and Lakeowners (the "Fourth Amendment"), is made and entered into the 2nd day of January \_\_\_\_\_, 2019, by the FIVE OAKS HOMEOWNERS AND LAKEOWNERS ASSOCIATION (hereinafter referred to as the "Association")

**WITNESSETH:**

**WHEREAS**, the Association is duly organized under the laws of Illinois as an Illinois not-for-profit corporation;

**WHEREAS**, pursuant to the Declaration of Covenants and Restrictions for Five Oaks Frankfort Subdivision Homeowners and Lakeowners recorded December 17, 2004 as Document No: R2004227436 with the Will County Recorder of Deeds; and as amended by the First Amendment to Declaration of Covenants, Conditions and Restrictions recorded April 4, 2005 as Document R200561657 with the Will County Recorder of Deeds; and as amended by the Second Amendment to Declaration of Covenants and Restrictions for Five Oaks of Frankfort Subdivision Homeowners and Lakeowners recorded May 25, 2005 as Document R2005085877 with the Will County Recorder of Deeds; and as amended by the Third Amendment to Declaration of Covenants and Restriction for Five Oaks of Frankfort Subdivision Homeowners and Lakeowners recorded July 25, 2018 as Document R201851208 with the Will County Recorder of Deeds (collectively referred to as the "Declarations") the Association is charged with administrating and enforcing the terms of the Declarations and the Five Oaks of Frankfort Subdivision, legally described on Exhibit # 1 (hereinafter referred to as the "Property");

**WHEREAS**, the Association desires to amend the Declarations to provide for a uniform plan for development of the Property which is intended to enhance and protect the values and amenities of the Property and to help the Association fulfill its functions and govern the Property in a consistent and uniform manner; and

**WHEREAS**, pursuant to Article XI, paragraph 11.3 of the Declarations the Association has obtained approval of this Fourth Amendment from over 2/3 of the Lot Owners and the Village of Frankfort;

**NOW THEREFORE**, pursuant to Article XI, paragraph 11.3 of the Declarations, for the purposes above set forth, the Declarations are hereby amended as follows:

1. **Incorporation of Recitals:** The recitals set forth above are incorporated into and made part of the substance of this Third Amendment.
2. **Incorporation of Defined Terms:** All capitalized terms as defined in the Declarations shall have the same meanings as defined within this Fourth Amendment unless otherwise stated within.

**3. Article VI General Restrictions, Paragraph 6.3(a) Signs.**

This paragraph is hereby deleted and the following language is inserted in its stead:

No advertising signs or signs of any character shall be erected, placed, permitted or maintained on any Lot, or on any building, except: (1) one name plate of the occupant and street address not exceeding 2' X 1' in size may be affixed to each residence; and (2) a "For Sale" sign may be placed on a Lot if the Lot is currently be listed for sale and such "For Sale" sign is to conform with the following requirements: (a) the stake must be constructed of 3/4" angle iron with the top piece not extending past 22"; (b) the total height of the "For Sale" sign may not exceed 48"; (c) the "For Sale" sign must contain a black powder coated finish; (d) the "For Sale" sign face may not be larger than 12" (height) X 18" (width) X 0.40" (depth); (e) the "For Sale" sign must be made of aluminum; and (f) the "For Sale" sign shall contain a black background with white lettering. Provided any Owner or Lot that is deficient on any assessments, fines, or amounts owed to the Association shall be authorized to place a "For Sale" sign on said Lot without the written approval of the Board of Directors, which may be withheld in the Board's sole discretion.

**4. Article VI General Restrictions, Paragraph 6.12 Docks.**

This paragraph is hereby deleted and the following language is inserted in its stead:

One dock per Lot shall be permitted within the Lake boundaries opposite the Lot's Lake frontage provide same is approved as set forth in paragraph 4.2 above. Lakeowners so-privileged shall be responsible for maintain the structures erected hereunder in a durable and attractive condition. No dock shall-exceed thirty (30) feet in length from the shoreline. No floating docks or seawalls shall be permitted. All docks shall be mounted perpendicular to the shoreline and all boats shall be docked in the same manner.

[Intentionally left blank]

**IN WITNESS WHEREOF**, the Association has caused this instrument to be executed, acknowledged, and attested to by its undersigned duly authorized officers on the day and date first written above, after acceptance of this Fourth Amendment pursuant to a vote of approval received by two-thirds (2/3) of the Owners or their duly authorized Proxy, and has received approval of this Fourth Amendment from the Village of Frankfort.

FIVE OAKS HOMEOWNERS AND LAKEOWNERS ASSOCIATION

By: Peter Cob

Its: President

Attest: Belinda Olszewski

Its: Secretary

Attest: William Fanning

Its: Treasurer

**EXHIBIT # 1**

PARCEL ONE

LOTS 1 TO 70 BOTH INCLUSIVE 130, 131 AND OUTLOTS A, B & D IN FIVE OAKS OF FRANKFORT PHASE ONE, BEING A SUBDIVISION OF PART OF THE NORTHEAST FRACTIONAL QUARTER OF SECTION 6 TOWNSHIP 34, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 19, 2004 AS DOCUMENT NUMBER R2004-210781, IN WILL COUNTY, ILLINOIS.

PARCEL TWO

LOTS 71 THRU 129, BOTH INCLUSIVE, OUTLOT F & OUTLOT G IN FIVE OAKS OF FRANKFORT PHASE TWO, BEING A SUBDIVISION OF PART OF THE NORTHEAST FRACTIONAL ¼ OF SECTION 6, NORTH OF THE INDIAN BOUNDARY LINE AND PART OF THE NORTHEAST FRACTIONAL ¼ OF SECTION 6, SOUTH OF THE INDIAN BOUNDARY LINE, TOWNSHIP 34 NORTH, RANGE 12, EAST OF THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED APRIL 8, 2005 AS DOCUMENT NUMBER R2005-58570, IN WILL COUNTY, ILLINOIS.

Permanent Index Numbers:

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