

Exhibit 6

Box 377
w.r.h.

91641588

DEC - 0 1001

DECLARATION

THIS DECLARATION made this 15th day of October, 1991, is executed by the CARRIAGE WAY PROPERTY OWNERS ASSOCIATION, an Illinois not-for-profit corporation.

RECORDING \$16.00
785555 *PAN 4067 12/06/91 04163100
#0044 # E *-91-641588
COOK COUNTY RECORDER

RECITALS

A. The Carriage Way Property Owners Association ("Property Owners Association"), an Illinois not-for-profit corporation, has been created pursuant to the Carriage Way Property Owners Association Declaration ("Property Owners Declaration") dated April 24, 1964, and recorded in the Office of the Recorder Of Deeds, Cook County, Illinois, on May 8, 1964 as Document No. 19121695.

B. The Property Owners Declaration covers the following described real estate:

Lots 1 through 82, both inclusive, in Carriage Way, being a Subdivision of part of the Southwest Quarter of Section 19, Township 38 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois ("Carriage Way Subdivision");

ALSO:

Lots 1 through 39, both inclusive, in Carriage Way Club, being a Subdivision of part of the Southwest Quarter of Section 19, Township 38 North, Range 12 East of the Third Principal Meridian in Cook County, Illinois ("Carriage Way Club Subdivision").

C. On November 28, 1989, that certain Declaration For Carriage Way Club ("Carriage Way Club Declaration") dated September 1, 1989, was recorded in the Office Of The Recorder Of Deeds, Cook County, Illinois, as Document No. 89566828, which covers the following described real estate:

Lots 1 through 39, both inclusive in Carriage Way Club Subdivision.

D. Article Thirteen of the Carriage Way Club Declaration reads as follows:

ARTICLE THIRTEEN
The Property Owners Declaration

13.01 Property Owners Association Declaration.
The Development Area is subject to that certain Declaration

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for Carriage Way Property Owners Association which was recorded in Cook County, Illinois on May 8, 1964 as Document Number 19121695 (the "Property Owners Declaration"). The Property Owners Declaration, by its terms, was originally intended to provide a mechanism by which payments could be made to the Hinsdale Sanitary District so that sanitary and storm sewer services could be furnished to the property which is subject to the Property Owners Declaration. Sanitary and storm sewer services are now furnished by the Village of Burr Ridge and therefore the primary reason for the recording of the Property Owners Declaration no longer applies. However, the Carriage Way Property Owners Association (the "Property Owners Association") which is provided for in the Property Owners Declaration continues to be an operating entity. Ordinance No. A-454-26-87, adopted by the Village on September 28, 1987 contains a provision requiring that the Development Area be made subject to the Property Owners Declaration. Trustee hereby acknowledges that the entire Development Area is subject to the Property Owners Declaration. However, the Property Owners Declaration is not clear as to how it would apply to homes constructed on the Development Area or the rights or obligations of the owners of such homes under the Property Owners Declaration. In order to clarify the application of the Property Owners Declaration and the powers of the Property Owners Association with respect to the Development Area, the Trustee hereby declares that, at the option of the Property Owners Association, the provisions of either Section 13.02 or 13.03 below shall govern.

13.02 Participation in Property Owners Association. If the Property Owners Association executes and records a document which references this Section and states that the Property Owners Association chooses to have the Owners of Dwelling Units participate in the Property Owners Association on the terms set forth below, then the owners from time to time of portions of the Premises shall be subject to the Property Owners Declaration and shall participate in the Property Owners Association on the following terms:

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- (a) Annual assessments under the Property Owners Declaration shall only be payable with respect to a Dwelling Unit with respect to which a certificate of occupancy has been issued by the Village and which has been sold and conveyed to a bona fide purchaser for value by the Trustee or leased and occupied by a tenant;
 - (b) The annual assessment payable under the Property Owners Declaration with respect to a Dwelling Unit shall be no greater than fifty percent (50%) of the annual assessment payable from time to time with respect to any

of the 88 lots which were subject to assessment under the Property Owners Declaration as of May 1, 1989;

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- (c) Each Owner of a Dwelling Unit which is subject to assessment under the Property Owners Declaration shall have the right to cast one-half vote for each such Dwelling Unit at each meeting of the Property Owners Association;
 - (d) Neither the Property Owners Declaration nor the Property Owners Association By-Laws shall be amended so as to affect the Premises or the rights or obligations of the Owners of Dwelling Units without the prior written consent of the Townhome Association;
 - (e) The Association shall have the exclusive right to administer the Premises as provided in this Declaration. As long as the Development Area is improved as permitted under Ordinance No. A-454-26-87 and pursuant to the site plan and engineering plan approved by the Village, as modified from time to time with Village approval (the "Village Documents"), and used as provided for or permitted under this Declaration, then neither the Property Owners Association nor any member or members thereof shall have any right to impose restrictions on, or object to the improvement and use of, the Development Area pursuant to the Declaration or the Village Documents.

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13.03 Non-Participation in Property Owners Association If with the consent of the Village the Property Owners Association executes and records a document which references this Section and states that the Property Owners Association chooses not to have the Owners of Dwelling Units participate in the Property Owners Association, then none of the Owners of Dwelling Units and no owner of any other part of the Development Area shall be subject to the terms of the Property Owners Declaration including, without limitation, the payment of assessments thereunder or compliance with any restrictions therein or rules or regulations adopted by the Property Owners Association thereunder.

E. The Property Owners Association is desirous of having the Owners of Dwelling Units in Carriage Way Club Subdivision participate in the Property Owners Association on the terms set forth in the above Section 13.02 of the Carriage Way Club Declaration.

NOW, THEREFORE, the Property Owners Association,
pursuant to the above Section 13.01 of the Carriage Way Club
Declaration, DECLARES AS FOLLOWS:

1. The Property Owners Association hereby elects that
above Section 13.02 of the Carriage Way Club Declaration
shall govern so that the Owners of Dwelling Units in the
Carriage Way Club Subdivision are subject to the Property
Owners Declaration and shall participate in the Property
Owners Association on the terms set forth in said Section
13.02.

IN WITNESS WHEREOF, the Property Owners Association has
executed this Declaration the day and year first above
written.

CARRIAGE WAY PROPERTY
OWNERS ASSOCIATION,
an Illinois not-for-profit
corporation

By:

Susan Andrese
Susan Andrese
President

Attest:

Jo V. Iimen
Jo V. Iimen
Secretary

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NOW, THEREFORE, the Property Owners Association,
pursuant to the above Section 13.01 of the Carriage Way Club
Declaration, DECLARES AS FOLLOWS:

1. The Property Owners Association hereby elects that
above Section 13.02 of the Carriage Way Club Declaration
shall govern so that the Owners of Dwelling Units in the
Carriage Way Club Subdivision are subject to the Property
Owners Declaration and shall participate in the Property
Owners Association on the terms set forth in said Section
13.02.

IN WITNESS WHEREOF, the Property Owners Association has
executed this Declaration the day and year first above
written.

CARRIAGE WAY PROPERTY
OWNERS ASSOCIATION,
an Illinois not-for-profit
corporation

By: Susan Andrese

Susan Andrese
President

Attest:

Jo V. Irmen
Jo V. Irmen
Secretary

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STATE OF ILLINOIS,)
) SS.
COUNTY OF COOK)

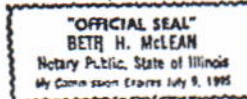
I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY, that the above named President and Secretary of the CARRIAGE WAY PROPERTY OWNERS ASSOCIATION, an Illinois not-for-profit corporation, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such President and Secretary respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said Association for the uses and purposes therein set forth.

Given under my hand and Notary Seal this 29th day of November, 1991.

Beth H. McLean
Notary Public

THIS INSTRUMENT
PREPARED BY:

W. Richard Helms
Jenner & Block
One IBM Plaza
Chicago, IL 60611



Address of the Property:
Carriage Way
Burr Ridge
Hinsdale, Illinois 60521

P.I.N. 18-19-302-001 to 011;
18-19-303-001, 003 to 017, 019 & 020;
18-19-304-001 to 006, 009 to 023;
18-19-305-001 to 007; and
18-19-306-001 to 025.

ALSO

Carriage Way Club
Burr Ridge
Hinsdale, Illinois 60521

P.I.N. 18-19-302-012

WRH9N9D:lb

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