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Cook County Recorder

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**AMENDMENT #9 TO  
DECLARATION OF  
CONDOMINIUM OWNERSHIP  
AND OF EASEMENTS,  
RESTRICTIONS, COVENANTS  
AND BY-LAWS  
FOR THE ONTARIO STREET  
LOFTS CONDOMINIUM  
ASSOCIATION**

THIS AMENDMENT #9 TO  
DECLARATION OF  
CONDOMINIUM OWNERSHIP  
AND OF EASEMENTS,  
RESTRICTIONS, COVENANTS  
AND BY-LAWS  
FOR THE ONTARIO STREET  
LOFTS CONDOMINIUM  
ASSOCIATION

("Amendment #9"), is made by  
Ontario Street Lofts Condominium  
Association, an Illinois not-for-profit  
corporation (the "Association")

**WITNESSETH**

**WHEREAS**, on September 22, 1994, Ontario Street Lofts Limited Partnership, an Illinois limited partnership, the Developer of the Property (as defined below), caused to be recorded the Declaration of Condominium Ownership and of Easements, Restrictions, Covenants and By-laws for the Ontario Street Lofts Condominium Association with the Cook County Recorder of Deeds as Document No. 94827940 (the "Declaration"); and

**WHEREAS**, the Declaration encumbers the Property legally described on Exhibit A attached hereto and made a part hereof (the "Property"); and

**WHEREAS**, on December 15, 1994, amendment #1 to the Declaration was recorded with the Cook County Recorder of Deeds as Document No. 04048875 ("Amendment #1"); and

**WHEREAS**, on February 27, 1995, Amendment #2 to the Declaration was recorded with the Cook County Recorder of Deeds as Document No. 95134720 ("Amendment #2"); and

WHEREAS, on April 21, 1995, Amendment #3 to the Declaration was recorded with the Cook County Recorder of Deeds as Document No. 95266467 ("Amendment #3"); and

WHEREAS, on April 2, 1996, Amendment #4 to the Declaration was recorded with the Cook County Recorder of Deeds as Document No. 96277992 ("Amendment #4"); and

WHEREAS, on \_\_\_\_\_, Amendment #5 to the Declaration was recorded with the Cook County Recorder of Deeds as Document No. \_\_\_\_\_ ("Amendment #5"); and

WHEREAS, on \_\_\_\_\_, Amendment #6 to the Declaration was recorded with the Cook County Recorder of Deeds as Document No. \_\_\_\_\_ ("Amendment #6"); and

WHEREAS, on \_\_\_\_\_, Amendment #7 to the Declaration was recorded with the Cook County Recorder of Deeds as Document No. \_\_\_\_\_ ("Amendment #7"); and

WHEREAS, on \_\_\_\_\_, Amendment #8 to the Declaration was recorded with the Cook County Recorder of Deeds as Document No. \_\_\_\_\_ ("Amendment #8"); and

WHEREAS, the Plat of Survey attached as Exhibit A to and made a part of the Declaration delineates, among other things, the location of various Parking Spaces (as defined in the Declaration); and

WHEREAS, Section 3.03 of the Declaration includes Parking Spaces as Limited Common Elements (as defined in the Declaration); and

WHEREAS, it is the desire of the Association to amend the Declaration to reflect the transfer of Parking Space 12 (P-12) so that it is from this moment forward a Limited Common Element appurtenant to Unit #725); and

WHEREAS, pursuant to the terms of Sections 14.03 and 14.07 of the Declaration, a meeting of the Unit Owners (as defined in the Declaration) was held and this Amendment #9 was approved.

NOW, THEREFORE, the Association, for the purposes above set forth, declares as follows:

The Declaration is hereby amended to reflect that Parking Space 12 (P-12) is a Limited Common Element appurtenant to Unit #725 as delineated on the survey attached to the Declaration recorded as Document No. 94827940, as heretofore or hereafter amended. In all other respects the Declaration shall remain unchanged and unaffected by this Amendment #9.

IN WITNESS WHEREOF, Ontario Street Lofts Condominium Association has caused its seal to be affixed hereto and has caused its name to be signed and attested to this 20th day of August, 2001.

Ontario Street Lofts Condominium Association, an Illinois not-for-profit corporation

By: [Signature]  
Its: PRESIDENT

Subscribed and sworn to before me this 24<sup>th</sup> day of SEPTEMBER, 2001.

[Signature]  
"OFFICIAL SEAL"  
Notary Public. DUKE  
Notary Public, State of Illinois  
My Commission Exp. 01/29/2005

Attest: [Signature]  
By: [Signature]  
Name: DIANNA SORSTEIN  
Title: BOARD MEMBER

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PART OF BLOCK 4 IN ASSESSOR'S DIVISION OF THE KINGSBURY TRACT IN EAST 1/2 OF THE NORTHWEST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN; WHICH SURVEY IS ATTACHED AS EXHIBIT "A" TO THE DECLARATION AFORESAID RECORDED AS DOCUMENT NUMBER 94827940 TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS, IN COOK COUNTY, ILLINOIS.

EXHIBIT "A"

17-09-128-017-1086

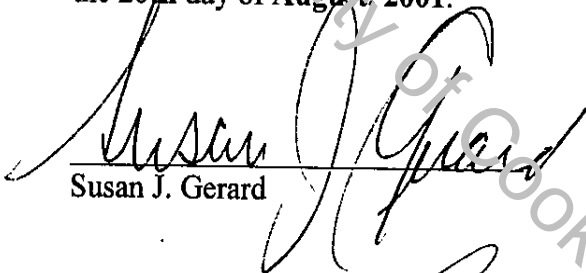
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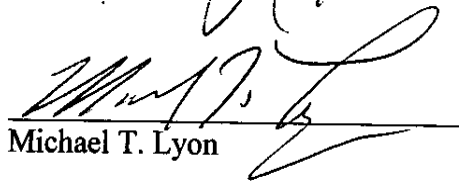
JOINDER

FOR GOOD AND VALUABLE CONSIDERATION, the receipt and sufficiency of which are hereby acknowledged, the undersigned as owners of Unit #701 hereby join in the foregoing Amendment #9 to the Declaration of Condominium Ownership and of Easements, Restrictions, Covenants and By-laws for the Ontario Street Lofts Condominium Association for the purpose of acknowledging and consenting to the transfer of Parking Space 12 (P-12), all as more fully set forth in this Amendment #9.

Nothing herein shall be construed to affect or diminish the undersigned's exclusive right to the use of Parking Space 112 (P-112) and Parking Space 113 (P-113), as limited common elements.

IN WITNESS WHEREOF, this Joinder has been executed and delivered as of the 20<sup>th</sup> day of August, 2001.

  
Susan J. Gerard

  
Michael T. Lyon

Property of Cook County Clerk's Office

STATE OF Illinois  
COUNTY OF

} ss.

I, Carolyn Halliburton, a Notary Public in and for the County and State aforesaid, do hereby certify that

Susan J. Gerard and Michael T. Lyon

personally known to me to be the same person(s) whose name(s) is (are) subscribed to the foregoing instrument, appeared before me this day in person and (severally) jointly acknowledged that he (she) (they) signed and sealed said instrument as his (her) (their respective) own free and voluntary act for the uses and purposes therein set forth.

Given under my hand and notarial seal this 4th day of Sept, 2001

Carolyn Halliburton  
Notary Public

My Commission Expires: 8-20-02



JOINDER

FOR GOOD AND VALUABLE CONSIDERATION, the receipt and sufficiency of which are hereby acknowledged, the undersigned as owner of Unit #725 hereby joins in the foregoing Amendment #9 to the Declaration of Condominium Ownership and of Easements, Restrictions, Covenants and By-laws for the Ontario Street Lofts Condominium Association for the purpose of consenting to the transfer of Parking Space 12 (P-12), all as more fully set forth in this Amendment #9.

IN WITNESS WHEREOF, this Joinder has been executed and delivered as of this 20th day of August, 2001.

CHICAGO TITLE LAND TRUST COMPANY, not personally but solely as Trustee under Trust Agreement dated October 1, 2000 and known as Trust No. 1108741



By: [Signature]  
Its: [Signature]

Attest: [Signature]  
Its: NOT SECRETARY

State of Illinois  
County of Cook                      SS.

I, the undersigned, a Notary Public in and for the County and State aforesaid, do hereby certify that the above named Officer/Authorized Signer of CHICAGO TITLE LAND TRUST COMPANY, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Officer/Authorized Signer, appeared before me this day in person and acknowledged that she/he signed and delivered the said instrument as her/his own free and voluntary act and as the free and voluntary act of said Company for the uses and purposes therein set forth; and the said Officer/Authorized Signer then and there acknowledged that the said Officer/Authorized Signer, as custodian of the corporate seal of said Company, caused the corporate seal of said Company to be affixed to said instrument as said Officer/Authorized Signer's own free and voluntary act and as the free and voluntary act of said Company for the uses and purposes therein set forth.

Given under my hand and Notarial Seal, this September 14, 2001

•••••  
"OFFICIAL SEAL"  
•••••  
LIDIA MARINCA  
•••••  
Notary Public, State of Illinois  
•••••  
My Commission Expires 4/30/02  
•••••

Notary Public

[Signature]

ATTACHED EXONERATION RIDER IS INCORPORATED HEREIN



It is expressly understood and agreed by and between the parties hereto, anything to the contrary notwithstanding, that each and all of the warranties, indemnities, representations, covenants, undertakings and agreements herein made on the part of the Trustee while in form purporting to be the warranties, indemnities, representations, covenants, undertakings and agreements of said Trustee are nevertheless each and every one of them, made and intended not as personal warranties, indemnities, representations, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally but are made and intended for the purpose of binding only that portion of the trust property specifically described herein, and this instrument is executed and delivered by said Trustee not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal responsibility is assumed by, nor shall at any time be asserted or enforceable against CHICAGO TITLE LAND TRUST COMPANY, on account of this instrument or on account of any warranty, indemnity, representation, covenant or agreement of the said Trustee in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released.

Cook County Clerk's Office