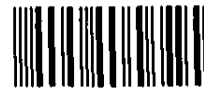


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**AMENDMENT TO
DECLARATION OF
CONDOMINIUM
OWNERSHIP**

This Amendment to Declaration of Condominium Ownership (the "Amendment") is entered into by and between **400 West Ontario, L.L.C.** (the "Seller") and **Kathleen E. Beiser** (the "Purchaser").

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BMR

WITNESSETH

WHEREAS, Seller is the owner of Unit C-1 (the "Seller's Unit") in the condominium building commonly known as 400 West Ontario in Chicago, Illinois (the "Building"); and

WHEREAS, the legal description of the Building is attached hereto as Exhibit A; and

WHEREAS, the Building has heretofore been subjected to condominium pursuant to the Declaration of Condominium Ownership and of Easements, Restrictions, Covenants and By-Laws (the "Declaration") dated December 28, 1999 and recorded in the Office of the Recorder of Deeds of Cook County, Illinois on December 29, 1999 as Document 09202758, as amended from time to time; and

WHEREAS, Storage Locker No. 5 (the "Storage Locker") is a limited common element appurtenant to the Seller's Unit; and

WHEREAS, Purchaser is the owner of Unit 706 (the "Purchaser's Unit") in the Building; and

WHEREAS, Seller and Purchaser have agreed to amend the Declaration to cause the Storage Locker to become a limited common element appurtenant to the Purchaser's Unit; and

WHEREAS, the parties hereto comprise all of the unit owners who have any right to use the limited common elements affected.

AGREEMENT

NOW THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto do hereby agree as follows:

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1. Preambles. The preambles to this Amendment form a part hereof as the mutual representations and agreements of the parties as fully and with the same effect as if set forth herein at length.

2. Amendment to Declaration. The Declaration is hereby amended, in accordance with the provisions of 765 ILCS 605/26, so that, from and after the recordation date hereof, the Storage Locker shall be a limited common element appurtenant to the Purchaser's Unit.

3. Certificate of Delivery. The parties hereto certify that a copy of this Amendment has been delivered to the Board of Directors of 400 West Ontario Condominium Association.

4. Statement of Proportionate Shares. The parties hereto acknowledge and confirm that the execution, delivery and recordation of this Amendment shall not, in any way, change the proportionate interest of either the Seller's Unit or the Purchaser's Unit in the Common Elements (as defined in the Declaration).

5. Miscellaneous. This Amendment may be executed in counterpart by the parties hereto.

This instrument has been executed pursuant to a Power of Attorney recorded in the Office of the Cook County Recorder of Deeds as Document No. 09154453. No personal liability is assumed nor borne by the individual, personally, executing this instrument pursuant to said Power of Attorney.

IN WITNESS WHEREOF, this Amendment has been executed as of the 16 day of February, 2000.

Seller:

400 West Ontario, L.L.C., an Illinois
limited liability company

By: _____

Michael B. Viner, Duly Authorized
Agent pursuant to Power of Attorney

Purchaser:

Kathleen E. Beiser
Kathleen E. Beiser

THIS DOCUMENT WAS PREPARED BY AND SHOULD BE RETURNED TO:



Martin K. Blonder
Rosenthal and Schanfield, P.C.
55 East Monroe Street, 46th Floor
Chicago, Illinois 60603

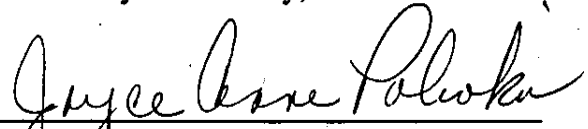
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STATE OF ILLINOIS)
COUNTY OF COOK) SS.

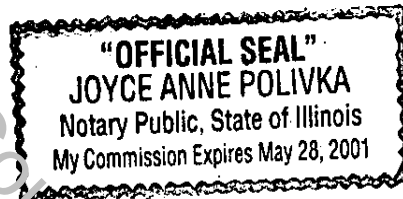
I, **Joyce Anne Polivka**, a Notary Public in and for the County and State aforesaid, do hereby certify that **Michael B. Viner**, duly authorized agent of **400 West Ontario, L.L.C.** pursuant to **Power of Attorney**, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me in person and acknowledged that he signed and delivered the said instrument as his own free and voluntary act for the uses and purposes therein set forth.

Given under my hand and notarial seal as of this 7th day of February, 2000.



Notary Public


My Commission Expires:



STATE OF ILLINOIS)
COUNTY OF COOK) SS.

I, Susan E. Rakowski, a Notary Public in and for the County and State aforesaid, do hereby certify that **Kathleen E. Beiser**, personally known to me to be the same person(s) whose name(s) is/are subscribed to the foregoing instrument, appeared before me in person and acknowledged that he/she/they signed, sealed and delivered the said instrument as his/her/their free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 16 day of February, 2000.



Notary Public

My Commission Expires:



UNOFFICIAL COPY

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EXHIBIT A

Parcel 1:

Lots 8 thru 14 both inclusive in Youngs Subdivision of part of Kingsbury Tract in the East half of the Northwest Quarter of Section 9, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 2:

The East 235 feet of that part of the 9 foot private alley lying North of and adjoining Lots 1 to 10 in Young's Subdivision of part of the Kingsbury Tract in the East half of the Northwest quarter of Section 9, Township 39 North, Range 14 East of the Third Principal Meridian in Cook County, Illinois.

Parcel 3:

The East 235 feet of the South 9 feet of Lots 1 and 2 in Assessor's Division of part (South of Erie Street and East of Chicago River) of the East half of the Northwest quarter of Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 4:

The South half of the 18 foot alley lying North of and adjoining Lot 9 and lying between the East and West lines of said Lot 9 extended North, in Block 11 in Butler, Wright and Webster's Addition to Chicago in Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 5:

The West 135 feet of the East 370 feet of South 9 feet of Lots 1, 2 and 3 in Assessor's Division of part (South of Erie Street and East of Chicago River) of the East half of the Northwest quarter of Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 6:

The West 135 feet of the East 370 feet of that part of the 9 foot private alley lying North of and adjoining Lots 1 to 15 in Young's Subdivision of part of the Kingsbury Tract in the East half of the Northwest quarter of Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

Address of Property:

400 West Ontario
Chicago, Illinois 60610

Permanent Real Estate Index Numbers:

17-09-127-021
17-09-127-022
17-09-500-007