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0020707328

EXHIBIT

ATTACHED TO

0020707328

DOCUMENT NUMBER

6-25-02

SEE PLAT BOOK

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Property of Cook County Clerk's Office

2025/07/05

2025

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This instrument prepared by
and should be mailed to:
JOHN C. GRIFFIN
10001 S. Roberts Road
Palos Hills, Illinois 60465
(708) 598-6800

0020707328

4679/0204 11 001 Page 1 of 17
2002-06-25 16:48:12
Cook County Recorder 103.00

Property of Cook County Office

FIRST SPECIAL AMENDMENT
TO
DECLARATION OF CONDOMINIUM OWNERSHIP AND
EASEMENTS, RESTRICTIONS AND COVENANTS
FOR 1939 WEST DIVISION CONDOMINIUMS
AND
DECLARATION OF BYLAWS FOR
THE 1939 WEST DIVISION CONDOMINIUM ASSOCIATION
AN ILLINOIS NOT-FOR-PROFIT CORPORATION

58741537

THIS SPECIAL AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP AND EASEMENTS, RESTRICTIONS AND COVENANTS FOR 1939 WEST DIVISION CONDOMINIUMS AND DECLARATION OF BYLAWS FOR THE 1939 WEST DIVISION CONDOMINIUM ASSOCIATION, AN ILLINOIS NOT-FOR-PROFIT CORPORATION is made and entered into by Prairie Bank & Trust, as Trustee Under Trust No. 00-124 dated November 16, 2000 ("The Declarant").

WITNESSETH:

WHEREAS, by the Declaration of Condominium Ownership and Easements, Restrictions and Covenants for 1939 WEST DIVISION CONDOMINIUMS and Declaration of Bylaws for THE 1939 WEST DIVISION CONDOMINIUM ASSOCIATION, AN ILLINOIS NOT-FOR-PROFIT CORPORATION ("Declaration") recorded in the Office of the Recorder of Deeds of Cook County, Illinois, as Document No. 0020074656, Prairie Bank & Trust, as Trustee under Trust Agreement dated November 16, 2000, and known as Trust No. 00-124, and not individually, submitted certain real estate (the "Property") to the provisions of the Declaration of said Condominium development being known as 1939 WEST DIVISION CONDOMINIUM ASSOCIATION (the "Condominiums");

W:\Development\68\FirstAmendmentSpecialCondominium(ver2).doc

Handwritten initials and a circled 'A' in a grid.

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and

WHEREAS, BY ARTICLE XIX G of the Declaration the right is reserved in the Developer, McBrearty & McInerney Joint Venture, to correct clerical or typographical error in the Declaration to the Condominiums; and

WHEREAS, Prairie Bank & Trust, as Trustee under Trust Agreement dated November 16, 2000, and known as Trust No. 00-124, was the legal title holder of the following described real estate which was submitted to the terms of the Declaration recorded as document number 0020074656.

LOT 9 IN WILLIAM HATTERMAN'S SUBDIVISION OF LOTS 3 AND 4 AND THE VACATED ALLEY IN BLOCK 2 OF SUPERIOR COURT PARTITION OF BLOCK 2, 4, 7 AND THE NORTH ½ OF BLOCK 3 IN THE SOUTH ½ OF BLOCK 8 OF COCHRAN & OTHERS SUBDIVISION OF THE NORTH ½ OF THE SOUTH ¼ OF SECTION 6, TOWNSHIP 39 NORTH, RANGE 14, SOUTH OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

SAVE AND EXCEPT THAT PART OF LOT 9 LYING ABOVE ELEVATION 10.36 AND BELOW ELEVATION 29.28 BOUNDED AND BEGINNING AT THE POINT OF INTERSECTION OF A LINE 0.32 FEET SOUTH OF THE NORTH LINE OF SAID LOT 9 WITH A LINE 0.73 FEET WEST OF THE EAST LINE OF SAID LOT 9; THENCE SOUTH A DISTANCE OF 41.05 FEET ALONG A LINE 0.73 FEET WEST OF THE EAST LINE OF SAID LOT 9 TO A POINT; THENCE WEST A DISTANCE OF 4.08 FEET TO A POINT; THENCE SOUTH A DISTANCE OF 4.29 FEET TO A POINT; THENCE EAST A DISTANCE OF 4.06 FEET TO A POINT; THENCE SOUTH A DISTANCE OF 27.28 FEET ALONG A LINE 0.73 FEET WEST OF THE EAST LINE OF SAID LOT 9 TO A POINT; THENCE WEST A DISTANCE OF 23.02 FEET ALONG A LINE 46.06 FEET NORTH OF THE SOUTH LINE OF SAID LOT 9 TO A POINT; THENCE NORTH A DISTANCE OF 72.62 FEET ALONG A LINE 0.45 FEET EAST OF THE WEST LINE OF SAID LOT 9 TO A POINT; THENCE EAST A DISTANCE OF 23.04 FEET ALONG A LINE 0.32 FEET SOUTH OF THE NORTH LINE OF SAID LOT 9 TO THE POINT OF BEGINNING.

STREET ADDRESS OF PROPERTY: 1939 WEST DIVISION, R-2, R-3 AND R-4
CHICAGO, ILLINOIS 60622

PERMANENT INDEX NUMBER: 17-06-400-046-0000

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NOW, THEREFORE, Prairie Bank & Trust, as Trustee under Trust Agreement dated November 16, 2000, and known as Trust No. 00-124, and not individually, as the declarant holder and McBrearty & McInerney Joint Venture, as the developer, and for the purpose above set forth, hereby declares that the Declaration be and hereby is amended as follows:

1. . The Plat, Exhibit A, is deleted and the First Special Amended Exhibit A attached hereto is hereby incorporated into the Declaration.

2. The % of Common Ownership, Exhibit B is deleted and the First Special Amended Exhibit B attached hereto is hereby incorporated into the Declaration.

3. Except as expressly set forth herein, the Declaration shall remain in full force and effect.

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McBREARTY & McINERNEY
JOINT VENTURE

BY: Noreen Linda McInerney
NAME: Noreen Linda McInerney
TITLE: Joint Venturer

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 Noreen Linda McInerney, respectively, of McBREARTY & McINERNEY JOINT VENTURE, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Authorized Agent, appeared before me this day in person and severally acknowledge that as such she signed, sealed and delivered said instrument and pursuant to authority given by the General Partners of said Joint Venture, as her free and voluntary act, and as the free and voluntary act of said Joint Venture, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 30th day of May, 2002.

Sharon R Daufenbach
NOTARY PUBLIC



MY COMMISSION EXPIRES:
8-1-05

CONSENT OF MORTGAGEE

PRAIRIE BANK AND TRUST holder of mortgages on the property dated April 10, 2001 and recorded April 18, 2001 as Document No. 0010-313940 hereby consents to the execution and recording of the within Declaration of Condominium Ownership and Easements, Restrictions, and Covenants for 1939 West Division Condominiums and Declaration of Bylaws for the 1939 West Division Condominium Association an Illinois Not-for-Profit Corporation and agrees that said mortgages are subject to the provisions of said Declaration.

IT WITNESS WHEREOF, the said PRAIRIE BANK AND TRUST has caused this instrument to be signed by its duly authorized officers on its behalf, all done at Bridgeview, Illinois on this day of April 30, 2002.

BY: Mark W. [Signature]
EVP

ATTEST: Heather E. Knox
Com'd Loan Officer

Office of Cook County Clerk's Office

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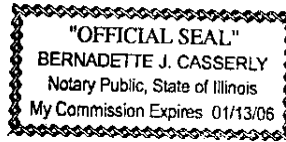
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STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for the County and State aforesaid Do Hereby Certify that Mark W. Trevor, Heather E. Knox and Executive Vice President, Commercial Loan Officer respectively, of PRAIRIE BANK AND TRUST, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Executive Vice Pres. and Commercial Loan Officer, appeared before me this day in person and acknowledged that they signed, sealed and delivered said instrument as their free and voluntary act, and as the free and voluntary act of said corporation, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 30th day of April, 2002.

Bernadette J. Casserly
NOTARY PUBLIC



MY COMMISSION EXPIRES:

1/13/06

BY: _____

ATTEST:

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FIRST SPECIAL AMENDED EXHIBIT "A"

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FIRST SPECIAL AMENDED EXHIBIT "B"

<u>UNIT NUMBER</u>	<u>COMMON ELEMENTS</u>	<u>PARKING SPACE</u>	<u>STORAGE SPACE</u>
R-2	31.00	P-R5	S-R2
R-3	31.00	P-R3	
R-4	38.00	P-R4	
	<u>100.00000%</u>		

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