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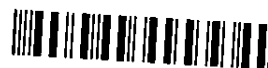
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Cook County Recorder

28.50

Prepared By & Mail To:

C. Dean Matsas
5153 North Broadway St.
Chicago, Illinois 60640
1-773-907-9600



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SPECIAL AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP AND OF EASEMENTS, RESTRICTIONS AND COVENANTS FOR THE 5302 NORTH WINTHROP CONDOMINIUM

THIS AMENDMENT to the Declaration of Condominium Ownership And Of Easements, Restrictions and Covenants for the 5302 North Winthrop Condominium, made and entered into by **D & N CONSTRUCTION, INC.**, an Illinois Corporation and **STATE BANK OF COUNTRYSIDE**, as Trustee, under Trust Agreement dated February 26, 2001, and known as Trust Number: 01-2270, and not individually.

WITNESSETH:

WHEREAS, the Declaration of Condominium Ownership And Of Easements, Restrictions and Covenants (the "Declaration"), establishing a plan for condominium ownership for the premises at: 5302 North Winthrop, Chicago, Illinois (the "Property"), pursuant to the Condominium Property Act for the 5302 North Winthrop Condominium Association, was recorded October 10, 2002, with the Cook County Recorder of Deeds, as document number 0021105486. The Property is legally described, as follows:

THE NORTH 25 FEET OF LOT 12 IN BLOCK 9 IN JOHN LEWIS COCHRAN'S SUBDIVISION OF THE WEST ½ OF THE NORTHEAST ¼ OF SECTION 8, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.


Commonly Known As: 5302 NORTH WINTHROP, CHICAGO, ILLINOIS 60640
Permanent Index Number: 14-08-207-016


WHEREAS, the aforesaid Declaration named said **D & N CONSTRUCTION, INC.**, an

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Property of Cook County Clerk's Office

COUNTY TAX	COOK COUNTY REAL ESTATE TRANSACTION TAX	# 0000093731	REAL ESTATE TRANSFER TAX
	 OCT. 17.02		00165.00
	REVENUE STAMP		FP326670

STATE TAX	STATE OF ILLINOIS	# 0000045500	REAL ESTATE TRANSFER TAX
	 OCT. 17.02		00330.00
	REAL ESTATE TRANSFER TAX DEPARTMENT OF REVENUE		FP326660

City of Chicago
Dept. of Revenue
291277



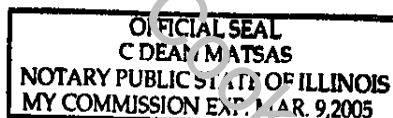
Real Estate
Transfer Stamp
\$2,475.00

10/17/2002 17:51 Batch 02267 28

STATE OF ILLINOIS)
) SS
 COUNTY OF C O O K)

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY, that the above named William Nugent and Patrick Daly, President and Secretary of **D & N CONSTRUCTION, INC.**, an Illinois 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 said instrument as their own free and voluntary act and as the free and voluntary act of said corporation for the uses and purposes therein set forth; and the said Secretary then and there acknowledged that said Secretary, as custodian of the corporate seal of said corporation, caused the corporate seal of said corporation to be affixed to said instrument as said Secretary's own 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 11th day of October, 2002.



Notary Public

STATE OF ILLINOIS)
) SS
 COUNTY OF C O O K)

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY, that the above named Susan Jutzi, President and William Kerth, Vice President of **STATE BANK OF COUNTRYSIDE**, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Senior Vice President and Officer, respectively, appeared before me this day in person and acknowledged that they signed and delivered said instrument as their own free and voluntary act and as the free and voluntary act of said Bank for the uses and purposes therein set forth; and the said Officer then and there acknowledged that said Officer, as custodian of the corporate seal of said Bank, caused the corporate seal of said Bank to be affixed to said instrument as said Officer's own free and voluntary act and as the free and voluntary act of said Bank for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 11th day of October, 2002.



Therese A. Lefevour
 Notary Public

Illinois corporation, as the Declarant thereunder;

WHEREAS, at the time that said Declaration was recorded, the title to the Property was held in a land trust with **STATE BANK OF COUNTRYSIDE**, as Trustee, under Trust Agreement dated February 26, 2001, and known as Trust Number: 01-2270 and the title to said Property continues to remain in said land trust;

WHEREAS, the appropriate named Declarant under said Declaration should be said **STATE BANK OF COUNTRYSIDE**, as Trustee, under Trust Agreement dated February 26, 2001, and known as Trust Number: 01-2270, not said **D & N CONSTRUCTION, INC.**, an Illinois corporation;

WHEREAS, pursuant to Article XIX, Paragraph 7, of the Declaration, entitled "Special Amendment," the Declaration may be amended, as outlined in said Paragraph, and such power is reserved with the Declarant, Developer or their designee, as further stated in said Paragraph;

WHEREAS, said **D & N CONSTRUCTION, INC.**, an Illinois corporation, is the named Declarant under said Declaration and said **STATE BANK OF COUNTRYSIDE**, as Trustee, under Trust Agreement dated February 26, 2001, and known as Trust Number: 01-2270, is the proposed Declarant under this Amendment.

NOW, THEREFORE, pursuant to Article XIX, Paragraph 7 of the Declaration, the Declaration is amended as follows:

The named Declarant under the said Declaration is hereby amended to reflect **STATE BANK OF COUNTRYSIDE**, as Trustee, under Trust Agreement dated February 26, 2001, and known as Trust Number: 01-2270, and not individually and any reference in said Declaration to **D & N CONSTRUCTION, INC.**, an Illinois corporation, as Declarant is hereby amended to reflect **STATE BANK OF COUNTRYSIDE**, as Trustee, under Trust Agreement dated February 26, 2001, and known as Trust Number: 01-2270, and not individually, as the Declarant under said Declaration.

IN WITNESS WHEREOF, **D & N CONSTRUCTION, INC.**, an Illinois corporation and **STATE BANK OF COUNTRYSIDE**, as Trustee, under Trust Agreement dated February 26, 2001, and known as Trust Number: 01-2270, and not individually, have caused their corporate seals to be affixed hereunto and caused their name to be signed in these presents by their duly authorized officers this ____ day of October, 2002.

D & N CONSTRUCTION, INC.,

An Illinois Corporation

By:

Its President

Attest:

Its Secretary

STATE BANK OF COUNTRYSIDE, as Trustee,
u/t/a dated 2-26-01 and k/a/t/n 01-2270

By:

President

Attest:

Vice President

Exemption provision restricting any liability of the State Bank of Countryside stamped on the reverse side herof, is hereby expressly made a part hereof.

NOTE: EXONERATION CLAUSE

This document is signed by State Bank of Countryside not individually but solely as Trustee under Trust Agreement mentioned in said document. Said Trust Agreement is hereby made a part hereof and any claims against said Trustee which may result from the signing of this document shall be payable only out of any Trust property which may be held thereunder, except that no duty shall rest upon the State Bank of Countryside personally or as Trustee to sequester any of the earnings, avails or proceeds of any real estate in said Trust. Said Trustee shall not be personally liable for the performance of any of the terms and conditions of the title of said property or for any agreement with respect thereto. Any and all personal liability of the State Bank of Countryside is hereby expressly waived by the parties hereto and their respective successors and assigns. All warranties, covenants, indemnities and representations of each kind are those of the Trustee's beneficiaries only and shall not in any way be considered the responsibility and liability of the State Bank of Countryside. This Trustee's exculpatory clause shall be controlling in the event of a conflict of terms created by the documents executed by State Bank of Countryside as Trustee.