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Eugene "Gene" Moore Fee: \$32.50
Cook County Recorder of Deeds
Date: 05/14/2003 01:28 PM Pg: 1 of 5

Prepared by and after Recording Return to:

Kathryn Kovitz Arnold, Esq.
Shefsky & Froelich Ltd.
444 North Michigan Avenue
Suite 2500
Chicago, Illinois 60611

FIRST AMENDMENT TO THE DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND PARTY WALL AGREEMENT

This First Amendment to the Declaration of Covenants, Conditions, Restrictions and Party Wall Agreement ("Amendment") dated this 12th day of May, 2003, is made by LEE H. EARLE ("Earle") and KYM ABRAMS ("Abrams") and HOWARD and KIM DAVIS (the "Davises") (Earle, Abrams and the Davises are herein together, the "Declarant").

WITNESSETH:

WHEREAS, by that certain Declaration of Covenants, Conditions, Restrictions and Party Wall Agreement (the "Declaration") recorded in the Office of the Recorder of Deeds of Cook County, Illinois on July 12, 1999, as Document No. 99662660, the Davises and ROBERT and KAREN RANQUIST ("Ranquists") submitted certain real estate more particularly described in Exhibit A attached hereto and incorporated herein to the Declaration;

WHEREAS, the Ranquists sold their interest in the real estate to Earle and Abrams.

WHEREAS, Declarant desires to modify Section 3.02 of the Declaration;

NOW THEREFORE, the Declarant hereby amends the Declaration as follows:

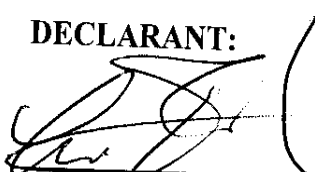
1. Section 3.02 of the Declaration is deleted in its entirety and replaced as follows:

"3.02 In the event of the damage or destruction of a Unit, the Unit Owner and/or the holder of the mortgage encumbering such Unit shall cause the proceeds of any insurance required pursuant to Section 3.01 hereof to be utilized in restoring and repairing the party wall between the Units, as required under Section 3.03 hereof."


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IN WITNESS WHEREOF, the Declarant has caused their names to be signed to these presents on the day and year first written above.


DECLARANT:




LEE M. EARLE



KYM ABRAMS



HOWARD DAVIS



KIM DAVIS

Property of Cook County Clerk's Office

850121_1.DOC

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STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that **LEE M. EARLE**, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledge 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 this 12th day of May, 2003.

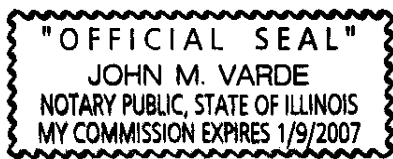


John M. Varde
Notary Public
My commission expires: 1/9/2007

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that **KYM ABRAMS**, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledge 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 this 12th day of May, 2003.



John M. Varde
Notary Public
My commission expires: 1/9/2007

UNOFFICIAL COPY

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that **HOWARD DAVIS**, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledge 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 this 6th day of May, 2003.



Maria E. Cantu

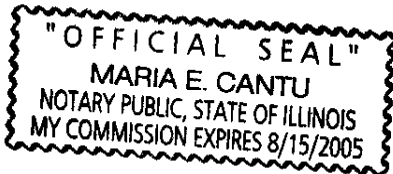
Notary Public

My commission expires: 8-15-05

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that **KIM DAVIS**, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledge 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 this 6th day of May, 2003.



Maria E. Cantu

Notary Public

My commission expires: 8-15-05

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EXHIBIT A

LEGAL DESCRIPTION

PARCEL ONE:

THAT PART OF LOTS 47 AND 48 TAKEN AS A SINGLE TRACT WHICH LIES EASTERLY OF A LINE DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE SOUTH LINE OF SAID TRACT (THE SOUTH LINE OF SAID TRACT ALSO BEING THE NORTH LINE OF W. SUPERIOR STREET), 22.59 FEET WEST OF THE SOUTHEAST CORNER OF SAID TRACT (THE FOLLOWING THREE COURSES ARE ALL THROUGH A WALL OF AN EXISTING TWO STORY BUILDING) THENCE NORTH PARALLEL WITH THE EAST LINE OF SAID TRACT, A DISTANCE OF 30.02 FEET TO A POINT; THENCE NORTH ALONG A STRAIGHT LINE, A DISTANCE OF 42.92 FEET TO A POINT THAT IS 23.66 FEET WEST OF THE EAST LINE OF SAID TRACT; THENCE NORTH PARALLEL WITH THE EAST LINE OF SAID TRACT, 49.42 FEET MORE OR LESS TO THE NORTH LINE OF SAID TRACT, ALL IN RUSSELL'S SUBDIVISION OF BLOCK 6 IN THE CANAL TRUSTEE'S SUBDIVISION OF SECTION 7, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL TWO:

THAT PART OF LOTS 47 AND 48 TAKEN AS A SINGLE TRACT WHICH LIES WESTERLY OF A LINE DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE SOUTH LINE OF SAID TRACT (THE SOUTH LINE OF SAID TRACT ALSO BEING THE NORTH LINE OF W. SUPERIOR STREET), 22.59 FEET WEST OF THE SOUTHEAST CORNER OF SAID TRACT (THE FOLLOWING THREE COURSES ARE ALL THROUGH A WALL OF AN EXISTING TWO STORY BUILDING) THENCE NORTH PARALLEL WITH THE EAST LINE OF SAID TRACT, A DISTANCE OF 30.02 FEET TO A POINT; THENCE NORTH ALONG A STRAIGHT LINE, A DISTANCE OF 42.92 FEET TO A POINT THAT IS 23.66 FEET WEST OF THE EAST LINE OF SAID TRACT; THENCE NORTH PARALLEL WITH THE EAST LINE OF SAID TRACT, 49.42 FEET MORE OR LESS TO THE NORTH LINE OF SAID TRACT, ALL IN RUSSELL'S SUBDIVISION OF BLOCK 6 IN THE CANAL TRUSTEE'S SUBDIVISION OF SECTION 7, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

P.I.N.

17-07-102-044

17-07-102-045

ADDRESS OF PROPERTY:

2106 W. SUPERIOR, CHICAGO, ILLINOIS 60612

2108 W. SUPERIOR, CHICAGO, ILLINOIS 60612