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Cook County Recorder of Deeds
Date: 01/14/2005 11:01 AM Pg: 1 of 12

Property of Cook County Clerk's Office

12

SIXTH AMENDMENT

TO

DECLARATION OF CONDOMINIUM FOR THE OPTIMA TOWERS EVANSTON CONDOMINIUM

THIS INSTRUMENT PREPARED
BY AND MAIL TO:

Richard J. Nakon & Associates
121 E. Liberty Street, Suite 3
Wauconda, Illinois 60084
(847) 526-0626

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SIXTH AMENDMENT

TO

DECLARATION OF CONDOMINIUM FOR THE OPTIMA TOWERS EVANSTON CONDOMINIUM

THIS DECLARATION made and entered into this 15th day of December 2004, by THE OPTIMA TOWERS EVANSTON CONDOMINIUM ASSOCIATION (the "Declarant").

WITNESSETH:

WHEREAS, by a Declaration of Condominium (the "Declaration") recorded in the Office of the Recorder of Deeds of Cook County, Illinois, as Document Number 0020329861, on March 22, 2002 the Declarant submitted certain real estate more particularly described on Exhibit B-1 attached hereto to the provisions of the Illinois Condominium Property Act; and,

WHEREAS, Article 3, Section 4(d) and Article 11, Section 1(b)(vi) of the Declaration reserves to the Declarant the right to sell, use, or assign its right to use Parking Spaces to anyone Declarant chooses; and,

WHEREAS, the Declarant now desires to sell, assign and transfer its right to use certain parking spaces specifically Parking Spaces P-30 and P-31.

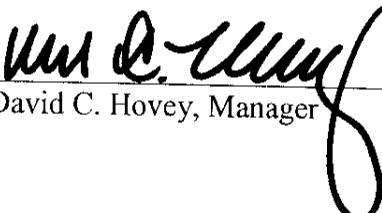
NOW, THEREFORE, the Declarant does hereby amend the Declaration as follows:

1. Exhibit "D" of the Declaration is hereby amended by deleting said Exhibit "D" and substituting therefore Exhibit "D" that is attached hereto.
2. Except as expressly set forth herein, the Declaration shall remain in full force and effect in accordance with its terms.

IN WITNESS WHEREOF, OPTIMA CENTER EVANSTON L.P., AN Illinois limited partnership as Declarant has executed this document this 15th day of December, 2004.

OPTIMA CENTER EVANSTON L.P.,
An Illinois Limited Partnership

By: OPTIMA CENTER EVANSTON DEVELOPMENT, L.L.C.
An Illinois Limited Liability Company, its General partner

By: 
David C. Hovey, Manager

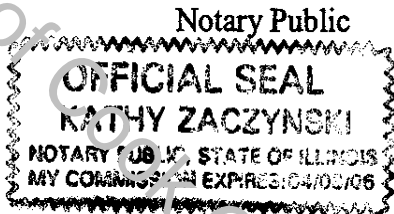
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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, Kathy Zaczynski, a Notary Public in and for said County and State, do hereby certify that **DAVID C. HOVEY**, Manager of **OPTIMA CENTER EVANSTON DEVELOPMENT, L.L.C.**, General Partner of **OPTIMA CENTER EVANSTON L.P.**, as such Manager, appeared before me this day in person and acknowledged that he signed, sealed and delivered said instrument as his free and voluntary act, and as the free and voluntary act of said Partnership, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 15th day of December, 2004.

Kathy Zaczynski



County Clerk's Office

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CONSENT AND APPROVAL

OPTIMA TOWERS EVANSTON CONDOMINIUM ASSOCIATION, acting by and through its duly authorized President and Secretary does hereby consent and approve of the execution and recording of the within Sixth Amendment to Declaration of Condominium for the Optima Towers Evanston Condominium and agrees that the Association is subject to the terms and provisions contained therein.

IN WITNESS WHEREOF, Optima Towers Evanston Condominium Association has caused this consent and approval to be signed by its duly authorized President and Secretary on behalf of the Association in the City of Evanston, State of Illinois this 27th day of December, 2007.

OPTIMA TOWERS EVANSTON CONDOMINIUM ASSOCIATION

By: Ellen Browne
Its President

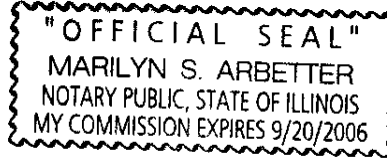
ATTEST:

Marlene Zeller Mayer
Its Secretary

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STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)



I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY that EILEEN BROWNE personally known to me to be the President of **OPTIMA TOWERS EVANSTON CONDOMINIUM ASSOCIATION**, and MARLENE ZELLERMAYER personally known to me to be the Secretary of **OPTIMA TOWERS EVANSTON CONDOMINIUM ASSOCIATION**, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such President and Secretary, they signed and delivered the said instrument and caused the corporate seal of said corporation to be affixed thereto, as their free and voluntary act, and as the free voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 27 day of December, 2004.

Marilyn S. Arbetter
Notary Public

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UNOFFICIAL COPY**EXHIBIT "B-1"**

**TO SIXTH AMENDMENT TO
DECLARATION OF CONDOMINIUM OWNERSHIP
AND OF
EASEMENTS, RESTRICTIONS, COVENANTS AND BY-LAWS FOR
OPTIMA TOWERS EVANSTON CONDOMINIUM**

**LEGAL DESCRIPTION OF THE PROPERTY, OR
PORTIONS THEREOF SUBMITTED TO THE ACT**

Permanent Index Number: 11-16-311-036 and 11-18-311-037

That part lying below elevation 140.00 (Evanston City Datum) of Plat of Consolidation of part of Block 64 in the Village of Evanston, in the Southwest Quarter of Section 18, Township 41 North, Range 14 East of the Third Principal Meridian, recorded March 24, 1983 as Document 26546834, in Cook County, Illinois, (except therefrom that part lying above elevation 21.5 and below elevation 33.5 (Evanston City Datum) described as follows: Commencing at the easternmost Southeast corner of said Consolidation; thence N.00°03'42"E. along the East line thereof, being also the West line of Sherman Avenue, 27.56 feet for a point of beginning; thence West along a line normal to the West line of the Plat of Consolidation aforesaid, 22.11 feet; thence North 11.34 feet; thence West 4.75 feet; thence North 1.58 feet; thence West 13.92 feet; thence North 26.92 feet; thence West 73.75 feet; thence North 24.17 feet; thence West 27.42 feet; thence North 57.23 feet to a point on the North line of said Consolidation; thence S.71°16'32"E. along said North line, being also the South line of Davis Street, 149.96 feet to the Northeast corner of said Consolidation; thence S.00°03'42"W. along the East line thereof, being also the West line of Sherman Avenue, 73.09 feet to the point of beginning);

ALSO That part lying below elevation 140.00 (Evanston City Datum) of that part of the Private Alley in Judson's Subdivision of Lot 1 in Langworthy's Subdivision of Block 64 in the Village of Evanston, lying South of and adjoining the North line of Lot 7 in said Judson's Subdivision extended West to the West line of said Private Alley, lying North of the North line of Lot 8 and West of the West line of Lot 7 (except therefrom the North 16 feet of the West 15 feet of that Private Alley (as designated in P. Judson Subdivision aforesaid) lying South of and adjoining the North line of Lot 7 aforesaid, extended West to the West line of said alley) all in Section 18, Township 41 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

Surveys attached only to original Declaration and Amendments thereto
Recorded with the Recorder of Deeds of Cook County, Illinois.

UNOFFICIAL COPY**EXHIBIT "C"**

**TO SIXTH AMENDMENT TO
DECLARATION OF CONDOMINIUM OWNERSHIP
AND OF
EASEMENTS, RESTRICTIONS, COVENANTS AND BY-LAWS FOR
OPTIMA TOWERS EVANSTON CONDOMINIUM**

PERCENTAGE INTEREST OF UNITS SUBMITTED TO THE ACT

Unit Number	Percentage Interest
201	0.96
202	1.30
203	1.02
204	1.50
205	1.41
301	0.98
302	1.37
303	1.00
304	1.47
305	1.35
401	0.99
402	1.33
403	0.98
404	1.44
405	1.31
501	1.23
502	0.91
503	0.70
504	1.12
505	0.84
506	1.00
507	1.09
508	0.57
509	0.71
510	0.94
601	1.20
602	0.87
603	0.64
604	1.07
605	0.79

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606	0.95
607	1.03
608	0.57
609	0.71
610	0.94
701	1.21
702	0.88
703	0.64
704	1.08
705	0.80
706	0.96
707	1.04
708	0.58
709	0.72
710	0.95
801	1.22
802	0.88
803	0.65
804	1.08
805	0.81
806	0.96
807	1.05
808	0.58
809	0.73
810	0.96
902	2.97
903	0.66
904	1.09
905	0.82
906	0.97
907	1.06
908	0.59
909	0.74
910	0.97
1001	1.24
1002	0.90
1003	0.66
1004	1.10
1005	0.82
1006	0.98
1007	1.07
1008	0.59
1009	0.74
1010	0.98
1101	1.25
1102	0.90
1103	0.67

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1104	1.11
1105	0.83
1106	0.99
1107	1.08
1108	0.60
1109	0.75
1110	0.99
1201	1.26
1202	0.91
1203	0.67
1204	1.12
1205	0.84
1206	1.00
1207	1.09
1208	0.61
1209	0.76
1210	1.00
PH01	1.31
PH02	1.60
PH04	1.14
PH05	0.86
PH06	1.03
PH07	1.11
PH08	0.62
PH09	0.77
PH10	1.01
TOTAL	100.00

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EXHIBIT "D"

TO SIXTH AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP AND OF EASEMENTS, RESTRICTIONS, COVENANTS AND BY-LAWS FOR OPTIMA TOWERS EVANSTON CONDOMINIUM

PARKING SPACE AND STORAGE ROOM LIMITED COMMON ELEMENTS

Unit Number	Parking Space Limited Common Element	Storage Room Limited Common Element	Other Limited Common Element
201	P-70		Balcony
202	P-69		Balcony
203	P-62 and P-68	L-1 and L-2	Roof Terrace
204	P-2 and P-66		Roof Terrace
205	P-19 and P-59		Roof Terrace
301	P-101		Balcony
302	P-100		Balcony
303	P-18 and P-99	L-3	Balcony
304	P-85 and P-86		Balcony
305	P-95 and P-96		Balcony
401	P-133		Balcony
402	P-16 and P-132	L-63	Balcony
403	P-130 and P-131	L-75	Balcony
404	P-46		Balcony
405	P-116		Balcony
501	P-64	L-5	Balcony
502	P-65	L-6	Roof Terrace
503	P-22	L-7	Roof Terrace
504	P-14 and P-23		Roof Terrace
505	P-24	L-19	Roof Terrace
506	P-25	L-11	Roof Terrace
507	P-71	L-10	Roof Terrace
508	P-27	L-24	Balcony
509	P-13 and P-28	L-12	Balcony
510	P-111	L-81	Balcony
601	P-54	L-14	Balcony
602	P-12 and P-55	L-15	Balcony
603	P-67	L-16	Balcony
604	P-11 and P-57		Balcony
605	P-9 and P-58	L-82	Balcony
606	P-66	L-17	Balcony
607	P-61	L-18	Balcony

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608	P-98	L-39	Balcony
609	P-26	L-20	Balcony
610	P-15 and P-63	L-21	Balcony
701	P-75	L-22	Balcony
702	P-76	L-23	Balcony
703	P-77	L-9	Balcony
704	P-72		Balcony
705	P-8 and P-48	L-83	Balcony
706	P-20 and P-49	L-25	Balcony
707	P-50	L-26	Balcony
708	P-29	L-27	Balcony
709	P-52	L-28	Balcony
710	P-53	L-29	Balcony
801	P-90	L-30	Balcony
802	P-7 and P-91	L-84	Balcony
803	P-92	L-31	Balcony
804	P-102	L-43	Balcony
805	P-93	L-32	Balcony
806	P-94	L-33	Balcony
807	P-6 and P-118	L-85	Balcony
808	P-78	L-48	Balcony
809	P-73	L-35	Balcony
810	P-74	L-36	Balcony
902	P-81, P-82		Balcony
903	P-83	L-57	Balcony
904	P-5 and P-84	L-86	Balcony
905	P-112	L-38	Balcony
906	P-60	L-8	Balcony
907	P-97	L-40	Balcony
908	P-87	L-41	Balcony
909	P-88	L-42	Balcony
910	P-4 and P-89	L-87	Balcony
1001	P-104	L-44	Balcony
1002	P-105	L-45	Balcony
1003	P-106	L-46	Balcony
1004	P-44		Balcony
1005	P-107	L-47	Balcony
1006	P-127	L-59	Balcony
1007	P-109	L-49	Balcony
1008	P-110	L-50	Balcony
1009	P-79	L-51	Balcony
1010	P-80	L-52	Balcony
1101	P-30 and P-45	L-53	Balcony
1102	P-119	L-54	Balcony
1103	P-120	L-55	Balcony
1104	P-123		Balcony
1105	P-124	L-56	Balcony

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1106	P-125	L-80	Balcony
1107	P-21 and P-126	L-58	Balcony
1108	P-108	L-34	Balcony
1109	P-129	L-76	Balcony
1110	P-103	L-61	Balcony
1201	P-3 and P-144	L-62	Balcony
1202	P-121	L-64	Balcony
1203	P-51	L-65	Balcony
1204	P-1 and P-141		Balcony
1205	P-113	L-66	Balcony
1206	P-114	L-67	Balcony
1207	P-115	L-68	Balcony
1208	P-128	L-69	Balcony
1209	P-47	L-70	Balcony
1210	P-17 and P-117	L-71	Balcony
PH01	P-134 and P-135	L-72	Balcony
PH02	P-136 and P-137	L-73, L-74	Balcony
PH04	P-31 and P-138		Balcony
PH05	P-139	L-4	Balcony
PH06	P-122	L-60	Balcony
PH07	P-140	L-77, L-78	Balcony
PH08	P-43	L-79	Balcony
PH09	P-142	L-57	Balcony
PH10	P-143	L-43	Balcony