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Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 11/01/2005 11:33 AM Pg: 1 of 4

**SECOND AMENDMENT
TO THE
DECLARATION
OF CONDOMINIUM
OWNERSHIP AND
OF EASEMENTS,
RESTRICTIONS,
COVENANTS
AND BY-LAWS
FOR
THE HOMAN
CONDOMINIUM
ASSOCIATION**

THIS INSTRUMENT PREPARED BY
Daniel G. Lauer & Assoc., P.C.
1424 W. DIVISION STREET
CHICAGO, IL 60622-3322

AFTER RECORDING DELIVER TO:
CTI-BOX #333

THIS DECLARATION is made and entered by Homan Condos, Inc., an Illinois Corporation, (hereinafter referred to as the "Declarant");

WITNESSETH:

WHEREAS, the Declarant hold legal title to the parcel of real estate situated in the City of Chicago, Cook County, Illinois (hereinafter called the "Parcel") and legally described below and by this reference made a part hereof; and,

WHEREAS, the Declarant submitted this Parcel to the provisions of the Condominium Property Act of the State of Illinois, as amended from time to time (hereinafter called the "Act") and recorded the Declaration of Condominium Ownership and of Easements, Restrictions, Covenants and By-Laws for The Homan Condominium Association ("the Declaration") on November 5, 2004 as Document Number 0431044037; and,

WHEREAS, the Declarant is desirous of more clearly setting forth the Unit Owners' rights and obligations as to certain Limited Common Elements on or about the Property and establishing, for its own benefit and for that of all future owners or occupants of the Property and each part thereof, certain easements and rights in, over and upon the property and certain mutually beneficial restrictions and obligations with respect to the use and maintenance thereof; and,

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WHEREAS, the Declaration paragraph 3.01 provides that the "...Common Elements include, without limitation and if applicable, any of the following items located on the Property: the walls, roof, hallways, stairways, entrances and exits, security system, mechanical equipment areas...", as well as other structural components of the Property; and,

WHEREAS, paragraph 3.03 of the Declaration defines Limited Common Elements of the Property as "...such parts of the Common Elements serving exclusively a single Unit or adjoining Units as an inseparable appurtenance thereto, as designated as such in this Declaration, including in the Plat, or which by the nature or location thereof, or by the terms of this Declaration, are clearly intended to be reserved for or for the use of one or more Units to the exclusion of other Units. The Limited Common Elements appertaining to, or designated or reserved for or for the use of, or serving any Unit (alone or in conjunction with other Units) are hereinafter from time to time referred to as the Limited Common Elements of such Unit. The Limited Common Elements shall include, but shall not be limited to, the following (a) the interior surface of the perimeter walls, ceiling and floors which define the boundary planes of a Unit; (b) perimeter doors and windows which serve exclusively a single Unit; (c) any system or component part thereof which serves a Unit exclusively, to the extent that such system or component part is located outside the boundaries of a Unit; (d) balconies, terraces and/or decks contiguous to a Unit (excluding any stair system and landings which provide ingress and egress to other Units); (e) the Parking Spaces; and, (f) Roof Decks."

WHEREAS, paragraph 16.01 of the Declaration provided that all rights vested in the Board of Unit Owners shall be vested in the Declarant and/or Developer until the election of the initial Board by the Unit Owners.

WHEREAS, the legal description of the Parcel, common address and PIN is as follows:

Legal Description:	Please see below
Common Address:	The Homan Condominiums 3404-12 West Congress & 420-22 North Homan Chicago, Illinois 60624
PIN:	16-14-226-018-0000 and 16-14-226-019-0000

PARCEL 1: UNITS 3404-1, 3404-2, 3404-3, 3408-1, 3408-2, 3408-3, 3410-1, 3410-2, 3410-3, 3412-1, 3412-2, 3412-3, 420-1, 420-2, 420-3, 422-1, 422-2, AND 422-3 IN THE HOMAN CONDOMINIUM AS DELINEATED ON A SURVEY OF THE FOLLOWING DESCRIBED REAL ESTATE:

THAT PART OF LOT 15 LYING NORTH OF THE NORTH LINE OF CONGRESS STREET AND ALL OF LOTS 16, 17, AND 18 IN GIVIN AND GILBERT'S SUBDIVISION OF THE SOUTH 2/5 OF LOT 11 IN THE SUBDIVISION OF THE WEST 1/2 OF THE NORTHEAST 1/4 OF SECTION 14, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL

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MERIDIAN, IN COOK COUNTY, ILLINOIS, WHICH SURVEY IS ATTACHED AS EXHIBIT "A" TO THE DECLARATION OF CONDOMINIUM RECORDED AS DOCUMENT NUMBER 0431044037, AND AS AMENDED, TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS, ALL IN COOK COUNTY, ILLINOIS.

PARCEL 2: THE EXCLUSIVE RIGHT TO THE USE OF P-1 THROUGH P-10, LIMITED COMMON ELEMENTS, AS DELINEATED ON THE SURVEY TO ATTACHED THE DECLARATION AFORESAID RECORDED AS DOCUMENTS NUMBER 0431044037.

NOW THEREFORE, the Declarant and Developer, pursuant to the rights conferred on them in the Declaration, and for the purposes set forth herein, DECLARE AS FOLLOWS:

1. Exhibit D of the Declaration, illustrating the Limited Common Element Parking designations for the Units, is and shall hereby be amended as follows:

EXHIBIT D

SCHEDULE OF PARKING SPACES THE HOMAN CONDOMINIUMS

Unit	LCE Parking Space
3404-1	P-2
3404-2	P-10
3404-3	None
3408-1	P-8
3408-2	P-4
3408-3	None
3410-1	None
3410-2	None
3410-3	None
3412-1	None
3412-2	P-1
3412-3	P-7
420-1	None
420-2	P-9

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420-3	P-6
422-1	P-5
422-2	P-3
422-3	None

IN WITNESS WHEREOF, Homan Condos, Inc., an Illinois Corporation has caused its President to affix his signature hereunto and caused its name to be signed this 31st day of October, 2005.

Homan Condos, Inc.,
an Illinois Corporation

By: Wafeek Aiyash
President

STATE OF ILLINOIS)
)
COUNTY OF COOK) SS:

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Wafeek Aiyash, President, of Homan Condos, Inc., an Illinois Corporation, who is personally known to me to be the person whose name is subscribed to the foregoing instrument as such, appeared before me this day in person and acknowledged that he signed and delivered the said Amendment as his 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 31st day of October, A.D., 2005.

SEAL

Jeffrey A. Angres
Notary Public

