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AMENDMENT TO
DECLARATION OF
CONDOMINIUM
OWNERSHIP FOR
THE PEARSON
CONDOMINIUM
(101 - 1402)
(PARKING SPACE
EXCHANGE)



Doc#: 0603710114 Fee: \$36.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 02/08/2006 03:14 PM Pg: 1 of 7

This Amendment to the Declaration of Condominium Ownership and of By-Laws, Easements, Restrictions and Covenants for The Pearson Condominium Association:

WITNESSETH:

WHEREAS, the real estate described on Exhibit A hereto and commonly known as 250 E. Pearson Street, Chicago, Illinois, was submitted to the Condominium Property Act of the State of Illinois pursuant to a "Declaration of Condominium Ownership and of By-Laws, Easements, Restrictions and Covenants for The Pearson Condominium Association recorded in the office of the Recorder of Deeds of Cook County, Illinois on June 27, 2003 as Document Number 0317834093 (the "Declaration");

WHEREAS, Christopher Smialek (the "Unit 101 Owner") is the record owner of Unit 101 in the Pearson Condominium Association (the "Association").

WHEREAS, Parking Space P-53 has heretofore been assigned to Unit 101.

WHEREAS, Parking Space P-53 is a Limited Common Element appurtenant to Unit 101.

WHEREAS, DMS Properties, Inc. (the "Unit 1402 Owner") is the record owner of Unit 1402 in the Association.

THIS INSTRUMENT WAS PREPARED BY AND
AFTER RECORDING RETURN TO:

DAVID SUGAR
ARNSTEIN & LEHR LLP.
120 S. RIVERSIDE PLAZA, SUITE 1200
CHICAGO, ILLINOIS 60606
RECORDER'S BOX 378

COMMON ADDRESS

250 E. Pearson, Chicago, Illinois
Units 101 and 1402

PIN: 17-03-228-032-1001 (Unit 101)
17-03-228-032-1049 (Unit 1402)
17-03-228-026-0000



Box 378 RS

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WHEREAS, Parking Space P-130 has heretofore been assigned to Unit 1402 .

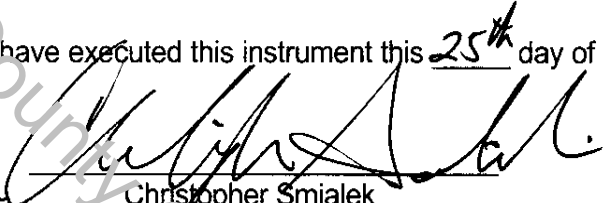
WHEREAS, Parking Space P-130 is a Limited Common Element appurtenant to Unit 1402.

WHEREAS, the Unit 101 Owner and the Unit 1402 Owner are desirous of (1) transferring Parking Space P-53 from Unit 101 to Unit 1402, and (2) transferring Parking Space P-130 from Unit 1402 to Unit 101.

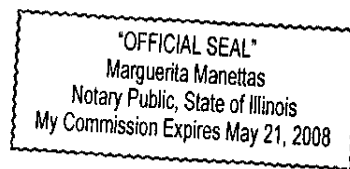
WHEREAS, Section 6 of Article IV of the Declaration and Section 26 of the Act provide that Parking Spaces and other limited common elements may be transferred between unit owners by an amendment to the Declaration executed by all unit owners who are parties to the transfer and containing a certificate showing that a copy of the amendment has been delivered to the board of managers, subject only to the prior written consent of the holder of any first mortgage on the Unit transferring the Parking Space.

NOW, THEREFORE, (A) the Unit 101 Owner, as the owner of Unit 101, hereby (1) assigns and transfers Parking Space P-53 to Unit 1402, (2) amends the Declaration to reflect the assignment and transfer of Parking Space P-53 to Unit 1402, and (3) agrees that the Percentage Ownership Interests assigned to Units 101 and 1402, respectively, shall not be modified as a result of the foregoing transfer of Parking Space P-53, and (B) the Unit 1402 Owner, as the owner of Unit 1402, hereby (1) assigns and transfers Parking Space P-130 to Unit 101, (2) amends the Declaration to reflect the assignment and transfer of Parking Space P-130 to Unit 101, and (3) agrees that the Percentage Ownership Interests assigned to Units 101 and 1402, respectively, shall not be modified as a result of the foregoing transfer of Parking Space P-130.

IN WITNESS WHEREOF the undersigned have executed this instrument this 25th day of January, 2006.



Christopher Smialek
("Unit 101 Owner")



DMS PROPERTIES, INC.

By: _____
Its President

Attest: _____
Its Secretary

("Unit 1402 Owner")

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WHEREAS, Parking Space P-130 has heretofore been assigned to Unit 1402 .

WHEREAS, Parking Space P-130 is a Limited Common Element appurtenant to Unit 1402.

WHEREAS, the Unit 101 Owner and the Unit 1402 Owner are desirous of (1) transferring Parking Space P-53 from Unit 101 to Unit 1402, and (2) transferring Parking Space P-130 from Unit 1402 to Unit 101.

WHEREAS, Section 6 of Article IV of the Declaration and Section 26 of the Act provide that Parking Spaces and other limited common elements may be transferred between unit owners by an amendment to the Declaration executed by all unit owners who are parties to the transfer and containing a certificate showing that a copy of the amendment has been delivered to the board of managers, subject only to the prior written consent of the holder of any first mortgage on the Unit transferring the Parking Space.

NOW, THEREFORE, (A) the Unit 101 Owner, as the owner of Unit 101, hereby (1) assigns and transfers Parking Space P-53 to Unit 1402, (2) amends the Declaration to reflect the assignment and transfer of Parking Space P-53 to Unit 1402, and (3) agrees that the Percentage Ownership Interests assigned to Units 101 and 1402, respectively, shall not be modified as a result of the foregoing transfer of Parking Space P-53, and (B) the Unit 1402 Owner, as the owner of Unit 1402, hereby (1) assigns and transfers Parking Space P-130 to Unit 101, (2) amends the Declaration to reflect the assignment and transfer of Parking Space P-130 to Unit 101, and (3) agrees that the Percentage Ownership Interests assigned to Units 101 and 1402, respectively, shall not be modified as a result of the foregoing transfer of Parking Space P-130.

IN WITNESS WHEREOF the undersigned have executed this instrument this 1st day of February, 2006.

Christopher Smialek

("Unit 101 Owner")

DMS PROPERTIES, INC.

By: [Signature]
Its President

Attest: [Signature]
Its Secretary

("Unit 1402 Owner")

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STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, _____, a Notary Public in and for said County and State, do hereby certify that Christopher Smialek appeared before me this day in person and acknowledged that he signed and delivered the above and foregoing Amendment to Declaration as his free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this _____ day of _____, 2006.

Notary Public

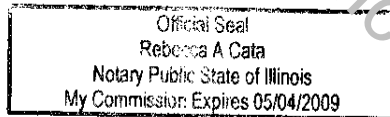
STATE OF _____)
) SS.
COUNTY OF _____)

I, _____, a Notary Public in and for said County and State, do hereby certify that JAY DAVIS and JOEL DAVIS, the President and Secretary, respectively, of DMS Properties, Inc., an Illinois corporation, as such President and Secretary, appeared before me this day in person and acknowledged that they signed and delivered the foregoing Amendment to Declaration 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 1st day of Feb, 2006.

Rebecca A. Cata

Notary Public



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EXHIBIT A

LOTS 4, 6, 7, 8 IN THE RESIDENCES ON LAKE SHORE PARK SUBDIVISION, BEING A SUBDIVISION OF PART OF LOTS 91 TO 98 IN LAKE SHORE DRIVE ADDITION TO CHICAGO, A SUBDIVISION OF PART OF BLOCKS 14 AND 20 IN CANAL TRUSTEES' SUBDIVISION OF THE SOUTH FRACTIONAL QUARTER OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN; WHICH SURVEY IS ATTACHED AS AN EXHIBIT TO THE DECLARATION OF CONDOMINIUM RECORDED AS DOCUMENT NUMBER 0317834093 TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN COMMON ELEMENTS, ALL IN COOK COUNTY, ILLINOIS.

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CERTIFICATE

Christopher Smialek hereby certifies that he delivered a copy of the above and foregoing Amendment to the Board of Directors of The Pearson Condominium Association at 250 E. Pearson, Chicago, Illinois.

Dated: January 25th, 2006.


Christopher Smialek

Property of Cook County Clerk's Office