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This Instrument was prepared by,
and after recording
should be returned to:

Doc#: 0633517011 Fee: \$78.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 12/01/2006 10:50 AM Pg: 1 of 10

David G. Spak, Esq.
One Northfield Plaza, Suite 470
Northfield, Illinois 60093

Property Address:
2231 West Maypole
Chicago, Illinois 60612

Property Identification Number:
17-07-321-045

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P	NE	P
T		V
I	12-1-06	

4373824 MJ

SECOND AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP AND BY-LAWS, EASEMENTS, RESTRICTIONS AND COVENANTS FOR WESTHAVEN PARK HOMES CONDOMINIUM ASSOCIATION

THIS SECOND AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP AND BY-LAWS, EASEMENTS, RESTRICTIONS AND COVENANTS FOR WESTHAVEN PARK HOMES CONDOMINIUM ASSOCIATION recorded with the Recorder of Deeds of Cook County, Illinois on September 26, 2006 as Document Number 0626931025 (as amended from time to time, the "Declaration") is executed by WHP Homes, LLC (hereinafter referred to as "Declarant"), an Illinois limited liability company.

WITNESSETH:

WHEREAS, the Leasehold Estate (as defined in the Declaration) of the real estate described in Exhibit A to the Declaration, which by this reference is made a part hereof, located in the County of Cook and the State of Illinois (the "Submitted Parcel") has been submitted to the Condominium Property Act of the State of Illinois, as amended (the "Act") pursuant to the Declaration; and

WHEREAS, pursuant to the Act and Article 17 of the Declaration, Declarant reserved the right from time to time to annex and add to the Submitted Parcel and thereby add to the plan of condominium ownership created by the Declaration; and

WHEREAS, Declarant, pursuant to Article 17 of the Declaration, desires to annex and add to the Property (as defined in the Declaration) and to the plan of condominium ownership and submit to the Act the Leasehold Estate of the real estate legally described in Exhibit A, attached hereto and by this reference made a part hereof (the "Additional Parcel"), the street address and Permanent Real Estate Number of which being as set forth hereinabove; and

WHEREAS, the Additional Parcel is a portion of the Future Development Parcels (as defined in the Declaration), as described in Exhibit E thereto; and

WHEREAS, the Additional Parcel is now improved with nine (9) Units (as defined in the Declaration); and

WHEREAS, Declarant desires to amend the Declaration as it relates to the Plat (as defined in the Declaration) attached to the Declaration as Exhibit B and to the percentage of ownership interest in the Common Elements (as defined in the Declaration) for Units, as set forth in Exhibit C to the Declaration.

NOW, THEREFORE, Declarant, as Tenant of the Leasehold Estate to the Additional Parcel, for the purposes set forth above, hereby declares that the Declaration is amended as follows:

RECORDING FEE 78-
DATE 12-1-06 COPIES 6X
OK BY AS

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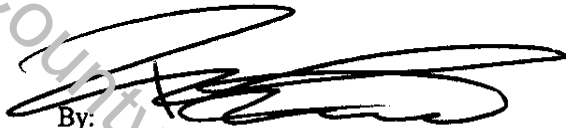
1. The Additional Parcel is hereby annexed to the Submitted Parcel and, together with all improvements and structures now or hereafter erected, constructed or contained thereon or therein, is submitted to the Act.
2. The Plat attached to the Declaration as Exhibit B is hereby amended by adding thereto the Plat of the Additional Parcel attached to this Amendment as Exhibit B and by this reference made a part hereof.
3. Exhibit C to the Declaration, Percentage Ownership in Common Elements, is hereby deleted and replaced by the amended Exhibit C, attached hereto and made a part hereof and a part of the Declaration by this reference.
4. All Unit Owners and mortgagees, by Declarant as their attorney in fact, hereby consent to this Amendment pursuant to the powers granted to Declarant in Article 17 of the Declaration, including, without limitation, Section 17.05 of the Declaration.
5. Except as expressly set forth in this Amendment, the Declaration is hereby ratified and confirmed and shall remain in full force and effect without modification, change or amendment. If there is any inconsistency between this Amendment and the Declaration, the terms and conditions of this Amendment shall control.

IN WITNESS WHEREOF, Declarant has executed this Amendment as of November 21, 2006.

DECLARANT:

WHP HOMES, LLC, an Illinois limited liability company

By: BMH-I, LLC, an Illinois limited liability company, its Managing Member




By: _____
Its: Authorized Agent

STATE OF ILLINOIS)
)SS
COUNTY OF COOK)

The undersigned, a Notary Public in and for the County and State aforesaid, do hereby certify that _____, the Authorized Agent of BMH-I, LLC, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Authorized Agent, appeared before me this day in person and acknowledged that he signed and delivered the said instrument as his own free and voluntary act, as the free and voluntary act of said company, as the free and voluntary act of WHP Homes, LLC, of which BMH-I, LLC is a managing member, for the uses and purposes therein set forth.

GIVEN, under my hand and Notarial Seal as of the 21st day of November, 2006.



Notary Public

My Commission Expires: _____

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JOINDER OF GROUND LESSOR

The Chicago Housing Authority, an Illinois municipal corporation, which is the Landlord and Ground Lessor under the Ground Lease referred to in the Declaration, hereby joins in the Second Amendment to which this Joinder is attached for the sole purpose of satisfying the requirements of Section 3 of the Illinois Condominium Property Act (the "Act"). By its execution of this Joinder, the Chicago Housing Authority is not assuming, and hereby expressly disavows, any of the obligations or liabilities of Declarant under the Declaration and the First Amendment or any obligations or liabilities of a "developer" under the Act. *and Second Amendment*

IN WITNESS WHEREOF, the Chicago Housing Authority has caused this Joinder of Ground Lessor to be signed by its duly authorized officer on its behalf; all done at Chicago, Illinois, as of the 22 day of November, 2006

CHICAGO HOUSING AUTHORITY, an Illinois municipal corporation

By: *Sharon Gist Gilliam*
Printed Name: Sharon Gist Gilliam
Is: Chief Executive Officer

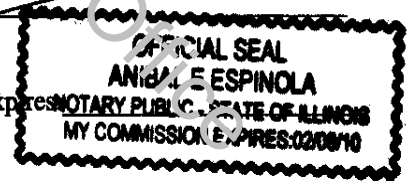
STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, Anibal Espinola, a Notary Public in and for said County and State, do hereby certify that Sharon Gist Gilliam, the CEO of Chicago Housing Authority, an Illinois municipal corporation, as such _____ 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 municipal corporation, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal as of the 22nd day of November, 2006

Notary Public

My Commission Expires



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STATE OF ILLINOIS)
)SS
COUNTY OF COOK)

CONSENT OF MORTGAGEE

Citibank, F.S.B., holder of a certain Mortgage, Security Agreement and Fixture Filing (the "Mortgage") on the Property dated December 1, 2005 and recorded December 15, 2005 as Document Number 0534945068 hereby consents to the execution, delivery and recording of the Second Amendment to Declaration of Condominium Ownership and By-laws, Easements, Restrictions and Covenants for Westhaven Park Homes Condominium Association (the "First Amendment") and agrees that the lien of the Mortgage is subordinate to the Declaration, as amended by the First Amendment, and is subordinate to the provisions of the Illinois Condominium Property Act.

IN WITNESS WHEREOF, Citibank, F.S.B., has caused this Consent of Mortgagee to be signed by its duly authorized officer on its behalf; all done at Chicago, Illinois, as of the 21st day of November, 2006.

CITIBANK, F.S.B.

By: Sonya Phear
Its: Vice President

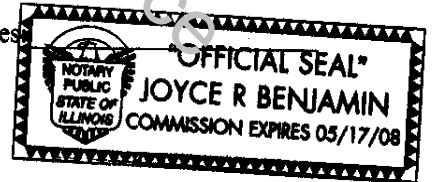
STATE OF ILLINOIS)
)SS
COUNTY OF COOK)

I, JOYCE R. BENJAMIN, a Notary Public in and for said County and State, do hereby certify that SONYA PHEAR, the VICE PRESIDENT of Citibank, F.S.B., a national banking association, as such VICE PRESIDENT 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 association, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal as of the 21ST day of NOV, 2006

Joyce R. Benjamin
Notary Public

My Commission Expires



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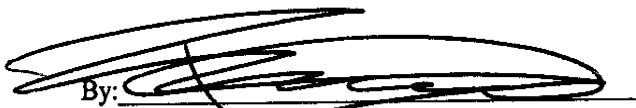
CERTIFICATE OF DECLARANT

WHP Homes, LLC, an Illinois limited liability company, hereby certifies that, prior to the execution by it or its agent of any agreement for the sale of a Unit, it has given a copy of the Notice of Intent required by the Act to all persons who were tenants of the Property on the date the Notice of Intent was given.

Dated: November 21, 2006

WHP HOMES, LLC, an Illinois limited liability company

By: BMH-I, LLC, an Illinois limited liability company, its Managing Member

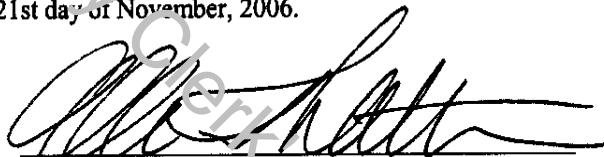
By: 
Its: Authorized Agent

STATE OF ILLINOIS)
)SS
COUNTY OF COOK)

The undersigned, a Notary Public in and for the County and State aforesaid, do hereby certify that _____, the Authorized Agent of BMH-I, LLC, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Authorized Agent, appeared before me this day in person and acknowledged that he signed and delivered the said instrument as his own free and voluntary act, as the free and voluntary act of said company, as the free and voluntary act of WHP Homes, LLC, of which BMH-I, LLC is a managing member, for the uses and purposes therein set forth.

GIVEN, under my hand and Notarial Seal as of the 21st day of November, 2006.




Notary Public

My Commission Expires: _____

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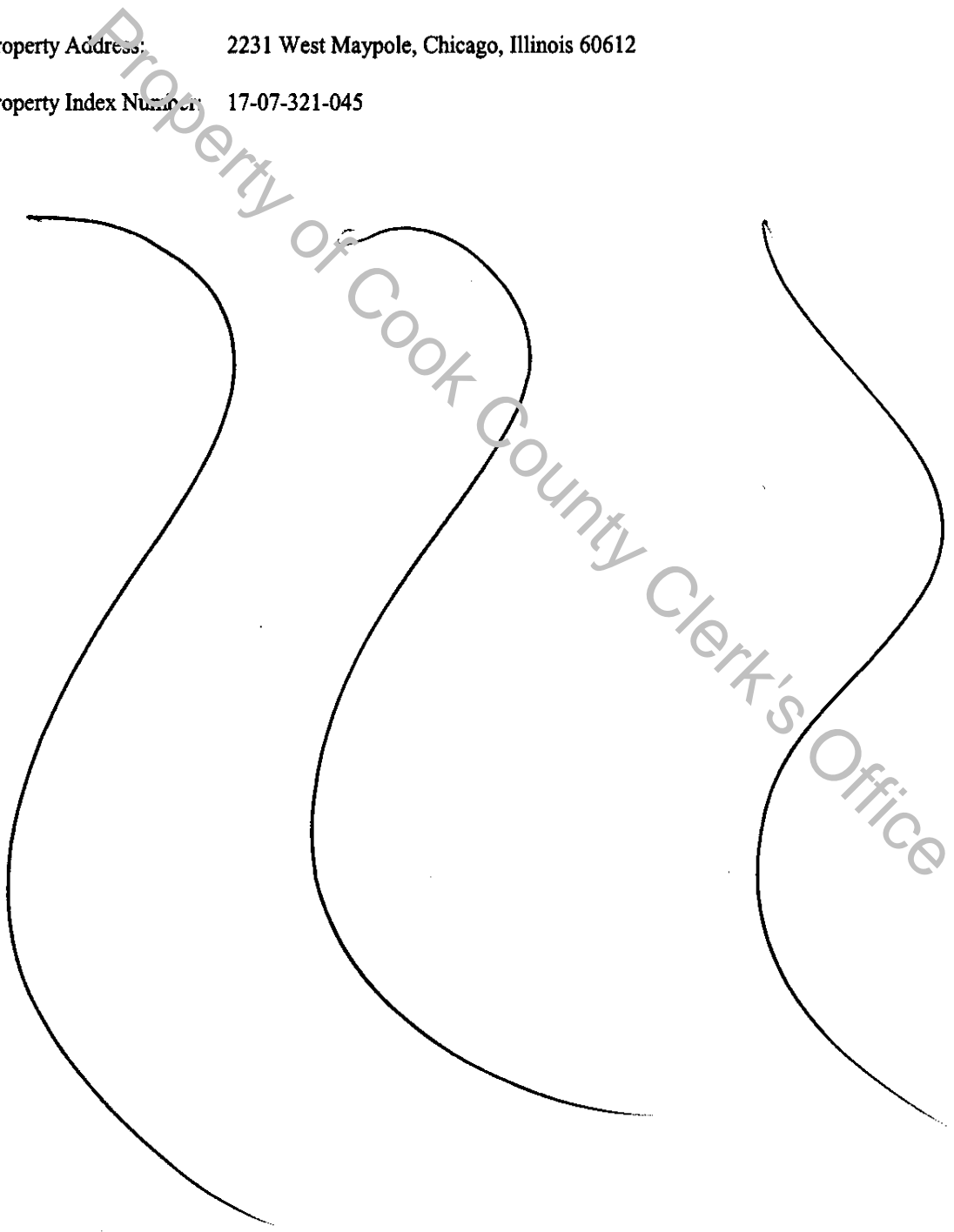
**EXHIBIT A
TO
SECOND AMENDMENT TO
DECLARATION OF CONDOMINIUM OWNERSHIP AND BY-LAWS,
EASEMENTS, RESTRICTIONS AND COVENANTS FOR
WESTHAVEN PARK HOMES CONDOMINIUM ASSOCIATION**

Legal Description of the Additional Parcel

See Attached One (1) Page

Property Address: 2231 West Maypole, Chicago, Illinois 60612

Property Index Number: 17-07-321-045



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THE EAST 1/2 OF LOT 10 IN BELL RESUBDIVISION, BEING A RESUBDIVISION AND CONSOLIDATION OF PART OF CAMPBELL'S SUBDIVISION OF BLOCK 55 AND WILSON AND BATES' SUBDIVISION IN CAMPBELL'S SUBDIVISION OF BLOCK 55, INCLUDING THE EAST-WEST VACATED ALLEY AND VACATED WEST MAYPOLE AVENUE IN SAID BLOCK 55, IN CANAL TRUSTEES' SUBDIVISION OF SECTION 7, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID BELL RESUBDIVISION RECORDED NOVEMBER 7, 2002 AS DOCUMENT NO. 0021230667.

PARCEL 3: EASEMENTS FOR THE BENEFIT OF LOT 10 OF PARCEL 1 FOR PARKING AND INGRESS AND EGRESS THERETO, AS CREATED, LIMITED AND DEFINED IN THE EASEMENT AGREEMENT DATED DECEMBER 1, 2005 AND RECORDED DECEMBER 15, 2005 AS DOCUMENT NO. 0534945066 BY AND BETWEEN WEST MAYPOLE, L.P., AN ILLINOIS LIMITED PARTNERSHIP, AND WHP HOMES, LLC, AN ILLINOIS LIMITED LIABILITY COMPANY, OVER AND ACROSS THE FOLLOWING DESCRIBED PREMISES, TO WIT:

THE NORTH 18.00 FEET OF THE SOUTH 27.26 FEET OF THE EAST 17.50 FEET OF THE WEST 18.00 FEET OF LOT 11 IN BELL RESUBDIVISION AFORESAID (BENEFITTING LOT 10);

County Clerk's Office

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**EXHIBIT B
TO
SECOND AMENDMENT TO
DECLARATION OF CONDOMINIUM OWNERSHIP AND BY-LAWS,
EASEMENTS, RESTRICTIONS AND COVENANTS FOR
WESTHAVEN PARK HOMES CONDOMINIUM ASSOCIATION**

Plat of Survey of Units and Condominium Property
for Additional Parcel

See Attached One (1) Page

Property of Cook County Clerk's Office

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**EXHIBIT C
TO
SECOND AMENDMENT TO
DECLARATION OF CONDOMINIUM OWNERSHIP AND BY-LAWS,
EASEMENTS, RESTRICTIONS AND COVENANTS FOR
WESTHAVEN PARK HOMES CONDOMINIUM ASSOCIATION**

Percentage Ownership in Common Elements

DECLARANT RESERVES THE RIGHT TO CREATE ADDITIONAL UNITS OTHER THAN THOSE SET FORTH BELOW AND SUBJECT THEM TO THE ACT AND THE DECLARATION PURSUANT TO THE ADD-ON PROVISIONS OF THE ACT AND THE DECLARATION. DECLARANT EXPRESSLY RESERVES THE RIGHT TO ESTABLISH, RE-ESTABLISH AND ADJUST THE PERCENTAGE INTERESTS IN COMMON ELEMENTS IN ACCORDANCE WITH THE PROVISIONS OF THE ACT, THE DECLARATION AND, WITH RESPECT TO ADD-ON AMENDMENTS, ARTICLE 17 THEREOF.

1752 Maypole - 101	3.7895%	120 Leavitt - 101	4.4705%	2231 Maypole - 101	4.4705%
1752 Maypole - 102	3.0136%	120 Leavitt - 102	2.7760%	2231 Maypole - 102	2.7760%
1752 Maypole - 201	3.7420%	120 Leavitt - 103	2.7760%	2231 Maypole - 103	2.7760%
1752 Maypole - 202	4.6922%	120 Leavitt - 201	4.3754%	2231 Maypole - 201	4.3754%
1752 Maypole - 203	3.6470%	120 Leavitt - 202	3.9004%	2231 Maypole - 202	3.9004%
1752 Maypole - 301	3.7737%	120 Leavitt - 203	3.8370%	2231 Maypole - 203	3.9004%
1752 Maypole - 302	4.7238%	120 Leavitt - 301	4.4071%	2231 Maypole - 301	4.4071%
1752 Maypole - 303	3.7420%	120 Leavitt - 302	3.9320%	2231 Maypole - 302	3.9320%
		120 Leavitt - 303	3.9320%	2231 Maypole - 303	3.9320%
					100.0000%

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EXHIBIT

ATTACHED TO

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Doc#: 0633517011 Fee: \$78.00
 Eugene "Gene" Moore RHSP Fee: \$10.00
 Cook County Recorder of Deeds
 Date: 12/01/2006 10:00 AM Pg: 1 of 10



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12-1-06

SEE PLAT INDEX