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Doc#: 0821834076 Fee: \$48.00  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 08/05/2008 11:32 AM Pg: 1 of 7

STEWART TITLE OF ILLINOIS  
2 N. LaSalle Street  
Suite 825  
Chicago, IL 60602  
312-849-3043

**AMENDMENT  
TO THE DECLARATION  
OF CONDOMINIUM  
OWNERSHIP AND OF  
EASEMENTS, RESTRICTIONS,  
COVENANTS AND BY-LAWS  
FOR 401 EAST ONTARIO,  
A CONDOMINIUM, FOR  
PARKING SPACE P4-194**

STC 567457 1/1  
Prepared By and Return To:

SENDER ASSOCIATES, CHTD.  
15601 S. CICERO, SUITE 101  
OAK FOREST, IL 60452

This Amendment to the Declaration of Condominium Ownership and of Easements, Restrictions Covenants and By-Laws for 401 East Ontario, A Condominium ("Declaration") is made July 1, 2008, by the 401 East Ontario Condominium Association ("Association") and Michelle Mathiesen ("Mathiesen") and Steve Fialko ("Fialko").

**WITNESSETH:**

Mathiesen is the fee simple owner of Unit 403 to which Limited Common Element Parking Space P4-194 ("P4-194") is assigned. Fialko is the condominium owner of Unit 4501 in the Association. The Association was created by the Declaration, which was recorded in the Office of the Recorder of Deeds of Cook County, Illinois, as Document No 99210979 and amended from time to time, which property is legally described as follows:

See Attached Exhibit "A"  
P.I.N.#'s: 17-10-208-001, 17-10-208-002, 17-10-208-003

Mathiesen and Fialko approve, pursuant to Section 26 of the Illinois Condominium Property Act ("Act"), 765 ILCS 605/26, the reallocation of the Limited Common Element P4-194 from Unit 403 to Unit 4501.

Pursuant to Section 26 of the Act, notice of this Amendment has been delivered to the Board of Directors of the Association. The Certification is attached hereto as Exhibit "B".

NOW, THEREFORE, Mathiesen and Fialko declare that the Declaration be and hereby is amended as follows:

RECORDING FEE \$ 48  
LATE 8-5-08 COPIES 6  
OK CJ

796

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## EXHIBIT "A"

### LEGAL DESCRIPTION

PARTS OF LOTS 19 AND 20 (EXCEPTING THEREFROM THE WESTERLY 4 FEET THEREOF) IN THE CIRCUIT COURT PARTITION OF THE OGDEN ESTATE SUBDIVISION OF PARTS OF BLOCKS 20, 31, AND 32, IN KINZIE'S ADDITION TO CHICAGO, IN THE NORTHEAST FRACTIONAL  $\frac{1}{4}$  OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN.

Commonly known as: 401 East Ontario Street, Chicago, Illinois 60611

Permanent Real Estate Numbers: 17-10-208-001, 17-10-208-002, 17-10-208-003

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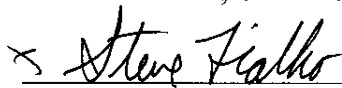
1. Limited Common Element P4-194, currently assigned to Unit 403, is hereby reassigned to Unit 4501.
2. The percentage of ownership for Unit 403 and Unit 4501 shall not be reallocated.
3. Except as expressly set forth herein, the Declaration shall remain in full force and effect in accordance with its terms.

IN WITNESS WHEREOF, Mathiesen and Fialko have executed by this Amendment on the date first above written.

UNIT OWNER, UNIT 403

  
Michelle Mathiesen

UNIT OWNER, UNIT 4501

  
Steve Fialko

Property of Cook County Clerk's Office



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STATE OF ILLINOIS )  
 ) SS  
COUNTY OF COOK )

I, Scott Sender, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Michelle Mathiesen, owner of Unit 403, whose name is subscribed to the foregoing instrument, which Unit is located in the 401 East Ontario Condominium Association, appeared before me this day in person and acknowledged that she signed and delivered the said Amendment to the Declaration of Condominium Ownership, Easements, Restrictions, Covenants and By-Laws for 401 East Ontario, a Condominium, as her own free and voluntary act for the uses and purposes therein set forth.

Given under my hand and notarial seal this 1 day of July, 2008.



NOTARY PUBLIC

STATE OF ILLINOIS )  
 ) SS  
COUNTY OF COOK )

I, Kathleen Counter, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Steve Fialko, owner of Unit 4501, whose name is subscribed to the foregoing instrument, which Unit is located in the 401 East Ontario Condominium Association, appeared before me this day in person and acknowledged that he signed and delivered the said Amendment to the Declaration of Condominium Ownership, Easements, Restrictions, Covenants and By-Laws for 401 East Ontario, a Condominium, as his own free and voluntary act for the uses and purposes therein set forth.

Given under my hand and notarial seal this 1 day of July, 2008.



Kathleen Counter  
NOTARY PUBLIC

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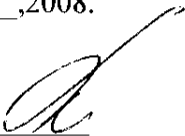
## EXHIBIT "B"

### CERTIFICATION

I, Michelle Mathiesen, hereby certify that on the 1<sup>st</sup> day of July, 2008, pursuant to Section 26 of the Illinois Condominium Property Act, 605 ILCS 765/26, I delivered a copy of this Amendment to the Declaration of Condominium Ownership, Easements, Restrictions, Covenants and By-Laws for 401 East Ontario, A Condominium to Sudler Property Management Agent for the 401 East Ontario Condominium Association.

*Michelle Mathiesen*  
Michelle Mathiesen

Sworn and subscribed before me  
this 1<sup>st</sup> day of July, 2008.



\_\_\_\_\_  
Notary Public



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## WRITTEN CONSENT

I, Michelle Mathiesen, represent that any mortgages encumbering Parking Space 4-194 at 401 East Ontario have been retired and paid in full, and there are now no mortgages encumbering said parking space. I consent to the transfer of the right to use said parking space to Steve Fialko.

Dated: 1 July 2008

Michelle Mathiesen  
Michelle Mathiesen

Property of Cook County Clerk's Office