STEWART TITLE OF RELIES S 2 M. LaSalle Street Suite 825 Chicago, it. 60602

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

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

STC 567457 1/2 Prepared By and Return To:

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

WITNESSUTH:

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 59210979 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 Condominion 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:

CORDING FEE \$ 18-

79G

0821834076 Page: 2 of 7

UNOFFICIAL COPY

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 ¼ OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN.

Commonly known as. 40! East Ontario Street, Chicago, Illinois 60611

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

Return To:

0821834076 Page: 3 of 7

UNOFFICIAL COPY

- Limited Common Element P4-194, currently assigned to Unit 403, is hereby 1. 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.

instable

Control

Site

Control

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

Micholo modniese

Return To:

0821834076 Page: 4 of 7

UNOFFICIAL COPY
STATE OF ILLINOIS)) SS
COUNTY OF COOK)
I,
STATE OF ILLINOIS)
COUNTY OF COOK) SS

I, Lathleen Country, 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 Fast Ontario Condominium Association, appeared before me this day in person and acknowledger 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 fire and voluntary act for the uses and purposes therein set forth.

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

**Control of The Country Public Notary Public No

OFFICIAL SEAL KATHLEEN COUNTER NOTARY PUBLIC - STATE OF ILLINOIS

Return To:

0821834076 Page: 5 of 7

UNOFFICIAL COPY

EXHIBIT "B"

CERTIFICATION

day of Tvy, 2008, pursuant to ILCS 765/26, I delivered a copy of this hip, Easements, Restrictions, Covenants deler Property Management Agent for the
mier Property Management Agent for the
oma Le 10 mathiese
Michelle Mathiesen
×
,

Return To:

0821834076 Page: 6 of 7

ASSEMBLY OF RIGHT TO USE PARKED SPACE

FOR GOOD AND VALUABLE CONSIDERATION, Michelle Mathiesen, a single woman ("Seller"), the owner of Unit 403 in 401 E. Ontario Condominium Association, being the owner of the right to use a limited common element in the 401 E. Ontario Condominium Association known as parking space no. P4-194 (the "Right to Use the Parking Space") hereby sells, assigns, transfers and sets over said Right to Use the Parking Space to Steve Fialko, the owner of Unit 4501 in 401 E. Ontario Condominium Association ("Buyer").

Seller hereby represents and warrants to Buyer that Seller is the absolute owner of the Right to Use the Parking Space, that the Right to Use the Parking Space is free and clear of all liens, charges and encumbrances, and that Seller has full right, power and authority to sell the Right to Use the Parking Space to Purchaser.

Seller agrees to execute any additional documents and perform such additional actions as may be requested by Purchaser to vest title to the Right to Use the Parking Space in Buyer, including but not limited to an amenument to the declaration of condominium of 401 E. Ontario Condominium Association.

ALL WARRANTIES OF QUALITY, FITNESS AND MERCHANTABILITY ARE HEREBY EXCLUDED.

IN WITNESS WHEREOF, Seller has signed and sealed this Assignment of Right to Use Parking
Space as of the / day of $\int \sqrt{14} + 2008$.
Michelle Mathiese
Michelle Mathiesen
STATE OF ILLINOIS)
) SS
COUNTY OF COOK)
DC HCo. Jan
I, KINHYEAUO, a Notary Public in and for said county and state, do hereby certify that
I, Robbits a Notary Public in and for said county and state, do hereby certify that on this day of 1/4, 2008, personally appeared before me Michelle Mathiesen,
and acknowledged that she signed the foregoing instrument as her free and voluntary act, for the
uses and purposes therein set forth.
Notary Public
My commission expires:

OFFICIAL SEAL SCOTT SENDER NOTARY PUBLIC - STATE OF ILLINOIS MY COMMISSION EXPIRES:04/15/12 Return To:

0821834076 Page: 7 of 7

UNOFFICIAL COPY

WRITTEN CONSENT

Jiche.

nario have arking space.

Dated:

/ Tota 200.

Dated:

ORONA

OR 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

michelle mosthuse