



Doc#: 1131810048 Fee: \$82.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 11/14/2011 12:33 PM Pg: 1 of 8

This instrument was prepared by
and mail to:

John E. Lovestrand, Esq.
JOHN E. LOVETRAN, PC
30 Green Bay Road
Winnetka, Illinois 60093

CTIC # 1401 SA 474 2146

**FIRST AMENDMENT
TO
DECLARATION OF CONDOMINIUM OWNERSHIP
AND
BY-LAWS, EASEMENTS, RESTRICTIONS AND COVENANTS
FOR THE
DIVERSEY PARKWAY LOFTS CONDOMINIUMS**

SA 4742146 DB K

This **First Amendment** to the Declaration of Condominium Ownership and By-Laws, Easements, Restrictions and Covenants for the Diversey Parkway Lofts Condominiums is made this 6th day of October, 2011 by Diversey Parkway Lofts Condominium Association, an Illinois not-for-profit corporation (the "Association"):

WITNESSETH THAT:

WHEREAS, Diversey, LLC, as Declarant, recorded a Declaration of Condominium Ownership and By-Laws Easements, Restrictions and Covenants for the Diversey Parkway Lofts Condominiums in the Office of the Recorder of Deeds of Cook County, Illinois on **March 19, 2009** as Document Number **0907818057** (the "Declaration"); and

WHEREAS, pursuant to the Declaration, the Declarant held title to the following described real estate (the "Property"), which Property was, by and through the Declaration, submitted to the provisions of the Condominium Property Act:

Lots 2 and 3 (EXCEPT the West 3 feet of said Lot 3) in Subdivision of Lot 1 in Lembeke's Subdivision of Lot 5 in Block 45 in Sheffield's Addition to Chicago in the West 1/2 of the Southwest 1/4 of Section 29, Township 40 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

Common Address: **1437 West Diversey Parkway, Chicago, Illinois**

Prior, Undivided Permanent Index Number affected: **14-29-302-061-0000**

New, Divided Permanent Index Numbers affected: **14-29-302-373-1001 through 1005**

RECORDING FEE 82

DATE 11-14-11 COPIES 6

OK BY [Signature]

BOX 334 CT

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WHEREAS, Diversey LLC, as Developer, subsequently turned over control of the Association to the Unit Owners, as members of the Association;

WHEREAS, in accordance with the provisions of the Declaration, in conformance with the requirements of the Condominium Property Act, 765 ILCS 605/1 (the "Act"), the Association intends to amend the plat of survey referred to in the Declaration as Exhibit "A" and recorded simultaneously therewith as Document Number **0907818057** (the "Plat");

WHEREAS, the Association intends to **correct the limited common element parking space assignments**, by recording the **amended page 2** of the plat of survey attached hereto to as **Exhibit "1"** (the "Amended Plat") and made a part of this First Amendment to Declaration of Condominium Ownership and By-Laws Easements, Restrictions and Covenants for the Diversey Parkway Lofts Condominiums (the "First Amendment");

WHEREAS, the Plat originally attached as Exhibit "A" to the Declaration depicted the **five (5) parking spaces** as limited common elements assigned to particular condominium Units situated within the Condominium Building, which parking spaces were identified in the Plat as **G-1, G-2, G-3, G-4 and G-5**,

WHEREAS, the Amended Plat attached as **Exhibit "1"** to this First Amendment depicts the same **five (5) parking spaces** as limited common elements (which parking spaces are still identified in the Amended Plat as G-1, G-2, G-3, G-4 and G-5) but now **corrects the assignments** to conform to the manner in which those parking spaces were assigned in the deeds of conveyance (parcel 2 of the legal description) to condominium Unit Owners;

WHEREAS, the Amended Plat attached as **Exhibit "1"** to this First Amendment consists of the **replacement page 2**, which is intended to substitute and replace the page 2 included among the pages that comprised the original Plat of Survey attached as Exhibit "A" attached to the Declaration;

WHEREAS, except as stated in the foregoing recitals, the Amended Plat attached as **Exhibit 1**" to this First Amendment does not otherwise alter the Plat of Survey originally attached as Exhibit "A" to the Declaration;

WHEREAS, except as to the Amended Plat, as aforesaid, this First Amendment does not otherwise alter or modify the Declaration or the Plat;

WHEREAS, this First Amendment is not intended to and therefore does not modify the percentage ownership interests assigned to the Units as more fully set forth in Exhibit "B" to the Declaration, which percentage ownership interests shall remain in full force and effect, unmodified by this First Amendment.

NOW, THEREFORE, this First Amendment amends the Declaration as follows:

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1. The Recitals hereinabove set forth are incorporated herein by reference.

2. The page 2 of the Plat of Survey attached as Exhibit "A" to the Declaration is hereby superseded and replaced by the **page 2** of the Amended Plat attached as **Exhibit "1"** to this First Amendment.

3. This First Amendment to the Declaration is made pursuant to the applicable provisions of the Declaration and in conformance with the Act.

4. This First Amendment to the Declaration is executed on the following page by the Association by and through its President and Secretary, possessing requisite power and authority to execute this instrument in accordance with the provisions reserved unto the Association to amend the Declaration and/or any Exhibit(s) thereto.

[see signatures on the following page]

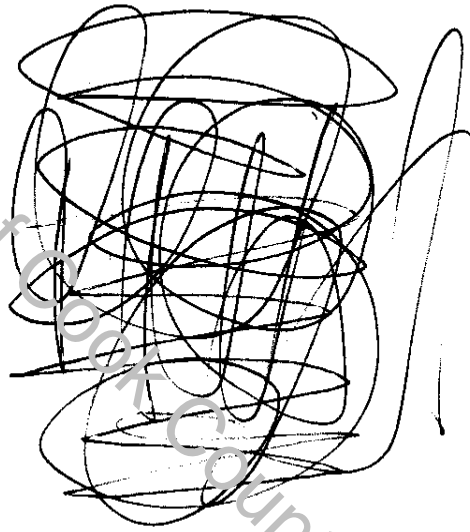
Property of Cook County Clerk's Office

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Exhibit "1"

Amended Plat

See **replacement page 2** from the Plat of Survey
attached as the last instrument to this First Amendment



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AMENDED

October 1, 2011

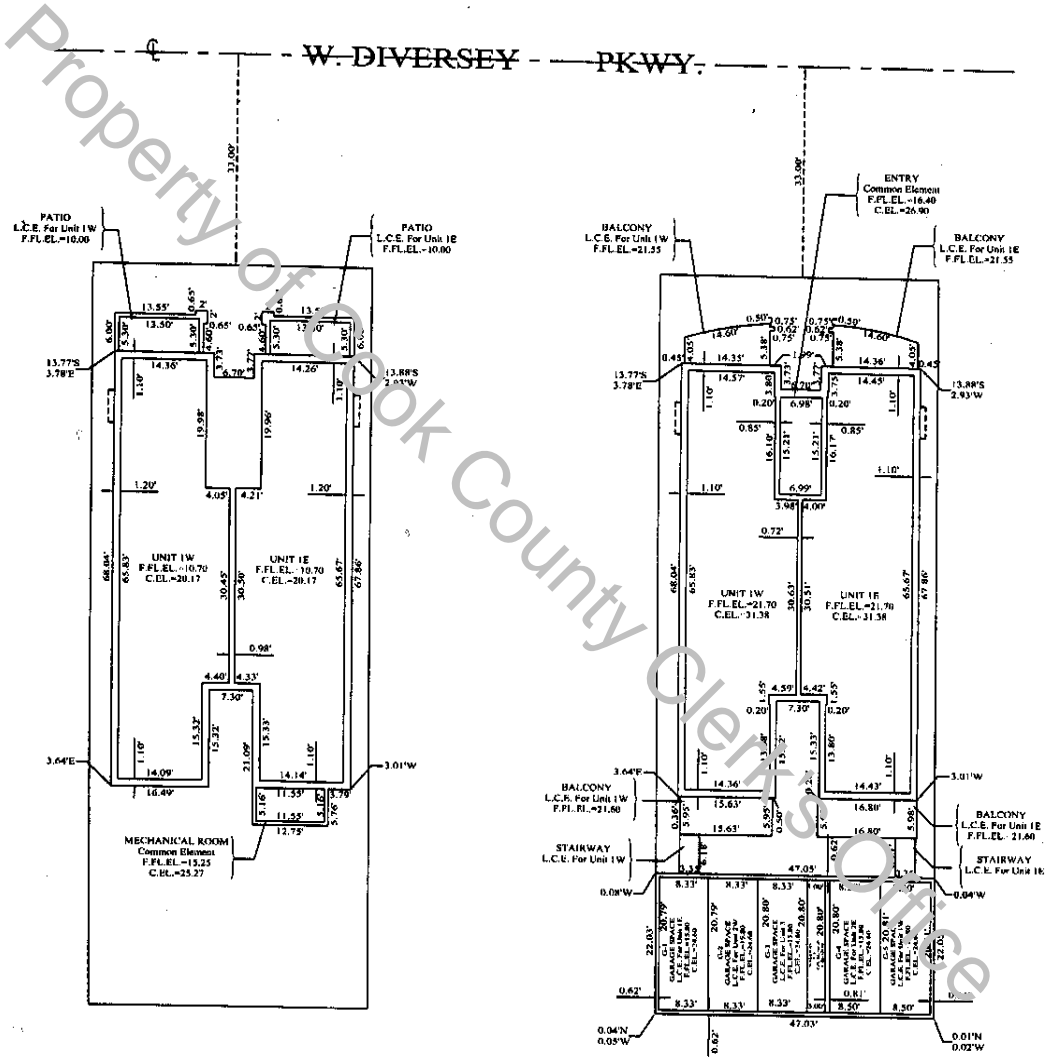
- ALL ELEVATIONS SHOWN HEREON ARE IN REFERENCE TO CITY OF CHICAGO DATUM BENCH MARK NUMBER 501 ELEVATION = 17.844 FEET. BENCH MARK IS LOCATED 10.8 FEET WEST OF THE EAST LINE OF NORTH GREENVIEW AVENUE AND 3.0 FEET NORTH OF THE NORTH LINE OF WEST FLETCHER STREET.
- DIMENSIONS ARE IN FEET AND DECIMAL PARTS THEREOF.
- HORIZONTAL AND VERTICAL PLANES FORMING BOUNDARIES OF UNIT COINCIDE WITH THE TOP OF FINISHED FLOOR, BOTTOM OF FINISHED CEILING AND INTERIOR FACE OF PERIMETER FINISHED WALLS.

BASEMENT

1437 W. Diversey Pkwy.

FIRST FLOOR

1437 W. Diversey Pkwy.



LEGEND:
 F.F.L. EL. - FINISH FLOOR ELEVATION
 C. EL. - CEILING ELEVATION
 L.C.E. - LIMITED COMMON ELEMENT

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7 Pgs
1 Ex
8

EXHIBIT

82

ATTACHED TO



DOCUMENT

SEE PLAT INDEX

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