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. LOVESTRAND, 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

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 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 Covening for the Diversey Parkway Lofts Condominiums in the Office of the Recorder of Deeds of Cock 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 ½ of the Southwest ¼ 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
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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

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 "i" (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 Lotts 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 Place 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 Exh. It "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 functioned Plat attached as **Exhibit 1**" to this First Amendment does not otherwise alter the P'a' 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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- The Recitals hereinabove set forth are incorporated herein by reference.
- 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.
- This First Amendment to the Declaration is made pursuant to the applicable 3. provisions of the Declaration and in conformance with the Act.
- endment to the De n and in conformance w.

 mendment to the Declaration is cough its President and Secretary, possitent in accordance with the provisions is anad/or any Exhibit(s) thereto.

 [see signatures on the following page] 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 Dec'aration and/or any Exhibit(s) thereto.

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IN WITNESS day of October	-	has executed this First Amendment as of the
		Diversey Parkway Lofts Condominium Association, an Illinois not-for-profit corporation By: X Name: John Novak
		Its: President
Attested to:		
By: X	<u></u>	
Name: Ryan For	raan	
Its: Secretary		
	Ox	
State of Illinois) SS.	
County of Cook) 04	
	' (
I, the undersig	gned, a notary public in inc	for said County, in the State aforesaid, DO
HEREBY CERTIFY	that the above named Preside	nt and Secretary of the Association, personally
known to me to be the	he same persons whose nam	es are subscribed to the foregoing instrument,
appeared before me th	his day in person and acknow	wledged that they signed and delivered the said
instrument, as their f	ree and voluntary act, and	on behalf of the Association and its free and
voluntary act, for the u	ises and purposes therein set f	Forth.

GIVEN under my hand and notarial sealthis day of octyper, 201].

Official Seat
Mary Potochnic
Notary Public State of Illinois
My Commission Expires 04/14/2013

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IN WITNESS WHEREOF, the Association has executed this First Amendment as of the day of October, 2011.

Diversey Parkway Lofts Condominium Association, an Illinois not-for-profit corporation

By: X

Name: John Novak Its: President

Attested to:

Bv: X

2

 V_i :

1 ...

Name: Ryph Forman Its: Secretary

State of Illinois

SS.

County of Cook

I, the undersigned, a notary public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that the above named President and Secretary of the Association, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered the said instrument, as their free and voluntary act, and on Jenuif of the Association and its free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal/this

day (f)O tober, 2011

Notary Public

Official Seal
Mary Potochnic
Notary Public State of Illinois
My Commission Expires 04/14/2013

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r,

, Siller

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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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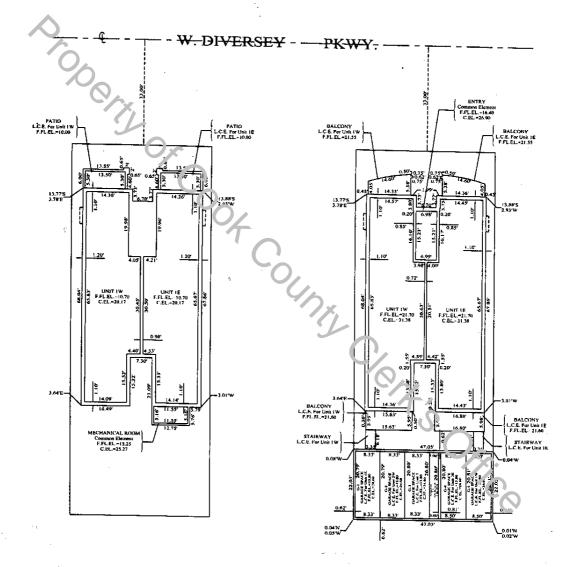
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AMENDED

- ALL ELEVATIONS SHOWN HEREON ARE IN REFERENCE TO CITY OF CHICAGO DATUM BENGI MARK NUMBER 30) ELEVATION + 17:R44 FEET. BENCII MARK IS LOCATED 10.4 FIET WEST UP THE EAST LINE OF MORTH GREENVIEW AVENUE AND 5.0 FEET NORTH OF THE MORTH LINE OF WEST FLUTCHER STRIBET.

- 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.



F.FL.EL. - FINISH FLOOR ELEVATION

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1P1S EXH BIT

ATTACHED TO

DOCUMENT

SEE PLAT INDEX