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This Instrument Prepared By
And Upon Recordation Return to:
Jeff Richman
Bancroft, Richman & Goldberg, LLC
33 W. Monroe, Suite 2000
Chicago, IL 60603



Doc#: 1332519102 Fee: \$48.00
RHSP Fee: \$9.00 RPRF Fee: \$1.00
Karen A. Yarbrough
Cook County Recorder of Deeds
Date: 11/21/2013 02:18 PM Pg: 1 of 6

Amendment To The Declaration Of Condominium Ownership Pursuant To The Condominium Property Act For The Pinnacle Condominium Association

WHEREAS, the Declaration of Condominium Pursuant to the Condominium Property Act for The Pinnacle Condominium Association ("Declaration") was recorded with the Cook County Recorder of Deeds on November 1, 2004, as Document No. 0430644109; and

WHEREAS, Section 4(e) of the Declaration provides that wine cellar spaces are limited common elements appurtenant to the Units to which they are made appurtenant by the deeds of conveyance of such Units by the Developer and further that the use and possession of the wine cellar space limited common elements may be transferred independent of a transfer of the Unit to which it is appurtenant, but only to a Unit Owner; and

WHEREAS, Section 4(h) of the Declaration provides that Limited Common Elements which may be transferred separate and apart from the Units to which they are appurtenant, such as wine cellar spaces, may be transferred between Unit Owners by an amendment to the Declaration executed by all Unit Owners who are parties to the transfer and consented to by the first mortgagee of the transferring Unit Owner; and

WHEREAS, Frank O. Petkovich and Kathryn E. Petkovich (together "Petkovich") are the Unit Owners of record of Unit No. 2103 and are the owners of wine cellar space No. 22A ("22A") appurtenant to Unit No. 2103; and

WHEREAS, following the conveyance of 22A to Petkovich, 22A was inadvertently conveyed to Michael F. Balogh and Joanne C. Balogh, as Trustees of the Balogh Holdings Trust (collectively "Balogh") and Unit Owner of Unit No. 3503, pursuant to the Amendment to the Declaration of Condominium Ownership Pursuant to the Illinois Condominium Property Act for The Pinnacle Condominium ("Amendment") recorded with the Cook County Recorder of Deeds on April 8, 2011, as Document No. 1109810051 attached hereto as Exhibit A; and

WHEREAS, Balogh desires to transfer all of its title and interest in 22A to Petkovich in order to clarify and rectify the inadvertent conveyance to Balogh; and

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LEGAL DESCRIPTION

Wine Cellar Space Limited Common Element Number 22A, a limited common element of Unit 2103 in The Pinnacle Condominium as delineated on a Flat of Survey of The Pinnacle Condominium, which Plat of Survey is of part of the following described parcel of real estate: THE EAST 120 FEET OF LOTS 9 AND 10 IN THE ASSESSORS DIVISION OF BLOCK 39 IN KINZIE'S ADDITION TO CHICAGO, IN SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Commonly known as: 21 East Huron Street, Unit No.2103, Chicago, Illinois

PIN No.: 17-10-107-016-1168 (Unit 3503)
17-10-107-016-~~1092~~(Unit 2103)

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THE PINNACLE CONDOMINIUM ASSOCIATION

ORAN F WHITING

PAM BLACKSTONE

JONATHAN JONAS

DREW ARENS

BEING ALL OF THE MEMBERS OF THE BOARD OF DIRECTORS

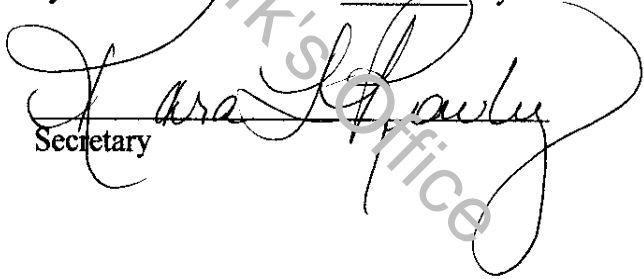
STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

AFFIDAVIT

I, KARA ROWLEY, do hereby certify that I am the duly qualified and acting Secretary of THE PINNACLE CONDOMINIUM ASSOCIATION, an Illinois not-for-profit corporation, and as such am the keeper of the records and files of the Association.

I do further certify that the above and foregoing Amendment to the Declaration has been approved by the parties to the transaction and the Board of Directors of the Association, and has been duly executed by them.

IN WITNESS WHEREOF, I hereunto affix my hand and seal on this 19th day of November, 2013.


Secretary

SUBSCRIBED and SWORN to before me this 19 day of November, 2013

By: Sandra A. Fiore
Notary Public



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WHEREAS, the first mortgagee(s) of the transferring Unit Owners as well as the Board of Directors have consented to the above described transfer; and

WHEREAS for and in consideration of the sum of Ten and 00/100's Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by the parties hereto.

NOW, THEREFORE, pursuant to Section 4(e) of the Declaration, the following be and is hereby deemed and considered as an amendment to the Declaration:

That all title and interest in wine cellar space No. 22A, a Limited Common Element, is hereby transferred from Balogh as Unit Owner of Unit No. 3503 to Frank O. Petkovich and Kathryn E. Petkovich as Unit Owners of record of Unit No. 2103

Except as amended herein, the Declaration and any prior amendments thereto remain in full force and effect in accordance with their terms.

IN WITNESS WHEREOF, we, the undersigned Unit Owners and Board Members of THE PINNACLE CONDOMINIUM ASSOCIATION hereby consent to the above and foregoing Amendment to the Declaration of Condominium Ownership as of this 23rd day of October, 2013.

Conveying Unit Owner

Receiving/ Unit Owners

Balogh Holdings Trust

By: _____

Michael F. Balogh as Trustee

Frank O. Petkovich

By: _____

Joanne C. Balogh

Kathryn E. Petkovich

STATE OF ILLINOIS)

) SS

COUNTY OF COOK)

AFFIDAVIT

The undersigned, a notary public, in and for said county and state do hereby certify that Michael F. Balogh and Joanne C. Balogh, as Trustees of the Balogh Holdings Trust, personally known to me to be the same persons whose names are subscribed of the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed and delivered said instrument as their free and voluntary act for the uses and purposes therein set forth.

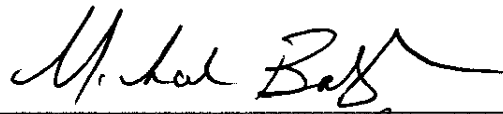
Given under my hand and notarial seal this 23 day of October, 2013.

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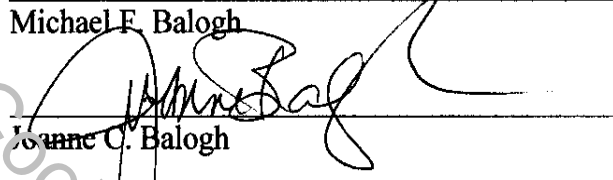
STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

ATTESTATION AS TO CONSENT OF FIRST MORTGAGEE TO TRANSFER OF WINE CELLAR SPACES

Michael F. Balogh and Joanne C. Balogh, as Trustees of the Balogh Holdings Trust, the undersigned owner of Unit No. 3503 and wine cellar space 22A, hereby attest under oath that I have contacted the first mortgagee(s) of record for said unit and have obtained their unconditional consent to transfer wine cellar space No.22A, a limited common element to the owner(s) of record of Unit No. 2103.



Michael F. Balogh



Joanne C. Balogh

SUBSCRIBED and SWORN to before me
this 23 day of October, 2013.

By: Christy Tempo
Notary Public



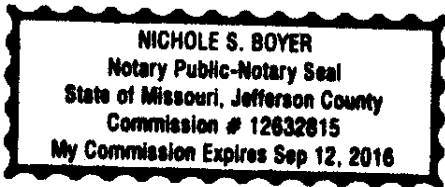
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Missouri ^{MS}
 STATE OF ~~ILLINOIS~~
) SS
 COUNTY OF ~~COOK~~
 Jefferson ^{MS}
 AFFIDAVIT

The undersigned, a notary public, in and for said county and state do hereby certify that Frank O. Petkovich and Kathryn E. Petkovich, personally known to me to be the same persons whose names are subscribed of the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed and delivered said instrument as their free and voluntary act for the uses and purposes therein set forth.

Given under my hand and notarial seal this 4 day of ^{MS} ~~Oct~~ November, 20 13.



Nichole S. Boyer

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