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KAREN A. YARBROUGH

COOK COUNTY RECORDER OF DEEDS

DATE: 09/21/2018 04:02 PM PG: 1 OF 10

Swanson & Desai, LLC

Attn: KC Swanson

2314 W North Avenue, Unit C1-W

Chicago, Illinois 60647

**LIMITED COMMON ELEMENT STORAGE CAGE S16Q
TRANSFER AMENDMENT
TO THE
THE DECLARATION OF CONDOMINIUM OWNERSHIP
AND OF EASEMENTS, RESTRICTIONS AND COVENANTS
FOR
METROPOLITAN TOWER CONDOMINIUM**

This document is recorded for the purpose of amending the Declaration of Condominium Ownership And Of Easements, Restrictions And Covenants and By-Laws (hereafter the "Declaration") for Metropolitan Tower Condominium (hereafter the "Association"), which Declaration was recorded as Document No. 0735103078 on December 17, 2007 in the Office of the Recorder of Deeds of Cook County, Illinois, and covers the property (hereafter the "Property") legally described in Exhibit "1", which is attached hereto and made a part thereof.

This Amendment is adopted pursuant to the provisions of Section 26 of the Illinois Condominium Property Act (the "Act"). An Owner of a Unit may assign, to another Owner of a Unit, a limited common element appurtenant to the Unit Ownership, subject to the prior written consent of the holder of a first mortgage upon the Unit Ownership, upon the recording of an amendment to the Declaration in accordance with Section 26 of the Act. Section 26 of the Act provides that each transfer of limited common elements shall be made by an amendment to the Declaration executed by all unit owners who are parties to the transfer and consented to by all other unit owners who have any right to use the limited common elements affected. Section 26 further provides that the amendment shall contain a certificate showing that a copy of the amendment has been delivered to the Board of Managers of the Association, and shall contain a statement from the parties involved in the transfer which sets forth any change in the parties' proportionate shares of the common elements. No transfer

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shall become effective until the amendment has been recorded in the Office of the Recorder of Deeds of Cook County, Illinois.

RECITALS

WHEREAS, by the Declaration recorded in the Office of the Recorder of Deeds of Cook County, Illinois, the Property has been submitted to the provisions of the Act; and

WHEREAS, the Owners of Unit 1404 in the Association are also the Owners of the Exclusive Right to Use of Storage Cage S16Q as a Limited Common Element (hereinafter "Storage Cage S16Q"); and

WHEREAS, the Owners of Unit 1404 desire to transfer and the Owners of Unit 2104 desire to receive Storage Cage S16Q, and to amend the Declaration to reflect this transaction; and

WHEREAS, this amendment has been executed by all Owners who are parties to the transfer (there being no other Owners having any right to use the limited common elements affected) and consented to by the holder of the first mortgage (if any) upon the Unit Ownership of the selling Owner (there being no holder of a first mortgage upon the Unit Ownership of the selling Owner), and contains a statement from the parties involved in the transfer which sets forth the changes (if any) in the parties ownership of the limited common elements, and a copy of the amendment has been delivered to the Board of Managers of the Association, all in compliance with Section 26 of the Act.

NOW THEREFORE, the Declaration of Condominium Ownership And Of Easements, Restrictions And Covenants and By-Laws for Metropolitan Tower Condominium is hereby amended in accordance with the text which follows:

1. Storage Cage S16Q is hereby transferred from the Owners of Unit 1404 in the Association to the Owners of Unit 2104 in the Association, and thereupon the Owners of Unit 2104 shall have their Unit Ownership include as a right and benefit appurtenant thereto, a grant of a perpetual and exclusive use of said Storage Cage S16Q.
2. As the result of the foregoing, Storage Cage S16Q is allocated to the Units as set forth in Exhibit "2" which is attached hereto and made a part hereof.
3. Except to the extent expressly set forth hereinabove, the remaining provisions of the Declaration shall continue in effect without change.

END OF TEXT OF AMENDMENT

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SELLING UNIT OWNERS' SIGNATURE PAGE

The undersigned are the transferring Owners to the transfer of Storage Cage S16Q in the **Metropolitan Tower Condominium**, there being no other Owner having any right to use the limited common element affected, and by our signatures below do hereby execute and approve the foregoing amendment to the Declaration. Together with the Receiving Unit Owners' signature page, attached hereto, all of the owners who are party to the transfer of Storage Cage S16Q have executed and approved this transfer.

Executed this 7th day of September, 2018

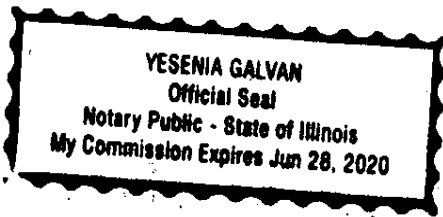
Valerie Paulson
Valerie Paulson Unit 1404

STATE OF Illinois

COUNTY OF COOK) SS

I, the undersigned, a Notary Public, in and for the County, in the State aforesaid, DO HEREBY CERTIFY, that **Valerie Paulson**, personally known to me to be the same persons whose name are subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal, this 7 day of Sept., 2018



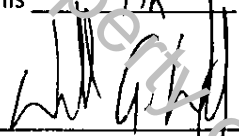
Yvesenia Galvan
Notary Public

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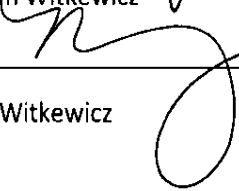
RECEIVING UNIT OWNERS' SIGNATURE PAGE

The undersigned are the Receiving Owners to the transfer of Storage Cage 16Q in the **Metropolitan Tower Condominium**, there being no other Owner (other than the current transferring Owner) having any right to use the limited common element affected, and by our signatures below do hereby execute and approve the foregoing amendment to the Declaration. Together with the Transferring Unit Owners' signature page, attached hereto, all of the owners who are party to the transfer of Storage Cage 16Q have executed and approved this transfer.

Executed this 7th day of September, 2018



William Witkewicz 2104




Mary Witkewicz 2104

STATE OF CT

_____) *Not. Mar. Sen*
COUNTY OF New Haven

I, the undersigned, a Notary Public, in and for the County, in the State aforesaid, DO HEREBY CERTIFY, that **William & Mary Witkewicz**, husband and wife, personally known to me to be the same persons whose name are subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal, this 7 day of Sept, 2018



Notary Public



**HOLLY HAWTIN
NOTARY PUBLIC
STATE OF CONNECTICUT
MY COMM. EXP. 01-31-2023**

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PRESIDENT SIGNATURE PAGE

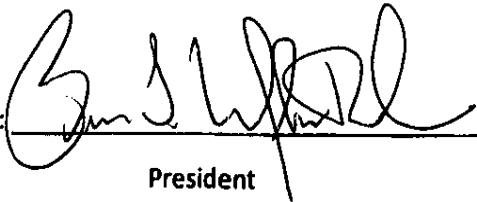
STATE OF ILLINOIS)

) ss

COUNTY OF COOK)

STANLEY WATSON

, am the president of the Board of Managers of Metropolitan Tower Condominium Association, and pursuant to Section 17 of the Illinois Condominium Property Act, and by my signature below do hereby execute the foregoing amendment to the Declaration.

BY: 
President

DATED: 9/20/2018

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CERTIFICATE OF DELIVERY

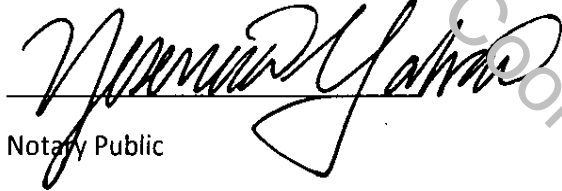
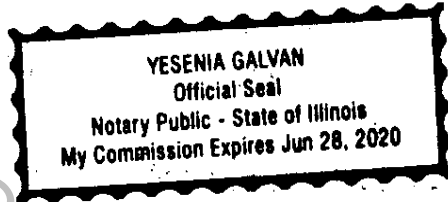
Kenneth C Swanson Jr, an attorney with offices in Chicago, Illinois, acting on behalf of all Owners who are parties to the transfer of Storage Cage S16Q in the Metropolitan Tower Condominium, hereby certifies that a true and correct copy of the foregoing amendment to the Declaration has been delivered to the Board of Managers of the Metropolitan Tower Condominium Association / Sudler Property Management on Sept 20, 2018.



Kenneth C Swanson Jr.

Subscribed and sworn to before me

this 21, September, 2018


Notary Public

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EXHIBIT 1

LEGAL DESCRIPTION:

PARCEL 1:

UNIT 1005, TOGETHER WITH THE EXCLUSIVE RIGHT TO USE STORAGE SPACE S10-F, S10-P, LIMITED COMMON ELEMENT(S), AND PARKING SPACE UNIT P4-62D, IN THE METROPOLITAN TOWER CONDOMINIUM, AS DELINEATED ON THE PLAT OF SURVEY OF THE METROPOLITAN TOWER CONDOMINIUM, WHICH PLAT OF SURVEY DELINEATES PART OF THE FOLLOWING DESCRIBED PARCEL OF REAL ESTATE:

THAT PART OF LOTS 1 THROUGH 5 AND THE NORTH-SOUTH 10-FOOT PRIVATE ALLEY IN THE SUPERIOR COURT PARTITION OF LOT 1 IN BLOCK 8 OF FRACTIONAL SECTION 15 ADDITION TO CHICAGO (SUPERIOR COURT DEGREE ENTERED APRIL 8, 1871) TOGETHER WITH LOTS 4 AND 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO, ALL IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

AND IS ATTACHED AS EXHIBIT A TO THE DECLARATION OF CONDOMINIUM RECORDED DECEMBER 17, 2007 AS DOCUMENT NUMBER 0735103078, AS AMENDED FROM TIME TO TIME, TOGETHER WITH SUCH UNITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS.

PARCEL 2:

PERPETUAL, RECIPROCAL EASEMENT BENEFITING PARCEL 1 FOR CAISSONS TO BE CENTERED ON THE DIVIDING LINE BETWEEN LOTS 4 AND 5 IN BLOCK 8 CREATED BY AGREEMENT DATED MAY 1, 1923 BETWEEN SIMON W. STRAUS AND CHICAGO TITLE AND TRUST COMPANY, TRUSTEE UNDER TRUST NUMBER 11227, RECORDED DECEMBER 26, 1924 AS DOCUMENT NUMBER 8718964.

PARCEL 3:

PERPETUAL EASEMENT BENEFITING PARCEL 1 CREATED BY RECIPROCAL EASEMENT AND OPERATING AGREEMENT RECORDED NOVEMBER 4, 1977 AS DOCUMENT NUMBER 24180486, TO USE OIL TANKS AND RELATED PIPING LINES AND CONDUITS LOCATED IN THE CNA BUILDINGS, AS THEREIN DEFINED, FOR THE PURPOSE OF THE STORAGE OF FUEL OIL AND FOR ENTRY UPON AND FOR INGRESS AND EGRESS FOR MEN, MATERIAL AND EQUIPMENT TO THE EXTENT REASONABLY NECESSARY IN THE PERFORMANCE OF OIL TANK MAINTENANCE,

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AS THEREIN DEFINED.

PARCEL 4:

NON-EXCLUSIVE EASEMENTS APPURTENANT TO AND FOR THE BENEFIT OF PARCEL 1 AS CREATED BY THE RECIPROCAL EASEMENT AGREEMENT RECORDED DECEMBER 17, 2007 AS DOCUMENT NUMBER 0735103077, OVER THE LAND DESCRIBED THEREIN, AS MORE PARTICULARLY GRANTED, DEFINED AND DESCRIBED THEREIN.

Commonly known as Unit 1005 and Parking Space Unit P4-62D (collectively, the "Purchases Unit"), 310 S. Michigan Avenue, Chicago, Illinois 60604

PiNs: 17-15-107-072-1033 Unit

17-15-107-078-1215 parking

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EXHIBIT 2

PARCEL 1:

UNIT 1000, TOGETHER WITH THE EXCLUSIVE RIGHT TO USE STORAGE SPACE S10-A, S10-P, LIMITED COMMON ELEMENT(S), AND PARKING SPACE UNITS P4-34 / P4-35, IN THE METROPOLITAN TOWER CONDOMINIUM, AS DELINEATED ON THE PLAT OF SURVEY OF THE METROPOLITAN TOWER CONDOMINIUM, WHICH PLAT OF SURVEY DELINEATES PART OF THE FOLLOWING DESCRIBED PARCEL OF REAL ESTATE:

THAT PART OF LOTS 1 THROUGH 5 AND THE NORTH-SOUTH 10-FOOT PRIVATE ALLEY IN THE SUPERIOR COURT PARTITION OF LOT 1 IN BLOCK 8 OF FRACTIONAL SECTION 15 ADDITION TO CHICAGO (SUPERIOR COURT DEGREE ENTERED APRIL 8, 1871) TOGETHER WITH LOTS 4 AND 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO, ALL IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

AND IS ATTACHED AS EXHIBIT A TO THE DECLARATION OF CONDOMINIUM RECORDED DECEMBER 17, 2007 AS DOCUMENT NUMBER 0735103078, AS AMENDED FROM TIME TO TIME, TOGETHER WITH SUCH UNITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS.

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PARCEL 4:

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Commonly known as Unit 1000 and Parking Space UNITS P4-34 / P4-35 (collectively, the "Purchases Unit"), 310 S. Michigan Avenue, Chicago, Illinois 60604

PINs: 17-15-107-078-1028 Unit

17-15-107-078-1195 Parking

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