

# UNOFFICIAL COPY

**AMENDMENT TO  
DECLARATION OF  
CONDOMINIUM FOR THE  
WHITNEY CONDOMINIUM  
ASSOCIATION**

**COMBINATION OF UNITS  
1201 AND 1202**

(Affects percentage  
ownership interests)



Doc# 2209522007 Fee \$93.00

RHSP FEE:\$9.00 RPRF FEE: \$1.00

KAREN A. YARBROUGH

COOK COUNTY CLERK

DATE: 04/05/2022 10:56 AM PG: 1 OF 7

This Amendment to the Declaration of Condominium Ownership for the Whitney Condominium Association, is made by the Board of Directors (the "Board") of the Whitney Condominium Association (the "Association") as of this 13 day of MARCH, 2022:

**WITNESSETH:**

WHEREAS, the real estate described on Exhibit A hereto and commonly known as 1301 North Dearborn, Chicago, Cook County, Illinois, was submitted to the Condominium Property Act of the State of Illinois pursuant to a "Declaration of Condominium Ownership for The Whitney Condominium" recorded on December 31, 1996 in the office of the Recorder of Deeds of Cook County, Illinois as Document Number 96982956 (the "Original Declaration"), as subsequently amended by a "First Amendment to Declaration of Condominium Ownership for the Whitney Condominium" recorded on October 1, 1997 in the office of the Recorder of Deeds of Cook County, Illinois as Document Number 977120177 (the "First Amendment") and a "Second Amendment to Declaration of Condominium Ownership for the Whitney Condominium" recorded on March 19, 1998 in the office of the Recorder of Deeds of Cook County, Illinois as Document Number 98216407 (the "Second Amendment") (as amended, the "Declaration");

WHEREAS, Units 1201 and 1202 in the Whitney Condominium Association (the "Affected Units") are owned by John F. O'Toole and Lisa J. O'Toole (the "Affected Owners");

WHEREAS, the Affected Owners have made written application to the Board, pursuant to Section 31 of the Illinois Condominium Property Act, requesting an amendment to the Declaration to combine the Affected Units into a single unit to be designated "Unit 1201-1202," as depicted on Exhibit B hereto;

THIS INSTRUMENT WAS PREPARED BY AND  
AFTER RECORDING RETURN TO:

DAVID SUGAR  
SAUL EWING ARNSTEIN & LEHR LLP  
161 N. CLARK STREET, SUITE 4200  
CHICAGO, IL 60601

COMMON ADDRESS:

1301 North Dearborn  
Chicago, Illinois 60610

PINs: 17-04-218-048-1001 through  
17-04-218-048-1088

RECORDING FEE 93.00

DATE 4-5-22 COPIES 6x

OK BY BC

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WHEREAS, each of the Affected Owners have joined in this Amendment to evidence his or her consent to the terms hereof;

WHEREAS, this Amendment to the Declaration is being made by the Board pursuant to authority granted by Section 31 of the Illinois Condominium Property Act;

NOW, THEREFORE, the Board amends the Declaration as follows:

1. Combination of Units. Units 1201 and 1202 are hereby combined into a single unit to hereafter be known as "Unit 1201-1202," as depicted on Exhibit B hereto.
2. Combination of Percentage Interest. The percentage interest in the Common Elements heretofore allocated to Unit 1201 in the First Amendment is 1.08% and the percentage interest in the Common Elements heretofore allocated to Unit 1202 in the First Amendment is 1.41%, for a total of 2.49%. Accordingly, the page "Affected Units" of the First Amendment is hereby amended to delete the references to Units 1201 and 1202, and to allocate to Unit 1201-1202, a percentage interest in the Common Elements of 2.49%.
3. Amendment of Plat or Survey. The Plat of Survey attached to the Second Amendment is hereby amended by replacing the depiction of the 12th floor therein with the depiction of the 12th floor attached hereto as Exhibit B which depicts the boundaries of Unit 1201-1202.
4. Continuation. Except as expressly modified herein, all terms and conditions of the Declaration (as heretofore amended) shall continue in full force and effect.

(signature pages follow)

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NOW, THEREFORE, the Board has caused this Amendment to Declaration to be executed and delivered this 13 day of MARCH, 2022.

### THE WHITNEY CONDOMINIUM ASSOCIATION

By: [Signature]  
Its President

Attest: [Signature]  
Its Secretary

PROPERTY OF COOK COUNTY CLERK'S OFFICE  
) ss.  
COUNTY OF COOK

I, MARSHA WILLIAMS a Notary Public in and for said County, in the State aforesaid, do hereby certify that KEVIN NAGAY, President of the Whitney Condominium Association and SID BENNETT, Secretary of the Whitney Condominium Association, personally appeared before me and signed the foregoing instrument as such officers on behalf of the Whitney Condominium Association, as their free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and seal as such Notary Public on 3/30, 2022.

[Signature]  
Notary Public

Commission Expires: 11/8/2024

State of Illinois  
County of COOK  
This instrument was acknowledged  
before me on 3/30/22  
By [Signature]

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## CONSENT OF OWNERS OF AFFECTED UNIT

The undersigned hereby certify that they are the owners of Units 1201 and 1202 in the Whitney Condominium Association, that they have reviewed the Amendment to Declaration to which this Consent is attached, and agree to be bound by its terms.

John F. O'Toole  
John F. O'Toole

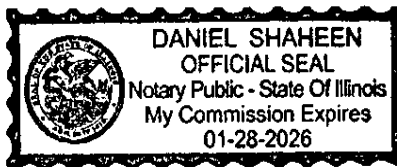
Lisa J. O'Toole  
Lisa J. O'Toole

STATE OF ILLINOIS )  
  ) SS.  
COUNTY OF COOK )

I, Daniel Shaheen, a Notary Public in and for said County and State, do hereby certify that John F. O'Toole and Lisa J. O'Toole, appeared before me this day in person and acknowledged that they signed and delivered the foregoing Consent as their free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 3<sup>rd</sup> day of March, 2022.

Daniel Shaheen  
Notary Public



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## EXHIBIT A

### (LEGAL DESCRIPTION)

UNITS 301, 302, 303, 304, 305, 306, 308, 309, 310, 311, 401, 402, 403, 404, 405, 406, 407, 501, 502, 503, 504, 505, 506, 507, 601, 602, 603, 604, 605, 606, 607, 701, 702, 703, 704, 705, 706, 707, 801, 802, 803, 804, 805-806, 807, 901, 902, 903-904, 905, 906, 907, 1001, 1002, 1003, 1065, 1066, 1007, 1101, 1102, 1103, 1105-1106, 1107, 1201, 1202, 1203, 1205, 1206, 1207, 1301, 1302, 1303, 1305, 1306, 1307, 1401, 1402, 1403, 1405, 1406, 1407, 1501, 1502, 1503, 1505-06-07 IN THE WHITNEY CONDOMINIUM AS DELINEATED ON A SURVEY OF A PARCEL OF LAND COMPRISED OF LOTS 5 AND 6 AND THE SOUTH 6.96 FEET OF LOT 7 IN SIMON'S SUBDIVISION OF LOT 6 IN BRONSON'S ADDITION TO CHICAGO; LOTS 1, 2 AND 3 IN THE SUBDIVISION OF LOT 5 TOGETHER WITH SUB LOT 1 OF LOT 4 IN BRONSON'S ADDITION TO CHICAGO; AND LOTS 1 TO 5, BOTH INCLUSIVE, IN ALICE P HOLBROOK'S SUBDIVISION OF LOT 4 IN THE SUBDIVISION OF LOT 5 IN BRONSON'S ADDITION TO CHICAGO; ALL IN THE NORTH EAST ¼ OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, WHICH SURVEY IS ATTACHED AS EXHIBIT "D" TO THE DECLARATION OF CONDOMINIUM OWNERSHIP FOR THE WHITNEY CONDOMINIUM RECORDED IN COOK COUNTY, ILLINOIS ON DECEMBER 31, 1996 AS DOCUMENT NO. 96-982956, AS AMENDED BY FIRST AMENDMENT RECORDED OCTOBER 1, 1997 AS DOCUMENT NO. 97-7120177 AND SECOND AMENDMENT RECORDED MARCH 19, 1998 AS DOCUMENT NO. 98-216407, TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS.

COMMON ADDRESS: 1301 NORTH DEARBORN  
CHICAGO, ILLINOIS 60610

PINS: 17-04-218-048-1065 (UNIT 1201)  
17-04-218-048-1066 (UNIT 1202)  
17-04-218-048-1001 THROUGH 17-04-218-048-1068

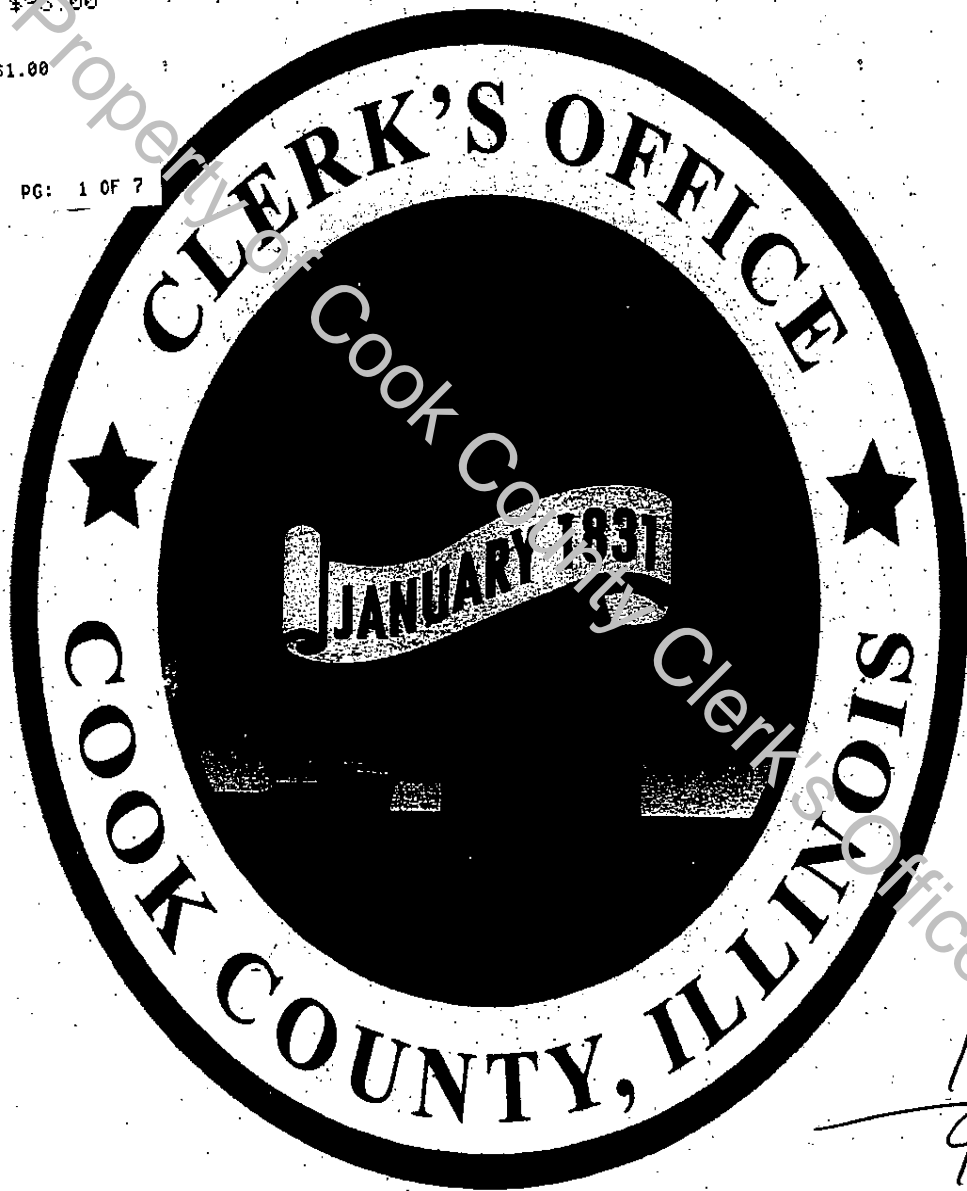
# COOK COUNTY CLERK

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# EXHIBIT

## ATTACHED TO DOCUMENT

Doc# 2209522007 Fee \$93.00  
RHSP FEE: \$9.00 RPRF FEE: \$1.00  
KAREN A. YARBROUGH  
COOK COUNTY CLERK  
DATE: 04/05/2022 10:56 AM PG: 1 OF 7



*Office by  
1 exhibit  
93.00*

**IMAGES STORED IN PLAT INDEX DATABASE**