DORAN/1ST.AMEND. 01-28-92:02-07-92: 03-17-92:DCJ

9219899%

92108932

PIRST AMENDMENT TO THE

DECLARATION OF CONDOMINIUM OWNERSHIP AND

OF BASEMENTS, RESTRICTIONS AND COVENANTS OF

21470 SOUTH MAIN STREET, MATTESON, ILLINOIS CONDOMINIUM

entered into by the BEVERLY TRUST COMPANY, AS SUCCESSOR TRUSTEE TO THE MATTESON-RICHTON BANK, a corporation of the State of Illinois, not personally, but as Trustee under Trust Agreement dated July 3, 1978 and known as Trust Number 74-640, as successor at interest (hereinafter referred to as "Beverly Trust Company, as successor trustee to Matteson-Richton Bank") to the Pullman Bank and Trust Company of Chicago, a corporation of the United States of America, as Trustee under Trust Agreement dated January 11, 1974 and known as Trust Number 71-81276, (hereinafter referred to as the "Trustee or Pullman.")

WHRREAS, by the Declaration of Condominium Ownership and of Easements, Restrictions and Covenants recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document Number 22859918 on September 25, 1974, Pullman Bank and Trust Company of Chicago, a corporation of the United States of America, as Trustee under Trust Agreement dated January 11, 1974 submitted certain real estate to the provisions of the Condominium Property Act of the State of Illinois (the "ACT"), said Condominium being known as the 21470 South Main Street, Matteson, Illinois Condominium; and

Veories 41.50

WHERRAS, under Article 2 of the Declaration, the right is reserved to the owner of Unit "C" as set forth in the Declaration, to subdivide Unit "C" as delineated on the Plat of Condominium appended to the Declaration, heretofore recorded, into smaller units; and

WHEREAS, BEVERLY TRUST COMPANY, as successor Trustee to MATTESON-RICHTON BANK succeeded to the interest of the Pullman in the aforesaid Unit "C", being the fee owner of such condominium unit; and

WHEREAS, BEVERLY TRUST COMPANY, as successor Trustee to MATTESON-RICHTON SANK, desires to amend the Declaration, pursuant to Article 2 thereof, by subdividing the aforesaid unit into three (3) units, subject to the limitations and provisions of Article 2 of the Declaration.

NOW THEREFORE, BEVERLY TRUST COMPANY, as successor Trustee to MATTESON-RICHTON BANK, as successor in interest to PULLMAN BANK AND TRUST COMPANY in Chicago, not individually, but as legal titleholder of Unit "C" and for the purpose; as set forth hereby declares that the Declaration be and is neverly amended as follows:

- 1. Unit "C" is hereby subdivided into three (3) condominium units hereinafter known as units number 103, 201 and 10203 in accordance with the Supplemental Plat of Condominium attached hereto as Exhibit "A."
- 2. The original percentage of ownership of Unit "C" was 51.68 percent and that the percentage of ownership of the new

condominium units created by this Amendment is more fully set forth on Exhibit "B" attached hereto, which totals 51.68%. The percentages of ownership of the other units are not hereby affected.

- 3. The Plat attached as Exhibit "A" showing the boundaries of the property and delineating and describing the units contained in the Declaration is hereby amended and supplemented by the additional Exhibit "A" attached hereto, showing the boundaries of the subdivided condominium units described as the new units herein. It is expressly understood and agreed that in accordance with paragraph 2 of the original Declaration, all such units shall have access to the public way and that no further subdivisions or separations into any tracts shall be permitted, except through amendment to the Declaration as provided therein and pertaining to all other units.
- the Supplemental Declarant herein and all subsequent purchasers of such units 103, 201 and 203 that tach and all the representations, covenants, undertakings and agreements herein made on the part of the Trustee while in the form purporting to be representations, covenants and undertakings and agreements made on the part of the Trustee are nevertheless each and every one of them made and intended not as personal representations, covenants and undertakings and agreements by the Trustee or for the purpose or with the intention of binding the said Trustee personally, but are made intended for the purpose of binding only

92193932

the portion of the trust property specifically described herein and this instrument is executed and delivered by said Trustee, not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal representation or responsibility is assumed by nor shall at any time be asserted or enforceable against the BEVERLY TRUST COMPANY, as Successor Trustee to MATTESON RICHTON BANK or any of the beneficiaries under said Trust Agreement on account of this instrument on account of any representations, covenants or undertakings or agreements of the said Trustee in this instrument contained, either expressed or implied, all personal liability, if any, being expressiv waived and released. It is understood and agreed by the parties hereto anything to the contrary notwithstanding, the Trustee will only act on the direction of the beneficiaries.

5. Except as specifically set forth herein the Declaration shall remain in full force and effect, as amended, in accordance with its terms.

IN WITNESS WHEREOF, the said BEVERLY TRUST COMPANY, as successor Trustee to MATTESON-RICHTON BANK, as Trustee and non individually, has caused this instrument to be signed and sealed by its duly authorized officers on its behalf; and the Trustee,

<sup>9</sup>2138982

COOK CONNIL BECOBDEB 40055 キヤ \*ーひこー108083 14111 1888 2255 03/52/65 12:50:00

DEST-01 RECORDING

05"17\$

actorney-in-ract as arolesald, has set its hand and sear all cone . / March	
in Matteson . Illinois this 19th day of Pebruary, 1992.	
BEVERLY TRUST COMPNY, as successor Trustee to MATTESON-RICHTON BANK, as Trustee u/t/a dated July 3, 1978 and known as Trust No. 74-649, and not individually:  BY:  Asst. Vice President	
ATTEST: This document is made by Beverly Trust C mp by a county	e and re-
cepted upon the express understanding the first in the following the first into the same not personally, but only as the first end of the same not personally, but only as the first end of the making this document or of anything therein contained, all a bility, if any being expressly waived, nor shall Beverly Trust Company because of or on account of the making equiting this document or of anything therein contained, all a bility, if any being expressly waived, nor shall Beverly Trust Company being expressly waived, nor shall Beverly Trust Company being expressly waived, nor shall be asset the document of the making equiting this document properties.  COUNTY OF COOK	that no dagainst gor ex- such lia- upany be
I, the undersigned, a Notary Public in and for the County and State, aforesaid, do hereby certify that Alve Polikoff , Asst. Vice -, President of BEVERLY TRUST COMPANY, as successor Trustee MATTESON-RICHTON BANK, and some and Mazur Asst. Trust Officer thereof, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Asst. Vice - President and Asst. Trust Officer respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said Bank as Trustee for the uses and purpose, therein set forth; and the said Asst. Trust Officer did elso then and there acknowledge that she, as custodian of the corporate seal of the said Bank, did affix the said corporate seal of the Said Bank to said instrument as her own free and voluntary act and as the free and voluntary act and as the free and voluntary act of the said Bank as Trustee for the uses and purposes therein set forth.  GIVEN under my hand and notarial seal this 19th day of March 1992.  "OFFICIAL SEAL" Laura M. LoCascio	
Notary Public, State of Illinois My Commission Expires Sept. 27, 1994  Notary Public Notary Public	

Coot County Clart's Office an Arman (L.C.) Administration

#### SECRETARY CERTIFICATE

THE UNDERSIGNED, being the duly elected Secretary of the 21470 SOUTH MAIN STREET, MATTESON, ILLINOIS CONDOMINIUM hereby certifies that at a duly convened meeting of the Board of Directors of the 21470 South Main Street, Matteson, Illinois Condominium, the foregoing First Amendment to the Declaration of Condominium Ownership and of Easements, Restrictions and Covenants, was approved by a unanimous vote of the Directors. The Secretary further certifies that upon approval of this Amendment, the undersigned, as Secretary, delivered a copy of the foregoing First Amendment to all owners and mortgagees of record of the units in the Condominium Declaration, with the exception of Unit "C", the party making the amendment herein, by depositing a copy by certified mail in the United States Post Office, with postage prepaid.

STATE OF ILLINOIS )

COUNTY OF COOK )

I, the undersigned, a Notary Public in and for the County and State, aforesaid, do hereby certify that have been secretary of the 21740 South Main Street. Matteson, Illinois, Condominium, personally known to me to be the same person whose name is subscribed to the foregoing Secretary's Certification, as such Secretary, appeared before me this day in person and acknowledged that she signed and delivered the said instrument as her own free and voluntary act for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this  $\frac{38^{73}}{100}$  day of February, 1992.

NOTARY PUBLIC ...

NOTARY PUBLIC STATE OF FLORIDA HI COMMISSION EXP JULY 17, 1993 BONDED THRU GENERAL INS. UND.

6

28 (BBC) 28 B

BEVERLY BANK/MATTESON, an Illinois corporation, holder of a certain Trust Deed recorded September 8, 1978 as Document Number 24518666, hereby consents to the execution and recording of the foregoing First Amendment to Declaration of Condominium and Condominium Property Act.

IN WITNESS WHEREOF, the said BEVERLY BANK/MATTESON has caused this instrument to be signed by its duly authorized officers on its behalf all done at  $_{\rm Matteson}$ , Illinois, this  $_{\rm 19th}$ 

day of March , 1992.

BEVERLY BANK/MATTESON

BY:

Sr. Vice-President

ATTEST:

BY: William Market

Vice President

I, the undersigned , a Notary Public in and for the County and State aforesaid, do hereby certify that Brent E. Frank and John J. Masterson , respectively, of BEVERLY BANK/MATTESON, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Vice-President and Assistant Secretary, appeared before me this day in person and acknowledges that they signed and delivered the said instrument as their own free and voluntary act for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 19th day of March

, 1992

<0;

NOTARY PUELIC

"OFFICIAL SEAL" Carol J. Rohwedder Rotary Public, State of Illinois

My Commission Expires Dec. 4, 1995

This Instrument Prepared by:

David B. Sosin, attorney 11800 South 75th Avenue Suite 300

Palos Heights, Illinois 60463

(708) 448 - 8141

Coot County Clort's Office

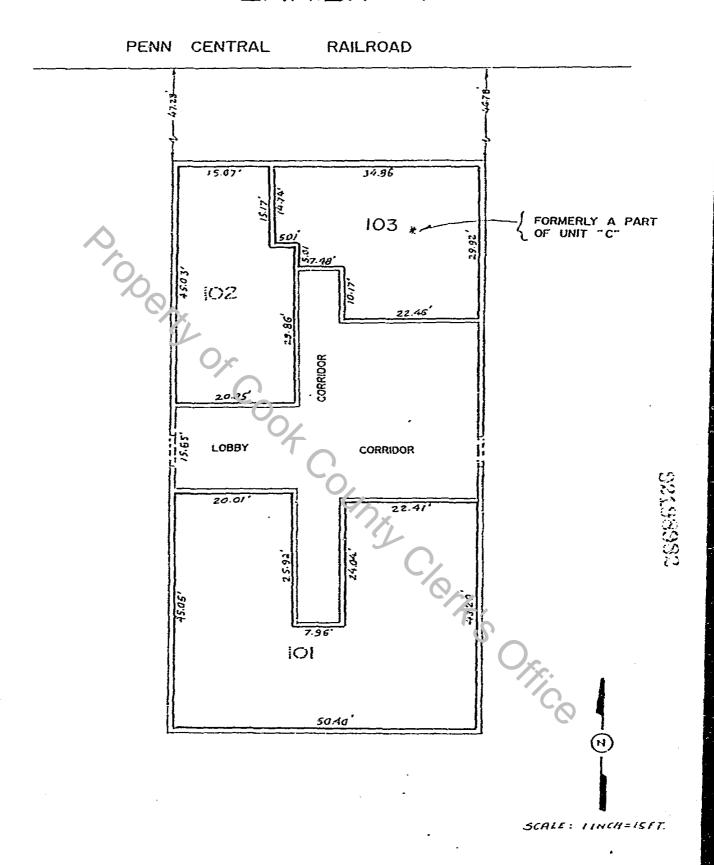
# 3219393

## UNOFFICIAL COPY

#### EXHIBIT B

#### REVISED PERCENTAGES OF OWNERSHIP

UNIT 101	25.350
UNIT 102	10.370
UNIT 103	11.418
UNIT 201	10.547
UNIT 202	12.600
UNIT 203	<u>2:1,715</u>
	TOTAL 100.000
UNIT 203	County Clert's Office



JURVEY NO. N-116838 AMENDMENT DATE: JAH. 22, 1992

NATIONAL SURVEY SERVICE. INC. ENGINEERS AND LAND SURVEYORS

## UNOFFICIAL COPY EXHIBIT A

CENTRAL **RAILROAD** PENN 27.45 201 FORMERLY A PART OF UNIT "C" 22.46 LOBBY CORRIDOR 20.03 FORMERLY A PART

203

50.41

SURVEY NO. N-116838 AMENDMENT

DATE: JAN. 22, 1992

OF UNIT"C"

SCALE: 1"=15

NATIONAL SURVEY SERVICE, INC. ENGINEERS AND LAND SURVEYORS

126 W. GRAND AVE.

312-944-3450

CHICAGO, ILL. 60610

#### **UNOFFICIAL COP** 2/6/92

UNIT 103 IN THE MATTESON PROFESSIONAL CONDOMINIUM OF LOT 4 IN THE SUBDIVISION OF PART OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 26 AND THAT PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 23, TOWNSHIP 35 NORTH, RANGE 13, EAST OF THE THISD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 26, 1974 AS DOCUMENT NO. 22859918, IN COOK COUNTY, ILLINOIS.

UNIT 201 IN THE MATTESON PROFESSIGNAL CONDOMINIUM OF LOT 4 IN THE SUBDIVISION OF PART OF THE NORTHEAST 1/4 OF THE NORTHWES? 1/4 OF SECTION 26 AND THAT PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 23, TOWNSHIP 35 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEPEOF RECORDED SEPTEMBER 26, 1974 AS DOCUMENT NO. 22859918, IN COOK COUNTY, ILLINOIS.

UNIT 203 IN THE MATTESON PROFESSIONAL CONDOMINIUM OF LOT 4 IN THE SUBDIVISION OF PART OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 26 AND THAT PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 23, TOWNSHIP 35 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 26, 1974 AS 15 Clark's Office DOCUMENT NO. 22859918, IN COOK COUNTY, ILLINOIS.

31-26-102-006-1004