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PLAT WITH THIS DOCUMENT

7379149 DB

DEPT-01 RECORDING \$40.00
T#0012 TRAN 7773 11/21/95 14:39:00
#0051 CG *-95-808133
COOK COUNTY RECORDER

FIRST AMENDMENT
TO
DECLARATION OF CONDOMINIUM OWNERSHIP
AND OF EASEMENTS, RESTRICTIONS, COVENANTS AND BY-LAWS
FOR
MEDILL STREET LOFTS
CONDOMINIUM ASSOCIATION
LOCATED AT
PREMISES COMMONLY KNOWN AS 2654 NORTH MEDILL STREET
CHICAGO, ILLINOIS
PURSUANT TO THE CONDOMINIUM PROPERTY ACT OF ILLINOIS

This instrument drafted by
and upon recordation return to:

Daniel Wiemerslage
McCoy & Kula
20 North Clark Street, Suite 2300
Chicago, Illinois 60602

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[Stamp with signature]

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RECORDING FEE \$ 40.00
DATE 11-21-95 COPIES 6
[Signature]

Box 233

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FIRST AMENDMENT TO
DECLARATION OF CONDOMINIUM OWNERSHIP
AND EASEMENTS, RESTRICTIONS, COVENANTS AND BY-LAWS
FOR

MEDILL STREET LOFTS
CONDOMINIUM ASSOCIATION

2654 North Medill Street
Chicago, Illinois

THIS FIRST AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP AND EASEMENTS, RESTRICTIONS, COVENANTS AND BY-LAWS FOR THE MEDILL STREET LOFTS CONDOMINIUM ASSOCIATION, made and entered into by the Trustee (as hereinafter defined) as of November 15, 1995.

WITNESSETH: THAT

WHEREAS, as of October 27, 1995 a Declaration of Condominium Ownership and Easements, Restrictions, Covenants and By-Laws for Medill Street Lofts Condominium Association (hereinafter referred to as "Declaration") was made and declared by American National Bank and Trust Company of Chicago, as Trustee under a Trust Agreement dated October 21, 1994 and known as Trust Number 118932-03 (hereinafter referred to as "Trustee") for the parcel of real estate described as:

LOTS 10 TO 15 INCLUSIVE IN BLOCK 1 IN S.E. WOOLEY'S SUBDIVISION OF 7 1/2 ACRES EAST OF AND ADJOINING THE WEST 10 ACRES OF THE NORTHEAST 1/4 OF SECTION 36, TOWNSHIP 40 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH OF MILWAUKEE AVENUE, IN COOK COUNTY, ILLINOIS. P.L. 00 13-36-203-017-0000 LOT 10 THROUGH 14
13-36-203-015-0000 LOT 5

WHEREAS, the Declaration was filed for record with the Recorder of Deeds of Cook County on October 23, 1995 as document number 95738626;

WHEREAS, the Trustee reserved onto itself the right from time to time to amend the Declaration and the Plat (as defined in the Declaration);

WHEREAS, the Trustee does hereby exercise its right to so amend the Declaration and the Plat;

NOW, THEREFORE, the Trustee, pursuant to rights granted to it under the Declaration and for the purposes above set forth,

DECLARES AS FOLLOWS:

1. That Page 1 of the Plat, being Exhibit A to the Declaration, is hereby amended by the substitution therefore of Amended Page 1 in its place and stead. Such Amended Page 1 is attached hereto and made a part hereof.

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2. That the Plat, being Exhibit A to the Declaration, is hereby amended by the addition thereto of a Page 5 to the Plat where no Page 5 previously existed. Such Page 5 is attached hereto and made a part hereof.

3. That Page 9 of the Declaration is hereby amended by the deletion of the last sentence contained in Paragraph 3.0 and replacing same with the following, " The Limited Common Elements shall include, but shall not be limited to, the following: (a) the interior surface of the perimeter walls, ceilings and floors which define the boundary planes of a Unit; (b) perimeter doors and windows which serve exclusively a single Unit; (c) any system or component part thereof (including, without limitation, the furnaces, boilers, fittings, housings, ducts, flues, shafts, electrical wiring, conduits and the areas or rooms containing them) which serve a Unit exclusively; (d) the patios, which shall be a Limited Common Element serving and appurtenant to Units 101, 102, 103, 104, 105, 106 and 107; (e) The balconies serving and appurtenant to Units 205, 206, 207, 208, 209, 210, 211, 212, 306/307, 308, 309, 310, 311 and 312; (f) the parking spaces appurtenant to each Unit described in Section 4.04 hereof; (g) the storage lockers appurtenant to each Unit and (h) the proposed roofdeck to be constructed no earlier than one (1) year from the date of the initial closing of the sale of Unit 306/307, the location of which is set forth in Page 5 of the Plat attached hereto and made a part hereof, serving and appurtenant to Unit 306/307."

4. This Amendment to Declaration is executed by American National Bank and Trust Company of Chicago ("American National"), as Trustee as aforesaid, in the exercise of the power and authority conferred upon and vested in it as such Trustee (and American National hereby warrants that it possesses full power and authority to execute this instrument). It is expressly understood and agreed by every person, firm or corporation hereafter claiming any interest under this Amendment to Declaration that American National, as Trustee as aforesaid, and not personally, has joined in the execution of this Amendment to Declaration for the sole purpose of subjecting the title holding interest and the trust estate under said Trust Number 118932-03 to the terms of this Amendment to Declaration; that any and all obligations, duties, covenants, indemnities and agreements of every nature herein set forth by American National, as Trustee as aforesaid, to be kept or performed, are intended to be kept, performed and discharged by the beneficiary under said Trust Number 118932-03 or its successors, and not by American National personally; and further, that no duty shall rest upon American National either personally or as such Trustee, to sequester trust assets, rentals, avails, or proceeds of any kind, or otherwise to see to the fulfillment or discharge of any obligation, express or implied, arising under the terms of this Amendment to Declaration, except where said Trustee is acting pursuant to direction as provided by the terms of said Trust Number 118932-03 after the Trustee has been supplied with funds required for the purpose. In the event of conflict between the terms of

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this paragraph and of the remainder of this Amendment to Declaration on any questions of apparent liability or obligation resting upon said Trustee, the exculpatory provision hereof shall be controlling.

IN WITNESS WHEREOF, American National Bank and Trust Company of Chicago, as Trustee as aforesaid and not individually, has caused its corporate seal to be affixed hereunto and has caused its name to be signed to these presents this 17th day of December, 1995.

American National Bank and Trust
Company of Chicago as Trustee
under a Trust Agreement dated
October 21, 1994 and known as
Trust No. 118932-03

By: [Signature]
Its Vice President

Attest: [Signature]
Its Assistant Secretary

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CONSENT OF MORTGAGEE

LaSalle Cragin Bank, F.S.B., holder of a Mortgage on the Property dated October 31, 1994 and Recorded as Document Number 94935447 hereby consents to the execution and recording of the within First Amendment to Declaration.

IN WITNESS WHEREOF, LaSalle Cragin Bank, F.S.B. has caused this Consent of Mortgagee to be executed by its duly authorized officers on its behalf this 17th day of November, 1995.

LaSalle Cragin Bank, F.S.B.

By: [Signature]
Its Commercial Bank Officer

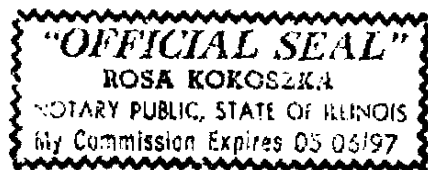
Attest: [Signature]
Its Assistant Vice President

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

The undersigned, a Notary Public in and for said County and State, do hereby certify that JANICE M. MIKEL, Commercial Banking Officer and ELIZABETH A. GROSS, Assistant Vice President, respectively of LaSalle Cragin Bank, F.S.B., personally appeared before me this day in person and acknowledged that they signed, sealed and delivered said instrument as their free and voluntary act, and as the free and voluntary act of said Bank, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, 11-17-95

[Signature]
Notary Public



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