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T#0012 TRAN 3368 12/13/96 10:10:00
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COOK COUNTY RECORDER

AMENDMENT TO DECLARATION OF CONDOMINIUM FOR THE SHIRES AT CLOCK TOWER PLACE CONDOMINIUM I

15-79-3503
This agreement made and entered into this 13 Day of Nov, 1996,
by PARKWAY BANK AND TRUST COMPANY, a corporation of Illinois as Trustee under
Trust Agreement dated June 29, 1994 and known as Trust No 10862 and not individually (the
"Trustee").

WITNESSETH:

WHEREAS, By a Declaration of Condominium (the "Declaration") recorded in the office of the Recorder of Cook County, Illinois, as Document No 95663007, the Trustee submitted certain real estate to the provisions of the Illinois Condominium Property Act (the "ACT"), and

WHEREAS, the Declaration reserves to the Developer (as defined in the Declaration) the right to change or modify the Condominium Instruments prior to the first annual meeting of Unit Owners, and

WHEREAS, the Trustee at the direction of the Developer now desires to so amend the Declaration of Condominium to correct scrivener's errors in said Declaration relating to the number of persons to be elected to the Board of Managers.

NOW THEREFORE, the Trustee does hereby amend the Declaration as follows:

1. Amending Exhibit "A" page 2 by deleting the present Exhibit "A" page 2 and in its place substituting the Exhibit "A" page 2 attached hereto

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

4. TRUSTEE EXCULPATION - This Declaration is executed by PARKWAY BANK AND TRUST COMPANY as Trustee aforesaid, in the exercise of power and authority

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conferred upon and vested in it as such Trustee (and said Trustee hereby warrants that it possessed full power and authority to execute this person, firm or corporation hereafter claiming any interest under this Declaration that said Trustee as aforesaid, and not personally has joined in the execution of this Declaration for the sole purpose of subjecting the title holding interest and the Trust estate under said Trust No. 77-22 to the terms of this Declaration, that any and all obligations, duties, covenants and agreements of every nature herein set forth by said Trustee, as aforesaid, to be kept or performed, are intended to be kept, performed said discharged by the beneficiaries under said trust or their successor, and not the said Trustee personally, and further, that no duty shall rest upon PARKWAY BANK AND TRUST COMPANY, 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 obligations, express or implied, arising under the terms of this Declaration, except where said Trustee is acting pursuant to direction as provided by the terms of said trust, and after the Trustee has first been supplied with funds required for the purpose. In the event of a conflict between the terms of this paragraph and of the remainder of the Declaration on any question of apparent liability or obligations resting upon said Trustee, the exculpatory provisions hereof shall be controlling.

IN WITNESS WHEREOF, the said PARKWAY BANK AND TRUST COMPANY, as Trustee as aforesaid and not individually, has caused its corporate seal to be affixed hereunto and name to be signed in these presents by its Vico President Trust Officer and attested by its ASSISTANT TRUST OFFICER this 3rd Day of July, 1996

PARKWAY BANK AND TRUST COMPANY
As Trustee aforesaid, and not individually.

BY

[Signature]
Vico President Trust Officer

ATTEST

[Signature]
ASSISTANT TRUST OFFICER

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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County in the State aforesaid do hereby certify that Diana Y. Peszynski AND Jo Ann Kubin

of said Bank, who are personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Vice President Trust Officer and ASSISTANT TRUST OFFICER, signed and delivered the said instrument as their own free and voluntary act and the free and voluntary act of said Bank, as Trustee as aforesaid, for the uses and purposes therein set forth and that said ASSISTANT TRUST OFFICER then and there acknowledged that he, as custodian of the corporate seal of said Bank, did affix the corporate seal of said Bank to said instrument as his own free and voluntary act and as the free and voluntary act of said Bank, as Trustee aforesaid, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 12th Day of Nov, 1996.



Luba Kohn
NOTARY PUBLIC

My commission expires:

5/22/2000

PROPERTY ADDRESS 5 south Pine and 15 South Pine Mount Prospect, Illinois

THIS INSTRUMENT PREPARED BY:

RETURN TO BOX 333 CTI

Patrick W Pontarelli
4353 W Lawrence Ave
Chicago, IL 60636

P.L.N. ~~08-12-101-001~~
~~08-12-101-015~~
~~08-12-101-017~~
~~08-12-101-018~~

08-12-101-019-02.3

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CONSENT OF MORTGAGEE

PARKWAY BANK AND TRUST COMPANY, holder of the Mortgages and Assignments of Rents dated and recorded and identified as follows:

July 5, 1994 and recorded as documents #'s 94634966 and 94634967 AND
December 17, 1994 and recorded as document #'s 04076460 and 04076461 AND
May 11, 1995 and recorded as documents #'s 95327081 and 95334643 AND
November 24, 1995 and recorded as document #'s 95851645 and 95851646.

on the premises described in the Declaration of Condominium Ownership, hereby consents to the execution and recording of the above and foregoing Amendment to Declaration of Condominium and hereby submits said Trust Deeds and Assignments of Rents, to the provisions of the above and foregoing Amendment to Declaration of Condominium, and the Condominium Property Act.

IN WITNESS WHEREOF, the said PARKWAY BANK AND TRUST COMPANY has caused this instrument to be signed by its duly authorized officers on its behalf; all done at Harwood Heights, Illinois on this 14 day of November, 1996.

PARKWAY BANK AND TRUST COMPANY

BY: Maria K. K. Wagner *Maria K. K. Wagner*

ATTEST:

Paul ...

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