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This document was prepared by
and after recording, mail to:

Steven D. Friedland
Schiff Hardin & Waite
7200 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606

97328553

BOX 408

• DEPT-01 RECORDING \$41.00
• T6666 TRAM 4827 05/09/97 12:51:00
• #0129 # SA #-97-328553
• COOK COUNTY RECORDER

This space is for RECORDER'S USE ONLY

FIRST AMENDMENT TO PARTY WALL AGREEMENT

This First Amendment to Party Wall Agreement (this "Amendment") is made and entered into as of the 25th day of April, 1997 by and between Mid-City National Bank of Chicago, as Trustee under Trust Agreement dated November 6, 1992 and known as Trust No. 2426 ("Owner No. 1") and American National Bank and Trust Company of Chicago, as Trustee under Trust Agreement dated May 26, 1994 and known as Trust No. 118338-03, Leslie S. Moy and Edward G. Tom (together "Owner No. 2").

RECITALS

- A. Owner No. 1 owns and controls the real estate legally described on Exhibit A attached hereto and by this reference made a part hereof ("Parcel No. 1"), and
- B. Owner No. 2 owns and controls the real estate legally described on Exhibit B attached hereto and by this reference made a part hereof ("Parcel No. 2");
- C. By agreement dated November 10, 1992, which agreement was recorded in the Office of the Cook County Recorder of Deeds on June 7, 1993 as Document No. 93427401 (the "Party Wall Agreement"), and the then owners of Parcel No. 1 and Parcel No. 2 entered into a Party Wall Agreement with respect to the establishment of a party wall dividing the boundary line between Parcel No. 1 and Parcel No. 2; and

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ATTN: SF

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D. Parcel No. 1 is the same property described in the Party Wall Agreement as "Parcel No. 1"; and

E. Parcel No. 2 is the same property described in the Party Wall Agreement as "Parcel No. 2"; and

F. Owner No. 1 and Owner No. 2 desire to amend the terms and provisions of the Party Wall Agreement to correct an error in the description of the location of the party wall.

AGREEMENTS

Now, therefore, in consideration of the recitals and mutual obligations of the parties herein set forth, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. All non-grammatical capitalized terms as used herein shall have the meaning ascribed to them in the Party Wall Agreement unless otherwise specifically defined herein.

2. Paragraph 2 of the Party Wall Agreement is hereby deleted in its entirety and the following shall be substituted therefor:

"2. Location of Party Wall. The Party Wall shall be located on the Boundary Line so that the center line of the Party Wall is the vertical plane that passes through the Boundary Line."

3. Except as specifically amended by this Amendment, all of the terms, conditions and provisions of the Party Wall Agreement shall be and remain in full force and effect and the same is hereby ratified and confirmed.

4. This Amendment shall inure to the benefit of, and be binding upon, the parties hereto and their successors and assigns.

5. Owner No. 1 and Owner No. 2 agree to cause this Amendment to be recorded in the Office of the Cook County Recorder of Deeds.

6. It is hereby expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the warranties, representations, covenants, indemnities, undertakings and agreements herein made on the part of either Mid-City National Bank of Chicago or American National Bank and Trust Company of Chicago (each referred to herein as "Trustee") while in form purporting to be the warranties, representations, covenants, indemnities, undertakings and agreements of said Trustee are nevertheless each and every one of them made and intended not as

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personal warranties, representations, covenants, indemnities, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally but are made and intended solely for the purpose of binding that 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 by virtue of the land trust agreement; and that no personal liability or personal responsibility is assumed by, nor shall at any time be asserted or enforceable against the Trustee on account of this instrument or on account of any warranties, representations, indemnities, covenants, undertakings or agreements in this instrument contained, either expressed or implied; all such personal liability, if any, being expressly waived and released by the other parties to this instrument and by all persons claiming by, through, or under said parties (provided however, each Trustee does hereby warrant in its individual capacity that it possesses full power and authority to execute this instrument). The parties to this instrument hereby acknowledge that under the terms of the land trust agreement the Trustee has no obligation or duties in regard to the operation, management and control of the trust premises, nor does it have any possessory interest therein; and that Trustee has no right to any of the rents, avails and proceeds from said trust premises. Notwithstanding anything in this instrument contained the Trustee is not the agent for the Beneficiary of its trust; and in the event of any conflict between the provisions of this exculpatory paragraph and the body of the instrument, the provisions of this paragraph shall control.

IN WITNESS WHEREOF, the parties have caused this Amendment to be duly executed and delivered as of the date first above written.

MID-CITY NATIONAL BANK OF
CHICAGO

AMERICAN NATIONAL BANK AND
TRUST COMPANY OF CHICAGO

By: [Signature]
Name: J. THOMAS
Its: VICE PRESIDENT AND TRUST OFFICER

By: [Signature]
Name: ANITA LOKUS
Its: TRUST OFFICER

Attest: [Signature]
Name: Joseph Q. Loker
Its: Assistant Vice President
& Trust Officer

Attest:
Attestation not required by American National
Bank and Trust Company of Chicago Bylaws
Name: _____
Its: _____

[Signature]
Edward G. Tom

[Signature]
Leslie S. Moy

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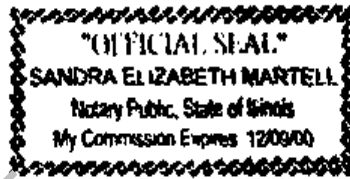
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STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

Sandra E. Martell, a notary public in and for the State and County aforesaid, do hereby certify that before me this day personally appeared Edward G. Tom, known to me to be the same person whose name is subscribed to the above and foregoing First Amendment to Party Wall Agreement and acknowledged to me that he executed and delivered the above and foregoing First Amendment to Party Wall Agreement as his free and voluntary act for the uses and purposes set forth in said First Amendment to Party Wall Agreement.

IN WITNESS WHEREOF, I have set my hand and seal this 25th day of April, 1997.

Sandra Elizabeth Martell
Notary Public



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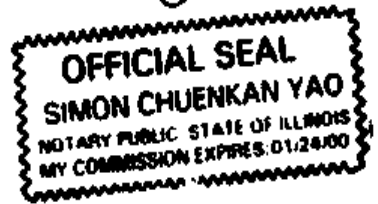
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STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, SIMON CHUENKAN YAO, a notary public in and for the State and County
afore said, do hereby certify that before me this day personally appeared Leslie S. Moy, known to me
to be the same person whose name is subscribed to the above and foregoing First Amendment to
Party Wall Agreement and acknowledged to me that he executed and delivered the above and
foregoing First Amendment to Party Wall Agreement as his free and voluntary act for the uses and
purposes set forth in said First Amendment to Party Wall Agreement.

IN WITNESS WHEREOF, I have set my hand and seal this 28th day of April, 1997.

Simon Chuenkan Yao
Notary Public



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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 before me this day in person appeared ANITA LEMMONS, personally known to me to be the TRUST OFFICER Vice President of American National Bank and Trust Company of Chicago, a banking corporation, and _____, personally known to me to be the _____ Trust Officer of said banking corporation and each and severally acknowledged that they signed and delivered the foregoing instrument in the respective capacities herein set forth, pursuant to authority given by the banking corporation, as the free and voluntary act of said banking corporation and as their own free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and seal this 30 day of APR 30 1997, 1997.



Cynthia K. Harris
Notary Public

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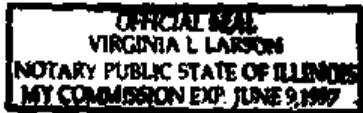
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STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, the undersigned, a notary public in and for said County, in the State aforesaid, do hereby certify that before me this day in person appeared H. THOMAS , personally known to me to be the ~~VICE PRESIDENT AND TRUSTEE~~ President of Mid-City National Bank of Chicago, a banking corporation, and Joseph O. Loker , personally known to me to be the Trust ~~Officer of said~~ ^{Assistant Vice President} banking corporation and each and severally acknowledged that they signed and delivered the foregoing instrument in the respective capacities herein set forth, pursuant to authority given by the banking corporation, as the free and voluntary act of said banking corporation and as their own free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and seal this 8th day of May, 1997.



Virginia L. Larson
Notary Public

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Article 1
Section 1

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EXHIBIT A

That part of Block 11 in South Branch Addition to Chicago in the North West 1/4 of Section 28, Township 39 North, Range 14, East of the Third Principal Meridian, described as follows: commencing at the South East corner of said Block 11, said point being also the intersection of the North line of W. 24th Place with the Westerly line of S. Wallace Street; thence North 90 degrees, 00 minutes, 00 seconds West along said North line of W. 24th Place for a distance of 186.0 feet to a point; thence North 54 degrees, 09 minutes, 42 seconds West along a line which intersects the Southerly line of S. Archer Avenue, as widened, at a point which is 228.0 feet Southwesterly of the intersection of the Westerly line of S. Wallace Street and the Southerly line of S. Archer Avenue as widened; for a distance of 57.89 feet to a point; said point being the place of beginning for the tract hereinafter described; thence North 35 degrees, 50 minutes, 18 seconds East 20.07 feet; thence North 31 degrees, 44 minutes, 50 seconds West, 1.13 feet; thence North 58 degrees, 15 minutes, 10 seconds East 81.39 feet; thence North 31 degrees, 44 minutes, 50 seconds West, 95.34 feet to a point on the Southerly line of S. Archer Avenue, as widened; thence Southwesterly along said Southerly line, which is a curve, convex to the Southeast having a radius of 2,050.0 feet for an arc distance of 147.86 feet; thence South 54 degrees, 09 minutes, 42 seconds East 124.49 feet to the place of beginning all in Cook County, Illinois.

Property Address: 2411 South Archer Avenue, Chicago, Illinois:

PIN: 17-28-112-002-0000

GEE PROPERTY

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EXHIBIT B

Block 11 in South Branch Addition to Chicago in the North West 1/4 of Section 28, Township 39 North, Range 14, East of the Third Principal Meridian, except part of said block taken for widening Archer Avenue; except Lots 6 to 9, inclusive, in said Block 11; and also except that part of Lot 5 in said Block 11, that part of Lots 8 to 13, inclusive, and that part of the vacated alley lying Southerly of and adjoining to said Lot 5 which lies Southwesterly of a straight line that extended from a point on the South line of said Lot 8, which point is 186 feet West of the West line of South Wallace Street; thence to a point in said Lot 5 which point is on the Southerly line of South Archer Avenue, as widened, and is 228 feet Southwesterly of the intersection of the Westerly line of South Wallace Street and the Southerly line of South Archer Avenue, as widened, in H. L. Stewart's resubdivision of Lots 11 to 15, inclusive, in said Block 11, and also excepting therefrom that part of said Block 11 described as follows: that part of Block 11 in South Branch Addition to Chicago in the North West 1/4 of Section 28, Township 39 North, Range 14, East of the Third Principal Meridian, described as follows: commencing at the South East corner of said Block 11, said point being also the intersection of the North line of W. 24th Place with the Westerly line of S. Wallace Street; thence North 90 degrees, 00 minutes, 00 seconds West along said North line of W. 24th Place for a distance of 186.0 feet to a point; thence North 54 degrees, 09 minutes, 42 seconds West along a line which intersects the Southerly line of S. Archer Avenue, as widened, at a point which is 228.0 feet Southwesterly of the intersection of the Westerly line of S. Wallace Street and the Southerly line of S. Archer Avenue as widened, for a distance of 57.89 feet to a point; said point being the place of beginning for the tract hereinafter described; thence North 35 degrees, 50 minutes, 18 seconds East 20.07 feet; thence North 31 degrees, 44 minutes, 50 seconds West, 1.13 feet; thence North 58 Degrees, 15 minutes, 10 seconds East 81.39 feet; thence North 31 degrees, 44 minutes, 50 seconds West, 95.34 feet to a point on the Southerly line of S. Archer Avenue, as widened; thence Southwesterly along said Southerly line, which is a curve, convex to the Southeast having a radius of 2,050.0 feet for an arc distance of 147.86 feet; thence South 54 degrees, 09 minutes, 42 seconds East 124.49 feet to the place of beginning all in Cook County, Ill no:

Property Address: 2401 South Archer Avenue, Chicago, Illinois:

PIN: 17-28-112-002-0000

TOM PROPERTY

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