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This Instrument Prepared By:
 (and after recording, please mail to)
 William S. McDowell, Jr.
 Baker & McKenzie
 130 East Randolph Drive
 Chicago, Illinois 60601

7673/0151 16 001 Page 1 of 7
1998-05-26 16:36:45
 Cook County Recorder 33.00

Above Space For Recorder's Use Only

AGREEMENT TRANSFERRING PARKING SPACES

THIS AGREEMENT is by and between James L. Tyree and Renee L. Tyree ("Unit Owner") and Dearborn-Goths Developer, L.L.C., an Illinois limited liability company ("Declarant").

WHEREAS:

A. Unit Owner owns Unit No. 1501 in The Whitney Condominium legally described in Exhibit A hereto ("Unit 1501") and Declarant, as of the date hereof owns the Units legally described in Exhibit B hereto (collectively, the "Declarant Units");

B. Pursuant to the deed from Declarant to Unit Owner conveying said Unit 1501, and in accordance with the Declaration of Condominium Ownership for said condominium (the "Declaration"), the right to the exclusive use and enjoyment of the limited common element parking space in the parking garage comprising a part of the condominium building identified as Parking Space Number 128 ("Space 128") for the benefit of Unit 1501 was assigned by Declarant to, and acquired by, Unit Owner.

C. As specified in paragraph 8(a) of the Declaration, Declarant is vested with the right to the exclusive use and enjoyment of all Parking Spaces (as defined in the Declaration) not transferred by Declarant to other Unit Owners (as defined in the Declaration) which, as of the date hereof, includes, *inter alia*, Parking Space Number 134 ("Space 134");

D. Unit Owner and Declarant desire to transfer among themselves use of the aforesaid Space 128 and Space 134, which is authorized pursuant to paragraph 8(c) of the Declaration;

NOW, THEREFORE, in consideration of the premises and the mutual agreements herein specified, Unit Owner and Declarant agree as follows:

1. Unit Owner hereby transfers and assigns to Declarant as owner of the Declarant Units the exclusive right, as established pursuant to paragraph 8(a) of the Declaration, to use Space 128.
2. Declarant hereby transfers and assigns to Unit Owner as owner of Unit 1501 the exclusive right, as established pursuant to paragraph 8(a) of the Declaration, to use Space 134.
3. Unit Owner and Declarant agree that the transfers described in paragraphs 1 and 2 above result in no change in the parties' proportional shares in the Common Elements (as defined in the Declaration).

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 : McDowell

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4 The provisions of this Agreement shall run with the land and inure to the benefit of and be binding upon the successors to the interests of Unit Owner in Unit 1501 and Declarant in the Declarant Units, respectively

5 Unit Owner and Declarant certify that a copy of this Agreement has been delivered to the Board of The Whitney Condominium Association.

6. Unit Owner and Declarant each represents and warrants to the other that except for the mortgages held by the respective mortgagees whose consents are attached hereto, the Parking Space being transferred by Unit Owner and Declarant, respectively, is free and clear of any mortgages or other liens encumbering the said Parking Space.

APR 10 1998
APR 10 day of April 1998

[Signature]
JAMES L. TYRRE
[Signature]
RENEE L. TYRRE

DEARBORN-GOETHE DEVELOPMENT L.L.C.
an Illinois limited liability company

By: *[Signature]*
Richard L. Zisoo, its Vice President

RECEIPT

The undersigned hereby acknowledge receipt of a copy of the foregoing agreement on *May 6* 1998.

Board of Directors of The Whitney
Condominium Association

By: *[Signature]*
its Vice President

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JAPAN)
 CITY OF TOKYO)
 EMBASSY OF THE UNITED STATES OF AMERICA) SS:
) SS:
)

The foregoing instrument was acknowledged before me on ^{April} ~~March~~ 10, 1998 by James L. Tyree and Rance L. Tyree.

 Notary Public
 Phillip A. Mio
 Consul of the United States of America
 duly commissioned and qualified

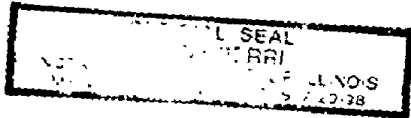
My commission expires:--

)
) SS:
)

The foregoing instrument was acknowledged before me on ^{May 6} ~~March 4~~, 1998 by Richard L. Zisocis, as Vice President of Dearborn-Goshe Development L.L.C., an Illinois limited liability company.

 Notary Public

My commission expires:



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EXHIBIT A

Legal Description of Unit 1501

Unit 1501 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 1/4 of Section 4, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois, which survey (the "Plan") 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. 97-730677 and Second Amendment recorded March 19, 1998 as Document No. 98-216407 (as so amended, the "Declaration"), together with its undivided percentage interest in the Common Elements; and

Permanent Real Estate Index Number: 17-04-218-048-1033

Common Address: 1501 North Dearborn Parkway, Unit 1501, Chicago, Illinois 60610

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EXHIBIT B

Legal Description of Declarant Units

Units 301, 308, 309, 310, 311, 401, 407, 601, 602, 605, 703, 801, 807, 907, 1001, 1002, 1005, 1007, 1101, 1107, 1201, 1202, 1206, 1207, 1301, 1302, 1303, 1306, 1307, 1401, 1403, 1405, 1406, 1407, 1502, 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 1/4 of Section 4, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois, which survey (the "Plat") 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. 97-730677 and Second Amendment recorded March 19, 1998 as Document No. 98-216407 (as so amended, the "Declaration"), together with their respective undivided percentage interests in the Common Elements;

Permanent Real Estate Index Numbers (for parcels described in Plat): 17-04-218-014, 17-04-218-015, 17-04-218-016, 17-04-218-017, 17-04-218-018, and 17-04-218-019

Common Address: 1301 North Dearborn Parkway, Chicago, Illinois 60610

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CONSENT OF MORTGAGEE OF UNIT OWNER

THE UNDERSIGNED ("Mortgagee"), for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and as holder of the mortgage recorded March 23, 1998 as Document No. 98- 225958 on the property legally described in Exhibit A to the preceding Agreement Transferring Parking Spaces, does hereby consent to the execution and recording of said agreement and agrees that said mortgage is subject to the provisions thereof.

IN WITNESS WHEREOF, Mortgagee has caused this consent to be signed by its duly authorized officer on its behalf, as of the date thereof.

CITICORP MORTGAGE, INC.
ATTORNEY-IN-FACT FOR:
CITIBANK, F.S.B.

By: [Signature]
Name: Keith E. McDonald
Title: Director of Borrower Services

MISSOURI)
STATE OF ~~ILLINOIS~~)
ST LOUIS)
COUNTY OF ~~COOK~~)

The foregoing instrument was acknowledged before me this 30th day of April, 1998, by Keith E. McDonald Director of Borrower Services of Citicorp Mortgage, Inc. Delaware Corporation.

[Signature]
Notary Public
My commission expires: 03-25-2002

KIMBERLY A. CLIPP
Notary Public - State of Missouri
County of Jefferson
My Commission Expires 03/25/2002

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CONSENT OF MORTGAGEE OF DECLARANT

THE UNDERSIGNED, LaSalle National Bank, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and as holder of the mortgage recorded August 5, 1996, as Document No. 965697090 on the property legally described in Exhibit B to the Agreement Transferring Parking Spaces, does hereby consent to the execution and recording of said Agreement and agrees that said mortgage is subject to the provisions thereof.

IN WITNESS WHEREOF, the said LaSalle National Bank has caused this consent to be signed by its duly authorized officer on its behalf, as of the date thereof.

LASALLE NATIONAL BANK

By: Tina Harris
Name: Tina M. Harris
Title: Assistant Vice President

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

The foregoing instrument was acknowledged before me this 8 day of May 1998, by Tina Harris of LaSalle National Bank, a national banking association.

Joe Rivero
Notary Public
My commission expires: 12/14/2000



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