

AMENDMENT TO DECLARATION OF PARTY WALL

This Amendment To Declaration Of Party Wall (the "Amendment") is made and entered into on this 14th day of JUNE, 1998, by and between Richard and Christine Wendy ("PARTY NUMBER ONE") and Bryan and Hayley Weinper ("PARTY NUMBER TWO").

Whereas, PARTY NUMBER ONE is the owner of that certain single family residence commonly known as 2648 North Racine in Chicago, Illinois, legally described on Exhibit A attached hereto and PARTY NUMBER TWO is the owner of that certain single family residence commonly known as 2646 North Racine in Chicago, Illinois, legally described on Exhibit B attached hereto;

Whereas, PARTY NUMBER ONE is the successor in title to American National Bank, as Trustee under Trust Agreement Dated December 6, 1991 and known as Trust Number 114858-02 and PARTY NUMBER TWO is the successor in title to American National Bank, as Trustee under Trust Agreement Dated December 13, 1988 and known as Trust Number 107155-06;

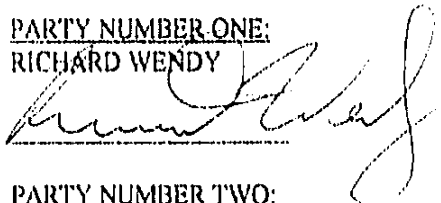
Whereas, the aforesaid predecessors in title to Party Number One and Party Number Two entered into a Declaration of Party Wall dated December 30, 1991 and recorded on June 10, 1993 as Document No. 93438823 (the "Declaration") and the parties hereto now desire, through this Amendment, to revise the Declaration;

Now therefore, the Declaration is hereby amended to add a new Paragraph No. 8 as follows:

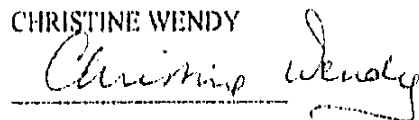
8. Notwithstanding any of the foregoing terms and provisions, the parties hereto agree that any portion of the party wall may be altered in any manner by the owner (the "altering owner") of the portion of the property upon which it is located with the written consent of the adjacent owner (the "adjacent owner"), which consent shall not be unreasonably withheld, provided that (i) such alteration shall be at the sole cost and expense of the altering owner; (ii) such alteration shall in no way impair the structural integrity or in any other way damage any portion of the party wall located upon the adjacent owner's property; (iii) the altering owner shall take all reasonable precautions and arrangements to assure that any alterations will not impair the structural integrity or otherwise damage any portion of the party wall located on the adjacent owner's property; (iv) if any alteration results in impairment to the structural integrity or in any other damage to any portion of the party wall located upon the adjacent owner's property, then the altering owner shall bear the entire cost of repair or reconstruction thereof and if the altering owner refuses or neglects to do so within a reasonable period of time, then the adjacent owner may have its portion of the party wall repaired or reconstructed and will be entitled to recover from the altering owner the cost thereof and to any remedies at law or in equity including, without limitation, attorneys fees and interest at the prevailing rate on the cost of the repair or reconstruction; and (v) the altering owner and the adjacent owner shall each, with reasonable notice to the other and under reasonable conditions, allow each other access to the other's property for the purpose of carrying out the intent of this paragraph.

In Witness Whereof, the parties hereto have caused this Amendment to be executed, effective the date first above written. This Amendment shall be recorded.

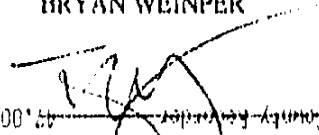
PARTY NUMBER ONE:
RICHARD WENDY



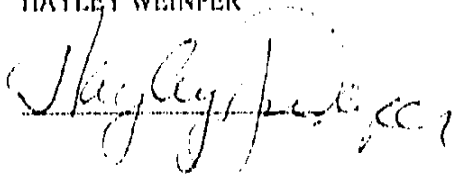
CHRISTINE WENDY



PARTY NUMBER TWO:
BRYAN WEINPER



HAYLEY WEINPER



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98525964

EXHIBIT A

PARTY NUMBER ONE
2648 NORTH RACINE AVENUE
CHICAGO, IL 60614

Lot 5 in subdivision of the east $\frac{1}{2}$ and the east 8 feet of the west $\frac{1}{2}$ of Block 1 of Ogden Sheldon and Company's Subdivision of out lot 44 of Sheffield's Addition to Chicago of Section 29, Township 40 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

P.I.N. 14-19-310-028

Property of Cook County Clerk's Office

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99525964

EXHIBIT B

PARTY NUMBER TWO
2646 NORTH RACINE AVENUE
CHICAGO, IL 60614

Lot 6 in subdivision of the east $\frac{1}{2}$ and the east 8 feet of the west $\frac{1}{2}$ of Block 1 of Ogden Sheldon and Company's Subdivision of out lot 44 of Sheffield's Addition to Chicago of Section 29, Township 40 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

P.I.N. 14-19-310-029

Property of Cook County Clerk's Office