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Cook County Recorder 55.00



98894392

AMENDMENT TO DECLARATION OF CONDOMINIUM FOR 1024 W. ARMITAGE CONDOMINIUM

This Declaration made and entered into this 28 day of September, 1998, by; BANCO POPULAR, ILLINOIS, successor to CAPITAL BANK AND TRUST OF CHICAGO, as Trustee, under Trust Agreement dated May 15, 1989 and known as Trust Number 1789, owner of Units 1, 3, 4 and A, being more than three-quarters (3/4) of all the Unit Owners of the 1024 W. Armitage Condominium, and pursuant to Paragraph 5, Section 10 of the Declaration of Condominium and Pursuant to Section 326 of the Illinois Condominium Property Act;

WITNESSETH:

WHEREAS, by Declaration of Condominium (the "Declaration") registered in the Office of the Recorder of Deeds of Cook County, Illinois, as Document No. 98591436, on the date of July 9, 1998, the real estate in the City of Chicago, County of Cook, and State of Illinois, legally described as:

RECORDING FEE 5500
DATE 10/6/98 COPIES 2
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(M) 2M

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LOT 29 IN BLOCK 1 IN JAMES MORGAN'S SUBDIVISION OF THE EAST ½ OF
BLOCK 10 OF SHEFFIELD'S ADDITION TO CHICAGO IN SECTION 32,
TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL
MERIDIAN, IN COOK COUNTY, ILLINOIS

PIN 14-32-224-064-0000
14 32 224-063-0000

was submitted to the provisions of the Illinois Condominium Property Act (the "Act"); and

WHEREAS, the owner(s) of Unit 3 desires to convey limited common element garage space G1
to the owner(s) of Unit 4 and,

WHEREAS, the owner(s) of Unit 4 desires to convey limited common element garage space G2
to the owner(s) of Unit 3,

WHEREFORE, This Amendment is made for the purpose of owner(s) of Unit 3 transferring
limited common element garage space G1 to the owner(s) of Unit 4 and for the owner(s) of Unit
4 transferring limited common element garage space G2 to the owner (s) of Unit 3

NOW, WHEREFORE, more than three-fourths (3/4) of the Unit Owners, and the owners of
Unit 3 and Unit 4, do hereby amend the Declaration of the 1024 W. Armitage Condominium, as
follows:

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1. Owner of Unit 3 transfers limited common element garage space G1 to the owner of Unit 4, and Owner of Unit 4 transfers limited common element garage space G2 to owner of Unit 3.
2. That hereafter, limited common element garage space G1 shall be designated a limited common element for the exclusive use and enjoyment of Unit 4.
3. That hereafter, limited common element garage space G2 shall be designated a limited common element for the exclusive use and enjoyment of Unit 3.
4. Except as expressly set forth herein, the Declaration shall remain in full force and effect in accordance with its original terms.

IN WITNESS WHEREOF, more than three-quarters (3/4) of the Unit Owners, aforesaid, have executed this Amendment, this 28 day of September, 1998.

UNIT OWNERS OF 1024 W. ARMITAGE CONDOMINIUM

Owner of Unit 1, 3, 4 and A

SEE RIDER ATTACHED HERETO
AND BY THIS REFERENCE
MADE A PART HEREOF

Banco Popular, Illinois

Successor to Capital Bank and Trust of Chicago, as trustee
Under Trust Agreement dated May 15, 1989 and known
As Trust Number 1789

This INSTRUMENT prepared by + mail to
D. R. RAUSCHERT
1025 W. Webster
Chicago, IL 60614

UNOFFICIAL COPY

TRUSTEE'S GENERAL EXCULPATORY EXHIBIT

This AMENDMENT TO DECLARATION OF CONDOMINIUM is executed by the Banco Popular, Illinois, As Successor Trustee to Capitol Bank & Trust, under Trust No.1789 dated MAY 15, 1989 and accepted upon the express understanding that the Banco Popular enters into the same not personally, but only as Trustee and that no personal liability is assumed by nor shall be asserted or enforced against the Banco Popular because of or on account of the making or executing this document or of anything therein contains, all such liability, if any being expressly waived, nor shall the Banco Popular be held personally liable upon or in consequence of any of the covenants of this document either expressed, or implied.

In Witness Whereof, the Banco Popular, not personally, but As Trustee aforesaid, has caused these presents to be signed by its Trust Officer and its corporate seal to be hereunder affixed and attested by its Assistant Secretary, this 22ND day of SEPTEMBER,



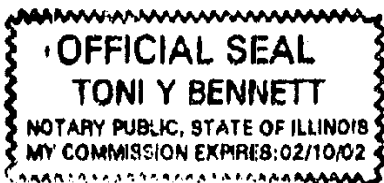
BY: Jane B. Zakrzewski
JANE B. ZAKRZEWSKI, ASSISTANT TRUST OFFICER

ATTEST: Laura Hughes
LAURA HUGHES, ASSISTANT SECRETARY

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY that the above named Trust Officer of the BANCO POPULAR, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Trust Officer and Assistant Secretary respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said Corporation for the uses and purposes therein set forth; and the said Assistant Secretary then and there acknowledged that said Assistant Secretary, as custodian of the corporate seal of said Corporation, caused the corporate seal of said Corporation to be affixed to said instrument as said Assistant Secretary's own free and voluntary act and as the free and voluntary act of said Corporation for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 22ND day of SEPTEMBER, 1998.



Toni Y Bennett
Notary Public

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CONSENT OF MORTGAGEE

BANCO POPULAR, ILLINOIS, successor to CAPITAL BANK AND TRUST COMPANY OF CHICAGO, holder of a note secured by mortgage on the property dated June 28, 1991, hereby consents to the execution and recording of the above and foregoing Amendment to Declaration of Condominium, and hereby submits said mortgage recorded on July 16, 1991, as Document No. 91351491 to the provisions of the above and foregoing Amendment to Declaration of Condominium and the Condominium Property Act.

IN WITNESS WHEREOF, the said BANCO POPULAR, ILLINOIS, successor to CAPITAL BANK AND TRUST COMPANY OF CHICAGO, has caused this instrument to be signed by its duly authorized officers on its behalf; all done at Chicago, Illinois, on this 28 day of September, 1998.

Banco Popular consents to the above direction

X Jeff Teague
Jeff Teague, V.P.

By: Jeff Teague
Its Vice President

ATTESTED:

By: Gordon V. Carlson

AMENDMENT TO DECLARATION OF CONDOMINIUM
FOR 1024 W. ARMITAGE CONDOMINIUM

This Declaration made and entered into this 28 day of September, 1998, by: BANCO POPULAR, ILLINOIS, successor to CAPITAL BANK AND TRUST OF CHICAGO, as Trustee, under Trust Agreement dated May 15, 1989 and known as Trust Number 1789, owner of Units 1, 3, 4 and A, being more than three-quarters (3/4) of all the Unit Owners of the 1024 W. Armitage Condominium, and pursuant to Paragraph 5, Section 10 of the Declaration of Condominium and Pursuant to Section 326 of the Illinois Condominium Property Act;

WITNESSETH:

WHEREAS, by Declaration of Condominium (the "Declaration") registered in the Office of the Recorder of Deeds of Cook County, Illinois, as Document No. 98591436, on the date of July 9, 1998, the real estate in the City of Chicago, County of Cook, and State of Illinois, legally

described as:

5855 A
1998
11/11/98

UNOFFICIAL COPY

LOT 29 IN BLOCK 1 IN JAMES MORGAN'S SUBDIVISION OF THE EAST ½ OF
BLOCK 10 OF SHEFFIELD'S ADDITION TO CHICAGO IN SECTION 32,
TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL
MERIDIAN, IN COOK COUNTY, ILLINOIS

PIN 14-32-224-004-0000
14 32 224 - 003 - 0000

was submitted to the provisions of the Illinois Condominium Property Act (the "Act"); and

WHEREAS, the owner(s) of Unit 3 desires to convey limited common element garage space G1 to the owner(s) of Unit 4 and,

WHEREAS, the owner(s) of Unit 4 desires to convey limited common element garage space G2 to the owner(s) of Unit 3,

WHEREFORE, This Amendment is made for the purpose of owner(s) of Unit 3 transferring limited common element garage space G1 to the owner(s) of Unit 4 and for the owner(s) of Unit 4 transferring limited common element garage space G2 to the owner (s) of Unit 3.

NOW, WHEREFORE, more than three-fourths (3/4) of the Unit Owners, and the owners of Unit 3 and Unit 4, do hereby amend the Declaration of the 1024 W. Armitage Condominium, as follows:

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1. Owner of Unit 3 transfers limited common element garage space G1 to the owner of Unit 4, and Owner of Unit 4 transfers limited common element garage space G2 to owner of Unit 3.
2. That hereafter, limited common element garage space G1 shall be designated a limited common element for the exclusive use and enjoyment of Unit 4.
3. That hereafter, limited common element garage space G2 shall be designated a limited common element for the exclusive use and enjoyment of Unit 3.
4. Except as expressly set forth herein, the Declaration shall remain in full force and effect in accordance with its original terms.

IN WITNESS WHEREOF, more than three-quarters (3/4) of the Unit Owners, aforesaid, have executed this Amendment, this 28 day of September, 1998.

UNIT OWNERS OF 1024 W. ARMITAGE CONDOMINIUM

Owner of Unit 1, 3, 4 and A

BY _____
AS FURTHER AUTHORITY HERETO
BY _____
AS FURTHER AUTHORITY HERETO

Banco Popular, Illinois

Successor to Capital Bank and Trust of Chicago, as trustee
Under Trust Agreement dated May 15, 1989 and known
As Trust Number 1789

THIS INSTRUMENT Prepared by + Mail To
D. R. RAUSCHENT
1025 W. WELCH
CHICAGO, IL 60614

UNOFFICIAL COPY

TRUSTEE'S GENERAL EXCULPATORY EXHIBIT

This AMENDMENT TO DECLARATION OF CONDOMINIUM is executed by the Banco Popular, Illinois, As Successor Trustee to Capitol Bank & Trust, under Trust No.1789 dated MAY 15, 1989 and accepted upon the express understanding that the Banco Popular enters into the same not personally, but only as Trustee and that no personal liability is assumed by nor shall be asserted or enforced against the Banco Popular because of or on account of the making or executing this document or of anything therein contains, all such liability, if any being expressly waived, nor shall the Banco Popular be held personally liable upon or in consequence of any of the covenants of this document either expressed, or implied.

In Witness Whereof, the Banco Popular, not personally, but As Trustee aforesaid, has caused these presents to be signed by its Trust Officer and its corporate seal to be hereunder affixed and attested by its Assistant Secretary, this 22ND day of SEPTEMBER, 1998



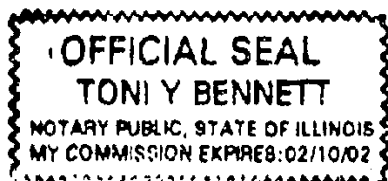
BANCO POPULAR, ILLINOIS
BY: [Signature]
JANE B. ZAKRZEWSKI, ASSISTANT TRUST OFFICER

ATTEST: [Signature]
LAURA HUGHES, ASSISTANT SECRETARY

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY that the above named Trust Officer of the BANCO POPULAR, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Trust Officer and Assistant Secretary respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said Corporation for the uses and purposes therein set forth; and the said Assistant Secretary then and there acknowledged that said Assistant Secretary, as custodian of the corporate seal of said Corporation, caused the corporate seal of said Corporation to be affixed to said instrument as said Assistant Secretary's own free and voluntary act and as the free and voluntary act of said Corporation for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 22ND day of SEPTEMBER, 1998.



[Signature]
Notary Public

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CONSENT OF MORTGAGEE

BANCO POPULAR, ILLINOIS, successor to CAPITAL BANK AND TRUST COMPANY OF CHICAGO, holder of a note secured by mortgage on the property dated June 28, 1991, hereby consents to the execution and recording of the above and foregoing Amendment to Declaration of Condominium, and hereby submits said mortgage recorded on July 16, 1991, as Document No. 91351491 to the provisions of the above and foregoing Amendment to Declaration of Condominium and the Condominium Property Act.

IN WITNESS WHEREOF, the said BANCO POPULAR, ILLINOIS, successor to CAPITAL BANK AND TRUST COMPANY OF CHICAGO, has caused this instrument to be signed by its duly authorized officers on its behalf, all done at Chicago, Illinois, on this 29 day of September, 1998.

Banco Popular consents to the above direction

X Jeff Teague
Jeff Teague, V.P.
By: Jeff Teague
His Vice President

ATTESTED:

By: Gordon V. Carlson