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

98216407



## SECOND AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR THE WHITNEY CONDOMINIUM

THIS SECOND AMENDMENT to Declaration of Condominium Ownership for The Whitney Condominium (this "Amendment"), made by Dearborn-Goethe Development L.L.C., an Illinois limited liability company ("Declarant");

#### WITMESSETH:

#### WHEREAS:

- A. By and pursuant to that certain Declaration of Condominium Ownership for The Whitney Condominium, which was recorded in Cook County, Illinois, on December 31, 1996 as Document Number 96982956, and amended by First Amendment thereto, recorded in Cook County, Illinois on October 1, 1997 as Document Number 97730677 (as 30 amended, the "Declaration"), Declarant subjected certain real estate in Cook County, Illinois, legally acceribed in the Declaration (the "Parcel") to the provisions of the Condominium Property Act of the State of Illinois (the "Act") creating thereby the condominium commonly known as The Whitney Condominium (the "Condominium") and the units legally described in Exhibit A attached hereto, and affected by this Amendment;
- B. Declarant reserved the right to amend the Declaration to complete the data on the Plat after the completion of improvements constructed on the Parcel after the recordation of the Declaration, in the manner and subject to the limitations specified in subparagraph 23(e) of the Declaration; and
- C. Declarant desires to exercise the aforesaid right to amend the Declaration as hereinafter specified;

NOW, THEREPORE, in consideration of the premises, and pursuant to and in accordance with the provisions of subparagraph 23(e) of the Declaration, Declarant does hereby amend the Declaration by replacing Pages 2, 3 and 4 of the Plan (Exhibit D to the Declaration) with Pages 2, 3 and 4, as attached hereto and made a part hereof.

EXCEPT AS AMENDED in the mining aforesaid, the Declaration remains unchanged and in full force and effect.

DATE 3/19/98

W OK 9M

Horsesta John

Property of Coof County Clerk's Office

| IN WITNESS WHEREOF, Dearbor signed to these presents by its Vice President to  | n-Goethe Development L.L.C. has caused its name to be this 2 day of January, 1998.   |
|--|--|
| Ţ  | DEARBORN, OOETHE DEVELOPMENT, L.C.   |
| 1  | Richard L. Zisook his Vice President   |
| 000  |  |
| STATE OF ILLINOIS )  |  |
| COUNTY OF COOK )   |  |
| aforesaid, DO HEREBY CERTIFY the Ric<br>Development L.L.C., an illinois limited lianth;<br>whose name is subscribed to the foregoing ins | , a Notary Public in and for said County in the State chard L. Zisook, Vice President of Dearborn-Goether company, personally known to me to be the same personaryment, as such Vice President appeared before me this diand delivered the said instrument as his own free and |
| GIVEN under my hand and notarial sea   | t this 💆 day of January, 1998.   |
| OFFIC<br>CUNN<br>NOTARY PUBLIC<br>MY COMMISSION  | IAL SEAL NORTY Publications of ILLINOIS  |
|  | Co   |
| Doc. # 98216407 Page 2 of  |  |

### CONSENT TO SECOND AMENDMENT TO DECLARATION OF CONDOMINIUM

THE UNDERSIGNED, LaSalle National Bank, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and as holder of a mortgage recorded August 5, 1996 as Document No. 96507090 on the property legally described in the foregoing Declaration of Condominium, does hereby consent to the execution and recording of the aforesaid Second Amendment to Declaration of Condominium 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 emborized officers on its behalf, all done at Chicago, Illinois, on this Pau day of January, 200/2 Ox Coot C 1998.

LASALLE NATIONAL BANK

Myles C. Milek

<del>istan</del>t Vice President

STATE OF ILLINOIS)

COUNTY OF COOK )

The foregoing instrument was acknowledged before me this \_ day of January, 1998, by Myles C. Milek as Assistant Vice President, of LaSalle National Back, a national banking association, on behalf of said association.

My commission expires: (

Doc. # 98216407 Page 3 of

### EXHIBIT A Legal Description of the Units

Units 301, 302, 303, 304, 306, 307, 308, 309, 310, 311, 401, 402, 403, 404, 405, 406, 407, 501, 502, 503, 504, 505, 506, 507, 601, 602, 603, 604, 605, 606, 607, 701, 702, 703, 704, 705, 706, 707, 801, 802, 803, 804, 805-806, 807, 901, 902, 903-904, 905, 906, 907, 1001, 1002, 1003, 1005, 1006, 1007, 1101, 1102, 1103, 1105-1106, 1107, 1201, 1202, 1203, 1205, 1206, 1207, 1301, 1302, 1303, 1305, 1306, 1307, 1401, 1402, 1403, 1405, 1406, 1407, 1501, 1502, 1503, 1505-06-07 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 Bronsor, 8 addition to Chicago; Lots 1, 2 and 3 in the subdivision of Lot 5 together with Sub Lot I of Lot / 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 225, 1/4 of Section 4, Township 39 North, Range 14 East of the Third Principal Meridian, in Cock County, Illinois, which survey (the "Plat") is attached as Exhibit "D" to the Declaration of Condon injum Ownership for The Whitney Condominium recorded in Cook County, Illinois on December 31, 1996 as Document No. 96-982956, and amended by First Amendment recorded October 1, 1997 as Document No. 97-730677 (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 17.04-218-048-1001 think 015-17-04-218-016-17-04-218-017-17-04-218-018-nnd-17-04-218-019

iengo,
Corto Common Address: 1301 North Dearborn Parkway Cojeago, Illinois 60610

1088

Doc # 98216407 Page 4 of