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SUFFOLK REGISTRY OF DEEDS
REC'D ENTS. & EXAM. ATTEST

AMENDMENT TO DECLARATION *Nov 10 12 40 PM '85*

191

OF

Paul R. Tierney
37 BEACON ST. CONDOMINIUM TRUST TRUSTEE

GILES: John R. Giles and Sarah H. Giles, Trustees of the 37 Capitol Realty Trust u/d/t dated October 31, 1984, recorded in Suffolk Registry of Deeds in Book 11233, Page 241.

CONDOMINIUM: 37 Beacon St. Condominium

CONDOMINIUM TRUST: 37 Beacon St. Condominium Trust created by Declaration of Trust dated October 31, 1984, recorded in Suffolk Registry of Deeds in Book 11233, Page 307.

TRUSTEES: John R. Giles and Sarah H. Giles

WHEREAS, GILES were the original creators of Condominium created by Master Deed dated October 31, 1984, and recorded in Suffolk Registry of Deeds in Book 11234, Page 1; and

WHEREAS, GILES are the owners of Units 1, 2, 3, 4, 6, 21, 22, 23, 24, 25, 26, 31, 32, 33, 34, 35, 36, 41, 42, 43, 44, 45, 46, 51, 52, 53, 54, 55, 56, 61, 62, 65, and 66, and the respective ninety-three and twenty-seven hundredths (93.27%) percent beneficial interest of the Units in Condominium; and

WHEREAS, John R. Giles and Sarah H. Giles were designated the original Trustees of the Condominium Trust; and

WHEREAS, Article VII, Section 7.1 of the Condominium Trust provides that the Condominium Trust may be amended with the written consent of the Unit Owners entitled to not less than sixty-seven (67%) percent of the beneficial interests; and

WHEREAS, 37 Capitol Realty Trust and Trustees are desirous of amending Condominium Trust;

NOW, THEREFORE, in consideration of One (\$1.00) Dollar and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the undersigned do hereby agree to amend the Condominium Trust as follows:

By deleting Section 2.8 of the Condominium Trust in its entirety and inserting the following paragraph in place thereof:

"Section 2.8. "Declarant" shall mean John R. Giles and Sarah H. Giles, Trustees of the 37 Capitol Realty Trust, under Declaration of Trust dated October 31, 1984, recorded with the Suffolk Registry of Deeds, in Book 11233, Page 241, the creator of the Condominium."

Except as herein expressly amended, all terms and provisions of the Condominium Trust shall remain unmodified and in full force and effect.

IN WITNESS WHEREOF, GILES as owner of the units specified in the second "WHEREAS" paragraph, and as TRUSTEES, have caused this amendment to Condominium Trust to be signed and sealed this 29th day of ~~February~~^{April}, 1985.

John R. Giles
John R. Giles, Trustee of the 37 Capitol Realty Trust

Sarah H. Giles
Sarah H. Giles, Trustee of the 37 Capitol Realty Trust

John R. Giles
John R. Giles, Trustee of the Condominium Trust

Sarah H. Giles
Sarah H. Giles, Trustee of the Condominium Trust

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, ss.

^{April}
~~February~~ 29, 1985

Then personally appeared the above-named JOHN R. GILES and SARAH H. GILES, Trustees as aforesaid, and acknowledged their execution of the foregoing instrument to be their free acts and deeds, before me,

Joanna Chino Sabag
Notary Public

My Commission Expires: 1/18/1991

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