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10-18-00

# EXHIBIT

ATTACHED TO

00817136

DOCUMENT NUMBER

SEE PLAT BOOK

Property of Cook County Clerk's Office

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00-81-01

A large, stylized handwritten signature in black ink, consisting of several overlapping loops and a long, sweeping tail.

Property of Cook County Clerk's Office

10-11-1800

A large, stylized handwritten signature in black ink, similar to the one above, with multiple overlapping loops and a long, sweeping tail.

This instrument prepared by and upon recording return to:

Zoe G. Biel, Esq.  
KLISE & BIEL, Attorneys at Law  
2112 North Clark Street  
Chicago, Illinois 60614

Address of Property:  
2135 West Roscoe Street  
Chicago, Illinois 60618

P.I.N.: 24-11-320-047-0000

GIT 4206980 3/4 mJ

SECOND AMENDMENT TO THE RECIPROCAL EASEMENT & OPERATING AGREEMENT FOR 2135 WEST ROSCOE PLACE CONDOMINIUM CHICAGO, ILLINOIS 60618

EXHIBIT ATTACHED

This space reserved for Recorder's use only.

THE SECOND AMENDMENT TO THE RECIPROCAL EASEMENT & OPERATING AGREEMENT FOR 2135 WEST ROSCOE PLACE CONDOMINIUM ASSOCIATION is made and entered into this 6<sup>th</sup> day of October, 2000 by West Roscoe Place, L.L.C., Midwest Bank and Trust Company, as Successor Trustee to Midwest Trust Services, Inc., not individually but solely as trustee, under trust agreement dated February 24, 2000, and known as trust number 00-1-7661 (hereinafter referred to as the "Owner") and Fisher Real Estate Development Corporation (hereinafter "Developer") as follows:

Witnesseth:

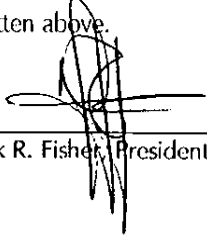
WHEREAS, a Reciprocal Easement & Operating Agreement for 2135 West Roscoe Place Condominium Association (the "Operating Agreement") has been previously recorded with the Recorder of Deeds of Cook County, Illinois as Document Number 00720865, by which 4 residential units, consisting of units 2N, 2S, 3N and 3S commonly known as 2135 West Roscoe Street, Chicago, Illinois 60618 (hereinafter referred to as the "Developer Property") was submitted to the provisions of the Condominium Act of the State of Illinois, and the 2 commercial spaces commonly known as 1N and 1S at 2135 West Roscoe Street, Chicago, Illinois 60618 (hereinafter referred to as the "Owner Property") was not submitted to the Condominium Act; and

WHEREAS, under Paragraph 13.4 of the Operating Agreement, the Developer and Owner may amend this Agreement; and

WHEREAS, Developer and Owner wish to amend this Operating Agreement by replacing the existing J-1 and J-2 with the attached Exhibit J-1 and J-2;

WHEREAS, Developer and Owner wish to modify this Operating Agreement by adding Exhibit K the Survey of the Commercial Spaces, attached hereto and made a part hereof;

IN WITNESS WHEREOF, Mark R. Fisher, President of Fisher Real Estate Development Corporation (the Developer) and Managing Member of West Roscoe Place, L.L.C., and Midwest Bank and Trust Company as Successor Trustee to Midwest Trust Services, Inc., not individually but solely as trustee under Trust Agreement dated February 24, 2000, and known as trust number 00-1-7661 (The Owner), has caused their names to be signed hereto on the day and year first written above.

By:   
Mark R. Fisher, President, Fisher Real Estate Development Corporation

2135.w.roscoe.2nd.amend.reoa.doc

RECORDING FEE 67<sup>00</sup>  
DATE 10/18/00 COPIES 4  
OK BY gm sgm

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00817136

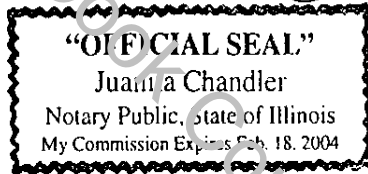
By: Jane B. Zikowski  
Midwest Bank and Trust Company as Successor  
Trustee to Midwest Trust Services, Inc., not  
Individually but solely as Trustee under Trust  
Agreement dated 2/24/2000, known as Trust  
Number 00-1-7661

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 Mark C. Fisher, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered said instrument as his free and voluntary act for the uses and purposes set forth herein.

Given under my hand and seal this 6th day of October, 2000.

Juanita Chandler  
NOTARY PUBLIC



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EXHIBIT K TO THE PROPERTY REPORT

00817136

SURVEY OF COMMERCIAL SPACES

Property of Cook County Clerk's Office

**EXHIBIT ATTACHED**

# UNOFFICIAL COPY

00817136

THIS RIDER IS ATTACHED TO AND MADE A PART OF A CERTAIN  
SECOND AMENDMENT TO THE RECIPROCAL EASEMENT  
& OPERATING AGREEMENT FOR 2135 WEST ROSCOE PLACE CONDOMINIUM  
DATED OCTOBER 6, 2000 AND EXECUTED  
BY **MIDWEST BANK AND TRUST COMPANY, AS SUCCESSOR  
TRUSTEE TO MIDWEST TRUST SERVICES, INC.**  
UNDER TRUST AGREEMENT NUMBER 00-1-7661

It is expressly understood and agreed by and between the parties hereto that each and all of the warranties, indemnities, representations, covenants, and undertakings and agreements herein made on the part of the trustee are made and intended, not as personal warranties, indemnities, representations, covenants, undertakings and agreements of **Midwest Bank and Trust Company, As Successor Trustee to Midwest Trust Services, Inc.**, but are made and intended for the sole purpose of binding the trust property, and this document is executed and delivered by said **Midwest Bank and Trust Company, As Successor Trustee to Midwest Trust Services, Inc.**, not in its' own rights, but as trustee solely in the exercise of the power that conferred upon it as such trustee and no personal liability or personal responsibility is assumed by, nor shall at any time be asserted or be enforceable against **Midwest Bank and Trust Company, As Successor Trustee to Midwest Trust Services, Inc.**, on account of any warranties, indemnities, representations, covenants, undertaking or agreement therein contained, whether expressed or implied, all such personal liability, if any, being expressly waived and released by the parties hereto and by all persons claiming by, through and under them.

County Clerk's Office