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1-26-01

EXHIBIT

ATTACHED TO

0010071878

DOCUMENT NUMBER

Box 15

SEE PLAT BOOK

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10-28-11

8781700100

Box 12

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RETURN TO: Box 15
TICOR TITLE INSURANCE
203 N. LaSALLE, STE. 1400/1510
CHICAGO, IL 60601
RE: 48153

0010071878
8002/0150 03 001 Page 1 of 13
2001-01-26 16:02:34
Cook County Recorder 87.00

THIS INSTRUMENT PREPARED
BY AND SHOULD BE RETURNED
TO:

Brian Meltzer
MELTZER, PURTILL & STELLE
1515 East Woodfield Road
Suite 250
Schaumburg, Illinois 60173-5431
(847) 330-2400

EXHIBIT ATTACHED

PINS: 14-20-127-019/036

ABOVE SPACE FOR RECORDER'S USE ONLY

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01/22/01

RECHARACTERIZATION AMENDMENT NO. 5 TO
DECLARATION FOR THE PLAZA 32 CONDOMINIUM AND PROVISIONS
RELATING TO CERTAIN NON-CONDOMINIUM PROPERTY

This Recharacterization Amendment is made and entered into by Marathon Center, Inc., an Illinois corporation ("Declarant").

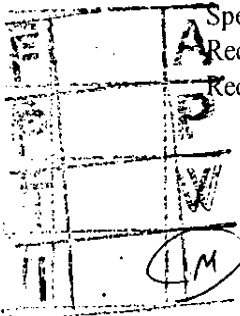
RECITALS

Declarant Recorded the Declaration For The Plaza 32 Condominium and Provisions Relating to Certain Non-Condominium Property (the "Declaration") on August 25, 2000, in the Office of the Recorder of Deeds for Cook County, Illinois, as Document No. 0065584. The Declaration affects the Premises which are legally described in Exhibit A hereto.

In Article Twelve of the Declaration, Declarant reserved the right and power to add additional portions of the Premises to the Condominium Property as "Added Property" and to submit such portions to the provisions of the Act. In Article Twelve of the Declaration, Declarant also reserved the right and power to record a Special Amendment to the Declaration.

Declarant exercised the rights and powers reserved in Article Twelve by recording the following documents:

<u>Document</u>	<u>Recording Date</u>	<u>Recording Number</u>
Recharacterization Amendment No. 1	September 22, 2000	00740314
Recharacterization Amendment No. 2	December 8, 2000	00966942
Special Amendment No. 1	December 8, 2000	00966943
Recharacterization Amendment No. 3	December 12, 2000	00974949
Recharacterization Amendment No. 4	January 12, 2001	0010033037



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DATE 1/24/01 COPIES 6
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Declarant once again desires to exercise the rights and powers reserved in Article Twelve of the Declaration.

NOW, THEREFORE, Declarant hereby amends the Declaration as follows:

1. Terms. All Terms used herein, if not otherwise defined herein, shall have the meanings set forth in the Declaration.

2. Added Premises/Amendment of Exhibit A. No additional Premises are being added by this Recharacterization Amendment No. 5.

~~3. Added Condominium Property/Amendment of Exhibit B. The portion of the Premises which is legally described in the Fifth Amendment to Exhibit B attached hereto is hereby made part of the Condominium Property as "Added Condominium Property" and is also submitted to the provisions of the Act. Exhibit B to the Declaration is hereby amended to include the Added Condominium Property which is legally described in the Fifth Amendment to Exhibit B attached hereto.~~

4. The Added Dwelling Units/Amendment of Exhibit C. Exhibit C to the Declaration is hereby amended by adding to and making a part of Exhibit C the plat of the Added Condominium Property which is attached hereto and designated as Fifth Supplement to Exhibit C. Exhibit C, as hereby amended and supplemented, identifies each Dwelling Unit in the Property and assigns to it an identifying symbol and identifies each Garage Space in the Property and assigns to it an identifying symbol.

5. Amendment of Exhibit D. To reflect the addition of the Added Dwelling Units, the list of the Undivided Interests of the Dwelling Units as shown in Exhibit D to the Declaration is hereby amended to be as set forth in the Fifth Amended and Restated Exhibit D, which is attached hereto.

6. Covenants to Run With Land. The covenants, conditions, restrictions and easements contained in the Condominium Declaration, as amended by this Supplement, shall run with and bind the Condominium Property, including the Added Property and Added Dwelling Units.

7. Continuation. As expressly hereby amended, the Condominium Declaration shall continue in full force and effect in accordance with its terms.

Dated: January 22, 2001

DECLARANT:

MARATHON CENTER, INC., an Illinois corporation

By: [Signature]
Its President

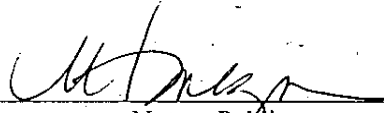
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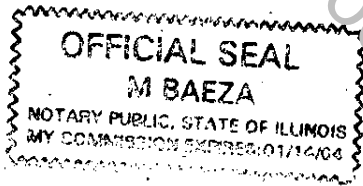
STATE OF ILLINOIS)
) SS
COUNTY OF _____)

I, Manibel Baeza, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Maurice Sanderman, President of Marathon Center, Inc., an Illinois corporation, personally known to be 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 and delivered said instrument as his 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 22 day of January, 2001.



Notary Public



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EXHIBIT A TO
DECLARATION FOR PLAZA 32 CONDOMINIUM
AND PROVISIONS RELATING TO CERTAIN NON-CONDOMINIUM PROPERTY

Premises

A. THE PREMISES:

THE NORTH HALF OF LOT 5 AND ALL OF LOT 6, 7, 8, AND 9 (EXCEPT THE NORTH 5-
17 INCHES OF THE EAST 151 FEET OF LOT 9) (EXCEPT STREET) IN BLOCK 1 IN
HAMBLETON=WESTON=AND=DAVIS SUBDIVISION OF THE SOUTH HALF OF THE
SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 20, TOWNSHIP 40
NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY,
ILLINOIS.

PORTIONS OF THE PREMISES SHALL BE CHARACTERIZED AS FOLLOWS:

1. THE COMMERCIAL PROPERTY:

NONE AT THIS TIME TO BE ADDED BY RECHARACTERIZATION
AMENDMENT OR AMENDMENTS PURSUANT TO SECTION 12.01.

2. THE RESIDENTIAL PROPERTY

THOSE PORTIONS OF THE PREMISES CONSISTING OF THE
CONDOMINIUM PROPERTY, THE TOP THREE FLOORS OF THE HALSTED
BUILDING AND THE ENTIRE DAYTON BUILDING, EXCEPT FOR THOSE
PORTIONS OF THE PUBLIC PARKING GARAGE WHICH ARE LOCATED ON
THE LOWER LEVEL OF THE DAYTON BUILDING AND THE LOADING
AREA AND ACCESS CORRIDOR LOCATED ON THE STREET LEVEL OF THE
DAYTON BUILDING:

3. NON CONDOMINIUM PROPERTY

ALL OF THE PREMISES EXCEPT THOSE PORTIONS WHICH ARE LEGALLY
DESCRIBED IN EXHIBIT B HERETO AS THE CONDOMINIUM PROPERTY.

B. THE COMMERCIAL PROPERTY COST SHARING PERCENTAGES:

NONE AT THIS TIME TO BE ADDED BY RECHARACTERIZATION AMENDMENT
OR AMENDMENTS PURSUANT TO SECTION 12.01.

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**FIFTH AMENDMENT TO EXHIBIT B TO
DECLARATION FOR THE PLAZA 32 CONDOMINIUM
AND PROVISIONS RELATING TO CERTAIN NON-CONDOMINIUM PROPERTY**

Legal Description of Condominium Property

Added Condominium Property:

PART OF DAYTON BUILDING ADDED TO PLAZA 32 CONDOMINIUM (SIXTH AND SEVENTH FLOOR)

THAT PART OF THE NORTH-HALF OF LOT 5 AND ALL OF LOT 6, 7, 8, AND 9 (EXCEPT THE NORTH 5-1/2 INCHES OF THE EAST 151 FEET OF LOT 9) (EXCEPT STREET) IN BLOCK 1 IN HAMBLETON, WESTON AND DAVIS SUBDIVISION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 20; TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS:

LYING WEST OF A LINE BEGINNING ON THE SOUTH LINE OF THE NORTH 1/2 OF SAID LOT 5, 96.90 FEET WEST FROM THE SOUTHEAST CORNER OF SAID NORTH 1/2 OF LOT 5; THENCE NORTH 0 DEGREES 21 MINUTES 24 SECONDS EAST, 222.81 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 5-1/2 INCHES OF THE EAST 151 FEET OF AFORESAID LOT 9, 95.51 FEET WEST FROM THE SOUTHEAST CORNER OF SAID NORTH 5-1/2 INCHES OF THE EAST 151 FEET, LYING ABOVE AN ELEVATION OF 77.11 (CITY OF CHICAGO DATUM) AND BELOW AN ELEVATION OF 9.44; IN COOK COUNTY, ILLINOIS.

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**FIFTH SUPPLEMENT TO EXHIBIT C TO
DECLARATION FOR THE PLAZA 32 CONDOMINIUM
AND PROVISIONS RELATING TO CERTAIN NON-CONDOMINIUM PROPERTY**

Condominium Plat

[To be attached prior to Recording]

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**FIFTH AMENDED AND RESTATED EXHIBIT D TO
DECLARATION FOR THE PLAZA 32 CONDOMINIUM
AND PROVISIONS RELATING TO CERTAIN NON-CONDOMINIUM PROPERTY**

Undivided Interests

DWELLING UNIT	STORAGE AREA	UNDIVIDED INTEREST
H- 201	S-H201	1.12%
H- 202	S-H202	1.33%
H- 203	S-H203	1.04%
H- 204	S-H204	1.04%
H- 205	S-H205	0.80%
H- 206	S-H206	0.88%
H- 207	S-H207	1.04%
H- 209	S-H209	0.74%
H- 210	S-H210	1.52%
H- 211	S-H211	1.12%
H- 212	S-H212	1.33%
H- 301	S-H301	1.17%
H- 302	S-H302	1.22%
H- 303	S-H303	1.09%
H- 304	S-H304	0.96%
H- 308	S-H308	0.82%
H- 306	S-H306	0.82%
H- 307	S-H307	1.09%
H- 308-A	S-H308	0.61%
H- 309	S-H309	0.77%
H- 310	S-H310	0.99%
H- 311	S-H311	1.17%
H- 312	S-H312	1.22%
H- 401	S-H401	1.25%
H- 402	S-H402	1.33%
H- 403	S-H403	1.14%
H- 404	S-H404	1.04%
H- 405	S-H405	0.85%
H- 406	S-H406	0.85%
H- 407	S-H407	1.14%
H- 408	S-H408	0.85%
H- 409	S-H409	0.80%
H- 410	S-H410	1.04%
H- 411	S-H411	1.22%
H- 412	S-H412	1.30%
D- 301	S-D301	1.28%
D- 302	S-D302	1.22%
D- 303	S-D303	1.06%
D- 304	S-D304	1.06%
D- 305	S-D305	0.90%
D- 306	S-D306	0.77%
D- 308	S-D308	1.14%

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DWELLING UNIT	STORAGE AREA	UNDIVIDED INTEREST
D- 309	S-D309	1.60%
D- 310	S-D310	0.74%
D- 311	S-D311	1.25%
D- 312	S-D312	1.22%
D- 401	S-D401	1.20%
D- 402	S-D402	1.22%
D- 403	S-D403	0.96%
D- 404	S-D404	1.06%
D- 405	S-D405	0.82%
D- 406	S-D406	0.77%
D- 407	S-D407	0.82%
D- 408	S-D408	1.14%
D- 409	S-D409	0.96%
D- 410	S-D410	0.74%
D- 411	S-D411	1.17%
D- 412	S-D412	1.22%
D- 501	S-D501	1.25%
D- 502	S-D502	1.28%
D- 503	S-D503	1.01%
D- 504	S-D504	1.12%
D- 505	S-D505	0.85%
D- 506	S-D506	0.80%
D- 507	S-D507	0.85%
D- 508	S-D508	1.20%
D- 509	S-D509	1.01%
D- 510	S-D510	0.77%
D- 511	S-D511	1.22%
D- 512	S-D512	1.28%
D- 601	S-D601	1.36%
D- 602	S-D602	1.36%
D- 603	S-D603	1.01%
D- 604	S-D604	1.12%
D- 605	S-D605	0.85%
D- 606	S-D606	0.80%
D- 607	S-D607	0.85%
D- 608	S-D608	1.20%
D- 609	S-D609	1.01%
D- 610	S-D610	0.77%
D- 611	S-D611	1.28%
D- 612	S-D612	1.28%
D- 701	S-D701	1.41%
D- 702	S-D702	1.41%
D- 703	S-D703	1.04%
D- 704	S-D704	1.17%
D- 705	S-D705	0.88%
D- 706	S-D706	0.82%
D- 707	S-D707	0.88%
D- 708	S-D708	1.28%
D- 709	S-D709	1.04%
D- 710	S-D710	0.80%

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DWELLING UNIT	STORAGE AREA	UNDIVIDED INTEREST
D- 711	S-D711	1.36%
D- 712	S-D712	1.36%
		100.00%

Note: The balance of the Storage Areas will be assigned as Dwelling Units are added.

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