

# EXHIBII

ATTACHED TO

# 0010147010

DOCUMENT NUMBER

2-23-01

SEE PLAT BOOK



THIS INSTRUMENT PREPARED BY AND SHOULD BE RETURNED TO:

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PINS:14-20-/27-019/036

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9391/0082 32 801 Page 1 of 12 2001-02-23 15:18:02 Cook County Recorder 83.80

ABOVE SPACE FOR RECORDER'S USE ONLY

# EXHIBIT ATTACHED

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02/05/01

# RECHARACTERIZATION AMENDMENT NO. 6 TO DECLARATION FOR THE PLAZA 32 CONDOMINIUM AND PROVISIONS RELATING TO CEPTAIN 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. 00659534. 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 swornit such portions to the provisions of the Act. In Article Twelve of the Declaration, Declarant a'so 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:

DATE ZZZJOJ COPIES C  TK BY ZM IZPO		Document Recharacterization Amendment No. 1 Recharacterization Amendment No. 2 Special Amendment No. 1 Recharacterization Amendment No. 3 Recharacterization Amendment No. 4 and Special Amendment No. 2 Recharacterization Amendment No. 5	Recording Date September 22, 2000 December 8, 2000 December 8, 2000 December 12, 2000 January 12, 2001 January 26, 2001	
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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. <u>Terms.</u> 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. 6.
- 3. Added Condominium Property/Amendment of Exhibit B. The portion of the Premises which is legally described in the Sixth 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 Sixth Amendment to Exhibit B attached hereto.
- 4. The Added Dwelling Unite'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 Sixth 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 Sixth 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. <u>Continuation</u>. As expressly hereby amended, the Condominium Declaration shall continue in full force and effect in accordance with its terms.

Dated: february, 2001

**DECLARANT:** 

MARATHON CENTER, INC., an Illinois corporation

By:\_

Its

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STATE OF ILLINOIS )	•
COUNTY OF )	
I, <u>Manbel Brieza</u> , a Notary Public	in and for said County in the State aforesaid
uo necesy certify that [[[aurice 3 anderman.	Tresident of Marathon Center Inc
an Illinois corporation, personally known to be to be the foregoing instrument, appeared before me this day in personal transfer of the contract of the contra	same person whose name is subscribed to the
delivered sad instrument as his own free and voluntary	act, and acknowledged that he signed and act, and as the free and voluntary act of said
corporation, for the uses and purposes therein set forth.	to the second second voice and second second
GIVEN under my hand and Notarial seal this 7	the day of February 2001.
The state of the s	day of
9	
Ox	WI men-
gramma, and a second	Notary Public
OFFICIAL SEAL CIL	
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NOTARY PLOUES STATE OF ILLINOIS	
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#### **CONSENT OF MORTGAGEE**

Corus Bank, N.A., which is the holder of a first mortgage dated as of June 30, 1999 and recorded in the Office of the Recorder of Deeds of Cook County, Illinois on July 15, 1999, as Document No. 99678971, with respect to the Premises, hereby consents to the recording of this Recharacterization Amendment to the Declaration and agrees that its mortgage shall be subject to the terms of the Declaration, as amended by this Recharacterization Amendment.

terms of the Declaration, as amended by this i	Recharacterization Amendment.
Dated: $\frac{2/8}{}$ , 2001	
	CORUS BANK, N.A.
900	By: Dal Fail
ATTEST:	Its: AVP
Its: LLO	
(SEAL)	_
	County
STATE OF ILLINOIS )	9
) SS	$\mathbb{C}_{2}$
COUNTY OF Cook )	Clark
certify that Van Fartas and David E	y Public in and for said County and State, do hereby
Secretary of Corus Bank, N.A., appeared before signed, sealed and delivered the within instrumtion voluntary act of Corus Bank, N.A., for the uses	re me this day in person and acknowledged that they tent as their free and voluntary act, and as the free and s and purposes therein set forth.
GIVEN under my hand and Notarial Se	
•	Love Odeshor
	Notary Public

OFFICIAL SEAL
ROSE ODESHOO
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES:03/12/02

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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 5-1/2 INCHES OF THE EAST 151 FEET OF LOT 9) (EXCEPT STREET) IN BLOCK 1 IN HAMPLETON WESTON AND DAVIS SUBDIVISION OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 20, TOWNSHIP 40 NORTH, CANGE 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 PE ADDED BY RECHARACTERIZATION AMENDMENT OR AMENUMENTS 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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### SIXTH 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 (EIGHTH 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 WISTON 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 THEO 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 FEST TO A POINT ON THE SOUTH LINE OF THE NORTH 5-1/2 INCHES OF THE EAST 151 FEST OF AFORES, ID 1 OT 9, 95.51 FEET WEST FROM THE SOUTHEAST CORNER OF SAID NORTH 5-1/2 INCHES OF THE EAST 151 F. ET, LYING ABOVE AN ELEVATION OF 96.44 (CITY OF CHICAGO DATUM) AND BELOW AN ELEVATION OF 100.11, IN COOK COUNTY, ILLINOIS;

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## SIXTH 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] Property of Cook County Clerk's Office

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

#### **Undivided Interests**

<b>DWELLING</b>	STORAGE	UNDIVIDED	
UNIT	AREA	INTEREST	
H- 201	S-H201	0.98%	
H- 202	S-H202	1.17%	
H- 203	S-H203	0.91%	
H- 204	S-H204	0.91%	
H- 205	S-H205	0.70%	
H- 206	S-H206	0.77%	
H- 207	S-H207	0.91%	
H- 209	S-H209	0.66%	• *
H- 210	S-H210	¹ 1.34%	
H- 211	S-H211	0.98%	
4-212	S-H212	1.17%	
H- 301	S-H301	1.03%	
H- 302	S-H302	1.08%	
H- 303	S-H303	0.96%	
H- 304	S-H304	0.84%	
H- 308	S-H308	0.73%	
H- 306	S-H306	0.73%	
H- 307	S-H3 J7	0.96%	
H- 308-A	S-H308	0.52%	
H- 309	S-H309	0.68%	
H- 310	S-H310	0.87%	
H- 311	S-H311	1.03%	
H- 312	S-H312	1.03%	
H- 401	S-H401	1.10%	<b>L</b>
H- 402	S-H402	1.17%	<b>Έ</b> ,
H- 403	S-H403	1.01%	0.1
H- 404	S-H404	0.91%	0.
H- 405	S-H405	0.75%	() <sub>x</sub>
H- 406	S-H406	0.75%	Office
H- 407	S-H407	1.01%	10-
H- 408	S-H408	0.75%	0
H- 409	S-H409	0.70%	
H- 410	S-H410	0.91%	
H- 411	S-H411	1.08%	
H- 412	S-H412	1.15%	
D- 301	S-D301	1.13%	
D- 302	S-D302	1.08%	
D- 303	S-D303	0.94%	
D- 304	S-D304	0.94%	
D- 305	S-D305	0.80%	
D- 306	S-D306	0.68%	
D- 308	S-D308	1.01%	
D- 309	S-D309	1.41%	!
D- 310	S-D310	0.66%	•

DWELLING *		UNDIVIDED	
UNIT	AREA	INTEREST	
D- 311	S-D311	1.10%	
D- 312	S-D312	1.08%	
D- 401	S-D401	1.05%	
D- 402	S-D402	1.08%	
D- 403	S-D403	0.84%	
D- 404	S-D404	0.94%	
D- 405	S-D405	0.73%	•
D- 406	S-D406	0.68%	
D- 407	S-D407	0.73%	
D- 408	SD408	1.01%	•
D- 409	S-D409	0.84%	
D- 410	S-D410	0.66%	
D- 411	S-D411	1.03%	
D- 412	S-D412	1.08%	
D- 501	S-D501	1.10%	
D- 502	S-D502	1.13%	. 🗨
D- 503	S-D503	0.89%	***
D- 504	S-D504	0.98%	<u> </u>
D- 505	S-D505	0.75%	7d*
D- 506	S-D506	0.70%	*
D- 507	3-D507	0.75%	1014701
D- 508	S-D508	1.05%	=
D- 509	S-0509	0.89%	8
D- 510	S-D5 (0)	0.68%	<u>U</u>
D- 511	S-D511	. 1.08%	
D- 512	S-D512	1.13%	-
D- 601	S-D601	1.20%	
D- 602	S-D602	1 20%	
D- 603	S-D603	0.89%	
D- 604	S-D604	0.989	<b>&gt;</b>
D- 605	S-D605	0.75%	
D- 606	S-D606	0.70%	S
D- 607	S-D607		
D- 608	S-D608	1.05%	U <sub>x</sub>
D- 609	S-D609	0.89%	
D- 610	S-D610	0.68%	OFFICO
D- 611	S-D611	1.13%	()
D- 612	S-D612	1.13%	
D- 701	S-D701	1.24%	
D- 702	S-D702	1.24%	
D- 703	S-D703	0.91%	
D- 704	S-D704	1.03%	
D- 705	S-D705	0.77%	
D- 706	S-D706	0.73%	
D- 707 D- 708	S-D707	0.77%	
D- 708 D- 709	S-D708 S-D709	1.13%	
D- 709 D- 710	S-D709 S-D710	0.91% 0.70%	
D- 710 D- 711	S-D710 S-D711	1.20% ·	
D- 711 D- 712	S-D711 S-D712	1.20%	
	J-0112	1.20/0	

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DWELLING	STORAGE	UNDIVIDED
UNIT	AREA	INTEREST
D- 801	S-D801	1.24%
D- 802	S-D802	1.24%
D- 803	S-D803	0.94%
D- 804	S-D804	1.03%
D- 805	S-D805	0.77%
D- 806	S-D806	0.73%
D- 807	S-D807	0.77%
D- 808	S-D808	1.13%
D- 809	S-D809	0.94%
D- 810	S-D810	0.70%
D- 811	S-D811	1.20%
D- 812	S-D812	<u>1.20</u> %
		100.00%

reas will b.

Of Coot Columns Clarks Office Note: The balance of the Storage Areas will be assigned as Dwelling Units are added.

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# EXHIBIT ATTACHED