



This Instrument prepared by
and return to after recording:

The Heritage at Millennium Park, LLC
445 West Erie Street, Suite 210
Chicago, Illinois 60610

COVENANT

Know all men by these presents that the undersigned, The Heritage at Millennium Park, LLC, a Delaware limited liability company, owner of the title to the property legally described as follows:

SEE LEGAL DESCRIPTION ATTACHED HERETO
AND MADE A PART HEREOF AS EXHIBIT "A"

Commonly known as: 30 North Garland Court, Chicago, Illinois
Permanent Index Numbers: 17-10-309-001-0000
17-10-309-003-0000
17-10-309-010-0000
17-10-309-011-0000
17-10-309-004-0000
17-10-309-005-0000
17-10-309-006-0000
17-10-309-007-0000
(collectively, hereinafter referred to as "Property")

does hereby covenant and agree for itself, its successors and assigns, that the maintenance and repair of the common sewer lines located anywhere on the Property from the point of connection to the sewer main in the public street shall be the responsibility of the owners of the Property from time to time including, without limitation, the owners of the three hundred fifty-six (356) residential condominium units and the six hundred four (604) parking units to be constructed on the Property as approved by the City of Chicago, as amended from time to time, and shall not be the responsibility of the City of Chicago. The undersigned further states that this covenant shall run with the land and shall be binding upon all subsequent grantees. Notwithstanding the foregoing, at such time as the condominium association for the three hundred fifty-six (356) residential condominium units and the six hundred four (604) parking units on the Property is formed, this covenant will be deemed to be amended and restated and binding upon the condominium association and the undersigned thereafter shall be forever released and discharged from its obligations and liability hereunder.

This covenant is made to induce the City of Chicago to furnish sewer and water service to the Property.

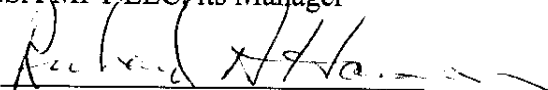
UNOFFICIAL COPY

This covenant is dated this 10 day of July, 2003.

THE HERITAGE AT MILLENNIUM PARK, LLC,
a Delaware limited liability company

By: THE HERITAGE AT MILLENNIUM PARK
MEZZANINE, LLC, its Sole Member and Manager

By: MESA MPT, LLC, its Manager

By: 

Name: Richard A. Hanson

Its: Manager

Property of Cook County Clerk's Office

UNOFFICIAL COPY

STATE OF ILLINOIS)
) S
COUNTY OF COOK)

I, the undersigned, a Notary Public, in and for said County, in the State aforesaid, do hereby certify that Richard A. Hanson, the manager of Mesa MPT, LLC, which is the manager of The Heritage at Millennium Park Mezzanine, LLC, which is the sole member and manager of The Heritage at Millennium Park, LLC, 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 the said instrument as his own free and voluntary act and as the free and voluntary act of said limited liability companies, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 15th day of July, 2003.

Shawn Hunt

Notary Public

My Commission Expires:

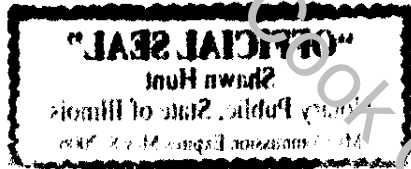
May 8, 2006



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EXHIBIT A

LEGAL DESCRIPTION OF THE PREMISES

Parcel 1:

THE WEST ½ OF LOT 1 IN BLOCK 12 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL 1/4 OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Parcel 2:

THE EAST ½ OF LOT 1 IN BLOCK 12 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL 1/4 OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Parcel 3:

LOT 2 IN BLOCK 12 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL 1/4 OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Parcel 4:

LOT 3 IN BLOCK 12 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL 1/4 OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Parcel 5:

LOT 4 IN BLOCK 12 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL 1/4 OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Parcel 6:

LOT 5 IN BLOCK 12 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL 1/4 OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Parcel 7:

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LOT 6 IN BLOCK 12 IN FORT DEARBORN ADDITION TO CHICAGO IN THE
SOUTHWEST FRACTIONAL 1/4 OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14.
EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS-

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