

TENANCY BY THE ENTIRETY

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SPECIAL WARRANTY DEED

01040068/SS/1463

THIS INDENTURE, made this 30th day of March, 2004 between River Village Townhomes, LLC, a limited liability company created and existing under and by virtue of the laws of the State of Delaware and duly authorized to transact business in the State of Illinois, whose business address is c/o The Enterprise Companies, 600 W.



Doc#: 0409711296 Eugene "Gene" Moore Fee: \$32.00 Cook County Recorder of Deeds Date: 04/06/2004 03:07 PM Pg: 1 of 5

Chicago Avenue, Suite 570, Chicago, Illinois 60610, party of the first part, and Jay C. Kim and Aeryun Kim, whose address is: 1341 North Burling Street, Chicago, Illinois 60610, party of the second part, WITNESSETH, that the party of the first part, for and in consideration of the sum of Ten and No/100 ---- (\$10.00) ---- Dollars and other good and valuable consideration, in hand paid, and pursuant to authority given by the Managers of said limited liability company, by these presents does REMISE, RELEASE, ALIEN AND CONVEY unto the party of the second part, and to their heirs and assigns FOREVER, not as tenants in common, or tenants by the entirety, but as joint tenants, all the following described land, situated in the County of Cook and State of Illinois known and described as follows, to-wit:

NOT IN JOINT TENANCY BUT IN TENANCY BY THE ENTIRETY.

See Exhibit A attached hereto and made a part hereof.

Subject to: See Exhibit B attached hereto and made a part hereof.

Together with all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim or demand whatsoever, of the party of the first part, either in law or in equity, of, in and to the above described premises, with the hereditaments and appurtenances: TO HAVE AND TO HOLD the said premises as above described, with the appurtenances, unto the party of the second part, its heirs and assigns forever.

Party of the first part also hereby grants to the party of the second part, its successors and assigns, as rights and easements appurtenant to the above-described real estate, the rights and easements for the benefit of said property set forth in the Declaration of Easements, Restrictions, and Covenants for River Village Townhomes Homeowner Association, aforesaid, and party of the first part reserves to itself, its successors and assigns, the rights and easements set forth in said Declaration for the benefit of the remaining property described therein.

This deed is subject to all rights, easements, covenants, conditions, restrictions and reservations contained in said Declaration the same as though the provisions of said Declaration were recited and stipulated at length herein.

And the party of the first part, for itself and its successors, does covenant, promise and agree, to and with the party of the second part, its heirs and assigns, that it has not done or suffered to be done, anything whereby the said premises hereby granted are, or may be, in any manner encumbered or charged, except as herein recited; and that the said premises, against all persons lawfully claiming, or to claim the same, by, through or under it, it WILL WARRANT AND FOREVER DEFEND.

After Recording Return to: Michelle Laiss 1530 West Fullerton Chicago, Illinois 60611


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IN WITNESS WHEREOF, said party of the first part has caused its name to be signed to these presents by its authorized Agent, the day and year first written above.

River Village Townhomes, LLC, a Delaware limited liability company

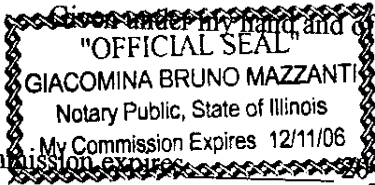
By: EDC River Village Townhomes, LLC
a Delaware limited liability company, a Manager

By: EDC Management, Inc.,
an Illinois corporation, its Manager


By: 
Name: Ronald B. Shipka, Jr.
Title: President

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 Ronald B. Shipka Jr., personally known to me to be the President of EDC Management, Inc., an Illinois corporation, the Manager of EDC River Village Townhomes, LLC, a Delaware limited liability company, the Manager of River Village Townhomes, LLC, a Delaware limited liability company, and 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 as such President, he signed and delivered the said instrument, as his 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 official seal, this 30th day of March, 2004.


NOTARY PUBLIC

This instrument was prepared by: Mary B. Koberstein, Esq.
Centrum Properties, Inc.
225 West Hubbard, 4th Floor
Chicago, IL 60610

Send Subsequent Tax Bills To:

X Dr. Jay C. Kim
1044 N. Kensington
Chicago IL 60640

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Exhibit A

Legal Description

PARCEL 1: (To be known as Lot 41 in River Village Subdivision)

That part of Lots 1 to 4, both inclusive, in Marshall and Others Subdivision of Lots 11 to 17, both inclusive in Block 96 in Elston's Addition to Chicago together with Lots 18 to 20, both inclusive, and a part of Lot 21 in Block 96 in Elston's Addition to Chicago in Section 4, Township 39 North, Range 14, East of the Third Principal Meridian, described as follows: Beginning at a point on the Southwesterly line of North Kingsbury Street at a point 1124.79 feet Northwesterly of the intersection of said Southwesterly line of N. Kingsbury Street and the West line of North Larrabee Street; thence Southwesterly, along a line forming an angle of 89 degrees, 57 minutes, 58 seconds, as measured from Northwest to Southwest with the Northwesterly line of Kingsbury Street, 42.42 feet; thence Northwesterly, at right angles to the last described line, 20.29 feet; thence Northeasterly, along a line forming an angle of 83 degrees, 58 minutes, 40 seconds, as measured from Southeast to Northeast, 0.83 feet; thence Northwesterly, along a line forming an angle of 83 degrees, 58 minutes, 40 seconds, as measured from Southwest to Northwest, 0.81 feet; thence Northeasterly, at right angles to the last described line, 41.58 feet to the Southwesterly line of N. Kingsbury Street; thence Southeasterly, 21.00 feet to the point of beginning, in Cook County, Illinois.

PARCEL 2:

Non-exclusive easements for use, enjoyment, ingress and egress for the benefit of Parcel 1 aforesaid, as created by the Declaration of Easements, Restrictions and Covenants for River Village Townhomes Homeowners Association dated August 15, 2003 and recorded August 19, 2003 as Document No. 0323139068, as amended from time to time.

Address of Property: 1014 N. Kingsbury Street, Chicago, Illinois 60610


Permanent Index Numbers: 17-04-300-004-0000, 17-04-300-005-0000, 17-04-300-006-0000,
17-04-300-021-0000, 17-04-316-005-0000, 17-04-316-007-0000,
17-04-316-008-0000 and 17-04-316-009-0000.


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Exhibit B Permitted Exceptions


1. General Real Estate Taxes not yet due and payable;
2. Special taxes or assessments for improvements not yet completed and other assessments or installments thereof not due and payable;
3. Rights of City of Chicago to maintain facilities located on the land as disclosed by maps from the City of Chicago Water and Sewer Department dated October 17, 1967;
4. Easement Agreement made by and between MW-CPAG Holdings, LLC and River Village Townhomes, LLC recorded July 19, 2002 as Document 0020790567, as amended by First Amendment thereto dated July 2, 2003 and recorded July 3, 2003 as Document 0218407009, granting a perpetual non-exclusive easement over, across or under townhomes Parcel common areas for the provisions of electric, water, gas and other utilities to serve the Marina Parcel; for maintenance, use and operation of and to serve any of the Marina improvements; ingress and egress to and from the Marina Parcel through the Townhomes Parcel common areas; temporary easement over Townhomes Parcel common areas to permit the construction of the Marina improvements constructed by MW-CPAG Holdings, LLC on the Marina Parcel; maintenance of the sea wall; and the terms, provisions, conditions and limitations as set forth therein;
5. Easements as created by Easement Agreement made by and between MW-CPAG Holdings, LLC and River Village Townhomes, LLC, recorded July 19, 2002 as Document 0020790568 as follows:
 - A. A perpetual non-exclusive easement over, across or under Phase I common areas, more particularly described on Exhibit "A" attached thereto, for the provision of electric, water, gas and other utilities to serve the Phase I Parcel more particularly described on Exhibit "B" attached thereto; and for the maintenance use and operation of and to serve any improvements constructed on the Phase 2 Parcel; and ingress and egress to and from Phase 2 Parcel thorough the Phase I common areas; and
 - B. Temporary easement over the Phase I common areas as is necessary to permit construction of any improvements on the Phase 2 Parcel;
 And the terms, conditions and provisions as set forth therein.
6. Covenants and Restrictions (but omitting any such Covenant or Restriction based on race, color, religion, sex, handicap, familial status or national origin unless and only to the extent that said covenant (A) is exempt under Chapter 42, Section 3607 of The United States Code or (B) relates to handicap but does not discriminate against handicapped persons), relating to use, density, open space restrictions; zoning control; covenant of cooperation; covenant to complete relationship to amend planned unit development; and building materials contained in the Declaration of Covenants, Conditions and Restrictions entered into by MW-CPAG Holdings, LLC and River Village Townhomes, LLC dated as of June 28, 2002 and recorded July 19, 2002 as Document 0020790565, and amended by First Amendment thereto dated July 2, 2003 and recorded July 3, 2003 as Document 0318407008, which does not contain a reversionary or forfeiture clause;
7. Temporary Easement and Completion Agreement recorded July 19, 2002 as Document 0020790564 made by and between MW-CPAG Holdings, LLC and River Village Townhomes, LLC, on, over and across the land for ingress and egress; performance of the excavation and grading work; the temporary storage of materials; and any other activities in connection with the performance of the excavation and grading work, and the terms and conditions as set forth therein.
8. Terms, provisions, conditions and limitations set forth in a tax Parcel division and reparation agreement recorded July 19, 2002 as Document 0020790566 made by and between MW-CPAG Holdings, LLC and River Village Townhomes, LLC;
9. Covenants, conditions and restrictions set forth in Covenant dated January 16, 2003 and recorded January 16, 2003 as Document 0030080068 by River Village Townhomes, LLC and MW-CPAG Holdings, LLC, made to induce the City of Chicago to furnish sewer and water service;
10. Rights of adjoining owner or owners to the concurrent use of the easements set forth therein; and
11. Terms, provisions and conditions relating to the easement described as Parcel 2 contained in the instrument creating such easement.

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STATE TAX	STATE OF ILLINOIS	# 0000007459	REAL ESTATE TRANSFER TAX
	 MAR. 26.04		0058250
	<small>REAL ESTATE TRANSFER TAX DEPARTMENT OF REVENUE</small>		FP326703

STATE TAX	STATE OF ILLINOIS	# 0000007486	REAL ESTATE TRANSFER TAX
	 APR. -2.04		0001750
	<small>REAL ESTATE TRANSFER TAX DEPARTMENT OF REVENUE</small>		FP326703

COUNTY TAX	COOK COUNTY REAL ESTATE TRANSACTION TAX	# 0000007342	REAL ESTATE TRANSFER TAX
	 APR. -2.04		0030000
	<small>REVENUE STAMP</small>		FP326657

CITY TAX	CITY OF CHICAGO	# 0000007069	REAL ESTATE TRANSFER TAX
	 APR. -2.04		0450000
	<small>REAL ESTATE TRANSACTION TAX DEPARTMENT OF REVENUE</small>		FP326675

PROPERTY OF Cook County Clerk's Office