### UNOFFICIAL COPY

THIS INSTRUMENT PREPARED BY AND SHOULD BE RETURNED TO:

Brian Meltzer MELTZER, PURTILL & STELLE, LLC 1515 East Woodfield Road, Second Floor Schaumburg, Illinois 60173-5431

ADDRESS: 151 and 171 West Wing Street

03-30-412-943-0000

Arlington Heights, Illinois 60005

PINs: 0<sup>2</sup>-29-340-024-0000 03-20-419-020-0000 03-30-419-021-0000



Doc#: 0525832052 Fee: \$98.00 Eugene "Gene" Moore RHSP Fee:\$10.00 Cook County Recorder of Deeds

Date: 09/15/2005 10:28 AM Pg: 1 of 15

ABOVE SPACE FOR RECORDER'S USE ONLY

09/01/05

F A P V I

# SPECIAL AMENDMENT TO DECLARATION FOR THE WING STREET CUMDOMINIUM AND PROVISIONS RELATING TO CERTAIN NON-CONDOMINIUM PROPERTY

This Special Amendment is made and entered into by Village Green, L.L.C., an Illinois limited liability company (the "Declarant" or the "204 Owner"), Metroscapes, LLC, an Illinois limited liability company (the "203 Owner") and consented to by The Wing Street Condominium Association, an Illinois not for prefit corporation (the "Association"). The 204 Owner and the 203 Owner shall sometimes be collectively referred to herein as the "Owners".

#### RECITALS

Declarant Recorded the Declaration for The Wing Street Condominium and Provisions Relating to Certain Non-Condominium Property (the "Declaration") on May 28, 2003, in the Office of the Recorder of Deeds for Cook County, Illinois, as Document No. 0314831023. The Declaration was recorded with respect to the real estate which is legally described in Exhibit A hereto.

In Article Twelve of the Declaration, Declarant reserved the right and power to record a Special Amendment to the Declaration to, among other things, correct errors, inconsistencies, omissions or ambiguities in this Declaration or any Exhibit thereto. Declarant desires to exercise the right and power reserved in Article Twelve to amend and replace pages of the condominium survey which were attached to the Declaration when the Declaration was initially Recorded and which contained proposed data with pages which now contain actual data.

In addition, in accordance with the provisions of Section 605/31 of the Act and with the consent of the Association, the Owners desire to combine and subdivide Unit 203 and Unit 204 into three (3) separate Units.

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#### NOW, THEREFORE, the Declaration is hereby amended 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. Amendment of Exhibit C.

- (a) To reflect the actual locations and dimensions of the Garage Spaces in the Sub-Basement, Sheet 2 of the Plat which was attached to the Declaration when the Declaration was initially Recorded, is hereby amended, restated and replaced with Revised Sheet 2 of the Plat which is attached hereto.
- (b) To reflect the subdivision of what were Units 203 and 204 into the what will now be Units 203, 204A and 204B (the "Reconfigured Units"), and to show the actual layout, dimensions and location of the Reconfigured Units, Sheet 4 of the Plat, which was attached to Recharacterization Amendment No. 1 to the Declaration when Recharacterization Amendment No. 1 to the Declaration was initially Recorded, is hereby amended, restated and replaced with Revised Sheet 4 of the Plat which is attached hereto. The air space between the Reconfigured Units, as shown on Revised Sheet 4 of 6 attached hereto is hereby made part of the Common Elements. The Limited Common Elements, including the Exclusive Limited Common Elements, which were appurtenant to Unit 203 and Unit 204 shall now be appurtenant to the Reconfigured Unit to which each such Limited Common Element is adjacent.
- 3. <u>Amendment of Exhibit D</u>. To reflect the reallocation of the Undivided Interest assigned to each of the Reconfigured Units, Exhibit D to the Declaration is hereby amended and restated to be as set forth in the Fifth Amended and Restraed Exhibit D attached hereto.
- 4. <u>Covenants to Run With Land</u>. The covenants, conditions, restrictions and easements contained in the Declaration, as amended by this Amendment, shall run with and bind the Premises, including the Condominium Property.
- 5. <u>Continuation</u>. As expressly hereby amended, the Declaration shall continue in full force and effect in accordance with its terms.

## **UNOFFICIAL COPY**

	e board of directors of the Association has approved ed and directed the President of the Association to
	DECLARANT and 204 OWNER:
	VILLAGE GREEN, L.L.C., an Illinois limited liability company
Con	1121111
DOOR CO	By: ////////////////////////////////////
Ox	203 OWNER:
C	METROSCAPES, LLC, an Illinois limited liability
0/	company
	5y W - G Hill
	Its: wadagly
	ASSOCIATION:
	WING STREET CONDOMINIUM
·	ASSOCIATION, an Illinois not for profit
	corporation

Its Secretary

STATE OF ILLINOIS )
OUNTY OF <u>Cook</u> )
I hereby certify that Mark R. Anderson the Manager of Village Green, L.L.C., an Illinois limited liability company, personally known to be to be the same person whose name is subscribed to the foregoing instrument as such Manager, 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 on behalf of said limited liability company, for the uses and purposes therein set forth.  GIVEN under my hand and Notarial seal this Aday of September, 2005.
Notary Public Notary Public Notary Public
STATE OF ILLINOIS ) ) SS. COUNTY OF <u>Cook</u> )
I hereby certify that <u>Deunis</u> <u>Hesse</u> the <u>Manager</u> of Metroscapes, LLC, an Illinois limited liability company, personally known to be to be the same person whose name is subscribed to the foregoing instrument as such, 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 on behalf of said limited liability company, for the uses and purposes therein set forth.
"OFFICIAL SEAL" Joan M. Meyer Notary Public, State of Illinois My Commission Exp. 12/30/2007

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) SS.
COUNTY OF )
I hereby certify that Michael Sochar and Patty Grivas the President and Secretary, respectively, of The Wing Street Condominium Association, an Illinois not for profit corporation, personally known to be to be the same persons whose names are subscribed to the foregoing instrument, and, as such President and Secretary, appeared before me this day in person and acknowledged that they signed and delivered said instrument as their own free and voluntary act, and as the free and voluntary act on behalf of said corporation, for the uses and purposes therein set forth.  GIVEN under my hand and Notarial seal this 8th day of September 1, 2005.
OFFICIAL SEAL JUDITH H. HICKEY NOTARY PUBLIC - STATE OF ILLINOIS MY COMMISSION EXPIRES NOVEMBER 18, 2005  Notary Public
MY COMMISSION EXPIRES NOVEMBER 18, 2005

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## **UNOFFICIAL COPY**

#### CONSENT OF MORTGAGEE

Northway State Brukwhich is the holder of a First Mortgage dated
June 89, 2004 and recorded in the Office of the Recorder of Deeds of Cook County, Illinois on July 21, 2024, as Document No. 04 203 1102 encumbering what is now Unit 203, hereby consents to the recording of this Special Amendment and agrees that its lien shall be subject to the provisions of the Declaration, as amended.
IN WITNESS WHEREOF, the undersigned has caused this Consent to be executed on Sept. 193, 2005.
Sept. 103, 2005.  Nonthway Smy Smy Spyle
ATTEST:  By: Ash Amoult.  Its PRESIDENT
Its:  SEAL  SEAL  Joan M. Meyer  Notary Public, State of Illinois My Commission Exp. 12/30/2007
STATE OF ILLINOIS ) COUNTY OF Cook
I, the undersigned, a Notary Public in and for said County and State, do hereby certify that    Seph   Toursell We   and   notary Public in and for said County and State, do hereby certify that   Toursell We   and   notary Public in and for said County and State, do hereby certify that   Toursell We   notary Public in and for said County and State, do hereby certify that   Toursell We   notary Public in and for said County and State, do hereby certify that   Toursell We   notary Public in and for said County and State, do hereby certify that   Toursell We   notary Public in and for said County and State, do hereby certify that   Toursell We   notary Public in and for said County and State, do hereby certify that   Toursell We   notary Public in and for said County and State, do hereby certify that   Toursell We   notary Public in and for said County and State, do hereby certify that   Toursell We   notary Public in and   notary
Che "Bank"), appeared before me this day in person and acknowledged that they signed, sealed and delivered the within instrument as their free and voluntary act, and as the free an voluntary act of the Bank, for the uses and purposes therein set orth.
GIVEN under my hand and Notarial Seal this 14 day of September, 2005
parmmeyer.
Notary Public

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## **UNOFFICIAL COPY**

#### **CONSENT OF MORTGAGEE**

Amcore Bank which is the holder of a First Mortgage dated
October 20, 2003 and recorded in the Office of the Recorder of Deeds of Cook County,
Illinois on November 4, 2003 as Document No. 0330842127 encumbering what is
now Unit 204A, hereby consents to the recording of this Special Amendment and agrees that its
lien shall be subject to the provisions of the Declaration, as amended.
IN WITNESS WHEREOF, the undersigned has caused this Consent to be executed on
<u>September 6</u> , 20 <u>05</u>
<b>70</b>
By: By
ATTEST: Its: Senior Vica President
Its: Vice Aposident
is. Via Hesipleul
(SEAL)
STATE OF ILLINOIS )
)SS
STATE OF ILLINOIS ) )SS COUNTY OF <u>Lake</u> )
I the undersioned a No. 10 to
I, the undersigned, a Notary Public in and for said County and State, do hereby certify that <u>Marks Atwood</u> and <u>Andrew Prunty</u> , respectively the
Sr. Vice President and Vice President of Amore Bank (the "Bank"), appeared before me this day in person and
acknowledged that they signed, sealed and delivered the within instrument as their free and
voluntary act, and as the free an voluntary act of the Bank, for the uses and purposes therein set
forth.
. <b>.L</b>
GIVEN under my hand and Notarial Seal this 6th day of September, 2005
$\mathcal{L}_{\mathcal{L}}}}}}}}}}$
OFFICIAL SEAL Notary Public
OFFICIAL SEAL Notary Public CO
THERESA A. RIZZO NOTARY PUBLIC, STATE OF ILLINOIS
i MY CUMMIRSION EYBRIES IN 9 2006 I

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# **UNOFFICIAL COPY**

#### **CONSENT OF MORTGAGEE**

Ameore Bank which is the holder of a First Mortgage dated
<u>Uctober 20</u> , 2003 and recorded in the Office of the Recorder of Deeds of Cook County,
Illinois on November 4, 2003, as Document No. 0330842127 encumbering what is
now Unit 204B, hereby consents to the recording of this Special Amendment and agrees that its
lien shall be subject to the provisions of the Declaration, as amended.
IN WITNESS WHEREOF, the undersigned has caused this Consent to be executed on September 6, 2005
ATTEST:  By: Senior Vice President
Its: Via Dosibut
(SEAL)  STATE OF ILLINOIS )  SS  COUNTY OF Lake )  I, the undersigned, a Notary Public in and for said County and State do hereby certify
STATE OF ILLINOIS )
COUNTY OF <u>Lake</u> ) SS
of the second country and party do not only country
that <u>Marks Attwood</u> and Andrew Prunty, respectively the
SR. VICE PRESIDENT and VICE PRESIDENT of
AMCORE BANK (the "Bank"), appeared before me this day in person and acknowledged that they signed spelled and delivered the within instrument and it is
acknowledged that they signed, sealed and delivered the within instrument as their free and voluntary act, and as the free an voluntary act of the Bank, for the uses and purposes therein set forth.
GIVEN under my hand and Notarial Seal this 6th day of September, 2005.
OFFICIAL SEAL THERESA A. PHIS
THERESA A. RIZZO Notary Public
NOTARY PUBLIC, STATE OF ILLINOIS MY COMMISSION EXPIRES 10-2-2006

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### **UNOFFICIAL COPY**

# EXHIBIT A TO DECLARATION FOR WING STREET CONDOMINIUM AND PROVISIONS RELATING TO CERTAIN NON-CONDOMINIUM PROPERTY

THAT PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 29 AND THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST OUARTER OF SECTION 30, TOWNSHIP 42 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF LOT 4 IN BLOCK 19 IN MINOR'S ADDITION TO DUNTON, BEING A SUBDIVISION OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 30; THENCE NORTH 89 DEGREES 50 MINUTES 49 SECONDS WEST 69.04 FEET; THENCE NORTH 00 DEGREES 16 MINUTES 47 SECONDS ALST, 132.55 FEET; THENCE SOUTH 89 DEGREES 51 MINUTES 20 SECONDS EAST, 261.90 FEET; THENCE SOUTH 89 DEGREES 21 MINUTES 53 SECONDS EAST, 39.76 FEET; THENCE SOUTH 00 DEGREES 38 MINUTES 34 SECONDS EAST, 141.79 FEET; THENCE NORTH 89 DEGREES 29 MINUTES 47 SECONDS WEST, 38.84 FEET: THENCE NORTH 89 DEGREES 29 MINUTES 47 SECONDS WEST, 131.98 FEET; THENCE NORTH 00 DEGREES 16 MINUTES 47 SECONDS EAST, 8.45 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

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#### FIFTH AMENDED AND RESTATED EXHIBIT D TO DECLARATION FOR THE WING STREET CONDOMINIUM AND PROVISIONS RELATING TO CERTAIN NON-CONDOMINIUM PROPERTY

#### **Undivided Interests**

Residential/Office	Undivided	Storage
Property Unit	Interest (%)	Area
		-
201	1.1929	
202	1.1929	
203	1.1204	
204A	1.0722	
204A 204B 205 206 207 208 210	1.0177	
205	0.8034	
206	0.7684	
207	0.3960	
208	0.9977	
210	3.5534	
	4	
301	9.7847	
302	0.6538	
303	i.8426	
304	2.0166	
305	1.2270	
306	2.5199	
307	1.1791	
308	2.2581	7
309	0.6538	Tá
310	0.7847	0,
401	0.7847	//5.
402	0.6538	· (C-
403	1.8426	
404	2.0166	
405	1.2270	K'S Office
407	1.1791	
408	2.2581	
409	0.6538	
410	0.7847	

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Residential/Office Property Unit	Undivided Interest (%)	Storage Area
501	0.7847	
502	0.6538	
503	1.8426	
504	2.0166	
505	1.2270	
506	2.5199	
507	1.1791	
508	2.2581	
509	0.6538	
510	0.7847	
0,		
601	0.7847	
602	0.6538	
603	1.8426	
604	2.0166	
605	1.2270	
607	1.1791	
602 603 604 605 607 608	2.2581	
609	0.6538	
610	0.7847	
	46	
701	0.7847	
702	0.6538	
703	1.8426	
704	2.0166 1.2270 2.5199	
705	1.2270	<b>4</b> ,
706	2.5199	,0
707	1.1791	
708	2.2581	
709	0.6538	
710	0.7847	TS OFFICE
801	0.7847	
802	1.4763	
804	2.0166	
805	1.2270	
807	1.1791	
808	2.2581	
809	0.6538	
810	0.7847	

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Residential/Office Property Unit	Undivided Interest (%)	Storage Area
901 902 903 904 905	3.4882 3.5394 2.5709 1.7537 <u>1.5888</u>	S-1 S-2
	TOTAL	100.000%

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#### ORIGINAL LEGAL DESCRIPTION OF UNITS:

UNIT 203 IN THE WING STREET CONDOMINIUM, AS DELINEATED ON A SURVEY OF THE FOLLOWING DESCRIBED TRACT OF LAND: BEING A PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 29 AND THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS; WHICH SURVEY IS ATTACHED AS EXHIBIT "C" TO THE DECLARATION FOR THE WING STREET CONDOMINIUM AND PROVISIONS RELATING TO CERTAIN NON-CONDOMINIUM PROPERTY, RECORDED IN COOK COUNTY, ILLINOIS AS DOCUMENT NUMBER 0314831023; TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS.

UNIT 204 IN THE WING STREET CONDOMINIUM, AS DELINEATED ON A SURVEY OF THE FOLLOWING DESCRIBED TRACT OF LAND: BEING A PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 29 AND THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS; WHICH SURVEY IS ATTACHED AS EXHIBIT "C" TO THE DECLARATION FOR THE WING STREET CONDOMINIUM AND PROVISIONS RELATING TO CERTAIN NON-CONDOMINUM PROPERTY, RECORDED IN COOK COUNTY, ILLINOIS AS DOCUMENT NUMBER 0314831023; TOCETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS.

#### LEGAL DESCRIPTION OF RECONFIGURED UNITS:

UNIT 203 IN THE WING STREET CONDOM'NIUM, AS DELINEATED ON A SURVEY OF THE FOLLOWING DESCRIBED TRACT OF LAND: 3°CING A PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 29 AND THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNS HIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, WHICH SURVEY IS ATTACHED AS EXHIBIT "C" TO THE DECLARATION FOR THE WING STREET CONDOMINIUM AND PROVISIONS RELATING TO CERTAIN NON-CONDOMINIUM PROPERTY, RECORDED PROONED IN COOK COUNTY, ILLINOIS AS DOCUMENT NUMBER 0314831023; TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS.

UNIT 204A IN THE WING STREET CONDOMINIUM, AS DELINEATED ON A SURVEY OF THE FOLLOWING DESCRIBED TRACT OF LAND: BEING A PART OF THE VEST HALF OF THE SOUTHWEST QUARTER OF SECTION 29 AND THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 42 NORTH, RANGE 1' SAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS; WHICH SURVEY IS ATTACHED AS EXHIBIT "C" TO THE DECLARATION FOR THE WING STREET CONDOMINIUM AND PROVISIONS LELATING TO CERTAIN NON-CONDOMINIUM PROPERTY, RECORDED IN COOK COUNTY, ILLINOIS AS DOCUMENT NUMBER 0314831023; TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN 1"LF COMMON ELEMENTS.

UNIT 204B IN THE WING STREET CONDOMINIUM, AS DELINEATED ON A SURVEY OF THE FOLLOWING DESCRIBED TRACT OF LAND: BEING A PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 29 AND THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS; WHICH SURVEY IS ATTACHED AS EXHIBIT "C" TO THE DECLARATION FOR THE WING STREET CONDOMINIUM AND PROVISIONS RELATING TO CERTAIN NON-CONDOMINIUM PROPERTY, RECORDED IN COOK COUNTY, ILLINOIS AS DOCUMENT NUMBER 0314831023; TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS.

*03-29-340-029-1003 03-30-419-020-1004* 

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# EXHIBIT

# ATTACHED TO

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# DOCUMENT

SEE PLAT INDEX