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This Instrument Prepared By and Should Be Returned To:

Doc#: 0702315015 Fee: \$102.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 01/23/2007 09:15 AM Pg: 1 of 16

*Nicholas S. Peppers
Storino, Ramello & Durkin
9501 West Devon Avenue
Suite 800
Rosemont, Illinois 60018
(847) 318-9500*

*Address: 10 South Dunton
Arlington Heights, IL*

*P.I.N.: 03-29-347-007
03-29-347-016
03-29-347-017
03-29-347-018
03-29-347-019
03-29-347-020*

F	10	A
P		P
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J		

Above Space For Recorders Use Only

01/18/07

RECHARACTERIZATION AMENDMENT NO. 1 TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR METROLOFTS CONDOMINIUM AND PROVISIONS RELATING TO CERTAIN COMMERCIAL PROPERTY

This Recharacterization Amendment is made and entered into by Banbury Metrolofts, LLC, an Illinois limited liability company ("Declarant").

RECITALS

Declarant recorded the Declaration of Condominium Ownership for Metrolofts Condominium and Provisions Relating to Certain Commercial Property (the "Declaration") on January 5, 2007 in the Office of the Recorder of Deeds of Cook County, Illinois, as Document No. 0700516044. The Declaration affects the Premises which are legally described in Exhibit A hereto.

In Section 12.03 of the Declaration, Declarant reserved the right and power to add portions of the Premises from time to time to the Condominium Property and submit such portions to the provisions of the Condominium Property Act of the State of Illinois (the "Act").

Declarant desires to exercise the rights and powers reserved in Section 12.03 of the Declaration.

69163.1

RECORDING FEE 102
DATE 1/23/07 COPIES 6K
OK BY [Signature]

16P

836 4566 ZC

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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 Condominium Property/Amendment of Exhibit B. The portion of the Premises which is legally described in the First Amendment to Exhibit B attached hereto is hereby made part of the Condominium Property as AAdded 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 First Amendment to Exhibit B attached hereto.
3. The Added Dwelling Units/Amendment of Exhibit C. Exhibit C to the Condominium 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 First Supplement to Exhibit C. Exhibit C, as hereby amended and supplemented, identifies each Added Dwelling Unit in the Added Condominium Property and assigns to it an identifying symbol.
4. 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 First Amended and Restated Exhibit D, which is attached hereto.
5. Covenants to Run With Land. The covenants, conditions, restrictions and easements contained in the Declaration, as amended by this Recharacterization Amendment, shall run with and bind the Premises, including the Condominium Property, the Added Property and Added Dwelling Units.
6. Continuation. As expressly hereby amended, the Declaration shall continue in full force and effect in accordance with its terms.

[SIGNATURE PAGE TO FOLLOW]

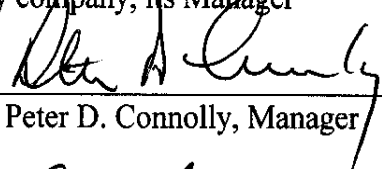
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Dated: 1/16/07

DECLARANT:

BANBURY METROLOFTS, LLC, an Illinois limited liability company

By: METROSCAPES, L.L.C., an Illinois limited liability company, its Manager

By: 
Peter D. Connolly, Manager

By: 
Dennis L. Hesse, Manager

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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Peter D. Connolly and Dennis L. Hesse, as Managers of Metroscapes, L.L.C., an Illinois limited liability company, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, 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 limited liability company, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 16th day of January, 2007.



Notary Public



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CONSENT OF MORTGAGEE

RBC BUILDER FINANCE, which is the holder of a first mortgage dated as of _____ and recorded in the Office of the Recorder of Deeds of Cook County, Illinois on _____ as Document No. _____, encumbering the Premises (as defined in the Declaration), hereby consents to the recording of the within Recharacterization Amendment to the Declaration and agrees that its lien shall be subject to the Recharacterization Amendment to the Declaration and agrees that its lien shall be subject to the provisions of the Declaration, as amended, provided that its lien shall be a First Mortgage hereunder with respect to each Dwelling Unit until such time as the Dwelling Unit is released from the lien on the mortgage.

IN WITNESS WHEREOF, the undersigned has caused this Consent to be executed on 1/18/07.

By: [Signature]
Its: VICE PRESIDENT

ATTEST:

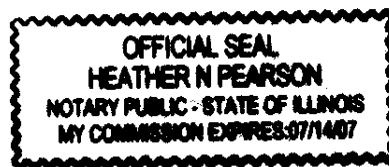
[Signature]
Its: Notary Public

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County and State, do hereby certify that GREG CRASHOLD and JIM CHAVARRA, respectively the VICE PRESIDENT and AREA MANAGER of RBC BUILDER FINANCE (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 and voluntary act of the Bank, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 18th day of JANUARY, 2007.

[Signature]
Notary Public



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EXHIBIT A
TO RECHARACTERIZATION AMENDMENT NO. 1
TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR
METROLOFTS CONDOMINIUM AND
PROVISIONS RELATING TO CERTAIN COMMERCIAL PROPERTY

The Premises

A The Premises:

THE EAST ONE-THIRD OF LOTS 1 AND 2, THE EAST HALF OF LOT 6 AND ALL OF LOT 6 AND ALL OF LOT 3 IN BLOCK 26, IN TOWN OF DUNTON (ARLINGTON HEIGHTS), IN THE WEST OF THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL IN COOK COUNTY, ILLINOIS.

B The Commercial Property:

COMMERCIAL PROPERTY #1: BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 1; THENCE SOUTH ALONG THE WEST LINE OF DUNTON AVENUE, SOUTH 00 DEGREES 22 MINUTES 34 SECONDS WEST, 133.11 FEET; THENCE NORTH 89 DEGREES 35 MINUTES 11 SECONDS WEST, 44.22 FEET; THENCE NORTH 00 DEGREES 21 MINUTES 59 SECONDS EAST, 0.68 FEET TO THE SOUTHWEST CORNER OF THE EAST ONE-THIRD OF SAID LOTS 1 AND 2; THENCE ALONG THE WEST LINE OF THE EAST ONE-THIRD OF SAID LOTS 1 AND 2 NORTH 00 DEGREES 21 MINUTES 59 SECONDS EAST, 93.34 FEET; THENCE (THE NEXT 6 COURSES WILL BE PERPENDICULAR TO PRECEDING COURSE) EASTERLY 10.34 FEET; THENCE NORTHERLY 20.13 FEET; THENCE WESTERLY 4.56 FEET; THENCE NORTHERLY 9.24 FEET; THENCE EASTERLY 6.84 FEET; THENCE NORTHERLY 9.16 FEET TO THE NORTH LINE OF SAID LOT 1; THENCE SOUTH 89 DEGREES 28 MINUTES 15 SECONDS EAST, 44.24 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

COMMERCIAL PROPERTY #2: BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 3; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 3, NORTH 89 DEGREES 29 MINUTES 52 SECONDS WEST, 113.74 FEET; THENCE NORTH 00 DEGREES 27 MINUTES 29 SECONDS EAST, 28.13 FEET; THENCE (THE NEXT 11 COURSES WILL BE PERPENDICULAR TO PRECEDING COURSE) EASTERLY 26.64 FEET; THENCE NORTHERLY 25.36 FEET; THENCE EASTERLY 5.93 FEET; THENCE SOUTHERLY 25.36 FEET; THENCE EASTERLY 21.99 FEET; THENCE NORTHERLY 8.58 FEET; THENCE EASTERLY 20.42 FEET; THENCE NORTHERLY 7.87 FEET; THENCE EASTERLY 7.64 FEET; THENCE NORTHERLY 3.66 FEET; THENCE EASTERLY 28.93 FEET TO THE EAST LINE OF SAID LOT 3; THENCE SOUTH ALONG THE EAST LINE OF SAID LOT 3, SOUTH 00 DEGREES 22 MINUTES 34 SECONDS WEST, 48.47 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

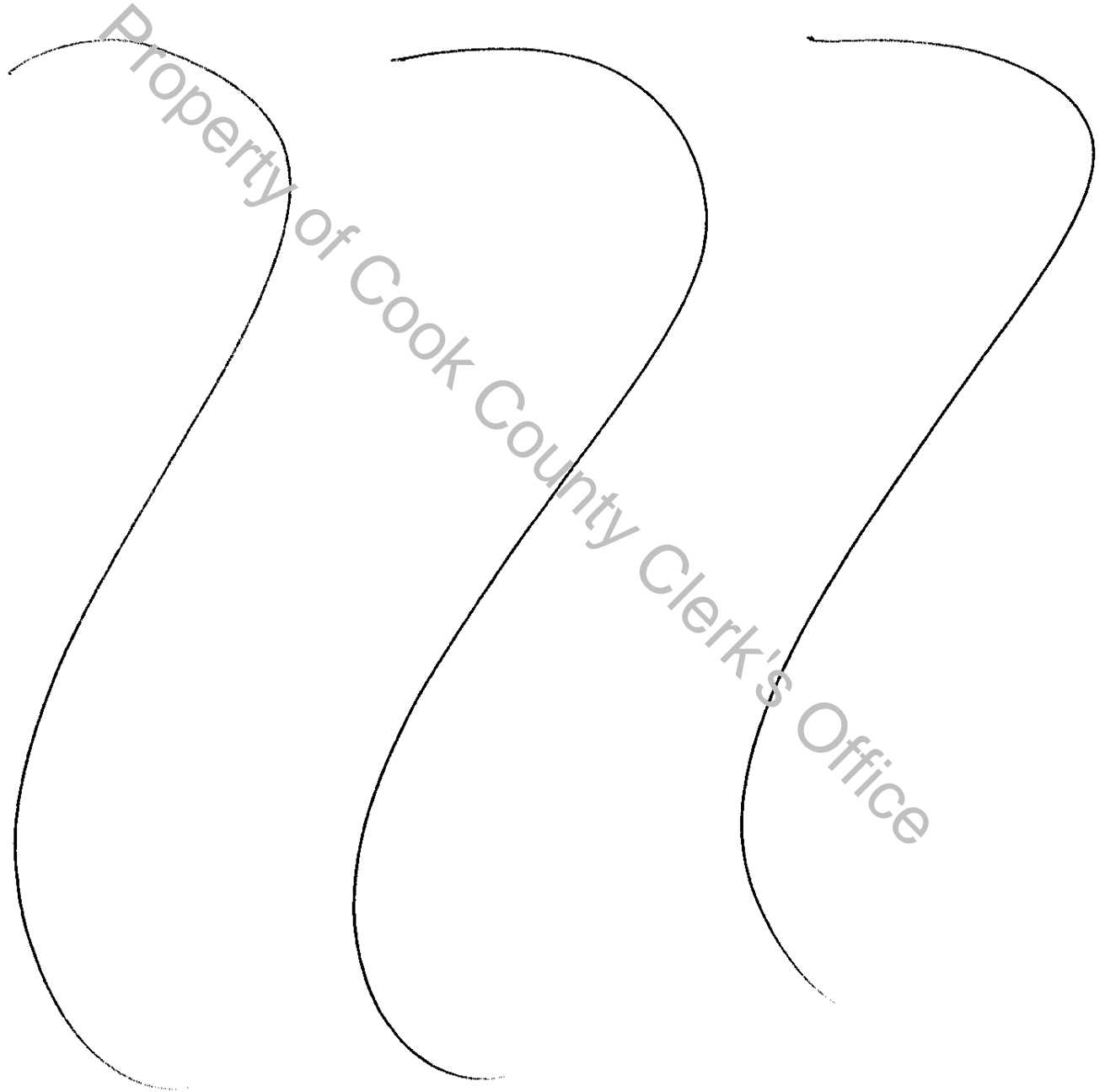
COMMERCIAL PROPERTY #3: COMMENCING AT THE SOUTHWEST CORNER OF SAID EAST HALF OF LOT 6; THENCE SOUTH 89 DEGREES 29 MINUTES 52 SECONDS EAST 10.06 FEET TO THE POINT OF BEGINNING; THENCE NORTH 00 DEGREES 25 MINUTES 42 SECONDS EAST, 20.35 FEET; THENCE (THE NEXT 2 COURSES WILL BE

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PERPENDICULAR TO PRECEDING COURSE) EASTERLY 19.99 FEET; THENCE SOUTHERLY 20.38 FEET TO THE SOUTH LINE OF SAID LOT 6; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 6 NORTH 89 DEGREES 29 MINUTES 52 SECONDS EAST, 19.99 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

C The Residential Property: All of the Premises, excepting therefrom the Commercial Property

D Commercial Property Cost Sharing Percentage: 10.734%



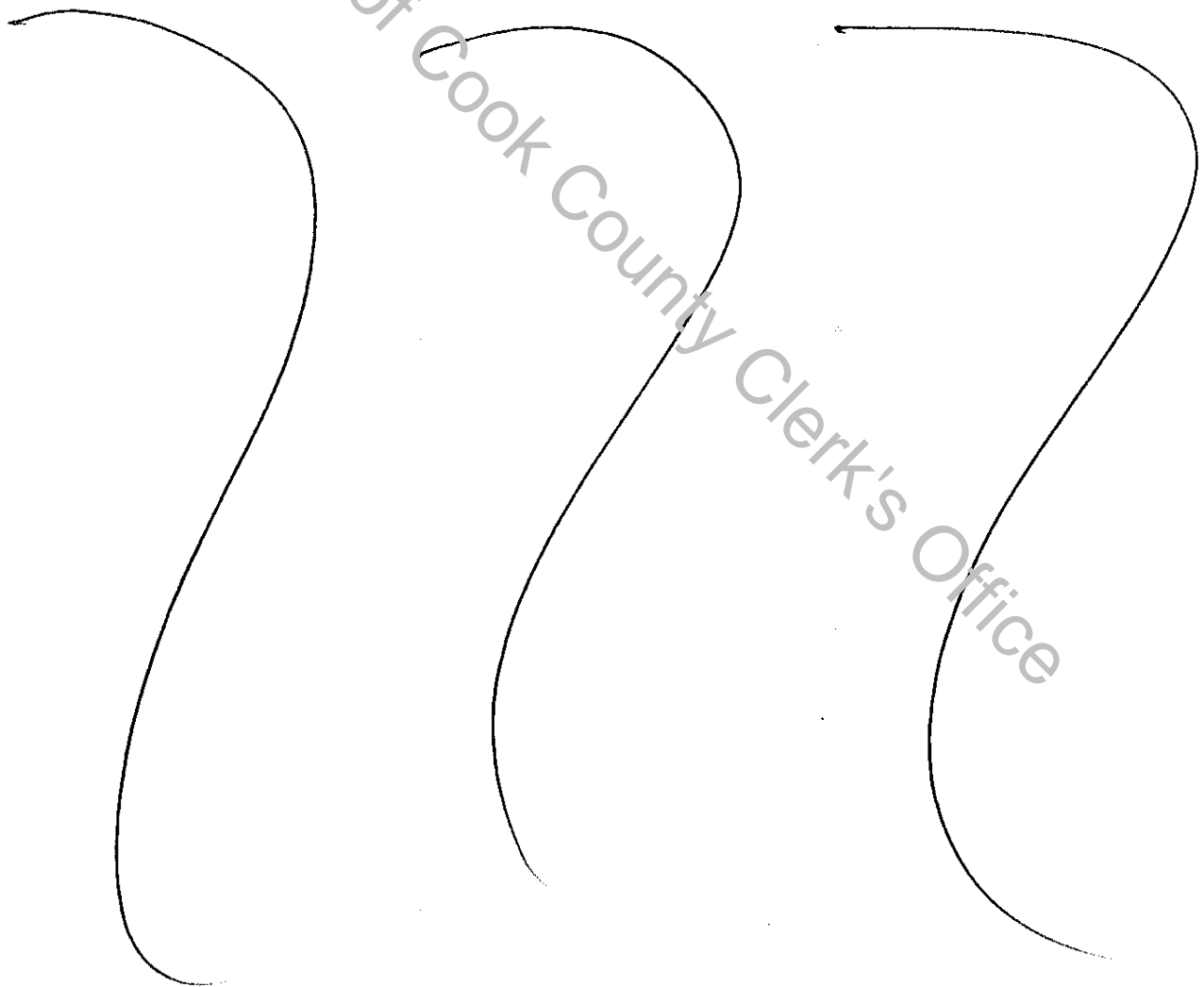
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EXHIBIT B
TO RECHARACTERIZATION AMENDMENT NO. 1
TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR
METROLOFTS CONDOMINIUM AND
PROVISIONS RELATING TO CERTAIN COMMERCIAL PROPERTY

The Condominium Property

THAT PART ABOVE ELEVATION 732.83, DESCRIBED AS FOLLOWS:

THE EAST ONE-THIRD OF LOTS 1 AND 2, THE EAST HALF OF LOT 6 AND ALL OF LOT 3
IN BLOCK 25, IN TOWN OF DUNTON (ARLINGTON HEIGHTS), IN THE WEST OF THE
SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE
THIRD PRINCIPAL MERIDIAN, ALL IN COOK COUNTY, ILLINOIS.



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EXHIBIT C
TO RECHARACTERIZATION AMENDMENT NO. 1
TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR
METROLOFTS CONDOMINIUM AND
PROVISIONS RELATING TO CERTAIN COMMERCIAL PROPERTY

Plat of Survey

[TO BE ATTACHED]

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EXHIBIT D
TO RECHARACTERIZATION AMENDMENT NO. 1
TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR
METROLOFTS CONDOMINIUM AND
PROVISIONS RELATING TO CERTAIN COMMERCIAL PROPERTY

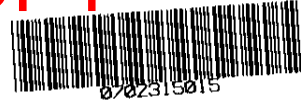
Unit		S.F.	% Interest	Storage	Mo Assess w/o Pkg Stickers
201	G	883	1.46%	S-1	\$187.43
202	F	908	1.50%	S-2	\$192.74
203	B	824	1.36%	S-3	\$174.91
204	R	1217	2.01%	S-4	\$258.33
205	S	1219	2.01%	S-28	\$258.75
206	C	1266	2.09%	S-5	\$268.73
207	D	1288	2.12%	S-6	\$273.40
208	A	812	1.64%	S-7	\$172.36
209	T	964	1.56%	S-8	\$200.77
212	H	817	1.35%	S-9	\$173.42
213	J	1159	1.91%	S-10	\$246.01
214	K	1142	1.88%	S-12	\$242.41
215	L	1063	1.75%	S-13	\$225.64
301	G	883	1.46%	S-15	\$187.43
302	F	908	1.50%	S-16	\$192.74
303	B	824	1.36%	S-17	\$174.91
304	R	1217	2.01%	S-11	\$258.33
305	S	1219	2.01%	S-19	\$258.75
306	C	1266	2.09%	S-20	\$268.73
307	D	1288	2.12%	S-21	\$273.40
308	M	1265	2.09%	S-22	\$268.51
309	N	993	1.64%	S-23	\$210.78
311	H	817	1.35%	S-24	\$173.42
312	J	1159	1.91%	S-25	\$246.01
313	K	1142	1.88%	S-47	\$242.41
314	L	1063	1.75%	S-26	\$225.64
401	G	883	1.46%	S-27	\$187.43
402	F	908	1.50%	S-18	\$192.74
403	B	824	1.36%	S-31	\$174.91
404	R	1217	2.01%	S-29	\$258.33
405	S	1219	2.01%	S-32	\$258.75
406	C	1266	2.09%	S-34	\$268.73
407	D	1288	2.12%	S-35	\$273.40
408	M	1265	2.09%	S-36	\$268.51
409	N	993	1.64%	S-37	\$210.78
504	E	1217	2.01%	S-38	\$258.33

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505	S	1219	2.01%	S-39	\$258.75
506	V	1104	1.82%	S-33	\$234.34
507	U	1331	2.20%	S-14	\$282.52
508	M	1265	2.09%	S-40	\$268.51
509	N	993	1.64%	S-41	\$210.78
603	Q	856	1.41%	S-42	\$181.70
604	R	1217	2.01%	S-48	\$258.33
605	S	1219	2.01%	S-43	\$258.75
606	V	836	1.38%	S-44	\$177.45
607	U	1063	1.75%	S-45	\$225.64
608	W	1438	2.37%	S-30	\$305.24
609	P	1388	2.29%	S-46	\$294.62
703	Q	856	1.41%	S-50	\$181.70
704	F	1217	2.01%	S-51	\$258.33
705	S	1219	2.01%	S-55	\$258.75
706	V	836	1.38%	S-52	\$177.45
707	U	1063	1.75%	S-54	\$225.64
708	W	1438	2.37%	S-56	\$305.24
709	P	1388	2.29%	S-53	\$294.62

100.00%

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Doc#: 0702315015 Fee: \$102.00
Eugene "Gene" Moore RHSP Fee: \$10.00
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EXHIBIT

ATTACHED TO

0702315015

1-23-07

DOCUMENT

SEE PLAT INDEX

*11/11/07
+ 5.00
76.00 = Total*

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