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THIS INSTRUMENT PREPARED
BY AND SHOULD BE RETURNED TO:

Nicholas S. Peppers
Storino, Ramello & Durkin
9501 West Devon Avenue, Suite 800
Rosemont, Illinois 60018

Doc#: 0705315052 Fee: \$74.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 02/22/2007 10:37 AM Pg: 1 of 9

1 of 10

ADDRESS: 111 West Campbell Street
Arlington Heights, Illinois 60005

PINs: ~~03-29-346-031-1001~~
~~03-29-346-031-1002~~
~~03-29-346-031-1003~~
~~03-29-346-031-1004~~
~~03-29-346-031-1005~~
~~03-29-346-031-1006~~

ABOVE SPACE FOR RECORDER'S USE ONLY

11/28/06

FIRST SPECIAL AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR THE METROPOLIS COMMERCIAL CONDOMINIUM

This First Special Amendment is made and entered into by Banbury Properties, LLC, an Illinois limited liability company (the "Declarant" or the "301/304 Owner"), and consented to by The Metropolis Condominium Association, an Illinois not for profit corporation (the "Association").

RECITALS

Declarant Recorded the Declaration of Condominium Ownership for Metropolis Commercial Condominium (the "Declaration") on October 28, 2004, in the Office of the Recorder of Deeds for Cook County, Illinois, as Document No. 0430244110. The Declaration was recorded with respect to the real estate which is legally described in Exhibit A hereto.

In accordance with the provisions of Section 605/31 of the Act and with the consent of the Association, the 301/304 Owner desires to subdivide Unit 301/401 into two (2) separate Units.

NOW, THEREFORE, the Declaration is hereby amended as follows:

- Terms. All terms used herein, if not otherwise defined herein, shall have the meanings set forth in the Declaration.
- Amendment of Exhibit C.

To reflect the subdivision of what was Unit 301/401 into the what will now be Unit 301 and Unit 401, respectively (the "Reconfigured Units"), and to show the actual layout, dimensions

RECORDING FEE 74
COPIES 6
DATE BY

66571.1

BOX 333-CT

9/18

8772505 ZC
[Handwritten grid with numbers and letters]

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and location of the Reconfigured Units, Sheets 4 and 5 of the Plat, which were attached as part of the original Exhibit C to the Declaration when it was initially Recorded, is hereby amended, restated and replaced with Revised Sheets 4 and 5 of the Plat of new Exhibit C, which are attached hereto. The air space between the Reconfigured Units is hereby made part of the Common Elements. The Limited Common Elements, which were appurtenant to Unit 301/401 shall now be appurtenant to the Reconfigured Unit to which each such Limited Common Element is adjacent.

3. Amendment of Exhibit B. To reflect the reallocation of the Undivided Interests assigned to each of the Reconfigured Units, Exhibit B to the Declaration is hereby amended and restated to be as set forth in the Amended and Restated Exhibit B attached hereto.

4. Covenants to Run With Land. The covenants, conditions, restrictions and easements contained in the Declaration, as amended by this Amendment, shall run with and bind the Units and Premises, including the Condominium Property.

5. Continuation As expressly hereby amended, the Declaration shall continue in full force and effect in accordance with its terms.

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6. Consent of Association. The board of directors of the Association has approved this Special Amendment and has authorized and directed the President of the Association to execute this Special Amendment.

Dated: December 13, 2006


DECLARANT and 301/401 OWNER:

BANBURY PROPERTIES, LLC, an Illinois limited liability company

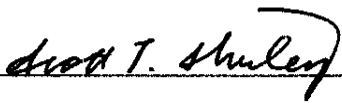
By: 
Its: Manager

ASSOCIATION:

METROPOLIS CONDOMINIUM ASSOCIATION, an Illinois not for profit corporation

By: 
Its: President

ATTEST:


Its Secretary

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STATE OF ILLINOIS)
) SS.
COUNTY OF Cook)

I hereby certify that MARK ANDERSON, the Manager of Banbury Properties, 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 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 13th day of December, 2006.

A. Julie Smith

Notary Public



STATE OF ILLINOIS)
) SS.
COUNTY OF Cook)

I hereby certify that MARK R. ANDERSON and SCOTT T. SHIRLEY, the President and Secretary, respectively, of The Metropolis 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 13th day of December, 2006.

A. Julie Smith

Notary Public



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**EXHIBIT A
TO DECLARATION OF CONDOMINIUM OWNERSHIP
FOR METROPOLIS COMMERCIAL CONDOMINIUM**

LOT 2 IN METROPOLIS, BEING A RESUBDIVISION IN THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 29 TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED MARCH 15, 1999 AS DOCUMENT NUMBER 99243785, IN COOK COUNTY, ILLINOIS.

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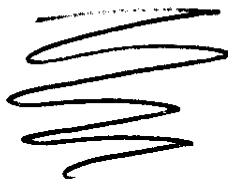
EXHIBIT B TO DECLARATION OF CONDOMINIUM OWNERSHIP FOR METROPOLIS COMMERCIAL CONDOMINIUM

Undivided Interests


<u>Unit</u>	<u>Type of Unit</u>	<u>Undivided Interest</u>
101	Theater	25.71%
102	Retail	7.69%
103	Retail	6.14%
201	Office	6.72%
202	Office	12.63%
301	Office	20.56%
401	Office	20.55%
		100.00%

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REVISED SHEETS 4 AND 5 TO EXHIBIT C

A handwritten signature consisting of several overlapping, wavy horizontal strokes.

Property of Cook County Clerk's Office

A second handwritten signature, identical in style to the one above, consisting of several overlapping, wavy horizontal strokes.

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1 of 10

EXHIBIT

ATTACHED TO

0705315052

2-22-07

DOCUMENT

8 pgs.
~~7 pgs.~~
4240
~~10 pgs.~~
10 pgs. Total

SEE PLAT INDEX