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PREPARED BY AND

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Cook County Recorder of Deeds
Date: 09/04/2007 04:07 PM Pg: 1 of 8

9-4-07 706
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**FIFTH AMENDMENT TO THE DECLARATION OF
CONDOMINIUM OWNERSHIP AND OF EASEMENTS,
RESTRICTIONS, COVENANTS AND BY-LAWS FOR
THE GARLAND OFFICE CONDOMINIUM ASSOCIATION**

This AMENDMENT TO THE DECLARATION OF CONDOMINIUM OWNERSHIP AND OF EASEMENTS, RESTRICTIONS, COVENANTS AND BY-LAWS FOR THE GARLAND OFFICE CONDOMINIUM ASSOCIATION (the "Amendment") is made and entered into as of 4th day of September, 2007 by Garland Condominium, LLC, an Illinois limited liability company (the "Declarant"). This Amendment is based on the following:

- A. By a Declaration of Condominium Ownership and of Easements, Restrictions, Covenants and By-Laws for The Garland Office Condominium Association dated May 19, 2006, and recorded with the Cook County Recorder of Deeds on May 22, 2006, as Document Number 0614218032, as amended by the First Amendment to the Declaration of Condominium Ownership and of Easements, Restrictions, Covenants and By-Laws for The Garland Office Condominium Association dated July 21, 2006 and recorded with the Cook County Recorder of Deeds on July 25, 2006, as Document Number 0620645067 and the Second Amendment to the Declaration of Condominium Ownership and of Easements, Restrictions, Covenants and By-Laws for The Garland Office Condominium Association dated August 7, 2006 and recorded with the Cook County Recorder of Deeds on August 9, 2006 as Document Number 0622142190, the Third Amendment to the Declaration of Condominium Ownership and of Easements, Restrictions, Covenants and By-Laws for The Garland Office Condominium Association dated October 31, 2006 and recorded with the Cook County Recorder of Deeds on November 2, 2006 as Document Number 0630617089, and the Fourth Amendment to the Declaration of Condominium Ownership and of Easements, Restrictions, Covenants and By-Laws for The Garland Office Condominium Association dated August 1, 2007 and recorded with the Cook County Recorder of Deeds on August 2, 2007 as Document Number 0721422009 (collectively, the "Declaration") the following described real estate:

PARCEL 1:

LOTS 7 AND 8 IN BLOCK 12 IN FORT DEARBORN ADDITION TO CHICAGO IN FRACTIONAL SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

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AND, ANY AND ALL RIGHTS OF THE DECLARANT IN AND TO THE FOLLOWING:

PARCEL 2:

THE TWELVE FOOT STRIP OF PROPERTY LOCATED UNDER THE PUBLIC RIGHT-OF-WAY IMMEDIATELY ADJACENT TO AND WEST, SOUTH AND EAST OF THE LOWER LEVEL (ELEVATION 0.52' TO 13.94') OF PARCEL 1 WHICH IS LICENSED TO DECLARANT PURSUANT TO, AND AS MORE PARTICULARLY DESCRIBED IN, THAT CERTAIN CITY OF CHICAGO AND ORDINANCE DATED JUNE 19, 2002.

PIN: 17-10-309-009

Commonly known as: 111 North Wabash Avenue, Chicago, Illinois

was submitted to the provisions of the Illinois Condominium Property Act (the "Act").

- B. Pursuant to Section 4.3(c) of the Declaration and Section 31 of the Act, and as the sole owner of Unit 400, Unit 401-B, and limited common element storage space number 401, the Declarant desires to amend the Declaration.

BASED ON THE ABOVE, THE DECLARATION IS AMENDED AS FOLLOWS:

1. The above recitals are incorporated into this Amendment.
2. The plat of survey attached as Exhibit A to the Declaration for the 4th Floor is amended with the attached amended plat of survey for the 4th Floor which amended survey reflects the subdivision and the combination of the units on the 4th floor of the Property as follows:
 - a. Unit 400 is subdivided into two Units, with the west half of Unit 400 being known as Unit 400 ("Unit 400") and the east half of Unit 400 being known as Unit 402 ("Unit 402").
 - b. Unit 400 and Unit 401-B are combined into one unit called Unit 400.
 - c. The hallway just outside of the elevator bank on the 4th floor is designated as Limited Common Element Elevator Lobby for use by Units 400 and 402.
 - d. The owners of Unit 400 and 402 are provided the exclusive right to use, as a limited common element, Limited Common Element Elevator Lobby, which area is not necessary or practical for use of the owners of any units other than the owners of Unit 400 and 402, and the owners of the Units 400 and 402 are responsible for any and all costs associated with the renovation, modification, or other adaptation performed as a result of the granting of the exclusive right to use this space as a limited common element.

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- e. Exhibit B to the Declaration is replaced with the revised attached Exhibit B to add a reference new Unit 402 and to delete the reference to Unit 401-B and to reflect the reallocation of the percentage interests of Unit 400 and Unit 402 as follows:

Unit 400	2.91735%
Unit 402	2.91735%

- 3. All other provisions of the Declaration remain the same.

GARLAND CONDOMINIUM, LLC, an Illinois limited liability company

By: FIC Development Group, LLC, a Delaware limited liability company, its managing member

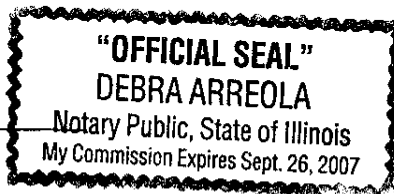
By: Timothy P. Farrell
Timothy P. Farrell, President

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 Timothy P. Farrell, as President of FIC Development Group, LLC, being the managing member of Garland Condominium, LLC, 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 and deed of said company, for the uses and purposes therein set forth.

Given under my hand and official seal, this 4th day of September, 2007.

Debra Arreola
Notary Public



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**AMENDED AND RESTATED
EXHIBIT B TO
DECLARATION OF CONDOMINIUM OWNERSHIP AND OF
EASEMENTS, RESTRICTIONS, COVENANTS AND BY-LAWS
FOR GARLAND OFFICE
CONDOMINIUM ASSOCIATION**

PERCENTAGE OF OWNERSHIP

<u>UNIT</u>	<u>PERCENTAGE OF OWNERSHIP</u>
100	6.9704%
101	0.1043%
102	0.9443%
103	0.6376%
200	5.2805%
300	2.2361%
301	2.6373%
302	0.2385%
400	2.91735%
402	2.91735%
500	4.0980%
503	0.3990%
505	0.0449%
507	0.0449%
509	0.0463%
513	0.0649%
514	0.0487%
515	0.0408%
516	0.0505%
517	0.0463%
518	0.0449%
600	0.8475%
601	0.4972%
620	4.0887%
700	0.9893%
703	0.2002%
704	0.1455%
710	0.3248%
712	0.5315%
713	0.8494%
714	0.6686%
800	0.8544%
801	0.3554%
810	0.7766%
812	0.6204%
818	0.5848%
820	0.1492%
821	0.5407%
822	0.2891%
901	0.1974%
909	0.8058%
910	0.4810%
911	0.2613%
912	0.5922%
919	1.2803%

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<u>UNIT</u>	<u>PERCENTAGE OF OWNERSHIP</u>
922	0.4694%
1001	0.2530%
1002	0.5410%
1010	3.5896%
1021	0.1372%
1022	0.1617%
1100	0.4648%
1104	0.1580%
1105	0.0885%
1106	0.2901%
1107	0.7122%
1111	0.4615%
1114	0.2613%
1116	1.2942%
1119	0.1284%
1120	0.1288%
1121	0.2562%
1122	0.1877%
1201	0.1492%
1202	0.2173%
1203	0.1645%
1204	0.1701%
1205	1.1635%
1210	0.5324%
1212	0.5241%
1216	0.4087%
1218	0.3725%
1219	0.1353%
1220	0.2377%
1221	0.1603%
1222	0.1542%
1300	2.2876%
1314	0.4189%
1315	0.1209%
1317	0.2460%
1318	0.3772%
1319	0.1372%
1320	0.1821%
1321	0.1881%
1322	0.1237%
1323	0.1877%
1400	0.7127%
1403	0.5852%
1408	0.3410%
1412	0.2725%
1414	0.7840%
1416	0.4226%
1417	0.2989%
1420	0.2159%
1422	0.2618%
1501	2.1699%
1514	0.6584%
1517	0.6974%
1518	0.4050%

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<u>UNIT</u>	<u>PERCENTAGE OF OWNERSHIP</u>
1519	0.1237%
1521	0.1793%
1522	0.2688%
1600	0.5278%
1603	0.5375%
1605	0.4555%
1606	0.1487%
1609	0.4824%
1610	1.1042%
1618	0.3763%
1620	0.4643%
1622	0.3776%
1702	0.2493%
1704	0.1529%
1709	0.1965%
1710	1.0996%
1711	0.2720%
1717	0.6038%
1720	0.2530%
1722	0.6770%
1726	0.1432%
1730	0.2229%
1734	0.2057%
1801	0.2632%
1803	0.1979%
1804	0.2039%
1805	0.5445%
1806	0.3026%
1810	0.6612%
1818	0.887%
1820	0.8475%
1822	0.4689%
1901	0.3600%
1902	0.1626%
1903	0.1409%
1904	0.1687%
1905	0.5241%
1909	0.7432%
1911	0.2771%
1914	0.3211%
1919	1.2863%
1921	0.6765%
2001	0.2493%
2003	0.8081%
2005	0.3313%
2010	0.7715%
2011	0.1617%
2012	0.0950%
2013	0.2192%
2015	0.0982%
2016	0.3517%
2018	0.6547%
2020	0.2581%
2022	0.4550%

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<u>UNIT</u>	<u>PERCENTAGE OF OWNERSHIP</u>
2101	0.2549%
2102	0.3577%
2103	0.6191%
2107	0.5051%
2108	0.2525%
2109	0.1548%
2111	0.4522%
2117	0.5556%
2118	0.5333%
2119	0.2247%
2120	0.2650%
2122	0.2952%
2217	0.0398%
2218	0.0616%
Roof 0001	0.0009%
Roof 0002	0.0005%
TOTAL	100.0000%

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EXHIBIT

ATTACHED TO



Doc#: 0724703063 Fee: \$70.00
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SEE PLAT INDEX

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