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**SPECIAL AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS,
RESTRICTIONS AND EASEMENTS
FOR THE STATE RANDOLPH DEVELOPMENT**

0107170 LK 1 of 2



**This document prepared by and
after recording return to:**

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Permanent Index Number:

17-10-305-007-8001

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Chicago, IL 60601

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SPECIAL AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR STATE RANDOLPH DEVELOPMENT

This **SPECIAL AMENDMENT TO DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR THE STATE RANDOLPH DEVELOPMENT** (“**Special Amendment**”) is made this 31st day of December, 2007, by **SMITHFIELD PROPERTIES XX, L.L.C.**, an Illinois limited liability company (“**Declarant**”).

RECITALS:

A. Declarant has heretofore recorded that certain Declaration of Covenants, Conditions, Restrictions and Easements for the State Randolph Development (the “**Declaration**”) with the Recorder of Cook County, Illinois on October 19, 2007 as document number 0729260064 (initially capitalized terms used but not defined herein shall have the meanings ascribed to such terms in the Declaration).

B. Pursuant to Section 21.1 of the Declaration, the Declarant now desires to execute a Special Amendment to the Declaration to correct inadvertent errors in the legal descriptions of the Condominium Parcel and the Joffrey Parcel by (i) adding to the legal description of the Joffrey Parcel the 5th-7th floors in the north “leg” of the Building (“**North Leg**”) and (ii) deleting the North Leg from the legal description of the Condo Parcel.

NOW, THEREFORE, the Declarant does hereby amend the Declaration as follows:

1. **Recitals**. The foregoing recitals are incorporated in this Special Amendment as though fully contained herein.

2. **Legal Description of the Condominium Parcel**. The legal description of the Condominium Parcel attached as **Exhibit B** to the Declaration is hereby deleted and the **Amended Exhibit B** attached hereto is hereby substituted in lieu thereof, so that the North Leg is excluded from the Condominium Parcel as if it were excluded in the description thereof in the Declaration.

3. **Legal Description of the Joffrey Parcel**. The legal description of the Joffrey Parcel attached as **Exhibit C-2** to the Declaration is hereby deleted and the **Amended Exhibit C-2** attached hereto is hereby substituted in lieu thereof, so that the North Leg is included in the Joffrey Parcel as if it were included in the description thereof in the Declaration.

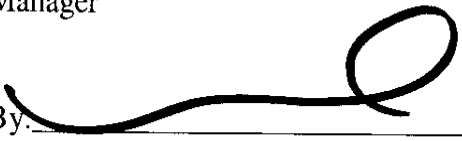
4. **Inconsistencies**. Except as expressly set forth herein, the Declaration shall remain in full force and effect in accordance with its terms. Any inconsistencies between the Declaration and this Special Amendment shall be resolved in favor of the provisions contained in this Special Amendment.

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IN WITNESS WHEREOF, the Declarant has executed this Special Amendment on the day and year first above written.

**SMITHFIELD PROPERTIES XX,
L.L.C.**, an limited liability company

By: Harris Management, Ltd., its
Manager

By: 

Its: President

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STATE OF ILLINOIS)
)
 COUNTY OF COOK) SS.

The undersigned, a Notary Public in and for the County, in the State aforesaid, do hereby certify that **W. Harris Smith**, as President of **Harris Management, Ltd.**, Manager of **Smithfield Properties XX, L.L.C.**, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument as such President of the Manager of said limited liability company, appeared before me this day in person and acknowledged that he signed and delivered said instrument has his free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

Given under my hand and notarial seal this 1st day of December, 2007.

Adriana M. Hernandez

 Notary Public



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AMENDED EXHIBIT B

Legal Description of the Condominium Parcel

CONDOMINIUM PARCEL 1-LOWER LEVEL

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +15.09 CHICAGO CITY DATUM, (EXCEPT THAT PART DESCRIBED AS FOLLOWS; COMMENCING AT THE NORTHEAST CORNER OF SAID TRACT; THENCE SOUTH 00° 00' 36" EAST ALONG THE EAST LINE OF SAID TRACT 18.86 FEET; THENCE SOUTH 89° 59' 24" WEST 42.30 FEET TO THE POINT OF BEGINNING, THENCE SOUTH 00° 12' 02" WEST 20.39 FEET; THENCE NORTH 89° 47' 58" WEST 9.51 FEET; THENCE SOUTH 00° 12' 02" WEST 1.38 FEET; THENCE NORTH 89° 47' 58" WEST 16.50 FEET; THENCE NORTH 00° 12' 02" EAST 22.43 FEET; THENCE SOUTH 89° 47' 58" EAST 16.50 FEET; THENCE SOUTH 00° 12' 02" WEST 0.66 FEET; THENCE SOUTH 89° 47' 58" EAST 9.51 FEET TO THE POINT OF BEGINNING, ALSO EXCEPT THAT PART DESCRIBED AS FOLLOWS, COMMENCING AT THE SOUTHEAST CORNER OF SAID TRACT; THENCE NORTH 00° 00' 36" WEST ALONG THE EAST LINE OF SAID TRACT 41.67 FEET; THENCE SOUTH 89° 59' 24" WEST 26.08 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89° 38' 16" WEST 9.21 FEET; THENCE NORTH 00° 21' 44" EAST 9.08 FEET; THENCE SOUTH 89° 38' 16" EAST 9.21 FEET; THENCE SOUTH 00° 21' 44" WEST 9.08 FEET TO THE POINT OF BEGINNING) IN COOK COUNTY, ILLINOIS.

CONDOMINIUM PARCEL 2-FIRST FLOOR

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +36.70 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +15.09 CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, DESCRIBED AS FOLLOWS; COMMENCING AT THE NORTHEAST CORNER OF SAID TRACT; THENCE SOUTH 00° 00' 36" EAST ALONG THE EAST LINE OF SAID TRACT 3.94 FEET; THENCE SOUTH 89° 59' 24" WEST 42.48 FEET TO THE POINT OF BEGINNING, THENCE SOUTH 00° 24' 39" WEST 14.85 FEET; THENCE NORTH 89° 27' 22" WEST 9.68 FEET; THENCE NORTH 00° 24' 39" EAST 14.85 FEET; THENCE SOUTH 89° 27' 22" EAST 9.68 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONDOMINIUM PARCEL 3-FIRST FLOOR

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +36.30 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +15.09 CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, DESCRIBED AS FOLLOWS; COMMENCING AT THE NORTHEAST CORNER OF SAID TRACT; THENCE SOUTH 00° 00' 36" EAST ALONG THE EAST LINE OF SAID TRACT 18.97 FEET; THENCE SOUTH 89° 59' 24" WEST 23.71 FEET TO THE POINT OF BEGINNING, THENCE SOUTH 00° 23' 58" WEST 20.43 FEET; THENCE NORTH 89° 36' 02" WEST 10.74 FEET; THENCE NORTH 00° 23' 58" EAST 20.43 FEET; THENCE SOUTH 89° 36' 02" EAST 10.74 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

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CONDOMINIUM PARCEL 4-FIRST FLOOR

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +36.30 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +15.09 CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, DESCRIBED AS FOLLOWS; COMMENCING AT THE SOUTHEAST CORNER OF SAID TRACT; THENCE NORTH 89° 02' 58" WEST ALONG THE SOUTH LINE OF SAID TRACT 24.13 FEET TO THE POINT OF BEGINNING, THENCE NORTH 00° 39' 37" EAST 32.36 FEET; THENCE SOUTH 89° 30' 51" EAST 0.54 FEET; THENCE NORTH 00° 51' 55" EAST 10.05 FEET; THENCE NORTH 89° 29' 18" WEST 30.36 FEET; THENCE SOUTH 00° 18' 34" WEST 42.19 FEET TO A POINT ON THE SOUTH LINE OF SAID TRACT; THENCE SOUTH 89° 02' 58" EAST ALONG SAID SOUTH LINE 29.52 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONDOMINIUM PARCEL 5-SECOND FLOOR

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +58.39 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +36.30 CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, DESCRIBED AS FOLLOWS; COMMENCING AT THE NORTHEAST CORNER OF SAID TRACT; THENCE SOUTH 00° 00' 36" EAST ALONG THE EAST LINE OF SAID TRACT 18.97 FEET; THENCE SOUTH 89° 59' 24" WEST 23.71 FEET TO THE POINT OF BEGINNING, THENCE SOUTH 00° 23' 58" WEST 20.43 FEET; THENCE NORTH 89° 36' 02" WEST 10.74 FEET; THENCE NORTH 00° 23' 58" EAST 20.43 FEET; THENCE SOUTH 89° 36' 02" EAST 10.74 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONDOMINIUM PARCEL 6-SECOND FLOOR

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +58.39 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +36.30 CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, DESCRIBED AS FOLLOWS; COMMENCING AT THE SOUTHEAST CORNER OF SAID TRACT; THENCE NORTH 00° 00' 36" WEST ALONG THE EAST LINE OF SAID TRACT 20.62 FEET; THENCE SOUTH 89° 59' 24" WEST 24.86 FEET TO THE POINT OF BEGINNING, THENCE NORTH 89° 36' 02" WEST 10.74 FEET; THENCE NORTH 00° 23' 58" EAST 20.43 FEET; THENCE SOUTH 89° 36' 02" EAST 10.74 FEET; THENCE SOUTH 00° 23' 58" WEST 20.43 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONDOMINIUM PARCEL 7-SECOND FLOOR

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +58.39 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +36.30 CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, DESCRIBED AS FOLLOWS; COMMENCING AT THE SOUTHEAST CORNER OF SAID TRACT; THENCE NORTH 00° 00' 36" WEST ALONG THE EAST LINE OF SAID TRACT 20.62 FEET; THENCE SOUTH 89° 59' 24" WEST 43.52

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FEET TO THE POINT OF BEGINNING, THENCE NORTH 89° 36' 02" WEST 9.09 FEET; THENCE NORTH 00° 23' 58" EAST 20.43 FEET; THENCE SOUTH 89° 36' 02" EAST 9.09 FEET; THENCE SOUTH 00° 23' 58" WEST 20.43 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONDOMINIUM PARCEL 8-THIRD-FOURTH FLOORS

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +102.32 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +58.39

CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, DESCRIBED AS FOLLOWS; COMMENCING AT THE NORTHEAST CORNER OF SAID TRACT; THENCE SOUTH 00° 00' 36" EAST ALONG THE EAST LINE OF SAID TRACT 18.97 FEET; THENCE SOUTH 89° 59' 24" WEST 23.71 FEET TO THE POINT OF BEGINNING, THENCE SOUTH 00° 23' 58" WEST 20.43 FEET; THENCE NORTH 89° 36' 02" WEST 10.74 FEET; THENCE NORTH 00° 23' 58" EAST 20.43 FEET; THENCE SOUTH 89° 36' 02" EAST 10.74 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONDOMINIUM PARCEL 9-THIRD-FOURTH FLOORS

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +102.32 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +58.39 CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, DESCRIBED AS FOLLOWS; COMMENCING AT THE SOUTHEAST CORNER OF SAID TRACT; THENCE NORTH 00° 00' 36" WEST ALONG THE EAST LINE OF SAID TRACT 20.62 FEET; THENCE SOUTH 89° 59' 24" WEST 24.86 FEET TO THE POINT OF BEGINNING, THENCE NORTH 89° 36' 02" WEST 10.74 FEET; THENCE NORTH 00° 23' 58" EAST 20.43 FEET; THENCE SOUTH 89° 36' 02" EAST 10.74 FEET; THENCE SOUTH 00° 23' 58" WEST 20.43 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONDOMINIUM PARCEL 10-THIRD-FOURTH FLOORS

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +102.32 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +58.39 CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, DESCRIBED AS FOLLOWS; COMMENCING AT THE SOUTHEAST CORNER OF SAID TRACT; THENCE NORTH 00° 00' 36" WEST ALONG THE EAST LINE OF SAID TRACT 20.62 FEET; THENCE SOUTH 89° 59' 24" WEST 43.52 FEET TO THE POINT OF BEGINNING, THENCE NORTH 89° 36' 02" WEST 9.09 FEET; THENCE NORTH 00° 23' 58" EAST 20.43 FEET; THENCE SOUTH 89° 36' 02" EAST 9.09 FEET; THENCE SOUTH 00° 23' 58" WEST 20.43 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CONDOMINIUM PARCEL 11-FIFTH-SEVENTH FLOORS

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +157.85 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +102.32 CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, (EXCEPT THAT PART DESCRIBED) AS FOLLOWS; BEGINNING AT THE NORTHEAST CORNER OF SAID TRACT; THENCE

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SOUTH 00° 00' 36" EAST ALONG THE EAST LINE OF SAID TRACT 36.63 FEET; THENCE NORTH 89° 53' 24" WEST 23.84 FEET; THENCE NORTH 00° 23' 58" EAST 17.61 FEET; THENCE NORTH 89° 36' 02" WEST 10.74 FEET; THENCE SOUTH 00° 23' 58" EAST 20.43 FEET; THENCE NORTH 89° 30' 41" WEST 8.09 FEET; THENCE NORTH 00° 12' 02" EAST 10.51 FEET; THENCE NORTH 89° 47' 58" WEST 9.20 FEET; THENCE SOUTH 00° 12' 02" WEST 8.54 FEET; THENCE NORTH 89° 30' 07" WEST 23.08 FEET; THENCE NORTH 00° 07' 18" EAST 38.60 FEET TO A POINT ON THE NORTH LINE OF SAID TRACT; THENCE SOUTH 88° 49' 02" EAST ALONG SAID NORTH LINE 74.89 FEET TO THE POINT OF BEGINNING), IN COOK COUNTY, ILLINOIS.

CONDOMINIUM PARCEL 12-NINTH FLOOR AND ABOVE

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 1, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +157.85 CHICAGO CITY DATUM, IN COOK COUNTY, ILLINOIS.

Permanent Index Number: 17-10-305-007-8001

Street Address: 151 N. State Street/8 E. Randolph Street, Chicago, Illinois

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AMENDED EXHIBIT C-2

Legal Description of the Joffrey Parcel

JOFFREY PARCEL 1-FIRST FLOOR

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +36.30 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +15.09 CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, DESCRIBED AS FOLLOWS; BEGINNING AT THE SOUTHEAST CORNER OF SAID TRACT; THENCE NORTH $89^{\circ} 02' 58''$ WEST ALONG THE SOUTH LINE OF SAID TRACT 24.13 FEET, THENCE NORTH $00^{\circ} 39' 37''$ EAST 32.36 FEET; THENCE SOUTH $89^{\circ} 30' 51''$ EAST 0.54 FEET; THENCE NORTH $00^{\circ} 51' 55''$ EAST 10.05 FEET; THENCE SOUTH $89^{\circ} 39' 40''$ EAST 9.75 FEET; THENCE SOUTH $01^{\circ} 00' 43''$ WEST 6.44 FEET; THENCE SOUTH $89^{\circ} 23' 42''$ EAST 13.42 FEET TO A POINT ON THE EAST LINE OF SAID TRACT; THENCE SOUTH $00^{\circ} 00' 36''$ EAST ALONG SAID EAST LINE 36.17 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

JOFFREY PARCEL 2-SECOND FLOOR

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +58.39 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +36.30 CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, DESCRIBED AS FOLLOWS; COMMENCING AT THE SOUTHEAST CORNER OF SAID TRACT; THENCE NORTH $00^{\circ} 00' 36''$ WEST ALONG THE EAST LINE OF SAID TRACT 18.00 FEET TO THE POINT OF BEGINNING; THENCE SOUTH $89^{\circ} 59' 24''$ WEST 12.51 FEET; THENCE NORTH $00^{\circ} 10' 21''$ EAST 17.95 FEET; THENCE NORTH $89^{\circ} 59' 24''$ EAST 12.45 FEET TO A POINT ON THE EAST LINE OF SAID TRACT; THENCE SOUTH $00^{\circ} 00' 36''$ EAST ALONG SAID EAST LINE 17.95 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

JOFFREY PARCEL 3-THIRD-FOURTH FLOORS

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +102.32 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +58.39 CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, (EXCEPT THAT PART DESCRIBED AS FOLLOWS; COMMENCING AT THE NORTHEAST CORNER OF SAID TRACT; THENCE SOUTH $00^{\circ} 00' 36''$ EAST ALONG THE EAST LINE OF SAID TRACT 18.97 FEET; THENCE SOUTH $89^{\circ} 59' 24''$ WEST 23.71 FEET TO THE POINT OF BEGINNING, THENCE SOUTH $00^{\circ} 23' 58''$ WEST 20.43 FEET; THENCE NORTH $89^{\circ} 36' 02''$ WEST 10.74 FEET; THENCE NORTH $00^{\circ} 23' 58''$ EAST 20.43 FEET; THENCE SOUTH $89^{\circ} 36' 02''$ EAST 10.74 FEET TO THE POINT OF BEGINNING,

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ALSO EXCEPTING

COMMENCING AT THE SOUTHEAST CORNER OF SAID TRACT; THENCE NORTH 00° 00' 36" WEST ALONG THE EAST LINE OF SAID TRACT 20.62 FEET; THENCE SOUTH 89° 59' 24" WEST 24.86 FEET TO THE POINT OF BEGINNING, THENCE NORTH 89° 36' 02" WEST 10.74 FEET; THENCE NORTH 00° 23' 58" EAST 20.43 FEET; THENCE SOUTH 89° 36' 02" EAST 10.74 FEET THENCE SOUTH 00° 23' 58" WEST 20.43 FEET TO THE POINT OF BEGINNING,

ALSO EXCEPTING

COMMENCING AT THE SOUTHEAST CORNER OF SAID TRACT; THENCE NORTH 00° 00' 36" WEST ALONG THE EAST LINE OF SAID TRACT 20.62 FEET; THENCE SOUTH 89° 59' 24" WEST 43.52 FEET TO THE POINT OF BEGINNING, THENCE NORTH 89° 36' 02" WEST 9.09 FEET; THENCE NORTH 00° 23' 58" EAST 20.43 FEET; THENCE SOUTH 89° 36' 02" EAST 9.09 FEET; THENCE SOUTH 00° 23' 58" WEST 20.43 FEET; TO THE POINT OF BEGINNING,

ALSO EXCEPTING

COMMENCING AT THE NORTHEAST CORNER OF SAID TRACT; THENCE SOUTH 00° 00' 36" EAST ALONG THE EAST LINE OF SAID TRACT 28.74 FEET; THENCE SOUTH 89° 59' 24" WEST 42.65 FEET TO THE POINT OF BEGINNING, THENCE SOUTH 00° 12' 02" WEST 10.51 FEET; THENCE NORTH 89° 47' 58" WEST 9.20 FEET; THENCE NORTH 00° 12' 02" EAST 10.51 FEET; THENCE SOUTH 89° 47' 58" EAST 9.20 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

JOFFREY PARCEL 4-FIFTH-SEVENTH FLOORS

THAT PART OF LOTS 25 TO 31, INCLUSIVE, IN BLOCK 9 IN FORT DEARBORN ADDITION TO CHICAGO IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +157.85 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +102.32 CHICAGO CITY DATUM, AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY, BEGINNING AT THE NORTHEAST CORNER OF SAID TRACT; THENCE SOUTH 00° 00' 36" EAST ALONG THE EAST LINE OF SAID TRACT 36.63 FEET; THENCE NORTH 89° 53' 24" WEST 23.84 FEET; THENCE NORTH 00° 23' 58" EAST 17.61 FEET; THENCE NORTH 89° 36' 02" WEST 10.74 FEET; THENCE SOUTH 00° 23' 58" EAST 20.43 FEET; THENCE NORTH 89° 30' 41" WEST 8.09 FEET; THENCE NORTH 00° 12' 02" EAST 10.51 FEET; THENCE NORTH 89° 47' 58" WEST 9.20 FEET; THENCE SOUTH 00° 12' 02" WEST 8.54 FEET; THENCE NORTH 89° 30' 07" WEST 23.08 FEET; THENCE NORTH 00° 07' 18" EAST 38.60 FEET TO A POINT ON THE NORTH LINE OF SAID TRACT; THENCE SOUTH 88° 49' 02" EAST ALONG SAID NORTH LINE 74.89 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

Permanent Index Number: 17-10-305-007-8001

Street Address: 151 N. State Street/8 E. Randolph Street, Chicago, Illinois

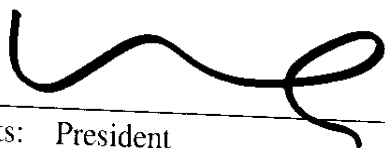
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CONSENT OF CURRENT OWNERS

Inasmuch as title to the Retail Parcel has been conveyed by Declarant to Smithfield Properties XLIV LLC by Quitclaim Deed recorded on October 19, 2007 as document number 0729260065, and title to the Joffrey Parcel and title to the Condo Parcel have been conveyed by Declarant to Smithfield Properties XL, L.L.C. by Quitclaim Deed recorded on October 19, 2007 as document number 0729260066, the undersigned owners hereby confirm and consent to the foregoing Special Amendment.


**SMITHFIELD PROPERTIES XL,
L.L.C.,** an limited liability company

By: Harris Management, Ltd., its
Manager

By: 
Its: President

**SMITHFIELD PROPERTIES XLIV
LLC.,** an limited liability company

By: Harris Management, Ltd., its
Manager

By: 
Its: President

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STATE OF ILLINOIS)
)
 COUNTY OF COOK) SS.

The undersigned, a Notary Public in and for the County, in the State aforesaid, do hereby certify that **W. Harris Smith**, as President of **Harris Management, Ltd.**, Manager of **Smithfield Properties XL, L.L.C.** and **Smithfield Properties XLIV LLC**, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument as such President of the Manager of said limited liability companies, appeared before me this day in person and acknowledged that he signed and delivered said instrument has his free and voluntary act and as the free and voluntary act of said limited liability companies for the uses and purposes therein set forth.

Given under my hand and notarial seal this 13th day of December, 2007.

Adriana M. Hernandez

 Notary Public



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