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Doc#: 0925931131 Fee: \$48.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 09/16/2009 03:58 PM Pg: 1 of 7

Prepared by and return to:
Ann M. Zaremba, Esq.
c/o Duke Realty Corporation
6133 North River Road, Suite 200
Rosemont, IL 60018

FIRST AMENDMENT TO DECLARATION OF SIGN EASEMENT

THIS FIRST AMENDMENT TO DECLARATION OF SIGN EASEMENT (the "Amendment") is made as of the ~~21~~^{21st} day of AUGUST, 2009, by Duke Realty Limited Partnership, an Indiana limited partnership ("Declarant") and Microsoft Corporation, a Washington corporation ("Microsoft");

WITNESSETH:

WHEREAS, Declarant is the owner of a certain parcel of real property located within the Northlake Business Park (the "Park"), in Northlake, Cook County, Illinois, said parcel being more particularly known as Lot 3 of Duke Realty Corporation Northlake Two Subdivision as described on Exhibit A attached hereto and made a part hereof ("Lot 3"); and

WHEREAS, Microsoft is the owner of a certain parcel of real property located within the Park in Northlake, Cook County, Illinois, said parcel being more particularly known as Lot 1 in Northlake Two Consolidation Plat of Lots 1 and 2 in Duke Realty Corporation Northlake Two Subdivision as described on Exhibit A-1 attached hereto and made a part hereof ("Lot 1"); and

WHEREAS, Declarant has subjected Lot 1 and Lot 3 to that certain Declaration of Sign Easement (the "Declaration") recorded on January 2, 2007, as Document No. 0700233235 in the Office of the Cook County Recorder of Deeds, in Cook County, Illinois; and

WHEREAS, Declarant and Microsoft desire to amend the Declaration to correct the location of the Sign Easement Area depicted on Exhibit B and to amend certain other provisions to reflect such correction to Exhibit B and any other changes to the Declaration.

NOW THEREFORE, Declarant and Microsoft hereby agree to amend the Declaration as follows:

1. All capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Declaration.

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2. The Declaration is hereby amended by deleting **Exhibit B** in its entirety and substituting **Amended Exhibit B** attached hereto and incorporated herein by reference in lieu thereof.

3. Amendment to Section 5. Notices. The Declaration is hereby amended by deleting it in its entirety and substituting the following in lieu thereof:

"5. Notices. Any notice sent pursuant to this Declaration shall be in writing and sent by telecopy, personal delivery or by reputable courier, or by depositing it with the United States Postal Service, certified mail, return receipt requested, with adequate postage prepaid. Addressed to the appropriate party. The addresses of the parties shall be as set forth below, however, any party or its successors, assigns and transferees, may change its address for notice purposes by notifying the other party of such change in accordance with this paragraph:

To Lot 3: Duke Realty Limited Partnership
c/o Duke Realty Corporation
6133 North River Road, Suite 200
Rosemont, IL 60018
Att: Legal Department – Chicago Market Attorney

To Lot 1: Microsoft Corporation
One Microsoft Way
Redmond, Washington 98052
Attn: Kevin D. Williams, Director, Data Center Global Real Estate

4. This Amendment shall be incorporated into and made a part of the Declaration and all provisions of the Declaration not expressly modified or amended hereby shall remain in full force and effect.

[Signatures on following page]

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MICROSOFT:

MICROSOFT CORPORATION, a Washington corporation

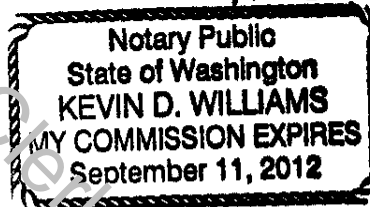
By: Kevin G. Timmons
Printed: KEVIN L. TIMMONS
Title: GM, DCS

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

I certify that I know or have satisfactory evidence that KEVIN TIMMONS is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath stated that he was authorized to execute the instrument and acknowledged it as the GEN. MANAGER of Microsoft corporation, a Washington corporation, to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: August 27 2009.

Kevin D. Williams
Notary Public
Print Name KEVIN WILLIAMS
My commission expires 11 SEP 2012



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EXHIBIT A

LOT 3 - LEGAL DESCRIPTION

LOT 3 IN DUKE REALTY CORPORATION NORTHLAKE TWO SUBDIVISION, A SUBDIVISION OF PART OF SECTIONS 30 AND 31, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 28, 2004 AS DOCUMENT 0427244049 IN COOK COUNTY, ILLINOIS.

P.I.N. 12-30-300-013-0000

Property address: 599 Northwest Highway
Northlake, IL

Property of Cook County Clerk's Office

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EXHIBIT A-1

LOT 1 - LEGAL DESCRIPTION

LOT 1 IN NORTHLAKE TWO CONSOLIDATION PLAT OF LOTS 1 AND 2 IN DUKE REALTY CORPORATION NORTHLAKE TWO SUBDIVISION, A SUBDIVISION OF PART OF SECTIONS 30 AND 31, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID NORTHLAKE TWO CONSOLIDATION PLAT RECORDED NOVEMBER 14, 2007 AS DOCUMENT 0731803063 IN COOK COUNTY, ILLINOIS.

PIN. 12-30-300-014-0000

Address: Vacant land - Northwest Highway
Northlake, IL

Property of Cook County Clerk's Office

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AMENDED EXHIBIT B

SIGN EASEMENT AREA

AMENDED EXHIBIT B

