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Prepared by and after Recording Return to:

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Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 01/22/2010 03:48 PM Pg: 1 of 16

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FOURTH AMENDMENT TO THE DECLARATION OF CONDOMINIUM OF SUPERIOR 110 CONDOMINIUM

This FOURTH Amendment to the Declaration of Condominium of Superior 110 Condominium ("Amendment"), dated as of this 15th day of January, 2010, is made by 110 West Superior LLC, an Illinois limited liability company (herein the "Declarant").

WITNESSETH:

WHEREAS, by that certain Declaration of Condominium for Superior 110 Condominium (the "Original Declaration") recorded in the Office of the Recorder of Deeds of Cook County, Illinois on February 27, 2009 as Document No. 0905829068, as amended by that First Amendment to Declaration of Condominium for Superior 110 Condominium recorded April 16, 2009 as Document No. 0910744081, as amended by that Second Amendment to Declaration of Condominium for Superior 110 Condominium recorded October 1, 2009 as Document No. 0927418078, and as amended by that Third Amendment to Declaration of Condominium for Superior 110 Condominium recorded December 21, 2009 as Document No. 0935631098 (the "Declaration"), the Declarant submitted certain real estate to the provisions of the Illinois Condominium Property Act as amended (the "Act");

WHEREAS, pursuant to Section 13(f) of the Declaration, Declarant reserved the right to amend the Declaration from time to time. Declarant desires to exercise the right and power reserved in Section 13(f) of the Declaration to clarify the entrance to Unit 1100;

WHEREAS, pursuant to Section 14 of the Declaration, Declarant reserved the right and power to add portions of the Additional Parcel from time to time to the Condominium and to submit such portions to the provisions of the Declaration and the Act. Declarant desires to exercise the right and power reserved in Section 14 of the Declaration to add and submit certain real estate to the provisions of the Declaration and the Act.

DATE 1/22/10 COPIES 114
OK BY [Signature] 61

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

1. Defined Terms. All terms used herein if not otherwise defined herein shall have the meanings set forth in the Declaration.
2. Unit 1100. Unit 1100 is a full floor unit which has been constructed with keyed access from the elevators and shall remain so until such time as the owner of Unit 1100 desires to change the keyed access provided. Unit 1100 is a full floor unit, which Unit along with the Common Elements and Limited Common Elements on the 11th Floor have been constructed, so that the Owner of such Unit has control over the access to the Unit with the ability to lock-out (by keys and other methods acceptable to the Owner of such Unit) uninterested third parties (not including the Association or emergency personnel when access is required) from that access; such limitation shall remain in full force and effect until the Owner of such Unit shall determine otherwise.
3. Appendix A. Appendix A is deleted in its entirety and amended to read as set forth on Exhibit A to this Amendment. Such amended Appendix A provides for the addition of a portion of the Additional Parcel.
4. Additional Parcel Amendment of Appendix A. That portion of the Additional Parcel which is described as set forth on Exhibit B to this Amendment is hereby made subject to the Declaration as Additional Parcel and is submitted to the provisions of the Act. Appendix A to the Declaration is hereby amended (as set forth on Exhibit A attached to this Amendment) to include the Additional Parcel.
5. Amendment of Appendix B. Appendix B to the Declaration is hereby amended on Pages 9, 10, 13, 14 and 16, to read as set forth on the attached Exhibit C to this Amendment and such plat reflects the Additional Parcel which is added to the Condominium pursuant hereto. Appendix B as hereby amended and supplemented identifies each Added Unit in the Additional Parcel and assigns to it its unit number.
6. Amendment to Appendix C. To reflect the addition of the Added Units, the list of the percentage of ownership interest in the common elements as shown on Appendix C to the Declaration is hereby amended to be as set forth in the Fourth Amended and Restated Appendix C which is attached hereto as Exhibit D.
7. Amendment of Appendix E. Appendix E to the Declaration is hereby amended to delete the following units from the Additional Parcel: Units 802, 904, 1204, 1401 and 1602.
8. Covenants to Run with the Land. The covenants, conditions, restrictions and easements contained in the Declaration as amended by this Amendment shall run with and bind the Condominium including the Additional Property and the Added Units.

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IN WITNESS WHEREOF, the Declarant has caused its name to be signed to these presents on the day and year first written above.

110 West Superior LLC, an Illinois limited liability company

By: 
Name: Jonathan H. Zitzman
Its: Manager

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STATE OF ILLINOIS)
) SS.
 COUNTY OF COOK)

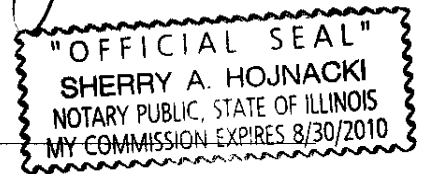
I, Sherry A. Hojnacki, a Notary Public in and for the County and State aforesaid, do hereby certify that Jonathan H. Zitzman, as Manager of 110 West Superior LLC, an Illinois limited liability company, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Manager appeared before me this day in person and acknowledged that he signed and delivered the foregoing instrument as his own free and voluntary act and the free and voluntary act of 110 West Superior LLC, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 15th day of January, 2010.

Sherry A. Hojnacki

 Notary Public

My commission expires: _____



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EXHIBIT A

LEGAL DESCRIPTION

UNITS 801, 802, 803, 901, 902, 903, 904, 1001, 1003, 1100, 1202, 1203, 1204, 1401, 1403, 1404, 1501, 1503, 1504, 1601, 1602, 1603, 1701, 1702, 1703, 1704, 1802, 1803, 1901, 1902, 1903, 2103, 2601, 2603, 2701, 2703, P-1, P-3, P-6, P-7, P-9, P-10, P-11, P-12, P-16, P-17, P-18, P-19, P-20, P-22, P-23, P-24, P-25, P-26, P-30, P-31, P-32, P-35, P-37, P-38, P-48, P-49, P-50, P-53, P-54, P-55, P-56, P-63, P-64, P-70, P-71, P-72, P-73, P-74, P-75, P-76, P-77, P-79, AND P-80 AND ALL THE COMMON ELEMENTS IN THE SUPERIOR 110 CONDOMINIUM AS CONTAINED IN LOTS 12, 13, 14 AND 15 AND THE SOUTH 1/2 OF THE EAST-WEST 18 FOOT WIDE VACATED ALLEY LYING NORTH OF AND ADJOINING SAID LOTS 12, 13, 14 AND 15 AND SOUTH OF AND ADJOINING LOTS 16 AND 17 IN OGDEN AND OTHERS SUBDIVISION OF BLOCK 35 IN WOLCOTT'S ADDITION TO CHICAGO IN THE EAST 1/2 OF THE NORTHEAST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

ADDRESS OF PROPERTY: 110 W. Superior, Chicago, Illinois 60654

PIN NUMBERS: 17-09-204-022-0000; 17-09-204-023-0000

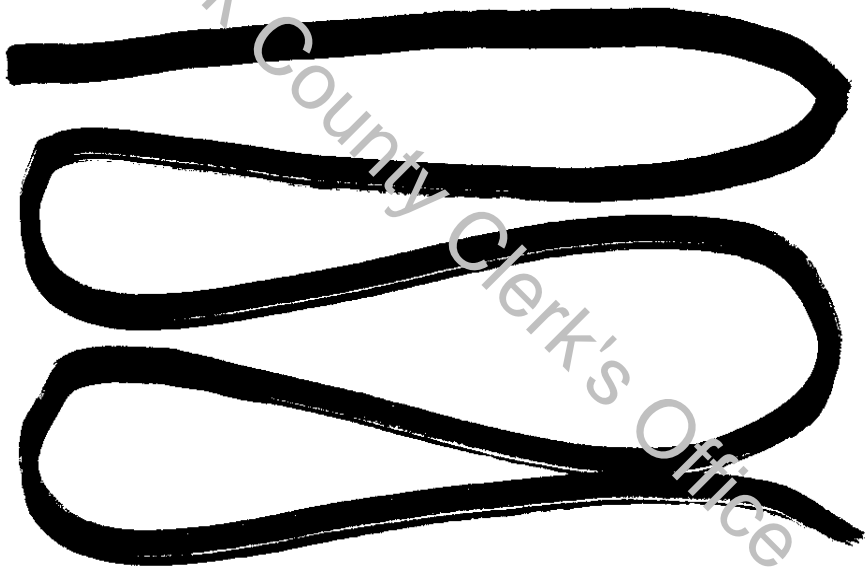
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EXHIBIT B

ADDITIONAL PARCEL AMENDMENT OF APPENDIX A

UNITS 802, 904, 1204, 1401 and 1602.

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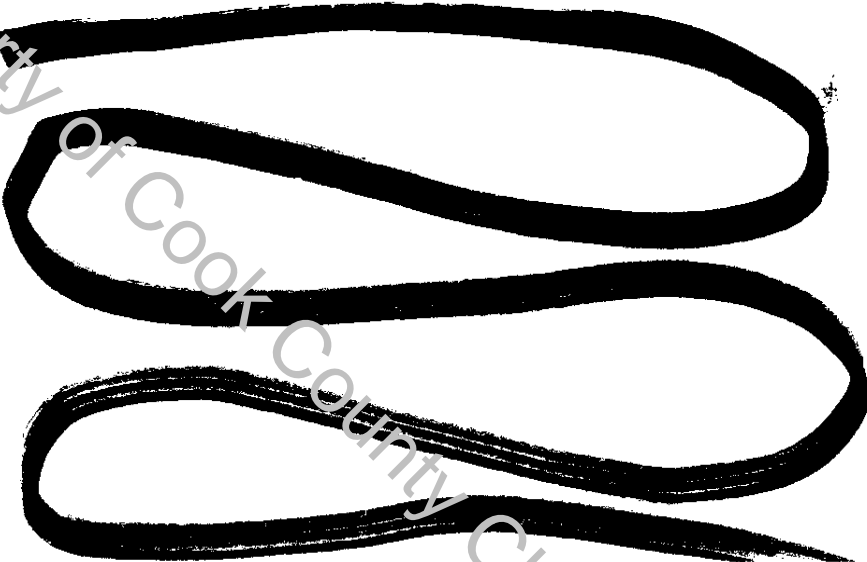


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EXHIBIT C

PLAT OF SURVEY

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EXHIBIT D

FOURTH AMENDED AND RESTATED APPENDIX C

| <u>Unit Number</u> | <u>Percentage Interest</u> | <u>Percentage Interest of Unit if and when all Units are added on</u> |
|--------------------|----------------------------|---|
| 701 | [proposed] | 2.287% |
| 703 | [proposed] | 2.791% |
| 801 | 1.869% | 0.959% |
| 802 | 1.997% | 1.025% |
| 803 | 3.641% | 1.869% |
| 901 | 1.913% | 0.982% |
| 902 | 2.045% | 1.050% |
| 903 | 2.059% | 1.057% |
| 904 | 1.672% | 0.858% |
| 1001 | 1.957% | 1.004% |
| 1002 | [proposed] | 1.074% |
| 1003 | 2.108% | 1.082% |
| 1004 | [proposed] | 0.879% |
| 1100 | 8.051% | 4.132% |
| 1201 | [proposed] | 1.049% |
| 1202 | 2.188% | 1.123% |
| 1203 | 2.205% | 1.132% |
| 1204 | 1.796% | 0.922% |
| 1401 | 2.088% | 1.072% |
| 1402 | [proposed] | 1.147% |
| 1403 | 2.253% | 1.156% |
| 1404 | 1.837% | 0.943% |
| 1501 | 2.132% | 1.095% |
| 1502 | [proposed] | 1.172% |
| 1503 | 2.302% | 1.181% |
| 1504 | 1.878% | 0.964% |
| 1601 | 2.176% | 1.117% |
| 1602 | 2.330% | 1.196% |
| 1603 | 2.350% | 1.206% |
| 1604 | [proposed] | 0.985% |
| 1701 | 2.220% | 1.140% |
| 1702 | 2.378% | 1.220% |
| 1703 | 2.399% | 1.231% |
| 1704 | 1.961% | 1.006% |
| 1801 | [proposed] | 1.162% |
| 1802 | 2.425% | 1.245% |
| 1803 | 2.447% | 1.256% |

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| <u>Unit Number</u> | <u>Percentage Interest</u> | <u>Percentage Interest of Unit if and when all Units are added on</u> |
|--------------------|----------------------------|---|
| 1804 | [proposed] | 1.028% |
| 1901 | 2.308% | 1.185% |
| 1902 | 2.473% | 1.269% |
| 1903 | 2.495% | 1.281% |
| 1904 | [proposed] | 1.049% |
| 2001 | [proposed] | 2.501% |
| 2003 | [proposed] | 2.376% |
| 2101 | [proposed] | 2.548% |
| 2103 | 2.592% | 2.422% |
| 2201 | [proposed] | 2.595% |
| 2203 | [proposed] | 2.468% |
| 2301 | [proposed] | 2.642% |
| 2303 | [proposed] | 2.514% |
| 2401 | [proposed] | 2.689% |
| 2403 | [proposed] | 2.560% |
| 2501 | [proposed] | 2.736% |
| 2503 | [proposed] | 2.606% |
| 2601 | 2.561% | 2.750% |
| 2603 | 3.640% | 1.868% |
| 2701 | 6.846% | 2.066% |
| 2703 | 3.701% | 3.348% |
| P-1 | 0.158% | 0.081% |
| P-2 | [proposed] | 0.081% |
| P-3 | 0.158% | 0.081% |
| P-4 | [proposed] | 0.128% |
| P-5 | [proposed] | 0.128% |
| P-6 | 0.158% | 0.081% |
| P-7 | 0.158% | 0.081% |
| P-8 | [proposed] | 0.081% |
| P-9 | 0.165% | 0.085% |
| P-10 | 0.165% | 0.085% |
| P-11 | 0.165% | 0.085% |
| P-12 | 0.316% | 0.162% |
| P-13 | [proposed] | 0.077% |
| P-14 | [proposed] | 0.077% |
| P-15 | [proposed] | 0.077% |
| P-16 | 0.158% | 0.081% |
| P-17 | 0.158% | 0.081% |
| P-18 | 0.158% | 0.081% |
| P-19 | 0.151% | 0.077% |
| P-20 | 0.151% | 0.077% |
| P-21 | [proposed] | 0.077% |
| P-22 | 0.158% | 0.081% |
| P-23 | 0.158% | 0.081% |

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| Unit Number | Percentage Interest | Percentage Interest of Unit if and when all Units are added on |
|-------------|---------------------|--|
| P-24 | 0.158% | 0.081% |
| P-25 | 0.158% | 0.081% |
| P-26 | 0.179% | 0.092% |
| P-27 | [proposed] | 0.081% |
| P-28 | [proposed] | 0.081% |
| P-29 | [proposed] | 0.081% |
| P-30 | 0.158% | 0.081% |
| P-31 | 0.179% | 0.092% |
| P-32 | 0.144% | 0.074% |
| P-33 | [proposed] | 0.074% |
| P-34 | [proposed] | 0.074% |
| P-35 | 0.151% | 0.077% |
| P-36 | [proposed] | 0.077% |
| P-37 | 0.151% | 0.077% |
| P-38 | 0.144% | 0.074% |
| P-39 | [proposed] | 0.074% |
| P-40 | [proposed] | 0.074% |
| P-41 | [proposed] | 0.077% |
| P-42 | [proposed] | 0.077% |
| P-43 | [proposed] | 0.077% |
| P-44 | [proposed] | 0.077% |
| P-45 | [proposed] | 0.089% |
| P-46 | [proposed] | 0.077% |
| P-47 | [proposed] | 0.077% |
| P-48 | 0.151% | 0.077% |
| P-49 | 0.151% | 0.077% |
| P-50 | 0.172% | 0.089% |
| P-51 | [proposed] | 0.070% |
| P-52 | [proposed] | 0.070% |
| P-53 | 0.136% | 0.070% |
| P-54 | 0.151% | 0.077% |
| P-55 | 0.151% | 0.077% |
| P-56 | 0.151% | 0.077% |
| P-57 | [proposed] | 0.070% |
| P-58 | [proposed] | 0.070% |
| P-59 | [proposed] | 0.070% |
| P-60 | [proposed] | 0.077% |
| P-61 | [proposed] | 0.077% |
| P-62 | [proposed] | 0.077% |
| P-63 | 0.151% | 0.077% |
| P-64 | 0.172% | 0.089% |
| P-65 | [proposed] | 0.077% |
| P-66 | [proposed] | 0.077% |
| P-67 | [proposed] | 0.077% |

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| <u>Unit Number</u> | <u>Percentage Interest</u> | <u>Percentage Interest of Unit if and when all Units are added on</u> |
|--------------------|----------------------------|---|
| P-68 | [proposed] | 0.077% |
| P-69 | [proposed] | 0.089% |
| P-70 | 0.129% | 0.067% |
| P-71 | 0.129% | 0.067% |
| P-72 | 0.129% | 0.067% |
| P-73 | 0.136% | 0.070% |
| P-74 | 0.136% | 0.070% |
| P-75 | 0.136% | 0.070% |
| P-76 | 0.129% | 0.066% |
| P-77 | 0.129% | 0.067% |
| P-78 | [proposed] | 0.067% |
| P-79 | 0.144% | 0.074% |
| P-80 | 0.144% | 0.074% |
| P-81 | [proposed] | 0.070% |
| P-82 | [proposed] | 0.070% |
| P-83 | [proposed] | 0.070% |
| P-84 | [proposed] | 0.070% |
| P-85 | [proposed] | 0.081% |
| | 100.000% | 100.000% |

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EXHIBIT

ATTACHED TO

11 pages
5 exhibit

16 pages



DOCUMENT

SEE PLAT INDEX