

# UNOFFICIAL COPY



Doc#: 1008431114 Fee: \$126.00  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 03/25/2010 03:52 PM Pg: 1 of 19

Prepared by and after Recording Return to:

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4393374 Gir/pat

## FIFTH AMENDMENT TO THE DECLARATION OF CONDOMINIUM OF SUPERIOR 110 CONDOMINIUM

This FIFTH Amendment to the Declaration of Condominium of Superior 110 Condominium ("Amendment"), dated as of this 19<sup>th</sup> day of March, 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, as amended by that Third Amendment to Declaration of Condominium for Superior 110 Condominium recorded December 21, 2009 as Document No. 0935631098, and as amended by that Fourth Amendment to Declaration of Condominium for Superior 110 Condominium recorded January 22, 2010 as Document No. 1002231098 (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 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.

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

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DATE 3/25/10 COPIES 6  
OK BY [Signature]

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1. Defined Terms. All terms used herein if not otherwise defined herein shall have the meanings set forth in the Declaration.
2. 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.
3. 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.
4. Amendment of Appendix B. Appendix B to the Declaration is hereby amended on Pages 3, 4, 5, 6, 7, 11, 13, 15 and 18, 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.
5. 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 Third Amended and Restated Appendix C which is attached hereto as Exhibit D.
6. Amendment of Appendix E. Appendix E to the Declaration is hereby amended to delete the following units from the Additional Parcel: Units 1002, 1201, 1502, 1801, 1804, P-2, P-4H, P-5H, P-8, P-13, P-14, P-15, P-21, P-27, P-28, P-29, P-33, P-34, P-36, P-39, P-40, P-41, P-59, P-60, P-65, P-68, P-78, P-81, and P-84.
7. 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.
8. No Further Amendment. Except as expressly set forth herein, the Declaration shall remain in full force and effect in accordance with its terms.



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## EXHIBIT A

### LEGAL DESCRIPTION

UNITS 801, 802, 803, 901, 902, 903, 904, 1001, 1002, 1003, 1100, 1201, 1202, 1203, 1204, 1401, 1403, 1404, 1501, 1502, 1503, 1504, 1601, 1602, 1603, 1701, 1702, 1703, 1704, 1801, 1802, 1803, 1804, 1901, 1902, 1903, 2103, 2601, 2603, 2701, 2703, P-1, P-2, P-3, P-4H, P-5H, P-6, P-7, P-8, P-9, P-10, P-11, P-12, P-13, P-14, P-15, P-16, P-17, P-18, P-19, P-20, P-21, P-22, P-23, P-24, P-25, P-26, P-27, P-28, P-29, P-30, P-31, P-32, P-33, P-34, P-35, P-36, P-37, P-38, P-39, P-40, P-41, P-48, P-49, P-50, P-53, P-54, P-55, P-56, P-59, P-60, P-63, P-64, P-65, P-68, P-70, P-71, P-72, P-73, P-74, P-75, P-76, P-77, P-78, P-79, P-80, P-81 AND P-84 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 1002, 1201, 1502, 1801, 1804, P-2, P-4H, P-5H, P-8, P-13, P-14, P-15, P-21, P-27, P-28, P-29, P-33, P-34, P-36, P-39, P-40, P-41, P-59, P-60, P-65, P-68, P-78, P-81, and P-84.

Property of Cook County Clerk's Office

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EXHIBIT C

PLAT OF SURVEY

Property of Cook County Clerk's Office

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## EXHIBIT D

### FIFTH 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	1.633%	0.959%
802	1.745%	1.025%
803	3.182%	1.869%
901	1.671%	0.982%
902	1.787%	1.050%
903	1.799%	1.057%
904	1.461%	0.858%
1001	1.710%	1.004%
1002	1.829%	1.074%
1003	1.842%	1.082%
1004	[proposed]	0.879%
1100	7.035%	4.132%
1201	1.787%	1.049%
1202	1.912%	1.123%
1203	1.927%	1.132%
1204	1.569%	0.922%
1401	1.825%	1.072%
1402	[proposed]	1.147%
1403	1.969%	1.156%
1404	1.605%	0.943%
1501	1.863%	1.095%
1502	1.995%	1.172%
1503	2.011%	1.181%
1504	1.641%	0.964%
1601	1.902%	1.117%
1602	2.036%	1.196%
1603	2.054%	1.206%
1604	[proposed]	0.985%
1701	1.940%	1.140%
1702	2.078%	1.220%
1703	2.096%	1.231%
1704	1.713%	1.006%
1801	1.979%	1.162%
1802	2.119%	1.245%
1803	2.138%	1.256%

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Unit Number	Percentage Interest	Percentage Interest of Unit if and when all Units are added on
1804	1.749%	1.028%
1901	2.017%	1.185%
1902	2.161%	1.269%
1903	2.181%	1.281%
1904	[proposed]	1.049%
2001	[proposed]	2.501%
2003	[proposed]	2.376%
2101	[proposed]	2.548%
2103	2.265%	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	2.258%	2.750%
2603	3.180%	1.868%
2701	5.982%	2.066%
2703	3.234%	3.348%
P-1	0.138%	0.081%
P-2	0.138%	0.081%
P-3	0.138%	0.081%
P-4H	0.216%	0.128%
P-5H	0.216%	0.128%
P-6	0.138%	0.081%
P-7	0.138%	0.081%
P-8	0.138%	0.081%
P-9	0.144%	0.085%
P-10	0.144%	0.085%
P-11	0.144%	0.085%
P-12	0.276%	0.162%
P-13	0.132%	0.077%
P-14	0.132%	0.077%
P-15	0.132%	0.077%
P-16	0.138%	0.081%
P-17	0.138%	0.081%
P-18	0.138%	0.081%
P-19	0.132%	0.077%
P-20	0.132%	0.077%
P-21	0.132%	0.077%
P-22	0.138%	0.081%
P-23	0.138%	0.081%



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Unit Number	Percentage Interest	Percentage Interest of Unit if and when all Units are added on
P-24	0.138%	0.081%
P-25	0.138%	0.081%
P-26	0.157%	0.092%
P-27	0.138%	0.081%
P-28	0.138%	0.081%
P-29	0.138%	0.081%
P-30	0.138%	0.081%
P-31	0.157%	0.092%
P-32	0.125%	0.074%
P-33	0.125%	0.074%
P-34	0.125%	0.074%
P-35	0.132%	0.077%
P-36	0.132%	0.077%
P-37	0.132%	0.077%
P-38	0.125%	0.074%
P-39	0.125%	0.074%
P-40	0.125%	0.074%
P-41	0.132%	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	0.132%	0.077%
P-49	0.132%	0.077%
P-50	0.151%	0.089%
P-51	[proposed]	0.070%
P-52	[proposed]	0.070%
P-53	0.119%	0.070%
P-54	0.132%	0.077%
P-55	0.132%	0.077%
P-56	0.132%	0.077%
P-57	[proposed]	0.070%
P-58	[proposed]	0.070%
P-59	0.119%	0.070%
P-60	0.132%	0.077%
P-61	[proposed]	0.077%
P-62	[proposed]	0.077%
P-63	0.132%	0.077%
P-64	0.151%	0.089%
P-65	0.132%	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	0.132%	0.077%
P-69	[proposed]	0.089%
P-70	0.113%	0.067%
P-71	0.113%	0.067%
P-72	0.113%	0.067%
P-73	0.119%	0.070%
P-74	0.119%	0.070%
P-75	0.119%	0.070%
P-76	0.113%	0.066%
P-77	0.113%	0.067%
P-78	0.113%	0.067%
P-79	0.125%	0.074%
P-80	0.125%	0.074%
P-81	0.119%	0.070%
P-82	[proposed]	0.070%
P-83	[proposed]	0.070%
P-84	0.119%	0.070%
P-85	[proposed]	0.081%
	100.000%	100.000%

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# EXHIBIT

# ATTACHED TO

10 pg  
9 Plat  
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# DOCUMENT

# SEE PLAT INDEX