



Taylor C-2 Rental – 4/22/10

Doc#: 1014829091 Fee: \$60.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 05/28/2010 03:35 PM Pg: 1 of 13

This instrument was prepared by:

Jay Gilbert, Esq.
Kutak Rock LLP
One South Wacker Dr., Suite 2050
Chicago, Illinois 60606

After recording, this instrument
should be returned to:

Roberta Gates Edwards, Esq.
Office of the General Counsel
Chicago Housing Authority
60 East Van Buren St., 12th Floor
Chicago, IL 60605

1399332 PA 2/12

FIRST AMENDMENT TO DECLARATION OF RESTRICTIVE COVENANTS

LEGENDS SOUTH PHASE C-2

(ROBERT TAYLOR OFF-SITE RENTAL DEVELOPMENT PHASE C-2)

THIS FIRST AMENDMENT TO DECLARATION OF RESTRICTIVE COVENANTS (this "**First Amendment**") is made and entered into as of the 28th day of May, 2010, by the Chicago Housing Authority, an Illinois municipal corporation (the "**Authority**"), and Legends C-2, LLC, an Illinois limited liability company (the "**Owner**"), for the benefit of the United States of America, acting by and through the Secretary of Housing and Urban Development ("**HUD**").

RECITALS

A. The Authority and the Owner have heretofore entered into that certain Declaration of Restrictive Covenants, dated December 1, 2007 (the "**Declaration**"), and recorded with the Cook County Recorder on December 10, 2007 as Document No. 0734409041. The Declaration encumbered the property described on Exhibit A attached hereto (the "**Original Land**"). All capitalized terms used in this First Amendment that are not defined herein shall have the meanings set forth in the Declaration.

B. The building constructed by Tenant on Tract 4 of the Original Land encroaches onto the property to the south of Tract 4.

C. The Authority has acquired title to that property to the south of Tract 4, which property is described on Exhibit B attached hereto (the "**Additional Land**"). The Ground Lease

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and other documents are being amended, concurrently herewith, to add the Additional Land to the land demised and encumbered thereby.

D. The parties desire to amend the Declaration to add the Additional Land to the property encumbered thereby, and to require that the north 30.5 feet of Tract 4 (i.e. the north 30.5 feet of Lot 1 in Legends 4200 Prairie) (the “**Open Space Parcel**”) shall be used as landscaped open space.

NOW, THEREFORE, the parties agree as follows:

1. The Declaration is hereby amended to add the Additional Land to the property encumbered thereby. After giving effect to such amendment, the property on which the Development is to be constructed, as contemplated by the Declaration, is described on Exhibit C attached hereto, which includes the Original Land and the Additional Land. From and after the date of this First Amendment, the term “**Development Property**”, as used in the Declaration, shall mean the Original Land and the Additional Land.

2. The Open Space Parcel shall be landscaped by the Owner in a manner acceptable to the Authority, and shall be maintained and used only as open space.


3. As amended by this First Amendment, the Declaration shall continue to be and remain in full force and effect, and is hereby ratified and confirmed.

[The remainder of this page is blank. Signatures appear on the following pages.]

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IN WITNESS WHEREOF, the parties have executed this First Amendment as of the date first above written.

Chicago Housing Authority

By: 
Lewis A. Jordan
Chief Executive Officer

Legends C-2, LLC
an Illinois limited liability company

By: Legends C-2 Manager, LLC,
an Illinois limited liability company,
its Managing Member

By: Brinshore Holding, LLC,
an Illinois limited liability company,
a member

By: Brinshore Development, L.L.C.,
an Illinois limited liability company,
its sole member

By: Brint Development, Inc.,
an Illinois corporation,
its member

By: _____
David Brint, President

By: Michaels Chicago Holding Company, LLC,
an Illinois limited liability company,
a member

By: _____
Name: _____
Title: _____

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IN WITNESS WHEREOF, the parties have executed this First Amendment as of the date first above written.

Chicago Housing Authority

By: _____
Lewis A. Jordan
Chief Executive Officer

Legends C-2, LLC,
an Illinois limited liability company

By: Legends C-2 Manager, LLC,
an Illinois limited liability company,
its Managing Member

By: Brinshore Holding, LLC,
an Illinois limited liability company,
a member

By: Brinshore Development, L.L.C.,
an Illinois limited liability company,
its sole member

By: Brint Development, Inc.,
an Illinois corporation,
its member

By: David Brint
David Brint, President

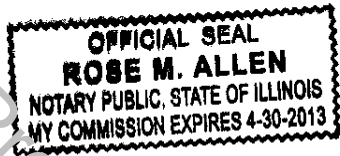
By: Michaels Chicago Holding Company, LLC,
an Illinois limited liability company,
a member

By: _____
Name: John O'Donnell
Title: Vice President

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State of Illinois)
) SS
County of Cook)

This instrument was acknowledged before me on May 25, 2010, by Lewis A. Jordan, as Chief Executive Officer of the Chicago Housing Authority.



Rose M. Allen
Notary Public

State of Illinois)
) SS
County of _____)

This instrument was acknowledged before me on _____, 2010, by David Brint, as President of Brint Development, Inc., in its capacity as member of Brinshore Development, L.L.C., in its capacity as sole member of Brinshore Holding, LLC, in its capacity as member of Legends C-2 Manager, LLC, in its capacity as managing member of Legends C-2, LLC.

Notary Public

State of _____)
) SS
County of _____)

This instrument was acknowledged before me on _____, 2010, by _____, as _____ of Michaels Chicago Holding Company, LLC, in its capacity as member of Legends C-2 Manager, LLC, in its capacity as managing member of Legends C-2, LLC.

Notary Public
My commission expires: _____

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State of Illinois)
) SS
County of Cook)

This instrument was acknowledged before me on _____, 2010, by Lewis A. Jordan, as Chief Executive Officer of the Chicago Housing Authority.

Notary Public

State of Illinois)
) SS
County of Cook)

This instrument was acknowledged before me on May 24, 2010, by David Brint, as President of Brint Development, Inc., in its capacity as member of Brinshore Development, L.L.C., in its capacity as sole member of Brinshore Holding, LLC, in its capacity as member of Legends C-2 Manager, LLC, in its capacity as managing member of Legends C-2, LLC.

Margaret A. Grassano
Notary Public



State of New Jersey)
) SS
County of Burlington)

This instrument was acknowledged before me on May 25th, 2010, by John O'Donnell, as Vice President of Michaels Chicago Holding Company, LLC, in its capacity as member of Legends C-2 Manager, LLC, in its capacity as managing member of Legends C-2, LLC.

Catherine A. Freas
Notary Public

My commission expires: _____

CATHERINE A. FREAS
NOTARY PUBLIC OF NEW JERSEY
COMMISSION EXPIRES 6/30/2015

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EXHIBIT A

LEGAL DESCRIPTION OF THE ORIGINAL LAND

Tract 1:

Lots 1 through 7, both inclusive, in Legends Wabash (a resubdivision of the south 40 feet of Lot 2 and Lots 3, 4, 5, 6, 7, and 8 (except that part taken for the widening of Wabash Avenue) in Block 10 of Pryor and Hopkins Subdivision of the West ½ of the Northwest ¼ of Section 3, Township 38 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois), according to the plat thereof, recorded November 14, 2007 as document number 0731803070, in Cook County, Illinois.

PINs:

20-03-118-012
20-03-118-013
20-03-118-014
20-03-118-015
20-03-118-016
20-03-118-019
20-03-118-020
20-03-118-021
20-03-118-022
20-03-118-023
20-03-118-024
20-03-118-033

Commonly known as the following addresses, all in Chicago, Illinois:

4206 S. Wabash Ave.
4208 S. Wabash Ave.
4210 S. Wabash Ave.
4216 S. Wabash Ave.
4220 S. Wabash Ave.
4226 S. Wabash Ave.
4228 S. Wabash Ave.
4230 S. Wabash Ave.
4236 S. Wabash Ave.

Tract 2:

Lots 1 through 9, both inclusive, in Legends 4100 Prairie (a resubdivision of Lots 1 through 13, both inclusive, in Owner's Subdivision of Lots 13 through 24, both inclusive, in Andrew's Subdivision of the Northwest ¼ of the Southeast ¼ of the Northwest ¼ of Section 3, Township 38 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois), according

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to the plat thereof, recorded November 14, 2007 as document number 0731803069, in Cook County, Illinois.

PINs:

20-03-115-019
20-03-115-020
20-03-115-021
20-03-115-022
20-03-115-023
20-03-115-026
20-03-115-029
20-03-115-032
20-03-115-033

20-03-115-034

Commonly known as the following addresses, all in Chicago, Illinois:

223 E. 41st Street
225 E. 41st Street
4108 S. Prairie Ave
4112 S. Prairie Ave
4116 S. Prairie Ave
4118 S. Prairie Ave
4120 S. Prairie Ave.
4122 S. Prairie Ave.
4128 S. Prairie Ave.
4132 S. Prairie Ave.
4134 S. Prairie Ave.
4136 S. Prairie Ave.
4142 S. Prairie Ave.
4148 S. Prairie Ave.

Tract 3:

Lots 1, 2, 3 and 4 in Legends Indiana (a resubdivision of Lots 1 through 5, both inclusive, in Block 1 of Pryor and Hopkins Subdivision of the West ½ of the Northwest ¼ of Section 3, Township 38 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois), according to the plat thereof, recorded November 14, 2007 as document number 0731803068, in Cook County, Illinois.

PINs:

20-03-102-024
20-03-102-025

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Commonly known as the following addresses, all in Chicago, Illinois:

123 E. Pershing Road
125 E. Pershing Road
3908 S. Indiana Ave.
3912 S. Indiana Ave.
3916 S. Indiana Ave.
3920 S. Indiana Ave.

Tract 4:

Lot 1 in Legends 4200 Prairie (a resubdivision of Lot 5 (except the north 1 ¼ inches thereof), all of Lots 6 and 7 and the North ½ of Lot 8 in Broad's Subdivision of the West 2/3 of the Southwest ¼ of the Southeast ¼ of the Northwest ¼ of Section 3, Township 38 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois), according to the plat thereof, recorded November 14, 2007 as document number 0731803067, in Cook County, Illinois.

PINs:

20-03-121-026
20-03-121-040

Commonly known as the following addresses, all in Chicago, Illinois:

4220 S. Prairie Ave.
4222 S. Prairie Ave.
4224 S. Prairie Ave.
4226 S. Prairie Ave.
4228 S. Prairie Ave.
4230 S. Prairie Ave.
4232 S. Prairie Ave.
4234 S. Prairie Ave.

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EXHIBIT B

LEGAL DESCRIPTION OF THE ADDITIONAL LAND

THE SOUTH 1/2 OF LOT 8 IN BROAD'S SUBDIVISION OF THE WEST 2/3 OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 3, TOWNSHIP 38 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

P.I.N. 20-03-121-031

Property of Cook County Clerk's Office

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EXHIBIT C

LEGAL DESCRIPTION OF THE LAND (INCLUDING THE ORIGINAL LAND AND THE ADDITIONAL LAND)

Tract 1:

Lots 1 through 7, both inclusive, in Legends Wabash (a resubdivision of the South 40 feet of Lot 2 and Lots 3, 4, 5, 6, 7, and 8 (except that part taken for the widening of Wabash Avenue) in Block 10 in Pryor and Hopkins Subdivision of the West ½ of the Northwest ¼ of Section 3, Township 38 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois), according to the plat thereof, recorded November 14, 2007 as document number 0731803070, in Cook County, Illinois.

PINs:

20-03-118-036, 20-03-118-037,
20-03-118-038, 20-03-118-039, 20-03-118-040, 20-03-118-041, 20-03-118-042

Commonly known as the following addresses, all in Chicago, Illinois:

4206 S. Wabash Ave.	4226 S. Wabash Ave.
4206 S. Wabash Ave.	4228 S. Wabash Ave.
4210 S. Wabash Ave.	4230 S. Wabash Ave.
4216 S. Wabash Ave.	4236 S. Wabash Ave.
4220 S. Wabash Ave.	

Tract 2:

Lots 1 through 9, both inclusive, in Legends 4100 Prairie (a resubdivision of Lots 1 through 13, both inclusive, in Owner's Subdivision of Lots 13 through 24, both inclusive, in Andrew's Subdivision of the Northwest ¼ of the Southeast ¼ of the Northwest ¼ of Section 3, Township 38 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois), according to the plat thereof, recorded November 14, 2007 as document number 0731803069, in Cook County, Illinois.

PINs:

20-03-115-038, 20-03-115-039,
20-03-115-040, 20-03-115-041,
20-03-115-042, 20-03-115-043,
20-03-115-044, 20-03-115-045 AND
20-03-115-046

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Commonly known as the following addresses, all in Chicago, Illinois:

223 E. 41st Street	4118 S. Prairie Ave.	4134 S. Prairie Ave.
225 E. 41st Street	4120 S. Prairie Ave.	4136 S. Prairie Ave.
4108 S. Prairie Ave.	4122 S. Prairie Ave.	4142 S. Prairie Ave.
4112 S. Prairie Ave.	4128 S. Prairie Ave.	4148 S. Prairie Ave.
4116 S. Prairie Ave.	4132 S. Prairie Ave.	

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PINs:

20-03-102-026, 20-03-102-027,
20-03-102-028 AND 20-03-102-029

Commonly known as the following addresses, all in Chicago, Illinois:

123 E. Pershing Road	3912 S. Indiana Ave.
125 E. Pershing Road	3916 S. Indiana Ave.
3908 S. Indiana Ave.	3920 S. Indiana Ave.

Tract 4:

Lot 1 in Legends 4200 Prairie (a resubdivision of Lot 5 (except the north 1 ¼ inches thereof), all of Lots 6 and 7 and the North ½ of Lot 8 in Broad's Subdivision of the West 2/3 of the Southwest ¼ of the Southeast ¼ of the Northwest ¼ of Section 3, Township 38 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois), according to the plat thereof, recorded November 14, 2007 as document number 0731803067, in Cook County, Illinois.

ALSO:

The South 1/2 of Lot 8 in Broad's Subdivision of the West 2/3 of the Southwest ¼ of the Southeast ¼ of the Northwest ¼ of Section 3, Township 38 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois

PINs:

20-03-121-043 AND 20-03-121-031

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Commonly known as the following addresses, all in Chicago, Illinois:

4220 S. Prairie Ave.
4222 S. Prairie Ave.
4224 S. Prairie Ave.
4226 S. Prairie Ave.
4238 S. Prairie Ave.

4228 S. Prairie Ave.
4230 S. Prairie Ave.
4232 S. Prairie Ave.
4234 S. Prairie Ave.

Property of Cook County Clerk's Office