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This instrument was prepared by and after recording return to:

Murray J. Lewison Johnson and Colmar 2201 Waukegan Road - Suite 260 Bannockburn, IL 60015

Doc#:	1029	42906	7 Fe	e: \$48	.00
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Cook Co	ounty Re	corder	of De	eds	

Date: 10/21/2010 02:28 PM Pg: 1 of 7

00910287

AMENDMENT OF SITE DEVELOPMENT AGREEMENT

This Amendment is entered into as of this 29 day of 5, 2010, by and between C & Partnership ("C&K") as successor in interest to Chicago Title Land Trust Company as Trustee under Trust No. 110552 ("Land Trust"), One Place Condominium LLC ("One Place") and The South Loop Shops, LLC ("SLS") as successors in interest to C & K Partnership and Astoria Tower LLC, an Illinois limited liability company ("Astoria").

WHEREAS, Land Trust, as owner of the land legally described in Exhibit A, attached hereto and made a part hereof ("Trust Parcel") and Astoria, as owner of the land legally described in Exhibit B, attached hereto and made a part hereof ("Astoria Parcel") did enter into a Site Development Agreement as ed July 31, 2006 (the "Development Agreement") which was recorded in the office of the Cook County Recorder of Deeds as Document No. 0624118066; and

WHEREAS, C&K has succeeded to the interest of Lord Trust; and

WHEREAS, One Place and SLS have succeeded to the interest of C & K; and

WHEREAS, the parties hereto desire to further modify said Development Agreement;

NOW THEREFORE, in consideration of the covenants contained in this Amendment, the mutual promises and such other sufficient consideration, the parties agree as follows:

1. The parties hereto confirm that all provisions regarding shared costs during construction have been satisfied and that all cost sharing reimbursements have been paid to and received by each respective party and the parties hereby waive any further claims each may have to the other regarding any further construction related shared costs.

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- 2. The parties hereto further confirm that all Restrictions on Development set forth in Article III of the Development Agreement have been complied with and that the highest point of the Structure on the Trustee Parcel is substantially in accordance with Article III and accepted and that all restricted development in the Air Rights Parcel set forth in Paragraph 3.2 of the Development Agreement have been complied with and accepted.
- 3. All other provisions of the Development Agreement except as may be modified herein, are hereby ratified and reaffirmed.

C & K Partnership

Astoria Tower LLC

By: F/D Astoria LL

-11s Manage

Clarking

Manager

One Place Condominium LLC

Manager

Partner

Consominius, LLC

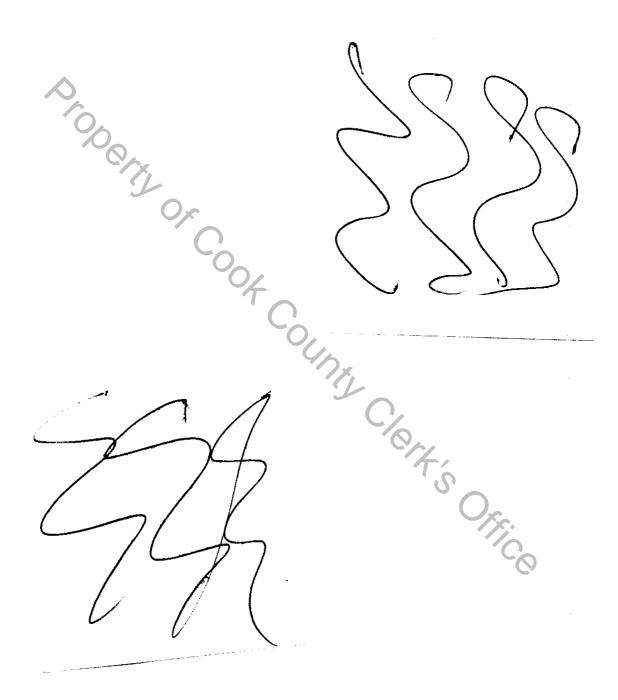
1029429067 Page: 3 of 7

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The South Loop Shops LLC

By:

As ACOUT TO SOUTH LOVE SUPELLC



1029429067 Page: 4 of 7

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) SS.
COUNTY OF COOK)
I, the undersigned, a notary public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Diliazzo, personally known to me to be the Manager of F/D Astoria LLC, Manager of ASTORIA TOWERS LLC, an Illinois limited liability company, and the same person whose name is subscribed to the foregoing Amenancant to Easement and Operating Agreement, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act, for the uses and purposes therein set forth.
GIVEN under my hand and seal, this 29th day of Soplember, 2010.
Notary Public OFFICIAL SEAL VICTORIA R SCHILLING NOTARY PUBLIC - STATE OF ILLINOIS OF COMMISSION ENPHRESS 200/14
· · · · · · · · · · · · · · · · · · ·
STATE OF ILLINOIS) SS. PARETHELLINOIS COUNTY OF COOK)
I, the undersigned, a notary public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that LINDA KARP , personally known to me to be the Manager of C & K Partnership and the same person whose name is subscribed to the foregoing Amendment to Easement and Operating Agreement, appeared before me this day in person and acknowledged that he signed, sealed and
delivered the said instrument as his free and voluntary act, for the uses and purpos is therein set forth. GIVEN under my hand and seal, this day of September, 2010.
Notary Public OFFICIAL SEAL NICOLE BELLAVIA NOTARY PUBLIC, STATE OF BLINOIS COUNTY OF COOK COMMISSION EXPIRES AUGUST 2012

1029429067 Page: 5 of 7

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STATE OF ILLINOIS)) SS.					
COUNTY OF COOK)					
I, the undersigned, a notary public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that					
GIVEN under my hand and seal, this 29 day of September, 2010.					
Notary Public OFFICIAL SEAL MICCUE SELLAMA NOTARY PUBLIC, STATE OF ELENCE COUNTY OF COOK COMMISSION EXPIRES AUGUST 2012					
STATE OF ILLINOIS) SS. COUNTY OF COOK)					
I, the undersigned, a notary public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that					
known to me to be the of The South Loop Shops LLC, an Illinois limited liability company and the same person whose same is subscribed to the foregoing Amendment to Easement and Operating Agreement, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act, for the uses and purposes therein set forth. GIVEN under my hand and seal, this					
Notary Public Notary Public OFFICIAL SEAL NOTARY PUBLIC, STATE OF ELINOIS COUNTY OF COOK COMMISSION EXPROPE ALIGNMY AND					

1029429067 Page: 6 of 7

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EXHIBIT A

TRUST PARCEL

All the property and space lying below a horizontal plane located 119 feet above Chicago City Datum, contained within the boundaries projected vertically of that part of Sublot 1 and 2 of Lot 2, Sublot 1 and 2 of Lot 3, Sublot 1 and 2 of Lot 6 and Sublot 1 of the North 1/4 of Lot 7 (excepting from said Lots the West 27 feet thereof condemned by the City of Chicago for widening of State Street) in Block 18 in Canal Trustees Addition to Chicago in Fractional Section 15, Township 39 North, Range 14 East of the Third Principal Meridian,

Together with that part of Lots 1 to 6 in E. Smith's Subdivision of Lot 10 and the South 3/4 of Lot 7 in Piock 18 in Fractional Section 15 Addition to Chicago (except the West 27 feet thereof condemned by the City of Chicago for widening State Street), in Fractional Section 15, Township 39 Nor.a. Range 14, East of the Third Principal Meridian,

Together with that part of Lots 7 and 8 in E. Smith's subdivision of Lot 10 and the South 3/4 of Lot 7 all in Block 18 in Fractional Section 15 Addition to Chicago, Township 39 North, Range 14, East of the Third Principal Meridian.

Together with that part of the vacated ; lley in E. Smith's Subdivision of Lot 10 and the South 3/4 of Lot 7 all in Block 18 Fractional Sec ion 15 Addition to Chicago, Township 39 North, Range 14, East of the Third Principal Meridian, all taken as a tract lying North of a Line drawn at right f said trace .

Dok County, Illinois.

1 E. 8th Street, Chicago, IL

801 - 825 S. State Street, Chicago, IL

5-304angles to the West Line of said tract through point therein 140.48 feet North of the Southwest corner of said tract, in Cook County, Illinois.

Common Address:

PIN:

1029429067 Page: 7 of 7

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EXHIBIT B

ASTORIA PARCEL

Parcel 1

That part of Sublot 1 and 2 of Lot 2, Sublot 1 and 2 of Lot 3, Sublot 1 and 2 of Lot 6 and Sublot 1 of the North 1/4 of Lot 7 (excepting from said Lots the West 27 feet thereof condemned by the City of Chicago for widening of State Street) in Block 18 in Canal Trustees Addition to Chicago in Fractional Section 15, Township 39 North, Range 14 East of the Third Principal Meridian,

Together with that part of Lots 1 to 6 in E. Smith's Subdivision of Lot 10 and the South 3/4 of Lot 7 in Plock 18 in Fractional Section 15 Addition to Chicago (except the West 27 feet thereof condemned by the City of Chicago for widening State Street), in Fractional Section 15, Township 39 North, Range 14, East of the Third Principal Meridian,

Together with that part of Lots 7 and 8 in E. Smith's subdivision of Lot 10 and the South 3/4 of Lot 7 all in Block 18 ir Fractional Section 15 Addition to Chicago, Township 39 North, Range 14, East of the Third Principal Meridian,

Together with that part of the vacated alley in E. Smith's Subdivision of Lot 10 and the South 3/4 of Lot 7 all in Block 18 Fractional Section 15 Addition to Chicago, Township 39 North, Range 14, East of the Third Principal Meridian of taken as a tract lying South of a Line drawn at right angles to the West Line of said tract through a point therein 140.48 feet North of the Southwest corner of said tract, in Cook County, Illinois.

Parcel 2 (Air Rights)

All the property and space lying above a horizontal plane located 119 feet above Chicago City Datum, contained within the boundaries projected vertically of that part of Sublot 1 and 2 of Lot 2, Sublot 1 and 2 of Lot 3, Sublot 1 and 2 of Lot 6 and Sublot 1 of the North 1/4 of Lot 7 (excepting from said Lots the West 27 feet thereof condemned by the City of Chicago for widening of State Street) in Block 18 in Canal Trustees Addition to Chicago in Fractional Section 15, Township 39 North, Range 14 East of the Third Principal Merician,

Together with that part of Lots 1 to 6 in E. Smith's Subdivision of Lot 10 and the South 3/4 of Lot 7 in Block 18 in Fractional Section 15 Addition to Chicago (except the West 27 feet thereof condemned by the City of Chicago for widening State Street), in Fractional Section 15.

Township 39 North, Range 14, East of the Third Principal Meridian,

Together with that part of Lots 7 and 8 in E. Smith's subdivision of Lot 10 and the South 3/4 of Lot 7 all in Block 18 in Fractional Section 15 Addition to Chicago, Township 39 North, Range 14, East of the Third Principal Meridian,

Together with that part of the vacated alley in E. Smith's Subdivision of Lot 10 and the South 3/4 of Lot 7 all in Block 18 Fractional Section 15 Addition to Chicago, Township 39 North, Range 14, East of the Third Principal Meridian, all taken as a tract lying North of a Line drawn at right angles to the West Line of said tract through a point therein 140.48 feet North of the Southwest corner of said tract, in Cook County, Illinois.

Common Address:

8 E. Ninth Street, Chicago, IL

PIN:

17-15-304-053-0000; 17-15-304-055-0000; 17-15-304-057-0000