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Doc#: 1217222016 Fee: \$56.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 08/20/2012 09:40 AM Pg: 1 of 10

**THIS INSTRUMENT
PREPARED BY AND AFTER
RECORDING RETURN TO:**

Brian A. Cohen, Esq.
DLA Piper LLP (US)
203 North LaSalle Street
Suite 1900
Chicago, Illinois 60601

8866739

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**AMENDMENT TO DECLARATION OF COVENANTS,
CONDITIONS, RESTRICTIONS AND EASEMENTS
FOR THE LINCOLN PARK 2550 HOMEOWNERS' ASSOCIATION (f/k/a THE
LINCOLN PARK 2520 HOMEOWNERS' ASSOCIATION)**

THIS AMENDMENT ("Amendment") amends that certain Declaration of Covenants, Conditions, Restrictions and Easements for the Lincoln Park 2520 Homeowners' Association recorded on October 27, 2011 in the office of the Recorder of Deeds of Cook County, Illinois as Document Number 1130029046 (the "Declaration"), with respect to the property that is located at 2550 North Lakeview Avenue, Chicago, Illinois and described on Exhibit A attached hereto (the "Property"), and is executed as of this 19th day of June, 2012 by Lake Tower Development, LLC, a Delaware limited liability company ("Declarant").

RECITALS

A. Pursuant to Section 9.11 of the Declaration, Declarant has reserved the right and power to record a special amendment, among other reasons, (i) to correct errors in the Declaration or (ii) based upon Declarant's determination, made in good faith, that such amendment is in the best interests of the Property and is consistent with the intent and purposes of the Declaration.

B. The legal descriptions on Exhibit A and Exhibit B of the Declaration contain certain errors.

C. At the time of the recording of the Declaration, Declarant referred to "Lincoln Park 2520" in the names of the Residential Condominium, the Parking Garage, the Association, the title of the Master Declaration and the title of the Declaration, but such references were in error and Declarant has determined, in good faith, that it is in the best interests of the Property and it is consistent with the intent and purposes of the Declaration to change the name of the Property and the references to "Lincoln Park 2520" in the above cases to "Lincoln Park 2550" to more accurately reflect the address of the Property.

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D. Declarant, by this Amendment, desires to amend the Declaration to correct such errors.

NOW, THEREFORE, for \$10.00 and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Declarant hereby amends and supplements the Declaration as follows:

1. **Incorporation of Recitals.** The foregoing Recitals are hereby incorporated into this Amendment as though fully set forth herein.

2. **Exhibit A and Exhibit B.**

(a) The legal description attached to the Declaration as Exhibit A is hereby deleted and replaced with Exhibit A attached hereto.

(b) The legal description attached to the Declaration as Exhibit B is hereby deleted and replaced with Exhibit B attached hereto.

3. **Property Name Change.** Although the name of the subdivision within which the Master Development is located remains the Lincoln Park 2520 Subdivision, the name of the Project is now "Lincoln Park 2550". Accordingly, the references to "Lincoln Park 2520" in the name of the Residential Condominium, the Parking Garage, the Association, the title of the Master Declaration and the title of the Declaration are hereby deleted and replaced with "Lincoln Park 2550."

4. **Terms.** Capitalized terms used in this Amendment shall have the same meanings as ascribed to them in the Declaration, except to the extent they are amended or otherwise defined in this Amendment.

5. **Continuation.** All terms, conditions and provisions of the Declaration, as expressly amended and supplemented by this Amendment, are hereby ratified, confirmed and shall continue to apply with full force and effect. In the event of any inconsistency between this Amendment and the Declaration, this Amendment shall control.

[SIGNATURE PAGE FOLLOWS]

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IN WITNESS WHEREOF, Declarant has caused this Amendment to be signed as of the date aforesaid.

LAKE TOWER DEVELOPMENT, LLC,
a Delaware limited liability company

By: 2520 PT Sub, LLC, a Delaware limited liability company, its sole member

By: [Signature]
Name: Gerald Karr
Its: Executive Vice President

STATE OF GEORGIA)
) SS
COUNTY OF FULTON)

I, PEGGY NITTO a Notary Public in and for the County and State aforesaid, do hereby certify that GERALD KARR, as EXECUTIVE V.P. of 2520 PT Sub, LLC, a Delaware limited liability company, which is the sole member of Lake Tower Development, LLC, a Delaware limited liability company, personally known to me to be the same person whose name is subscribed to the foregoing instrument in such capacity, appeared before me this day in person and acknowledged that he signed and delivered the foregoing instrument as his/her own free and voluntary act and as the free and voluntary act of such company, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 14th day of NOV, 2012.

[Signature]
Notary Public

My Commission Expires:
11/15/2014

PEGGY NITTO
NOTARY PUBLIC
FULTON COUNTY, GEORGIA
MY COMMISSION EXPIRES
11/15/2014

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CONSENT OF MORTGAGEE

SUMITOMO MITSUI BANKING CORPORATION (the "**Bank**"), holder of a **Mortgage, Security Agreement, Fixture Filing and Assignment of Rents and Leases** dated August 13, 2010, and recorded on August 20, 2010, as Document Number 1023234076 (the "**Mortgage**") encumbering the real property legally described on **EXHIBIT A** attached hereto and all improvements thereon (collectively, the "**Property**"), hereby consents to the execution and recording of the within Amendment to Declaration of Covenants, Conditions, Restrictions and Easements for the Lincoln Park 2550 Homeowners' Association (f/k/a the Lincoln Park 2520 Homeowners' Association), and agrees that said Mortgage is subject thereto.

IN WITNESS WHEREOF, the Bank has caused this Consent of Mortgagee to be signed by its duly authorized Officers on its behalf; all done at New York, NY, on this 12th day of June, 2012.

SUMITOMO MITSUI BANKING CORPORATION
 277 Park Avenue
 New York, New York 10172

By: [Signature]
 Name Printed: William G. Karl
General Manager
 Title: _____

By: [Signature]
 Name Printed: **Keith J. Connolly**
Managing Director
 Title: _____

STATE OF New York)
) SS
 COUNTY OF New York)

I, Judy Sang, a Notary Public in and for said County and State, do hereby certify that William G. Karl, and Keith J. Connolly, respectively of Sumitomo Mitsui Banking Corporation, as such General Manager and Managing Director, appeared before me this day in person and acknowledged that they signed, sealed and delivered said instrument as their free and voluntary act, and as the free and voluntary act of said Bank, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 12th day of June, 2012.

 Notary Public

[Signature]
JUDY SANG
 NOTARY PUBLIC, STATE OF NEW YORK
 NO. 01SA5072872
 QUALIFIED IN THE COUNTY OF NEW YORK
 COMMISSION EXP. 4/28/15

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EXHIBIT A

LEGAL DESCRIPTION OF THE PROPERTY

LOTS 5 THROUGH 12 INCLUSIVE AND LOTS 5* THROUGH 12* INCLUSIVE, IN LINCOLN PARK 2520 SUBDIVISION, BEING A SUBDIVISION IN THE SOUTHWEST 1/4 OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 24, 2011 AS DOCUMENT NUMBER 1129722061, AND RE-RECORDED NOVEMBER 23, 2011 AS DOCUMENT NUMBER 1132729082, IN COOK COUNTY, ILLINOIS.

ALSO;

PARCEL B:

LEVEL 1:

THAT PART OF LOT 2*, HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +12.06 FEET, CHICAGO CITY DATUM, AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +22.14 FEET, CHICAGO CITY DATUM AND AN INCLINED PLANE WHOSE SURFACE ELEVATIONS ARE SHOWN ON THE TABLE BELOW:

ELEVATION TABLE C

POINT	ELEVATION CHICAGO CITY DATUM
"A"	+24.89'
"B"	+24.89'
"C"	+24.39'
"D"	+24.39'
"E"	+24.56'

SAID PART OF LOT 2* BEING BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 2*, THENCE NORTH 22 DEGREES 30 MINUTES 00 SECONDS WEST, ALONG A SOUTHWESTERLY LINE OF SAID LOT AND ITS NORTHERLY EXTENSION, 164.22 FEET; THENCE NORTH 67 DEGREES 30 MINUTES 00 SECONDS EAST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 196.55 FEET; THENCE SOUTH 22 DEGREES 30 MINUTES 00 SECONDS EAST, 3.98 FEET; THENCE NORTH 67 DEGREES 30 MINUTES 00 SECONDS EAST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 5.83 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE SOUTH 22 DEGREES 30 MINUTES 00 SECONDS

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EAST, ALONG A NORTHEASTERLY LINE OF SAID LOT, A DISTANCE OF 36.68 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE SOUTH 22 DEGREES 52 MINUTES 00 SECONDS WEST, ALONG AN EASTERLY LINE OF SAID LOT, A DISTANCE OF 0.71 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE SOUTH 22 DEGREES 30 MINUTES 00 SECONDS EAST, ALONG A NORTHEASTERLY LINE OF SAID LOT, A DISTANCE OF 54.20 FEET TO AN ANGLE CORNER IN SAID LOT AND THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL;

THENCE NORTH 67 DEGREES 30 MINUTES 00 SECONDS EAST, ALONG A NORTHERLY LINE OF SAID LOT, A DISTANCE OF 15.00 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE SOUTH 67 DEGREES 08 MINUTES 00 SECONDS EAST, ALONG A NORTHEASTERLY LINE OF SAID LOT, A DISTANCE OF 22.08 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE SOUTH 22 DEGREES 30 MINUTES 00 SECONDS EAST, ALONG AN EASTERLY LINE OF SAID LOT, A DISTANCE OF 10.70 FEET TO THE SOUTHEAST CORNER OF SAID LOT; THENCE SOUTH 67 DEGREES 30 MINUTES 00 SECONDS WEST, ALONG A SOUTHEASTERLY LINE OF SAID LOT, A DISTANCE OF 215.67 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE NORTH 22 DEGREES 30 MINUTES 00 SECONDS WEST, ALONG THE NORTHERLY EXTENSION OF AN EASTERLY LINE OF SAID LOT, A DISTANCE OF 20.58 FEET; THENCE NORTH 67 DEGREES 30 MINUTES 00 SECONDS EAST, ALONG A LINE DRAWN 20.58 FEET (AS MEASURED PERPENDICULARLY) NORTHERLY OF AND PARALLEL WITH THE SOUTHEASTERLY LINE OF SAID LOT, A DISTANCE OF 185.15 FEET TO THE SOUTHERLY EXTENSION OF AN EASTERLY LINE OF LOT 2* AFORESAID; THENCE NORTH 22 DEGREES 30 MINUTES 00 SECONDS WEST, ALONG SAID SOUTHERLY EXTENSION, 5.83 FEET THE HEREINABOVE DESIGNATED POINT OF BEGINNING;

ALL IN LINCOLN PARK 2520 SUBDIVISION, BEING A SUBDIVISION IN THE SOUTHWEST 1/4 OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 24, 2011 AS DOCUMENT NUMBER 1129723061, AND RE-RECORDED NOVEMBER 23, 2011 AS DOCUMENT NUMBER 1132729082, IN COOK COUNTY, ILLINOIS.

LOT 2 DENOTES GARAGE PROPERTY

*LOTS ARE EITHER SUBTERRANEAN OR AIR RIGHTS

ADDRESS 2520 N. LAKEVIEW AVE
CHICAGO, ILL
PINS 14-28-319-029
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EXHIBIT B

LEGAL DESCRIPTION OF THE FUTURE EXPANSION PARCEL

LOTS 13 THROUGH 23, INCLUSIVE AND LOTS 13* THROUGH 23*, INCLUSIVE, IN LINCOLN PARK 2520 SUBDIVISION, BEING A SUBDIVISION IN THE SOUTHWEST 1/4 OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 24, 2011 AS DOCUMENT NUMBER 1129722061, AND RE-RECORDED NOVEMBER 23, 2011 AS DOCUMENT NUMBER 1132729082, IN COOK COUNTY, ILLINOIS;

ALSO;

PARCEL C:

LEVEL 1:

THAT PART OF LOT 2*, HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +12.06 FEET, CHICAGO CITY DATUM, AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +22.14 FEET, CHICAGO CITY DATUM AND TWO INCLINED PLANES WHOSE SURFACE ELEVATIONS ARE SHOWN ON THE TABLES BELOW:

ELEVATION TABLE A

POINT	ELEVATION CHICAGO CITY DATUM
"A"	+22.97'
"B"	+22.97'
"C"	+22.47'
"D"	+22.47'

ELEVATION TABLE B

POINT	ELEVATION CHICAGO CITY DATUM
"B"	+26.72'
"E"	+26.72'
"D"	+26.22'
"F"	+26.22'

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AND THAT PART OF LOT 2F, HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +12.06 FEET, CHICAGO CITY DATUM, AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +26.47 FEET, CHICAGO CITY DATUM, BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT A NORTHWEST CORNER OF SAID LOT 2*, BEING ALSO THE SOUTHWEST CORNER OF LOT 13; THENCE NORTH 67 DEGREES 30 MINUTES 00 SECONDS EAST, ALONG A NORTHWESTERLY LINE OF SAID LOT, BEING ALSO THE SOUTHEASTERLY LINE OF LOTS 13 THROUGH 23 INCLUSIVE, 296.67 FEET TO AN ANGLE CORNER IN SAID LOT 2* AND THE SOUTHEAST CORNER OF LOT 23 AFORESAID, THENCE SOUTH 22 DEGREES 30 MINUTES 00 SECONDS EAST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 20.67 FEET; THENCE SOUTH 67 DEGREES 30 MINUTES 00 SECONDS WEST, ALONG A LINE DRAWN 20.67 FEET (AS MEASURED PERPENDICULARLY) SOUTHERLY OF AND PARALLEL WITH THE NORTHWESTERLY LINE OF SAID LOT, A DISTANCE OF 296.67 FEET TO A POINT ON THE WESTERLY LINE LOT 2F; THENCE NORTH 22 DEGREES 30 MINUTES 00 SECONDS WEST, ALONG SAID WESTERLY LINE AND ALONG A WESTERLY LINE OF LOT 2* AFORESAID, 20.67 FEET THE HEREINABOVE DESIGNATED POINT OF BEGINNING;

ALL IN LINCOLN PARK 2520 SUBDIVISION, BEING A SUBDIVISION IN THE SOUTHWEST 1/4 OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 24, 2011 AS DOCUMENT NUMBER 1129722061, AND RE-RECORDED NOVEMBER 23, 2011 AS DOCUMENT NUMBER 1132729082, IN COOK COUNTY, ILLINOIS.

ALSO;

LEVEL 3:

THAT PART OF LOT 2H, HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION (+) 42.56 FEET, CHICAGO CITY DATUM, AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +52.72 FEET, CHICAGO CITY DATUM;

SAID PART OF LOT 2H BEING BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHAEST CORNER OF SAID LOT 2H, THENCE SOUTH 67 DEGREES 30 MINUTES 00 SECONDS WEST, ALONG THE SOUTHERLY LINE OF SAID LOT, A DISTANCE OF 18.08 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE NORTH 22 DEGREES 30 MINUTES 00 SECONDS WEST, ALONG THE WESTERLY LINE OF SAID LOT, A DISTANCE OF 19.63 FEET; THENCE NORTH 67 DEGREES 30 MINUTES 00 SECONDS EAST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 9.20 FEET; THENCE SOUTH 22 DEGREES 30 MINUTES 00 SECONDS EAST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 0.61 FEET; THENCE NORTH 67

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DEGREES 30 MINUTES 00 SECONDS EAST, 8.88 FEET TO A POINT ON A NORTHEASTERLY LINE OF SAID LOT, SAID POINT BEING 0.49 FEET (AS MEASURED ALONG SAID NORTHEASTERLY LINE) SOUTHEASTERLY OF A NORTHEASTERLY ANGLE CORNER IN SAID LOT; THENCE SOUTH 22 DEGREES 30 MINUTES 00 SECONDS EAST, ALONG SAID NORTHEASTERLY LINE, 3.18 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE NORTH 67 DEGREES 30 MINUTES 00 SECONDS EAST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 0.67 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE SOUTH 22 DEGREES 30 MINUTES 00 SECONDS EAST, ALONG A NORTHEASTERLY LINE IN SAID LOT, A DISTANCE OF 12.00 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE SOUTH 67 DEGREES 30 MINUTES 00 SECONDS WEST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 0.67 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE SOUTH 22 DEGREES 30 MINUTES 00 SECONDS EAST, ALONG A NORTHEASTERLY LINE IN SAID LOT, A DISTANCE OF 3.84 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING;

ALSO;

LEVEL 4-6:

THAT PART OF LOT 1S*, HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION (+) 52.72 FEET, CHICAGO CITY DATUM, AND HAVING NO UPPER LIMIT;

SAID PART OF LOT 1S* BEING BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 1S*, THENCE SOUTH 67 DEGREES 30 MINUTES 00 SECONDS WEST, ALONG THE SOUTHERLY LINE OF SAID LOT, A DISTANCE OF 18.08 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE NORTH 22 DEGREES 30 MINUTES 00 SECONDS WEST, ALONG THE WESTERLY LINE OF SAID LOT, A DISTANCE OF 19.63 FEET; THENCE NORTH 67 DEGREES 30 MINUTES 00 SECONDS EAST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 9.20 FEET; THENCE SOUTH 22 DEGREES 30 MINUTES 00 SECONDS EAST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 0.61 FEET; THENCE NORTH 67 DEGREES 30 MINUTES 00 SECONDS EAST, 8.88 FEET TO A POINT ON A NORTHEASTERLY LINE OF SAID LOT, SAID POINT BEING 0.49 FEET (AS MEASURED ALONG SAID NORTHEASTERLY LINE) SOUTHEASTERLY OF A NORTHEASTERLY ANGLE CORNER IN SAID LOT; THENCE SOUTH 22 DEGREES 30 MINUTES 00 SECONDS EAST, ALONG SAID NORTHEASTERLY LINE, 3.18 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE NORTH 67 DEGREES 30 MINUTES 00 SECONDS EAST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 0.67 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE SOUTH 22 DEGREES 30 MINUTES 00 SECONDS EAST, ALONG A NORTHEASTERLY LINE IN SAID LOT, A DISTANCE OF 12.00 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE SOUTH 67 DEGREES 30 MINUTES 00 SECONDS WEST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 0.67 FEET TO AN ANGLE CORNER IN SAID LOT; THENCE SOUTH 22 DEGREES 30 MINUTES 00

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SECONDS EAST, ALONG A NORTHEASTERLY LINE IN SAID LOT, A DISTANCE OF 3.84 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING;

ALL IN LINCOLN PARK 2520 SUBDIVISION, BEING A SUBDIVISION IN THE SOUTHWEST 1/4 OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 24, 2011 AS DOCUMENT NUMBER 1129722061, AND RE-RECORDED NOVEMBER 23, 2011 AS DOCUMENT NUMBER 1132729082, IN COOK COUNTY, ILLINOIS.

*LOTS ARE AIR RIGHTS

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