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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 Doc#: 1228331012 Fee: \$84.00 Eugene "Gene" Moore RHSP Fee:\$10.00

Cook County Recorder of Deeds
Date: 10/09/2012 10:33 AM Pg: 1 of 8

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# THIRD AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP AND OF EASEMENTS, RESTRICTIONS, COVENANTS AND BY-LAWS FOR LINCOLN FARK 2550, A PARKING CONDOMINIUM

THIS THIRD AMENDMENT ("Amendment") amends that certain Declaration of Condominium Ownership and of Easements, Restrictions, Covenants and By-Laws for Lincoln Park 2520, a Parking Condominium recorded on December 29, 2011 in the Office of the Recorder of Deeds of Cook County, Illinois (the "Recorder") as Document No. 1136318008, as amended by that certain First Amendment to Declaration of Condominium Ownership and of Easements, Restrictions, Covenants and By-Laws for Lincoln Park 2520, a Parking Condominium recorded on April 19, 2012 in the Office of the Recorder as Document No. 1211031051 and that certain Second Amendment to Declaration of Condominium Ownership and of Easements, Restrictions, Covenants and By-Laws for Lincoln Park 2550, a Parking Condominium (f/k/a Lincoln Park 2520, a Parking Condominium) dated June 19, 2012 and recorded June 20, 2012 in the Office of the Recorder as Document. Number 1217222015 (as so amended, the "Condominium Declaration"), and is executed as of this 6th day of October, 2012 by Lake Tower Development, LLC, a Delaware limited liability company ("Declarant").

### RECITALS

- A. Pursuant to Section 14.12 of the Declaration, Declarant has reserved the right and power to record a special amendment to correct errors in the Declaration.
- B. Pages 13, 14 and 20 of the Plat attached to the Declaration as a portion of Exhibit A erroneously neglected to account for Storage Spaces S14 and S15.
- C. Declarant, by this Amendment, desires to amend the Declaration to correct such error.

| 14-28-3   | 319-039-000 | D                          |          |   |
|---|-------------|----------------------------|----------|---|
| PERMANENT REAL ESTATE IND<br>NUMBERS:<br>14-28-319-037, 14-28-319-038, 14-2 |             | 84-                        | 2550 Noi | SS OF PROPERTY:<br>th Lakeview Avenue<br>nicago, Illinois 60614 |
| 14-28-319-029 and 14-28-319-034 EAST\50706679.1                             | DATE 10/4/m | _ Copies <u>(</u><br>Vist~ | <u> </u> |   |

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

- Plat. Pages 13, 14 and 20 of the "Plat of Survey" attached to Exhibit A to the Condominium Declaration is hereby deleted and replaced with Pages 13, 14 and 20 attached hereto as Exhibit A-1.
- Terms. Capitalized terms used in this Amendment shall have the same meanings as 2. ascribed to them in the Condominium Declaration, except to the extent they are amended or otherwise defined in this Amendment.
- Continuation. All terms, conditions and provisions of the Condominium Declaration, as expressly amended and supplemented by this Amendment, are hereby ratified, confirmed and with endomin.

  Cook Column Clarks Office shall continue to apply with full force and effect. In the event of any inconsistency between this Amendment and the Condominium Declaration, this Amendment shall control.

1228331012 Page: 3 of 6

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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:

Gerald Horr Name:

Its: Executive Vice President

STATE OF

**COUNTY OF** 

I, Allyson Gurdee, a Notary Lublic in and for the County and State aforesaid, do hereby certify that Gerald Karr, as Exact te Price President 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 27 day of 2 mber, 2012.

My Commission Expires:

8-31-15

1228331012 Page: 4 of 6

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### **EXHIBIT A-1**

### PAGES 13, 14 AND 20 OF PLAT OF SURVEY

[Attached Hereto]



1228331012 Page: 5 of 6

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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 Third Amendment to Declaration of Condominium Ownership and of

| Easements, Restrictions, Covenants and By-Laws for Lincoln Park 2550, a Parking Condominium, 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 on this 2nd day ofOctober, 2012.   |
| SUMITOMO MITSUI BANKING CORPORATION   |
| 277 Park Avenue<br>New York, New York 10172   |
| By: Julilly   |
| Name Printed: William G. Karl Name Printed: Keith J. Connolly   |
| Title: General Manager Title: Managing Director   |
| STATE OF NOW YORK )  COUNTY OF NOW YOR )  |
| I, July Sang, a Notary Public in and fc. said County and State, do hereby certify that William G. Karl, and Keith J. County, respectively of Sumitomo Mitsui Banking Corporation, as such <u>General Transper</u> and Managing Director, appeared before me this day in person and acrowledged 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 2nd day of October, 2012.  |
| Notary Public Judy SANG   |
| NOTARY PUBLIC, STATE OF NEW YORK  NO. 01SAS072872  OUALISSID IN THE COUNTY OF NEW YORK  |

COMMISSION EXP. 4/28/15

1228331012 Page: 6 of 6

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# EXHIBIT

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# DOCUMENT.

SEE PLAT INDEX