

# UNOFFICIAL COPY

## SCRIVENER'S ERROR AMENDMENT TO APPURTENANT RESTRICTIVE COVENANT



Doc#: 1426613049 Fee: \$46.00  
RHSP Fee: \$9.00 RPRF Fee: \$1.00  
Karen A. Yarbrough  
Cook County Recorder of Deeds  
Date: 09/23/2014 01:12 PM Pg: 1 of 5

This Scrivener's Error Amendment to APPURTENANT RESTRICTIVE COVENANT is made and entered into this 4 day of August, 2014, TEN EAST DELAWARE, LLC ("TED"), and TALBOTT ASSOCIATES, L.P., an Illinois limited partnership ("Retail Parcel 1 Owner").

### WITNESSETH

**WHEREAS**, the Retail Parcel 1 Owner and TED recorded a APPURTENANT RESTRICTIVE COVENANT on May 21, 2010 with the Office of the Recorder of Deeds of Cook County as Document 1014418028 relating to the Retail Parcel 1 as such terms is defined therein (the "Restrictive Covenant");

**WHEREAS**, the Restrictive Covenant was for the benefit of the owners of condominium units described in Exhibit A of the Restrictive Covenant as attached thereto and which is legally described on Exhibit A attached hereto; and

**WHEREAS**, the parties wish to correct a scrivener's error contained in the legal description attached as Exhibit B to the Restrictive Covenant (the "Scrivener's Error").

**THIS INSTRUMENT WAS PREPARED BY  
AND AFTER RECORDING RETURN TO:  
WILLIAM J RALPH  
LAW OFFICE OF WILLIAM J RALPH LLC  
14641 Lavergne Ave.  
Midlothian, Illinois 60445**

**COMMON ADDRESS:  
10 East Delaware  
CHICAGO, ILLINOIS 60611  
Retail Parcel 1 PINS: 17-03-209-028-032  
and 17-03-209-028-034**

**Box 400-CTCC**

201-5-275  
CW

8721318

# UNOFFICIAL COPY

**NOW, THEREFORE**, the Retail Parcel 1 Owner and TED hereby declare that the Declaration is amended as follows:

1. The legal description of the Retail Parcel 1 contained in Recital B and in Exhibit B of the Restrictive Covenant is hereby deleted in its entirety and replaced with the legal description for the Retail Parcel 1 contained in the corrected Exhibit B attached hereto.

2. Except as expressly modified herein, the Restrictive Covenant shall continue in full force and effect, shall burden Retail Parcel 1 as amended, and shall be binding on the Retail Parcel 1 Owner and its successors and assigns, and shall be enforceable by TED and the 10 East Delaware Condominium Association and all subsequent owners of units in the Condominium described on Exhibit A attached hereto and made apart hereof, and shall benefit the condominium owners as an appurtenant covenant as provided in the Restrictive Covenant.

3. In consideration of the Retail Parcel 1 Owner's execution of this amendment, TED agrees to reimburse the Retail Parcel 1 Owner \$750.00 for its expenses in connection with this amendment.

**IN WITNESS WHEREOF**, the parties hereto have executed and delivered this Scrivener's Error Amendment to Appurtenant Restrictive Covenant this 12 day of August, 2014.

**TALBOTT ASSOCIATES, L.P.**, an Illinois limited partnership

By: **TALBOTT MANAGEMENT, L.L.C.**, an Illinois limited liability company, its General Partner

By:   
Sheldon P. Migdal  
Its Manager

**10 East Delaware, LLC**,  
an Illinois Limited Liability Company

By: **Prime/Ten East, LLC**,  
an Illinois limited liability company,  
its Manager

By: **The Prime Group, Inc.**,  
an Illinois Corporation,  
its Manager

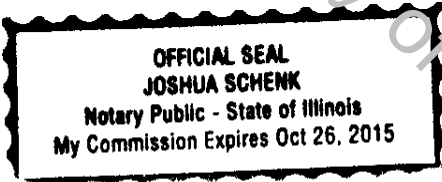
By:   
Michael W. Reschke  
Its: Chairman and CEO

# UNOFFICIAL COPY

STATE OF ILLINOIS       )  
  ) SS.  
COUNTY OF C O O K       )

I, Joshua Schenk, a Notary Public in and for said County in the State aforesaid, do hereby certify that Sheldon P. Migdal as the Manager of TALBOTT MANAGEMENT, L.L.C., an Illinois limited liability company, as the General Partner of TALBOTT ASSOCIATES, L.P., an Illinois limited partnership, personally known to me to be the same person whose name is subscribed to the foregoing instrument appeared before me this day in person and acknowledged that as such sole member of such General Partner of such Limited Partnership, he signed and delivered said instrument as his free and voluntary act, and as the free and voluntary act of said limited liability company and limited partnership, for the uses and purposes therein set forth.

Given under my hand and seal this 6 day of August, 2014.



[Signature]  
Notary Public

My Commission expires: 10/26/15

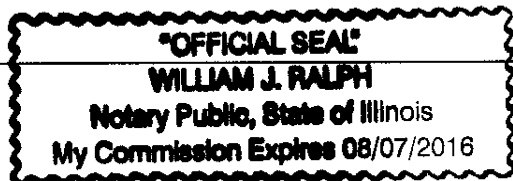
STATE OF ILLINOIS       )  
  ) SS.  
COUNTY OF C O O K       )

I, William J. Ralph, a Notary Public in and for said County in the State aforesaid, do hereby certify that Michael W. Reschke as Chairman and CEO of The Prime Group, Inc. an Illinois Corporation, which is the manager of Prime/Ten East, LLC, an Illinois limited liability company, which is the manager of 10 East Delaware, LLC, an Illinois limited liability company, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Chairman and CEO, appeared before me this day in person and acknowledged that he signed and delivered said instrument as his free and voluntary act, and as the free and voluntary act of said corporation and company, for the uses and purposes therein set forth.

Given under my hand and seal this 6 day of August, 2014.

[Signature]  
Notary Public

My Commission expires:



# UNOFFICIAL COPY

**EXHIBIT A**  
**10 East Delaware Condominium**  
**(Legal Description)**

UNIT NOS. 9A, 9B, 9C, 9D, 9E, 10A, 10B, 10C, 10D, 10E, 11A, 11B, 11C, 11D, 11E, 12A, 12B, 12C, 12D, 12E, 14A, 14B, 14C, 14D, 14E, 15A, 15B, 15C, 15D, 15E, 16A, 16B, 16C, 16D, 16E, 17A, 17B, 17C, 17D, 17E, 18A, 18B, 18C, 18D, 18E, 19A, 19B, 19C, 19D, 19E, 20A, 20B, 20C, 20D, 20E, 21A, 21B, 21C, 21D, 21E, 22A, 22BC, 22D, 22E, 23A, 23B, 23C, 23D, 23E, 24A, 24BC, 24D, 24E, 25A, 25B, 25CD, 25E, 26A, 26B, 26CD, 26E, 27A, 27B, 27C, 27D, 27E, 28A, 28B, 28C, 28D, 28E, 29A, 29B, 29C, 29D, 29E, 30A, 30BE, 30D, 30E, 31A, 31BC, 31D, 31E, 32A, 32B, 32C, 32D, 32E, PH A-1, PH A-2, PH B-1, PH B-2, PH C-1, PH C-2, P1, P2, P3, P4, P5, P6, P7, P8, P9, P10, P11, P12, P13, P14, P15, P16, P17, P18, P19, P20, P21, P22, P23, P24, P25, P26, P27, P28, P29, P30, P31, P32, P33, P34, P35, P36, P37, P38, P39, P40, P41, P42, P43, P44, P45, P46, P47, P48, P49, P50, P51, P52, P53, P54, P55, P56, P57, P58, P59, P60, P61, P62, P63, P64, P65, P66, P67, P68, P69, P70, P71, P72, P73, P74, P75, P76, P77, P78, P79, P80, P81, P82, P83, P84, P85, P86, P87, P88, P89, P90, P91, P92, P93, P94, P95, P96, P97, P98, P99, P100, P101, P102, P103, P104, P105, P106, P107, P108, P109, P110, P111, P112, P113, P114, P115, P116, P117, P118, P119, P120, P121, P122, P123, P124, P125, P126, P127, P128, P129, P130, P131, P132, P133, P134, P135, P136, P137, P138, P139, P140, P141, P142, P143, P144, P145, P146, P147, P148, P149, P150, P151, P152, P153, P154, P155, P156, P157, P158, P159, P160, P161, P162, P163, P164, P165, P166, P167, P168, P169, P170, P171, P172, P173, P174, P175, P176, P177, P178, P179, P180, P181, P182, P183, P184, P185, P186, P188 AND P189 IN 10 EAST DELAWARE CONDOMINIUM, AS DELINEATED ON A PLAT OF SURVEY OF 10 EAST DELAWARE CONDOMINIUM, TOGETHER WITH EACH UNIT'S UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS, WHICH PLAT OF SURVEY IS ATTACHED AS EXHIBIT D TO THE DECLARATION OF CONDOMINIUM RECORDED DECEMBER 15, 2009 IN THE OFFICE OF THE RECORDER OF DEED OF COOK COUNTY, ILLINOIS AS DOCUMENT NO. 0934910051, as amended.

Common Address: 10 East Delaware, Chicago, Illinois 60610

PINs: 17-03-209-028-1001 through 17-03-209-028-1303

**UNOFFICIAL COPY****EXHIBIT B LEGAL DESCRIPTION RETAIL PARCEL 1****(Corrected and Replacing Exhibit B to the Restrictive Covenant)**

THAT PART OF THE FOLLOWING DESCRIBED PROPERTY ALL TAKEN AS A TRACT; THAT PART OF THE SOUTH HALF OF THE WEST THIRD OF BLOCK 12 IN CANAL TRUSTEES' SUBDIVISION OF THE SOUTH FRACTIONAL QUARTER OF SECTION 3, AND THAT PART OF LOT 6 IN THE SUPERIOR COURT PARTITION OF THE EAST TWO THIRDS OF BLOCK 12 IN THE CANAL TRUSTEES' SUBDIVISION AFORESAID, ALL IN TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF BLOCK 12 AFORESAID; THENCE NORTH 00 DEGREES, 15 MINUTES, 31 SECONDS EAST, ALONG THE WEST LINE OF SAID BLOCK 12, A DISTANCE OF 88.67 FEET, SAID POINT BEING 127.41 FEET (AS MEASURED ALONG SAID WEST LINE) SOUTH OF THE NORTHWEST CORNER OF BLOCK 12 AFORESAID; THENCE SOUTH 90 DEGREES, 00 MINUTES, 00 SECONDS EAST, 102.45 FEET TO A POINT, SAID POINT BEING 88.82 FEET (AS MEASURED PERPENDICULARLY) NORTH OF THE SOUTH LINE OF BLOCK 12 AFORESAID; THENCE NORTH 72 DEGREES, 42 MINUTES, 44 SECONDS EAST, ALONG A LINE HEREINAFTER REFERRED TO "LINE A", 36.95 FEET TO THE MOST EASTERLY NORTHEAST CORNER OF LOT 6 AFORESAID; THENCE SOUTH 00 DEGREES, 19 MINUTES, 51 SECONDS WEST, ALONG THE EAST LINE OF LOT 6 AFORESAID, 99.85 FEET TO ITS SOUTHEAST CORNER THEREOF; THENCE NORTH 89 DEGREES, 54 MINUTES, 49 SECONDS WEST, ALONG THE SOUTH LINE OF BLOCK 12 AFORESAID TO THE POINT OF BEGINNING OF SAID TRACT OF LAND:

THAT PART LYING ABOVE AN ELEVATION OF 14.00 FEET CITY OF CHICAGO DATUM, BEING THE TOP OF THE CONCRETE FLOOR AND BELOW THE BOTTOM OF THE CONCRETE CEILING BEING A SLOPED SURFACE WITH AN ELEVATION AT THE SOUTHWEST CORNER OF THE FOLLOWING DESCRIPTION OF 31.73 FEET, AN ELEVATION OF 28.67 FEET AT THE NORTHWEST CORNER OF THE FOLLOWING DESCRIPTION, AN ELEVATION OF 28.26 FEET AT THE NORTHEAST CORNER OF THE FOLLOWING DESCRIPTION AND 30.62 FEET AT THE SOUTHEAST CORNER OF THE FOLLOWING DESCRIPTION, ALL ON CITY OF CHICAGO DATUM, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID TRACT; THENCE NORTH 89 DEGREES, 54 MINUTES, 49 SECONDS WEST, ALONG THE SOUTH LINE OF SAID TRACT, 2.24 FEET; THENCE NORTH 00 DEGREES, 05 MINUTES, 11 SECONDS EAST, 2.53 FEET TO THE INTERIOR CORNER OF THE WALLS AND THE POINT OF BEGINNING; THENCE FOLLOWING THE INTERIOR FACES OF THE WALLS THE FOLLOWING COURSES AND DISTANCES; NORTH 89 DEGREES, 56 MINUTES, 28 SECONDS WEST 10.00 FEET, NORTH 00 DEGREES, 03 MINUTES, 32 SECONDS EAST 1.00 FEET, NORTH 89 DEGREES, 56 MINUTES, 28 SECONDS WEST 3.00 FEET, SOUTH 00 DEGREES, 03 MINUTES, 32 SECONDS WEST 2.00 FEET, NORTH 89 DEGREES, 56 MINUTES, 28 SECONDS WEST 11.60 FEET, NORTH 00 DEGREES, 03 MINUTES, 32 SECONDS EAST 1.50 FEET, NORTH 89 DEGREES, 56 MINUTES, 28 SECONDS WEST 5.82 FEET, SOUTH 00 DEGREES, 03 MINUTES, 32 SECONDS WEST 1.50 FEET, NORTH 89 DEGREES, 56 MINUTES, 28 SECONDS WEST 9.00 FEET, NORTH 00 DEGREES, 03 MINUTES, 32 SECONDS EAST 1.50 FEET, NORTH 89 DEGREES, 56 MINUTES, 28 SECONDS WEST 5.28 FEET, NORTH 00 DEGREES, 37 MINUTES, 05 SECONDS WEST 13.70 FEET, NORTH 89 DEGREES, 22 MINUTES, 55 SECONDS EAST 3.30 FEET, NORTH 00 DEGREES, 37 MINUTES, 05 SECONDS WEST 4.00 FEET, SOUTH 89 DEGREES, 22 MINUTES, 55 SECONDS WEST 3.30 FEET, NORTH 00 DEGREES, 37 MINUTES, 05 SECONDS WEST 4.52 FEET, NORTH 89 DEGREES, 22 MINUTES, 55 SECONDS EAST 5.53 FEET, NORTH 00 DEGREES, 33 MINUTES, 06 SECONDS WEST 25.97 FEET, SOUTH 89 DEGREES, 44 MINUTES, 33 SECONDS EAST 15.00 FEET, NORTH 00 DEGREES, 15 MINUTES, 27 SECONDS EAST, 3.35 FEET, SOUTH 89 DEGREES, 44 MINUTES, 33 SECONDS EAST 25.75 FEET, SOUTH 00 DEGREES, 23 MINUTES, 30 SECONDS WEST 49.97 FEET, NORTH 89 DEGREES, 36 MINUTES, 30 SECONDS WEST 0.76 FEET, SOUTH 00 DEGREES, 03 MINUTES, 32 SECONDS WEST 2.00 FEET, TO THE POINT OF BEGINNING. ALL IN COOK COUNTY, ILLINOIS.

*aka: 10 E. Delaware Chicago, IL 60611*

CHDS01 JGRAY2 922186v2

*pm no: 17-03-209-032-0000  
17-03-209-033-0000*