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

Robbins Salomon & Patt, Ltd.
180 N. LaSalle Street, Suite 3300
Chicago, Illinois 60601
Attn: R. Kymn Harp
Ph. 312-782-9000

Doc#: 1532322082 Fee: \$54.00
RHSP Fee: \$9.00 RPRF Fee: \$1.00
Karen A. Yarbrough
Cook County Recorder of Deeds
Date: 11/19/2015 12:08 PM Pg: 1 of 9

Space above for Recorder's Use Only

MODIFICATION AND PARTIAL RELEASE OF MORTGAGE LIEN AND STIPULATION OF INDEBTEDNESS AMOUNT

Reference is made to a certain Junior Mortgage dated June 12, 2012 executed by 318 Retail, L.L.C., an Illinois limited liability company ("**Mortgagor**") in favor of Roger Greenfield ("**Mortgagee**") recorded in the Office of the Recorder of Deeds of Cook County, Illinois on June 15, 2012 as document no. 1216741096 (the "**Junior Mortgage**") against certain real property commonly known as 310, 318 and 320 South Michigan Avenue, Chicago, Illinois; PINs 17-15-107-053; 17-15-107-054 and 17-15-107-077-1162, which property is legally described on Exhibit A attached hereto (the "**Property**").

The Junior Mortgage secures a Credit Agreement of even date therewith (sometimes referred to as the "**Junior Loan Agreement**"), with even dated Note (the "**Note**"), and the indebtedness and undertakings of the Mortgagor arising out of or in connection with the Junior Loan Agreement and other related agreements and instruments, up to a maximum principal amount of One Million Six Hundred Fifty Thousand Dollars (\$1,650,000.00), of which at least Three Hundred Twenty Four Thousand Nine Hundred Fifty Dollars (\$324,950.00) in principal has been disbursed and remains unpaid.

A dispute has arisen between the Mortgagor and the Mortgagee as to various claims and matters, including, without limitation, the exact amount of indebtedness currently outstanding and secured by the Junior Mortgage, and other matters pertaining to the transaction and various undertakings of the Mortgagor, the Mortgagee and others (the "**Dispute**"). As part of a global resolution of the Dispute, and in consideration of such resolution, the Mortgagee has agreed to partially release his lien, to reduce the balance of the Note, and to stipulate that the remaining balance shall be without personal recourse to the Mortgagor or any other person, firm or entity as hereinafter set forth.

NOW, THEREFORE, for valuable consideration received, the sufficiency of which is hereby acknowledged, the lien of the Junior Mortgage, and the indebtedness secured thereby, is hereby *stipulated and fixed at SEVENTY FIVE THOUSAND DOLLARS (\$75,000.00)* (and

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shall not bear interest) and is hereby declared and agreed to be without personal recourse against the Mortgagor or any other person, firm or entity, and shall be enforceable only against the Property encumbered by the Junior Mortgage. The lien of the Junior Mortgage in excess of Seventy Five Thousand Dollars (\$75,000.00) is hereby released; provided that the lien priority of the remaining balance of Seventy Five Thousand Dollars (\$75,000.00) is hereby reserved and preserved with its existing lien priority. In addition, the outstanding indebtedness under the Note is hereby *stipulated and fixed at SEVENTY FIVE THOUSAND DOLLARS (\$75,000.00)*, and shall not bear interest.

The Mortgagee acknowledges that the lien of the Junior Mortgage may be extinguished without payment through foreclosure of a lien with higher priority if judicial sale upon foreclosure does not result in sufficient sale proceeds to satisfy prior liens and the lien of the Junior Mortgage, in which event Mortgagee shall have no further claim with respect to the indebtedness secured by the Junior Mortgage. Absent extinguishment through foreclosure, as aforesaid, the lien of the Junior Mortgage, as modified and reduced as set forth herein, shall remain in full force and effect until satisfied in full, and may be enforced and foreclosed upon in accordance with its terms in the same manner as with any other mortgage lien.

The Mortgagee by executing this Modification and Partial Release of Mortgage Lien, and the Mortgagor by acceptance of the benefits hereof, acknowledge that this instrument is part of a separate Settlement Agreement entered into between the parties hereto, and others, dated November 13, 2015, and is in partial implementation thereof.

[Signature page follows]

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IN WITNESS WHEREOF, this Modification and Partial Release of Mortgage Lien is executed and delivered by the undersigned Mortgagee as his free, voluntary and duly authorized act for the purposes set forth herein as the date set forth below his signature.

MORTGAGEE:



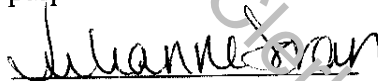
Roger Greenfield

Date: Nov 17 2015

State of Illinois)
)
County of Cook)

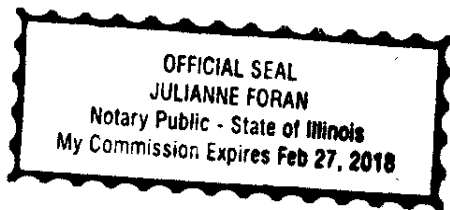
ACKNOWLEDGMENT

Roger Greenfield, personally known to me to be the Mortgagee under the above described Junior Mortgage, appeared before me this day and acknowledged that he executed the foregoing Modification and Partial Release of Mortgage Lien and Stipulation of Indebtedness Amount as his free and voluntary act for the purposes set forth therein.



Notary Public

My Commission Expires: 02/22/2018



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Exhibit A

Legal Description

PARCEL 1:

THAT PART OF THE FOLLOWING LAND:

THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15, ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, COMMONLY KNOWN AS 318 SOUTH MICHIGAN AVENUE DESCRIBED AS FOLLOWS:

PARCEL B1-B-013:

THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF LOT 5 AFORESAID, THENCE SOUTH 0 DEGREES 00 MINUTES, 18 SECONDS WEST, ALONG THE EAST LINE OF SAID LOT 5, BEING ALSO THE WEST LINE OF SOUTH MICHIGAN AVENUE, 19.48 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL; THENCE CONTINUING SOUTH 0 DEGREES 00 MINUTES, 18 SECONDS WEST, ALONG SAID EAST LINE, 33.53 FEET TO THE SOUTH LINE OF THE NORTH 53.00 FEET OF LOT 5 AFORESAID; THENCE SOUTH 89 DEGREES 30 MINUTES 10 SECONDS WEST, ALONG SAID SOUTH LINE, 62.86 FEET; THENCE NORTH 0 DEGREES 02 MINUTES 18 SECONDS EAST, 34.11 FEET; THENCE SOUTH 89 DEGREES 57 MINUTES 42 SECONDS EAST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 62.83 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING; SAID PARCEL HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +7.06 FEET (CHICAGO CITY DATUM) AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +16.00 FEET (CHICAGO CITY DATUM); IN COOK COUNTY, ILLINOIS.

PARCEL R1-B-013:

THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF LOT 5 AFORESAID, THENCE SOUTH 0 DEGREES 00 MINUTES, 18 SECONDS WEST, ALONG THE EAST LINE OF SAID LOT 5, BEING ALSO THE WEST LINE OF SOUTH MICHIGAN AVENUE, 11.33 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL; THENCE CONTINUING SOUTH 0 DEGREES 00 MINUTES, 18 SECONDS WEST, ALONG SAID EAST LINE, 41.67 FEET TO THE SOUTH LINE OF THE NORTH 53.00 FEET OF LOT 5 AFORESAID; THENCE SOUTH 89 DEGREES 30 MINUTES 10 SECONDS WEST, ALONG SAID SOUTH LINE, 67.05 FEET; THENCE NORTH 41 DEGREES 18 MINUTES 25 SECONDS EAST, 7.15 FEET TO A POINT, SAID POINT BEING 533 FEET (AS MEASURED PERPENDICULARLY) NORTH OF THE SOUTH LINE OF THE NORTH 53.00 FEET OF LOT 5 AFORESAID; THENCE NORTH 0 DEGREES 02 MINUTES 18 SECONDS EAST, 5.68 FEET; THENCE NORTH 89 DEGREES 57 MINUTES 42 SECONDS WEST, 18.32 FEET; THENCE SOUTH 0 DEGREES 02 MINUTES 18 SECONDS WEST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 3.55 FEET, THENCE NORTH 89 DEGREES 57 MINUTES 42 SECONDS WEST, 47.55 FEET, THENCE NORTH 0 DEGREES 02

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Modification and Partial Release of Mortgage Lien and Stipulation of Indebtedness Amount
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MINUTES 18 SECONDS EAST, 0.90 FEET; THENCE NORTH 89 DEGREES 57 MINUTES 42 SECONDS WEST, 5.42 FEET; THENCE NORTH 0 DEGREES 02 MINUTES 18 SECONDS EAST, 43.97 FEET TO THE NORTH LINE OF LOT 5 AFORESAID, SAID POINT BEING 47.29 FEET (AS MEASURED ALONG SAID NORTH LINE) EAST OF THE NORTHWEST CORNER OF LOT 5 AFORESAID; THENCE NORTH 89 DEGREES 30 MINUTES 10 SECONDS EAST, ALONG SAID NORTH LINE, 67.30 FEET; THENCE SOUTH 0 DEGREES 29 MINUTES 50 SECONDS EAST, 1.08 FEET; THENCE SOUTH 41 DEGREES 13 MINUTES 48 SECONDS EAST, 6.04 FEET TO A POINT, SAID POINT BEING 5.66 FEET (AS MEASURED PERPENDICULARLY) SOUTH OF THE NORTH LINE OF LOT 5 AFORESAID; THENCE SOUTH 0 DEGREES 02 MINUTES 18 SECONDS WEST, 13.32 FEET; THENCE SOUTH 89 DEGREES 57 MINUTES 42 SECONDS EAST, PERPENDICULAR TO THE LAST DESCRIBED LINE, 45.35 FEET; THENCE NORTH 0 DEGREES 02 MINUTES 18 SECONDS EAST, 8.22 FEET; THENCE SOUTH 89 DEGREES 59 MINUTES 42 SECONDS EAST, 16.96 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING; SAID PARCEL HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +16.00 FEET (CHICAGO CITY DATUM) AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +28.30 FEET (CHICAGO CITY DATUM); IN COOK COUNTY, ILLINOIS.

PARCEL R2-B-013:

THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF LOT 5 AFORESAID, THENCE SOUTH 0 DEGREES 00 MINUTES, 18 SECONDS WEST, ALONG THE EAST LINE OF SAID LOT 5, BEING ALSO THE WEST LINE OF SOUTH MICHIGAN AVENUE, 12.34 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL; THENCE CONTINUING SOUTH 0 DEGREES 00 MINUTES, 18 SECONDS WEST, ALONG SAID EAST LINE, 39.46 FEET TO A POINT, SAID POINT BEING 1.20 FEET (AS MEASURED ALONG THE EAST LINE AFORESAID) NORTH OF THE SOUTH LINE OF THE NORTH 53.00 FEET OF LOT 5 AFORESAID; THENCE SOUTH 89 DEGREES 27 MINUTES 44 SECONDS WEST, 32.80 FEET; THENCE NORTH 42 DEGREES 03 MINUTES 56 SECONDS WEST, 5.78 FEET TO A POINT, SAID POINT BEING 5.50 FEET (AS MEASURED PERPENDICULARLY) NORTH OF THE SOUTH LINE OF THE NORTH 53.00 FEET OF LOT 5 AFORESAID; THENCE SOUTH 89 DEGREES 37 MINUTES 14 SECONDS WEST, 25.57 FEET; THENCE SOUTH 41 DEGREES 18 MINUTES 25 SECONDS WEST, 0.92 FEET; THENCE NORTH 0 DEGREES 02 MINUTES 18 SECONDS EAST, 33.89 FEET; THENCE SOUTH 89 DEGREES 57 MINUTES 42 SECONDS EAST, 24.61 FEET; THENCE NORTH 0 DEGREES 02 MINUTES 18 SECONDS EAST, 2.74 FEET; THENCE SOUTH 89 DEGREES 57 MINUTES 42 SECONDS EAST, 15.03 FEET; THENCE SOUTH 0 DEGREES 02 MINUTES 18 SECONDS WEST, 0.25 FEET; THENCE SOUTH 89 DEGREES 57 MINUTES 42 SECONDS EAST, 23.20 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING; SAID PARCEL HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +28.30 FEET (CHICAGO CITY DATUM) AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +39.93 FEET (CHICAGO CITY DATUM); IN COOK COUNTY, ILLINOIS.

PARCEL C3-G-013:

THE EAST 1.25 FEET (AS MEASURED PERPENDICULARLY) OF THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, SAID PARCEL HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +39.93 FEET (CHICAGO CITY DATUM) AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +51.04 FEET (CHICAGO CITY DATUM); IN COOK COUNTY, ILLINOIS.

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PARCEL C4-G-013:

THE EAST 1.25 FEET (AS MEASURED PERPENDICULARLY) OF THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, SAID PARCEL HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +51.04 FEET (CHICAGO CITY DATUM) AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +62.10 FEET (CHICAGO CITY DATUM); IN COOK COUNTY, ILLINOIS.

PARCEL C5-G-013:

THE EAST 1.25 FEET (AS MEASURED PERPENDICULARLY) OF THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, SAID PARCEL HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +62.10 FEET (CHICAGO CITY DATUM) AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +73.20 FEET (CHICAGO CITY DATUM); IN COOK COUNTY, ILLINOIS.

PARCEL C6-G-013:

THE EAST 1.25 FEET (AS MEASURED PERPENDICULARLY) OF THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, SAID PARCEL HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +73.20 FEET (CHICAGO CITY DATUM) AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +84.30 FEET (CHICAGO CITY DATUM); IN COOK COUNTY, ILLINOIS.

PARCEL C7-G-013:

THE EAST 1.25 FEET (AS MEASURED PERPENDICULARLY) OF THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, SAID PARCEL HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +84.30 FEET (CHICAGO CITY DATUM) AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +100.56 FEET (CHICAGO CITY DATUM); IN COOK COUNTY, ILLINOIS.

PARCEL AR-C*-013:

THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN; SAID PARCEL HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +123.50 FEET (CHICAGO CITY DATUM) AND HAVING NO UPPER LIMIT, EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCELS C9-21-AR-C*-A6-013; C22-AR-C*-A6-013 & C23-AR-C*A6-013:

PARCEL C9-21-AR-C*-A6-013: THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH LINE OF LOT 5 AFORESAID AND THE EAST LINE OF THE NORTH-SOUTH 18 FOOT PUBLIC ALLEY IN BLOCK 8 AFORESAID, THENCE NORTH 89 DEGREES 30 MINUTES 10 SECONDS EAST, ALONG SAID NORTH LINE, 4.96 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL; THENCE CONTINUING NORTH 89 DEGREES 30 MINUTES 10 SECONDS EAST, ALONG SAID NORTH LINE, 13.71 FEET; THENCE SOUTH 0 DEGREE 01 MINUTES 34 SECONDS WEST, PARALLEL WITH THE EAST LINE AFORESAID, 0.68 FEET; THENCE SOUTH 20 DEGREES 00 MINUTES 00 SECONDS

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WEST, 5.76 FEET; THENCE NORTH 70 DEGREES 00 MINUTES 00 SECONDS WEST, 12.50 FEET; THENCE NORTH 0 DEGREE 01 MINUTES 34 SECONDS EAST, PARALLEL WITH THE EAST LINE AFORESAID, 1.70 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING; SAID PARCEL HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +123.50 FEET (CHICAGO CITY DATUM) AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +277.44 FEET (CHICAGO CITY DATUM);

AND ALSO EXCEPTING:

PARCEL C22-AR-C*-A6-013:

THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH LINE OF LOT 5 AFORESAID AND THE EAST LINE OF THE NORTH-SOUTH 18 FOOT PUBLIC ALLEY IN BLOCK 8 AFORESAID; THENCE NORTH 89 DEGREES 30 MINUTES 10 SECONDS EAST, ALONG SAID NORTH LINE, 4.96 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL; THENCE CONTINUING NORTH 89 DEGREES 30 MINUTES 10 SECONDS EAST, ALONG SAID NORTH LINE, 13.71 FEET; THENCE SOUTH 0 DEGREE 01 MINUTES 34 SECONDS WEST, PARALLEL WITH THE EAST LINE AFORESAID, 0.68 FEET; THENCE SOUTH 20 DEGREES 00 MINUTES 00 SECONDS WEST, 5.76 FEET; THENCE NORTH 70 DEGREES 00 MINUTES 00 SECONDS WEST, 12.50 FEET; THENCE NORTH 0 DEGREE 01 MINUTES 34 SECONDS EAST, PARALLEL WITH THE EAST LINE AFORESAID, 1.70 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING; SAID PARCEL HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +277.44 FEET (CHICAGO CITY DATUM) AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +290.04 FEET (CHICAGO CITY DATUM);

AND ALSO EXCEPTING:

PARCEL C23-AR-C*A6-013:

THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH LINE OF LOT 5 AFORESAID AND THE EAST LINE OF THE NORTH-SOUTH 18 FOOT PUBLIC ALLEY IN BLOCK 8 AFORESAID; THENCE NORTH 89 DEGREES 30 MINUTES 10 SECONDS EAST, ALONG SAID NORTH LINE, 4.96 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL; THENCE CONTINUING NORTH 89 DEGREES 30 MINUTES 10 SECONDS EAST, ALONG SAID NORTH LINE, 13.71 FEET; THENCE SOUTH 0 DEGREE 01 MINUTES 34 SECONDS WEST, PARALLEL WITH THE EAST LINE AFORESAID, 0.68 FEET; THENCE SOUTH 20 DEGREES 00 MINUTES 00 SECONDS WEST, 5.76 FEET; THENCE NORTH 70 DEGREES 00 MINUTES 00 SECONDS WEST, 12.50 FEET; THENCE NORTH 0 DEGREE 01 MINUTES 34 SECONDS EAST, PARALLEL WITH THE EAST LINE AFORESAID, 1.70 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING; SAID PARCEL HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +290.04 FEET (CHICAGO CITY DATUM) AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +302.43 FEET (CHICAGO CITY DATUM); IN COOK COUNTY, ILLINOIS.

PARCEL 2:

AN UNDIVIDED 3% INTEREST IN THE FOLLOWING PARCELS:

PARCEL S1-F*-013:

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THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN; SAID PARCEL HAVING NO LOWER LIMIT AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +7.06 FEET (CHICAGO CITY DATUM); IN COOK COUNTY ILLINOIS.

PARCEL B1-F*-013:

THAT PART OF THE NORTH 53 FEET OF LOT 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, COMMENCING AT THE NORTHEAST CORNER OF LOT 5 AFORESAID, THENCE SOUTH 89 DEGREES 30 MINUTES 10 SECONDS WEST, ALONG THE NORTH LINE OF SAID LOT 5, A DISTANCE OF 62.82 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL; THENCE SOUTH 0 DEGREES 02 MINUTES 18 SECONDS WEST, 53.00 FEET TO THE SOUTH LINE OF THE NORTH 53.00 FEET OF LOT 5 AFORESAID; THENCE SOUTH 89 DEGREES 30 MINUTES 10 SECONDS WEST, ALONG SAID SOUTH LINE, 109.05 FEET TO THE EAST LINE OF THE WEST 9.00 FEET OF LOT 5 AFORESAID, BEING ALSO THE EAST LINE OF PART OF THE EAST 1/2 OF AN 18-FOOT PUBLIC ALLEY IN BLOCK 8 AFORESAID, OPENED BY ORDINANCE CONFIRMED MAY 26, 1851; THENCE NORTH 0 DEGREES 01 MINUTE 34 SECONDS EAST, ALONG SAID EAST LINE, 53.00 FEET TO A POINT, SAID POINT BEING 9.00 FEET EAST OF THE NORTHWEST CORNER OF SAID LOT 5; THENCE NORTH 89 DEGREES 30 MINUTES 10 SECONDS EAST, ALONG SAID NORTH LINE, 109.07 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING; SAID PARCEL HAVING AS A LOWER LIMIT A HORIZONTAL PLANE OF ELEVATION +7.06 FEET (CHICAGO CITY DATUM) AND HAVING AS AN UPPER LIMIT A HORIZONTAL PLANE OF ELEVATION +16.00 FEET (CHICAGO CITY DATUM); IN COOK COUNTY, ILLINOIS.

PARCEL 3

PARKING SPACE UNIT P3-39, IN THE METROPOLITAN TOWER CONDOMINIUM, WHICH PLAT OF SURVEY DELINEATES PART OF THE FOLLOWING DESCRIBED PARCEL OF REAL ESTATE:

THAT PART OF LOTS 1 THROUGH 5 AND THE NORTH-SOUTH 15 FOOT PRIVATE ALLEY IN THE SUPERIOR COURT PARTITION OF LOT 1 IN BLOCK 8 OF FRACTIONAL SECTION 15 ADDITION TO CHICAGO (SUPERIOR COURT DECREE ENTERED APRIL 8, 1971) TOGETHER WITH LOTS 4 AND 5 IN BLOCK 8 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO, ALL IN SECTION 15, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS. AND IS ATTACHED AS EXHIBIT A TO THE DECLARATION OF CONDOMINIUM RECORDED DECEMBER 17, 2007 AS DOCUMENT NUMBER 0735103078, AS AMENDED FROM TIME TO TIME, TOGETHER WITH SUCH UNITS' UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS.

PARCEL 4:

PERPETUAL, RECIPROCAL EASEMENT BENEFITING PARCELS 1, 2 AND 3 FOR CAISSONS TO BE CENTERED ON THE DIVIDING LINE BETWEEN LOTS 4 AND 5 IN BLOCK 8 CREATED BY AGREEMENT DATED MAY 1, 1923 BETWEEN SIMON W. STRAUS AND CHICAGO TITLE AND TRUST COMPANY, TRUSTEE UNDER TRUST NUMBER 11227, RECORDED DECEMBER 26, 1924 AS DOCUMENT NUMBER 8718964.

PARCEL 5:

PERPETUAL EASEMENT BENEFITING PARCELS 1, 2 AND 3 CREATED BY RECIPROCAL EASEMENT AND OPERATING AGREEMENT RECORDED NOVEMBER 4, 1977 AS DOCUMENT NUMBER 24180486, TO USE OIL TANKS AND RELATED PIPING LINES AND CONDUITS LOCATED

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IN THE CNA BUILDINGS, AS THEREIN DEFINED, FOR THE PURPOSE OF THE STORAGE OF FUEL OIL AND FOR ENTRY UPON AND FOR INGRESS AND EGRESS FOR MEN, MATERIAL AND EQUIPMENT TO THE EXTENT REASONABLY NECESSARY IN THE PERFORMANCE OF OIL TANK MAINTENANCE, AS THEREIN DEFINED.

PARCEL 6:

NON-EXCLUSIVE EASEMENTS APPURTENANT TO AND FOR THE BENEFIT OF PARCELS 1, 2 AND 3 AS CREATED BY THE RECIPROCAL EASEMENT AGREEMENT RECORDED DECEMBER 17, 2007 AS DOCUMENT NUMBER 0735103077, AS AMENDED BY FIRST AMENDMENT TO RECIPROCAL EASEMENT AGREEMENT RECORDED FEBRUARY 14, 2008 AS DOCUMENT NUMBER 0804531073 AND AS AMENDED BY SECOND AMENDMENT TO RECIPROCAL EASEMENT AGREEMENT RECORDED AUGUST 29, 2008 AS DOCUMENT NUMBER 0824216033, OVER THE LAND DESCRIBED THEREIN, INCLUDING BUT NOT LIMITED TO THOSE CERTAIN EASEMENTS MORE PARTICULARLY GRANTED, DEFINED AND DESCRIBED AS THAT CERTAIN ELECTRICAL SWITCH, GEAR AND LOW VOLTAGE EQUIPMENT ROOM EASEMENT, THAT CERTAIN COMMON WALLS, FLOORS AND CEILING EASEMENT, THAT CERTAIN BLACK IRON GRILL VENTING EASEMENT, THAT CERTAIN 318 RETAIL MECHANICAL ROOMS EASEMENT, THAT CERTAIN 310 SERVICE ELEVATOR EASEMENT, THAT CERTAIN REFUSE CHUTE EASEMENT, THAT CERTAIN AIR SHAFTS EASEMENT, THAT CERTAIN 310 RESIDENTIAL FITNESS CENTER EASEMENT, THAT CERTAIN SOUTHERN BERTHS OF LOADING DOCK AREA EASEMENT, THAT CERTAIN NORTHERN BERTHS OF LOADING DOCK AREA EASEMENT, THAT CERTAIN TRASH DUMPSTER EASEMENT, THAT CERTAIN EMERGENCY STAIRWAY EASEMENT, THAT CERTAIN ABANDONED ELEVATOR SHAFTS EASEMENT, THAT CERTAIN GARAGE EASEMENT, THAT CERTAIN FIRE CONTROL PANEL EASEMENT, THAT CERTAIN INGRESS AND EGRESS IN FAVOR OF 318 RETAIL EASEMENT THAT CERTAIN FUTURE DEVELOPMENT EASEMENT, THAT CERTAIN TERRACES EASEMENT, THAT CERTAIN 310 RESIDENTIAL ENCROACHMENT EASEMENT, THAT CERTAIN GARAGE STRUCTURAL SUPPORT EASEMENT, THAT CERTAIN COMMON WALLS, FLOORS AND CEILINGS EASEMENT, THAT CERTAIN WINDOW WASHING EASEMENT, THAT CERTAIN 310 RESIDENTIAL ENCROACHMENTS EASEMENT AND THAT CERTAIN COMMON WALLS, FLOORS AND CEILINGS EASEMENT.