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KAREN A. YARBROUGH

COOK COUNTY RECORDER OF DEEDS

DATE: 05/16/2018 02:29 PM PG: 1 OF 8

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**FIFTH (SPECIAL) AMENDMENT TO DECLARATION OF  
CONDOMINIUM OWNERSHIP  
AND OF EASEMENTS,  
RESTRICTIONS, COVENANTS  
AND BY-LAWS FOR  
400 WEST HURON CONDOMINIUMS  
LOCATED AT THE PREMISES COMMONLY KNOWN AS  
400 WEST HURON STREET,  
CHICAGO, ILLINOIS**

**PURSUANT TO THE ILLINOIS CONDOMINIUM PROPERTY ACT**

**PINs:** 17-09-120-013-0000  
17-09-120-014-0000

**This instrument prepared by  
and after recording mail to:**

Mark P. Bischoff  
217 N. Jefferson, #600  
Chicago, IL 60661

RECORDING FEE 52.00  
DATE 5-16-18 COPIES 6x  
OK BY RC

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**FIFTH (SPECIAL) AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP  
AND OF  
EASEMENTS, RESTRICTIONS, COVENANTS  
AND BY-LAWS  
FOR  
400 WEST HURON CONDOMINIUMS**

This **FIFTH (SPECIAL) AMENDMENT TO DECLARATION OF CONDOMINIUM OWNERSHIP AND OF EASEMENTS, RESTRICTIONS, COVENANTS AND BY-LAWS** ("**Special Amendment**") is made and entered into by **HURON SEDGWICK DEVELOPMENT LLC**, an Illinois limited liability company (the "**Developer**" or "**Declarant**") this 4 day of May, 2018 but effective as of the 23<sup>rd</sup> day of June, 2017.

**WITNESSETH:**

A. Declarant has heretofore recorded that certain Declaration of Condominium Ownership for 400 West Huron Condominiums with the Recorder of Cook County, Illinois on April 6, 2017 as document number 1709629057, as amended by First Amendment to Declaration recorded as document number 1713013044, Second (Special) Amendment to Declaration recorded as document number 1715145013, Amendment (Number 3) to Declaration to Transfer Limited Common Element Parking Space recorded as document number 1716606018 to correct a scrivener's error, and Fourth (Special) Amendment to Declaration recorded as document number 1719806123 (as so amended, the "**Declaration**"), whereby Declarant submitted to the provisions of the Illinois Condominium Property Act ("**Act**") the Condominium Parcel (as defined in the Declaration).

B. Pursuant to Section 15.10 of the Declaration, Declarant reserves the right to record a Special Amendment to correct clerical or typographical errors in this Declaration or any Exhibit thereto or any supplement or amendment thereto.

C. Declarant now desires to record this Special Amendment to replace **Revised First Amended Exhibit D** to the Declaration with **Second Revised Amended Exhibit D** to the Declaration to correct a clerical error in same..

**NOW, THEREFORE**, Declarant does hereby amend **Revised First Amended Exhibit D** to the Declaration, as follows:

1. **Recitals**. The foregoing recitals are incorporated in this First Amendment as though fully contained herein.

2. **Amendment**. The Declaration is hereby amended as follows:

D. *Percentage of Interest*. **Revised First Amended Exhibit D** of the Declaration (Percentage of Interest in the Common Elements) is hereby amended by deleting said **Revised First Amended Exhibit D** and substituting **Second Revised Amended Exhibit D** attached hereto in lieu thereof. The percentage of ownership in the common elements appurtenant to each Unit is hereby amended to be the percentages set forth in **Second Revised Amended Exhibit D** attached hereto.

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3. **Inconsistencies**. Except as expressly set forth herein, the Declaration shall remain in full force and effect in accordance with its terms. Any inconsistencies between the Declaration and this Special Amendment shall be resolved in favor of the provisions contained in this Special Amendment.

*[Signature on Next Page]*

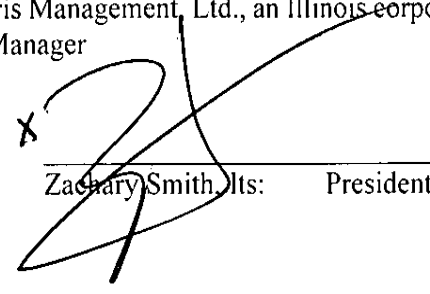
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**IN WITNESS WHEREOF**, Huron Sedgwick Development LLC has executed this Fifth (Special) Amendment to Declaration of Condominium Ownership as of the date above first written.

**HURON SEDGWICK DEVELOPMENT LLC**, an Illinois limited liability company

By: Harris Management, Ltd., an Illinois corporation, its Manager

By:  Zachary Smith, Its: President

STATE OF ILLINOIS )  
  ) ss.  
COUNTY OF Cook )

The undersigned, a Notary Public in and for the County and State aforesaid, does hereby certify that Zachary Smith, the President of Harris Management, Ltd., an Illinois corporation, the Manager of **HURON SEDGWICK DEVELOPMENT LLC**, an Illinois limited liability company, personally known to me to be the same person whose name is subscribed to the foregoing Declaration, appeared before me this day in person and acknowledged that he signed and delivered the said certificate as his own free and voluntary act, and as the free and voluntary act of said corporation as manager of said limited liability company, for the uses and purposes therein set forth.

GIVEN, under my hand and Notarial Seal, this 4 day of May, 2018.



Betty M. Buccieri  
Notary Public

My Commission Expires: 4/22/19

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## SECOND REVISED AMENDED EXHIBIT D TO CONDOMINIUM DECLARATION

### PERCENTAGE OF OWNERSHIP

Unit	Percentage Ownership	LCE Parking Spaces	LCE Storage Spaces	LCE Wine Storage
501	7.196%	65,66,72,73	18	1,2
602	2.494%	8,9	25	3
603	2.303%	33,34	24	4
601	3.550%	40,41,47	23	5
702	2.494%	26,27	12	6
703	2.447%	51,52	22	7
701	3.934%	68,69	21	8
802	2.734%	20,21	20	9
803	2.734%	45,46	19	10
801	4.030%	58,59	17	11
902	2.686%	17,18	16	12
903	2.686%	35,36	13	13
901	4.125%	28,29,53,54	11	14
1002	2.974%	10,11	10	15
1003	2.782%	70,71	8	16
1001	4.030%	15,16	7	17
1102	2.974%	60,61	6	18
1103	2.878%	42,43,44	5	19
1101	4.125%	1,2,3,4, 48, 49	9	20
1202	4.989%	55,56,57	2	21
1201	5.948%	62,63,64	1	22

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1402	4.797%	12,13,14	14	23,24
1401	5.757%	37,38,39	15	25,26
1502	7.579%	30,31,32	3	27,28
1501	7.675%	5,6,7	4	29,30
Parking Unit (P-50)	0.077%	19,22,23,24,25,67	na	na
	100.000%			

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## **EXHIBIT 1** **LEGAL DESCRIPTION**

LOTS 23 TO 28 BOTH INCLUSIVE, IN BLOCK 7 IN HIGGINS LAW AND CO'S ADDITION TO CHICAGO IN THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN;

EXCEPT:

### **RETAIL PARCEL 1:**

THAT PART LOTS 23 TO 28 BOTH INCLUSIVE, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +34.26 FEET CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +13.94 FEET CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARY PROJECTED VERTICALLY, IN BLOCK 7 IN HIGGINS LAW AND CO'S ADDITION TO CHICAGO IN THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, AND DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 28; THENCE NORTH 90°00'00" WEST ALONG THE SOUTH LINE OF LOTS 27 AND 28 AFORESAID 41.17 FEET; THENCE NORTH 00°01'42" WEST 57.11 FEET; THENCE NORTH 90°00'00" WEST 7.10 FEET; THENCE NORTH 00°01'42" WEST 2.23 FEET; THENCE NORTH 90°00'00" WEST 8.42 FEET; THENCE NORTH 00°01'42" WEST 8.71 FEET; THENCE SOUTH 90°00'00" EAST 56.69 FEET TO A POINT ON THE EAST LINE OF SAID LOT 28; THENCE SOUTH 00°01'42" EAST ALONG THE EAST LINE OF LOT 28 AFORESAID 68.05 FEET TO THE POINT OF BEGINNING;

ALSO EXCEPT:

### **RETAIL PARCEL 2:**

THAT PART LOTS 23 TO 28 BOTH INCLUSIVE, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +13.94 FEET CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +2.42 FEET CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARY PROJECTED VERTICALLY, IN BLOCK 7 IN HIGGINS LAW AND CO'S ADDITION TO CHICAGO IN THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, AND DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF LOT 28; THENCE NORTH 90°00'00" WEST ALONG THE SOUTH LINE OF LOT 28 AFORESAID 17.95 FEET; THENCE NORTH 00°01'42" WEST 20.46 FEET TO THE POINT OF BEGINNING; THENCE NORTH 90°00'00" WEST 40.57' FEET; THENCE NORTH 00°01'42" WEST 28.75 FEET; THENCE NORTH 90°00'00" WEST 30.31 FEET; THENCE NORTH 00°01'42" WEST 18.84 FEET; THENCE SOUTH 90°00'00" EAST 70.88 FEET; THENCE SOUTH 00°01'42" EAST 47.59 FEET TO THE POINT OF BEGINNING;

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ALL IN COOK COUNTY, ILLINOIS

**Commonly Known As:** 400–410 West Huron Street, Chicago, IL 60654

**Permanent Index Number:** 17-09-120-013-0000  
**through and including:** 17-09-120-014-0000

COOK COUNTY  
RECORDER OF DEEDS

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