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1998-09-02 13:50:05
Cook County Recorder 37.00

Michael A. Moynihan
Pedersen & Houpt
161 North Clark Street
Suite 3100
Chicago, Illinois 60601

**SPECIAL AMENDMENT
TO THE
DECLARATION OF CONDOMINIUM
OF
CITYVIEW CONDOMINIUMS**

This Special Amendment to the Declaration of Condominium of CityView Condominiums (this "Special Amendment") is made and entered into this ~~28~~ day of August, 1998, by RIVER EAST, L.L.C., a Delaware limited liability company (hereinafter referred to as "Owner"). Capitalized terms used herein shall have the meanings ascribed to them in the Declaration (hereinafter defined) unless otherwise defined herein.

WITNESSETH:

WHEREAS, Owner made and entered into the Declaration of Condominium of CityView Condominiums, dated October 27, 1997, which was recorded with the Recorder of Deeds for Cook County, Illinois, on October 28, 1997 as Document Number 97804544 (the "Declaration"). By virtue of the recording of the Declaration, Owner submitted the Parcel to the Illinois Condominium Property Act (the "Act"); and

WHEREAS, Owner made and entered into a First Amendment to the Declaration, dated July 31, 1998, which was recorded with the Recorder of Deeds for Cook County, Illinois, on August 4, 1998 as Document Number 98684076 (the "First Amendment"). By virtue of the recording of the First Amendment, Owner submitted a portion of the Additional Parcel to the Act, thereby adding and annexing such portion of the Additional Parcel to the Parcel and to the Condominium;

WHEREAS, Owner has determined that the Declaration contained the following clerical and typographical errors:

- A. The legal description for the Parcel set forth in Section 2 of the Declaration did not conform with the legal description for the Parcel set forth on the Plat of Condominium Survey of CityView Condominiums appended to the Declaration as Exhibit E (the "Plat"); and

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- B. By virtue of the inaccuracy of the legal description for the Parcel (which inaccuracy is described above), the legal description for the Additional Parcel, appended to the Declaration as Exhibit D, was in conflict with the legal description for the Parcel set forth on the Plat.

WHEREAS, Owner desires, by virtue of this Special Amendment, to correct the above-referenced clerical and typographical errors pursuant to its authority under Section 27 of the Declaration.

NOW THEREFORE, the Declaration is hereby amended as follows:

1. The legal description for the Parcel set forth in Section 2 of the Declaration is hereby stricken and replaced with the legal description for the Parcel set forth on Exhibit 1, attached hereto and made a part hereof.

2. The legal description for the Additional Parcel set forth on Exhibit D to the Declaration is hereby stricken and replaced with the legal description for the Additional Parcel set forth on Exhibit 2, attached hereto and made a part hereof.

3. By virtue of the recording of this Special Amendment, (i) the legal description for the Parcel set forth on Exhibit 1 (which replaces the legal description for the Parcel set forth in Section 2 of the Declaration) conforms with the legal description for the Parcel set forth on the Plat, and (ii) the legal description for the Additional Parcel set forth on Exhibit 2 (which replaces the legal description for the Additional Parcel set forth on Exhibit D to the Declaration) is correct and does not conflict with the legal description for the Parcel set forth on the Plat.

4. This Special Amendment shall also confirm and restate the accuracy of all legal descriptions described in the First Amendment. Specifically, (i) the legal description set forth on Schedule 1 of the First Amendment, which describes a portion of the Additional Parcel, is correct and accurately reflects all of the property that Owner intended to submit to the Act, and add to the Condominium, at the time of the recording of the First Amendment, and (ii) the revised legal description for the Parcel set forth on Schedule 2 of the First Amendment is correct and accurately describes all of the property included in the Condominium as of the date of the recording of the First Amendment.

5. By virtue of the recording of this Special Amendment, Owner hereby confirms that the legal descriptions for the Units in the Condominium which are set forth on Exhibit A to the First Amendment (which legal descriptions are also set forth on Exhibit 3, attached hereto and made a part hereof), are complete and accurate legal descriptions for all of the Units included in the Condominium as of the recording of the First Amendment.

6. Due to the clerical and typographical nature of the errors rectified and resolved herein, the consent of First Mortgagees is not required as a prerequisite to the recording of this Special Amendment.

7. Except as expressly amended hereby, the Declaration, as amended by the First Amendment, shall remain in full force and effect in accordance with its terms. This Special Amendment shall be effective from and after the date of its recording with Recorder of Deeds of Cook County, Illinois.

[SIGNATURE PAGE FOLLOWS]

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IN WITNESS WHEREOF, the Owner has caused this Special Amendment to be duly executed on the day and year first above written.

RIVER EAST, L.L.C.,
a Delaware limited liability company

By: River East, Inc.,
a Delaware corporation

Its: Manager

By: Tamara M. Laber
Name: TAMARA M. LABER
Its: Vice president

ATTEST:

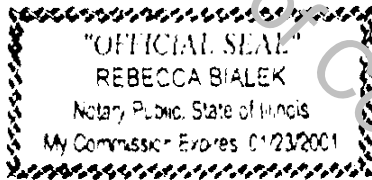
By: [Signature]
Name: DEBRA WALSIA
Its: Secretary

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STATE OF ILLINOIS)
)
COUNTY OF COOK)

I, Rebecca Bialek, a Notary Public in and for said County and State, do hereby certify that Tamara Luber and Macilyn Walsh, Vice-President and Secretary, respectively, of River East, Inc., a Delaware corporation which is the manager of River East, L.L.C., a Delaware limited liability company, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such vice-president and Secretary, 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 corporation and such limited liability company, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 23rd day of August, 1998



Rebecca Bialek
Notary Public

EXHIBIT 1

Corrected legal description for the Parcel to be substituted in lieu of that set forth in
Section 2 of the Declaration

Lot 1 (except the North 173.04 feet thereof) and Lot 2 (except the South 6.5 feet thereof) in Block 7 in City Front Center, being a Resubdivision in the North Fraction of Section 10, Township 39 North, Range 14, East of the Third Principal Meridian, according to the plat thereof recorded February 24, 1987 as Document No. 87106320, in Cook County, Illinois.

ALSO

That part of the North 173.04 feet of Lot 1 lying above a horizontal plane having an elevation of 2.66 feet above Chicago City Datum and lying below a horizontal plane of 11.28 feet above Chicago City Datum, said part being described as follows: commencing at the Southwest corner of said North 173.04 feet of Lot 1; Thence East along the South line of the North 173.04 feet aforesaid, 127.0 feet to the point of beginning; Thence North 16.75 feet; Thence East 9.79 feet; Thence South 5.83 feet; Thence East 5.0 feet; Thence South 6.92 feet to the South line of the North 173.04 feet aforesaid; Thence West 14.79 feet to the point of beginning, in Block 7 in City Front Center, being a Resubdivision in the North Fraction of Section 10, Township 39 North, Range 14, East of the Third Principal Meridian, according to the plat thereof recorded February 24, 1987 as Document No. 87106320, in Cook County, Illinois.

PIN: 17-10-219-002 (includes Parcel and other real estate)
17-10-219-003
17-10-219-004

Street Address: 480 North McClurg Court, Chicago, Illinois

EXHIBIT 2

Corrected legal description for the Additional Parcel to be substituted in lieu of that set forth on Exhibit D to the Declaration

The North 173.04 feet of Lot 1 in Block 7 in City Front Center, being a Resubdivision in the North Fraction of Section 10, Township 39 North, Range 14, East of the Third Principal Meridian, according to the plat thereof recorded February 24, 1987 as document #87106320, in Cook County, Illinois (except that part of the North 173.04 feet of Lot 1 lying above a horizontal plane having an elevation of 2.66 feet above Chicago City Datum and lying below a horizontal plane of 11.28 feet above Chicago City Datum, said part being described as follows: commencing at the Southwest corner of said North 173.04 feet of Lot 1; Thence East along the South line of the North 173.04 feet aforesaid, 127.0 feet to the point of beginning; Thence North 16.75 feet; Thence East 9.79 feet; Thence South 5.83 feet; Thence East 5.0 feet; Thence South 6.92 feet to the South line of the North 173.04 feet aforesaid; Thence West 14.79 feet to the point of beginning, in Block 7 in City Front Center, being a Resubdivision in the North Fraction of Section 10, Township 39 North, Range 14, East of the Third Principal Meridian, according to the plat thereof recorded February 24, 1987 as Document No. 87106320, in Cook County, Illinois).

PIN: 17-10-219-002

Street Address: 480 North McClurg Court, Chicago, Illinois

EXHIBIT 3

Restated Legal Description of Units

SOUTH TOWER UNITS:

Units 100-S, 101-S, 102-S, 103-S, 104-S, 105-S, 106-S, 107-S, 108-S, 109-S, 110-S, 111-S, 112-S, 113-S, 114-S, 301-S, 302-S, 303-S, 304-S, 305-S, 306-S, 307-S, 308-S, 309-S, 310-S, 311-S, 312-S, 313-S, 314-S, 315-S, 316-S, 317-S, 318-S, 319-S, 320-S, 321-S, 322-S, 401-S, 402-S, 403-S, 404-S, 405-S, 406-S, 407-S, 408-S, 409-S, 410-S, 411-S, 412-S, 413-S, 414-S, 415-S, 416-S, 417-S, 418-S, 419-S, 420-S, 421-S, 422-S, 501-S, 502-S, 503-S, 504-S, 505-S, 506-S, 507-S, 508-S, 509-S, 510-S, 511-S, 512-S, 513-S, 514-S, 515-S, 516-S, 517-S, 518-S, 519-S, 520-S, 521-S, 522-S, 601-S, 602-S, 603-S, 604-S, 605-S, 606-S, 607-S, 608-S, 609-S, 610-S, 611-S, 612-S, 613-S, 614-S, 615-S, 616-S, 617-S, 618-S, 619-S, 620-S, 621-S, 622-S, 701-S, 702-S, 703-S, 704-S, 705-S, 706-S, 707-S, 708-S, 709-S, 710-S, 711-S, 712-S, 713-S, 714-S, 715-S, 716-S, 717-S, 718-S, 719-S, 720-S, 721-S, 722-S, 801-S, 802-S, 803-S, 804-S, 805-S, 806-S, 807-S, 808-S, 809-S, 810-S, 811-S, 812-S, 813-S, 814-S, 815-S, 816-S, 817-S, 818-S, 819-S, 820-S, 901-S, 902-S, 903-S, 904-S, 905-S, 906-S, 907-S, 908-S, 909-S, 910-S, 911-S, 912-S, 913-S, 914-S, 915-S, 916-S, 917-S, 918-S, 919-S, 920-S, 1001-S, 1002-S, 1003-S, 1004-S, 1005-S, 1006-S, 1007-S, 1008-S, 1009-S, 1010-S, 1011-S, 1012-S, 1013-S, 1014-S, 1015-S, 1016-S, 1017-S, 1018-S, 1019-S, 1020-S, 1101-S, 1102-S, 1103-S, 1104-S, 1105-S, 1106-S, 1107-S, 1108-S, 1109-S, 1110-S, 1111-S, 1112-S, 1113-S, 1114-S, 1115-S, 1116-S, 1117-S, 1118-S, 1119-S, 1120-S, 1201-S, 1202-S, 1203-S, 1204-S, 1205-S, 1206-S, 1207-S, 1208-S, 1209-S, 1210-S, 1211-S, 1212-S, 1213-S, 1214-S, 1215-S, 1216-S, 1217-S, 1218-S, 1219-S, 1220-S

NORTH TOWER UNITS:

Units 301-N, 302-N, 303-N, 304-N, 305-N, 306-N, 307-N, 308-N, 309-N, 310-N, 311-N, 312-N, 313-N, 314-N, 315-N, 316-N, 317-N, 318-N, 319-N, 320-N, 401-N, 402-N, 403-N, 404-N, 405-N, 406-N, 407-N, 408-N, 409-N, 410-N, 411-N, 412-N, 413-N, 414-N, 415-N, 416-N, 417-N, 418-N, 419-N, 420-N, 501-N, 502-N, 503-N, 504-N, 505-N, 506-N, 507-N, 508-N, 509-N, 510-N, 511-N, 512-N, 513-N, 514-N, 515-N, 516-N, 517-N, 518-N, 519-N, 520-N, 601-N, 602-N, 603-N, 604-N, 605-N, 606-N, 607-N, 608-N, 609-N, 610-N, 611-N, 612-N, 613-N, 614-N, 615-N, 616-N, 617-N, 618-N, 619-N, 620-N, 701-N, 702-N, 703-N, 704-N, 705-N, 706-N, 707-N, 708-N, 709-N, 710-N, 711-N, 712-N, 713-N, 714-N, 715-N, 716-N, 717-N, 718-N, 719-N, 720-N, 801-N, 802-N, 803-N, 804-N, 805-N, 806-N, 807-N, 808-N, 809-N, 810-N, 811-N, 812-N, 813-N, 814-N, 815-N, 816-N, 817-N, 818-N, 819-N, 820-N, 901-N, 902-N, 903-N, 904-N, 905-N, 906-N, 907-N, 908-N, 909-N, 910-N, 911-N, 912-N, 913-N, 914-N, 915-N, 916-N, 917-N, 918-N, 919-N, 920-N, 1001-N, 1002-N, 1003-N, 1004-N, 1005-N, 1006-N, 1007-N, 1008-N, 1009-N, 1010-N, 1011-N, 1012-N, 1013-N, 1014-N, 1015-N, 1016-N, 1017-N, 1018-N, 1019-N, 1020-N, 1101-N, 1102-N, 1103-N, 1104-N, 1105-N, 1106-N, 1107-N, 1108-N, 1109-N, 1110-N, 1111-N, 1112-N, 1113-N, 1114-N, 1115-N, 1116-N,

1117-N, 1118-N, 1119-N, 1120-N, 1201-N, 1202-N, 1203-N, 1204-N, 1205-N, 1206-N, 1207-N, 1208-N, 1209-N, 1210-N, 1211-N, 1212-N, 1213-N, 1214-N, 1215-N, 1216-N, 1217-N, 1218-N, 1219-N, 1220-N

PARKING UNITS:

Unit P-1, P-2, P-3, P-4, P-5, P-6, P-7, P-8, P-9, P-10, P-11, P-12, P-13, P-14, P-15, P-16, P-17, P-18, P-19, P-20, P-21, P-22, P-23, P-24, P-25, P-26, P-27, P-28, P-29, P-30, P-31, P-32, P-33, P-34, P-35, P-36, P-37, P-38, P-39, P-40, P-41, P-42, P-43, P-44, P-45, P-46, P-47, P-48, P-49, P-50, P-51, P-52, P-53, P-54, P-55, P-56, P-57, P-58, P-59, P-60, P-61, P-62, P-63, P-64, P-65, P-66, P-67, P-68, P-69, P-70, P-71, P-72, P-73, P-74, P-75, P-76, P-77, P-78, P-79, P-80, P-81, P-82, P-83, P-84, P-85, P-86, P-87, P-88, P-89, P-90, P-91, P-92, P-93, P-94, P-95, P-96, P-97, P-98, P-99, P-100, P-101, P-102, P-103, P-104, P-105, P-106, P-107, P-108, P-109, P-110, P-111, P-112, P-113, P-114, P-115, P-116, P-117, P-118, P-119, P-120, P-121, P-122, P-123, P-124, P-125, P-126, P-127, P-128, P-129, P-130, P-131, P-132, P-133, P-134, P-135, P-136, P-137, P-138, P-139, P-140, P-141, P-142, P-143, P-144, P-145, P-146, P-147, P-148, P-149, P-150, P-151, P-152, P-153, P-154, P-155, P-156, P-157, P-158, P-159, P-160, P-161, P-162, P-163, P-164, P-165, P-166, P-167, P-168, P-169, P-170, P-171, P-172, P-173, P-174, P-175, P-176, P-177, P-178, P-179, P-180, P-181, P-182, P-183, P-184, P-185, P-186, P-187, P-188, P-189, P-190, P-191, P-192, P-193, P-194, P-195, P-196, P-197, P-198, P-199, P-200, P-201, P-202, P-203, P-204, P-205, P-206, P-207, P-208, P-209, P-210, P-211, P-212, P-213, P-214, P-215, P-216, P-217, P-218, P-219, P-220, P-221, P-222, P-223, P-224, P-225, P-226, P-227, P-228, P-229, P-230, P-231, P-232, P-233, P-234, P-235, P-236, P-237, P-238, P-239, P-240, P-241, P-242, P-243, P-244, P-245, P-246, P-247, P-248, P-249, P-250, P-251, P-252, P-253, P-254, P-255, P-256, P-257, P-258, P-259, P-260, P-261, P-262, P-263, P-264, P-265, P-266, P-267, P-268, P-269, P-270, P-271, P-272, P-273, P-274, P-275, P-276, P-277, P-278, P-279, P-280, P-281, P-282, P-283, P-284, P-285, P-286, P-287, P-288, P-289, P-290, P-291, P-292, P-293, P-294, P-295, P-296, P-297, P-298, P-299, P-300, P-301, P-302, P-303, P-304, P-305, P-307, P-309, P-311, P-313, P-315, P-317, P-319, P-321, P-323, P-325, P-327, P-329, P-331, P-333, P-335, P-337, P-339, P-341, P-343, P-345, P-347, P-349, P-351, P-353, P-355, P-357, P-359, P-361, P-363

all in CityView Condominium, as delineated on a Plat of Survey of CityView Condominiums, which Plat of Survey is attached as Exhibit E to the Declaration of Condominium recorded October 28, 1997 in the office of the Recorder of Deeds of Cook County, Illinois, as Document No. 97804544, as amended by the First Amendment to the Declaration of Condominium recorded on August 4, 1998 in the office of the Recorder of Deeds of Cook County, Illinois, as Document No. 98684076.

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