

THIRD AMENDMENT TO STATE STREET LOFTS DEVELOPMENT AGREEMENT

THIS AGREEMENT, made this _____ day of _____, 2022, by and between the City of Ann Arbor, a Michigan municipal corporation, with principal address at 301 East Huron Street, Ann Arbor, Michigan 48107, hereinafter called the CITY, and H & K State Street LLC, a Michigan limited liability company, with principal address at 3910 Telegraph, Suite 201, Bloomfield Hills, MI 48302, hereinafter called the PROPRIETOR, amends the First Amendment to and Restatement of State Street Lofts Development Agreement between the City and the PROPRIETOR entered into on August 5, 2002, and recorded in Liber 4185, Page 336, Washtenaw County Records, as amended by the Second Amendment to State Street Lofts Development Agreement entered into on June 16, 2003, and recorded in Liber 4299, Page 656, Washtenaw County Records (collectively, the "Agreements").

The Agreements are binding on successors and assigns in ownership of the property in the City of Ann Arbor, County of Washtanw, Michigan, commonly known as 205 South State Street, and more fully described in the attached Exhibit A.

The Agreements are amended as follows:

Paragraph P-8 is deleted.

All terms, conditions, and provisions of the First Amendment to and Restatement of State Street Lofts Development Agreement, as amended by the Second Amendment to State Street Lofts Development Agreement, unless specifically amended above, shall remain unchanged.

CITY OF ANN ARBOR

By: _____
Christopher Taylor, Mayor

By: _____
Jacqueline Beaudry, City Clerk

Approved as to Substance:

Milton Dohoney Jr., City Administrator

Approved as to Form:

Atleen Kaur, City Attorney

DRAFTED BY AND AFTER RECORDING RETURN TO:

City of Ann Arbor
Office of the City Attorney
ATTN: Kevin McDonald (P-61761)
Post Office Box 8647
Ann Arbor, Michigan 48107
(734) 794-6183

**EXHIBIT A
Legal Description**

City of Ann Arbor, County of Washtenaw

Unit 1 and 2, Corner House Lofts Condominium, according to the Master Deed therof, as recorded in Liber _____, Page _____, Washtenaw County Records, designated as Washtenaw County records, designated as Washtenaw Coutny Condominium Subdivision Plan No. _____, together with the rights in General Common Elements and Limited Common elements as set forth in said Master Deed and described in Act 59 of the Public Acts of 1978, as amended.

(Tax Parcel No. 09-28-223-014)

(Tax Parcel No. 09-28-223-015)

Formerly described as:

Lot 1 and part of Lot 2 of Eastern Addition to the Village of Ann Arbor (now City), Block No. 2, more particularly described as beginning at the Northwest corner of Lot 1, also being the intersection of the Easterly line of State Street with the Southerly line of Washington Street and proceeding thence North 89 degrees 37 minutes 20 seconds East along the Southerly line of Washington Street, also being the Northerly line of Lot 1, 132.00 feet; thence due South 82.5 feet; thence South 89 degrees 37 minutes 20 seconds West 132.00 feet to appoint on the Easterly line of State Street; thence due North 82.5 feet to a point of beginning.

(Tax Parcel No. 09-28-223-007)