

# UNOFFICIAL COPY

## ENCROACHMENT AGREEMENT

00830205

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2000-10-23 15:28:37  
Cook County Recorder 43.00



00830205

THIS AGREEMENT is made the date below by and between  
STEPHEN M. JACKSON and GAIL D. JACKSON, his wife (hereinafter called JACKSON), and DAVID HAFFNER and CAMILLE HAFFNER, his wife (hereinafter called HAFFNER).

WHEREAS, JACKSON own following described property (hereinafter called Lot 13):

Lot 13 (Except the South 5 feet thereof) and the South 8 feet of Lot 14 in Block 6 in J.C. Caldwell's subdivision of C. C. Lay's Addition to Western Springs in Section 6, Township 38 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois.

Parcel No. 18-06-112-022-0000

Commonly known as: 3967 Western Ave. Western Springs, IL 60558-1043

and

WHEREAS, HAFFNER owns the following described property (hereinafter called Lot 14):

Lot 14 (Except the South 8 feet thereof) and the South 8 feet of Lot 15 in Block 6 in J.C. Caldwell's subdivision of C. C. Lay's Addition to Western Springs in Section 6, Township 38 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois.

Parcel No. 18-06-112-028-0000

Commonly known as: 3963 Western Ave. Western Springs, IL 60558-1043

and

WHEREAS, there is an encroachment of an asphalt driveway belonging to HAFFNER along and onto the Northerly line of Lot 13 by approximately 0.6 feet; and

WHEREAS, it is necessary for title purposes to negate any adverse title;

NOW THEREFORE, it is hereby agreed by and between the parties hereto that JACKSON acknowledges the aforesaid encroachment and that same is not adverse but rather exists with the consent of JACKSON and may continue to exist only so long as JACKSON or their successors may continue to consent to allow said encroachment to remain, and that HAFFNER, for themselves and their successors in title, agree to remove said encroachment if and when requested in writing by JACKSON or their successors in title. HAFFNER further agrees on behalf of themselves, their heirs, successors, grantees and assigns to take such steps as may be necessary to remove and eliminate said encroachment completely when said driveway is replaced or reconstructed, restoring said north boundary of the JACKSON premises to the same condition as their immediately adjacent property. This Agreement is made for the benefit of and is binding upon the respective heirs, administrators, executors, successors and assigns of the parties hereto.

DATED this 13<sup>th</sup> day of October, 2000.

BOX 333-CTI

*Stephen M. Jackson*  
STEPHEN M. JACKSON

Gail D. Jackson by

*[Signature]*  
GAIL D. JACKSON, attorney P.O.A.

*David W. Haffner*  
DAVID HAFFNER

*Camille Haffner*  
CAMILLE HAFFNER

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STATE OF ILLINOIS )  
                          ) SS.  
COUNTY OF COOK )  
                          ) DU PAGE

*Douglas A. Slansky, Attorney with Power of Attorney for*

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that STEPHEN M. JACKSON and GAIL D. JACKSON, his wife, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal, this 13th day of October, 2000.

Commission Expires: 7/30/03

*Christine H. May*  
NOTARY PUBLIC



STATE OF ILLINOIS )  
                          ) SS.  
COUNTY OF DU PAGE )

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that DAVID HAFFNER and CAMILLE HAFFNER, his wife, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal, this 13th day of October, 2000.

Commission Expires: 8/30/04

*Carol D. Fryer*  
NOTARY PUBLIC



**PREPARED BY:**  
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