

UNOFFICIAL COPY

RIGHT OF WAY AGREEMENT

Water Irrigation

00931034

7580/0094 49 001 Page 1 of 2

2000-11-28 12:51:11

Cook County Recorder 23.50

AGREEMENT made this 30th day of
October, 2000, between

Parkway Corporate Place, L.L.C.
915 / 935 / 955 National Parkway
Schaumburg, IL
PIN #07-13-101-013



00931034

(Name, Address, and Permanent Parcel Number)

Cook County, Illinois, referred to as
property owner and VILLAGE OF SCHAUMBURG,
101 Schaumburg Court, Schaumburg, Illinois, 60193.
Referred to as "Village".

Property Owner currently owns property described as attached on Exhibit A which is immediately adjacent to property under the control of the Village as and for public right-of-way; and

Property Owner wishes to construct a water irrigation system on the property under control of the Village; and

Village has authorized a procedure to allow construction of water irrigation systems on its right-of-way or properties.

NOW IN CONSIDERATION OF THE MUTUAL COVENANTS SET FORTH IN THIS AGREEMENT, the parties agree to be bound and obligated as follows:

- 1) Village agrees to allow the construction and issuance of any necessary permits for the construction of a water irrigation system to be constructed in the right-of-way immediately adjacent to property legally described on Exhibit A.
- 2) Property Owner hereby releases and discharges for himself, his legal representatives, successors and assigns from any and all claims, demands, damages, actions, causes of actions, suits at law or equity of any kind of nature in any manner arising out of any other work done in the public right-of-way which may have an impact or an effect on the water irrigation system to be constructed by Property Owner.
- 3) That Property Owner hereby elects and does assume all risk for claims arising before or after date of this Agreement, known or unknown, arising from the construction of the water irrigation system on the Village public right-of-way and knowingly and voluntarily expressly releases the Village of Schaumburg, its successors in interest or any other party authorized by the Village to perform work in the public right-of-way.
- 4) The undersigned, its heirs, executors, administrators, successors in trust or assigns hereby agree to indemnify the Village for any and all claims, demands, damages, actions, causes of actions or suits at law or in equity of any kind or nature, in any manner arising out of, done on behalf of Property Owner in the water irrigation system.
- 5) This Right of Way Agreement shall be recorded and be of record against the adjacent property owner until said water irrigation system has been removed from public right-of-way.

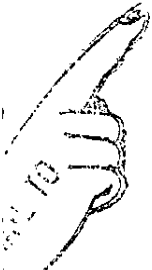


Property Owner

Property Owner

Mail to: Village of Schaumburg, Legal Department, 101 Schaumburg Court, Schaumburg, IL 60193

Anthony J. Volpe
Development Director
On Behalf of Parkway
Corporate Place, L.L.C.



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NATIONAL SURVEY SERVICE

Plat of Survey

SURVEY NO.

LOT 2 IN OXFORD CAPITAL PARTNERS' RESUBDIVISION, BEING A RESUBDIVISION OF LOT 1 IN ANDERSON'S THIRD RESUBDIVISION, A RESUBDIVISION OF PART OF LOT 2 IN ANDERSON'S SECOND RESUBDIVISION, A RESUBDIVISION OF ANDERSON'S RESUBDIVISION OF PART OF LOT 11 IN ANDERSON'S WOODFIELD PARK, A SUBDIVISION OF PART OF THE NORTHWEST 1/4 OF SECTION 13, TOWNSHIP 41 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, EXCEPT THAT PART THEREOF DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF LOT 2 AFORESAID, THENCE NORTH, ALONG THE WEST LINE OF SAID LOT, 20.00 FEET; THENCE SOUTHEASTERLY TO A POINT ON THE SOUTH LINE OF SAID LOT 20.00 FEET EAST OF THE SOUTHWEST CORNER THEREOF; THENCE WEST, ALONG SAID SOUTH LINE, 20.00 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

AREA = 695,858 SQ. FT. OR 15.9747 ACRES

KNOWN AS: NE. CORNER OF WOODFIELD DR. AND NATIONAL PKWY., SCHAUMBURG, ILLINOIS.

SURVEY FOR: HOPKINS & SUTTER
ROMANEK PROPERTIES, LTD.


Anthony J. Gage

Development Director
On Behalf of Parkway
Corporate Place, L.L.C.

30 OCT 2000

Property