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EXHIBIT

ATTACHED TO

00065870

DOCUMENT NUMBER

SEE PLAT BOOK

1-26-00

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12-21-99

STATE OF ILLINOIS)
COUNTY OF COOK) SS

09184813 00065870

9405/0003 05 001 Page 1 of 10
2000-01-26 10:12:24
Cook County Recorder 75.00

I, Sandra Sokol

Village Clerk of the Village of Oak Park, in the County of Cook and State of Illinois do hereby certify that the annexed and foregoing is a true and correct copy of that certain Ordinance now on file in my office entitled ORDINANCE VACATING AN "L" SHAPED ALLEY SOUTH OF OAK PARK HOSPITAL BETWEEN MAPLE AND WISCONSIN AVENUES

00065870

9405/0003 05 001 Page 1 of 10
2000-01-26 10:12:24
Cook County Recorder 75.00

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which said Ordinance was passed by the Board of Trustees of the Village of Oak Park at a session held on the 2nd day of December A.D. 1999, and approved by the President of the Village of Oak Park on the 2nd day of December, 1999.

10

I further certify that the vote on the question of the passage of the said Ordinance by the Board of Trustees of the Village of Oak Park was taken by ayes and nays and recorded in the Journal of the Proceedings of the Board of Trustees of the Village of Oak Park and that the result of said vote was as follows, to-wit:

Ayes - - - Trustees: Ebner, Hodge-West, Kostopulos, Kuner, Trapani and Turner and President Furlong
Nays - - - None
Absent - - None

I do further certify that the Original Ordinance, of which the foregoing is a true copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of said Village of Oak Park this 17th day of December, A.D. 1999.

119-333-01
BOX 333-01

We certify that this is a true, correct, and accurate copy of the original recorded/registered instrument.

CHICAGO TITLE AND TRUST COMPANY

BY Carole Eple

Sandra Sokol
Village Clerk, Village of Oak Park

This instrument is being re-recorded to correct the legal description

7823453 A2 case

ORDINANCE VACATING AN "L" SHAPED ALLEY
SOUTH OF OAK PARK HOSPITAL
BETWEEN MAPLE AND WISCONSIN AVENUES

BE IT ORDAINED by the President and Board of Trustees of the Village of Oak Park, Cook County, Illinois as follows:

SECTION 1: That it is hereby determined that the public interest will be subserved by vacating the alley hereinafter described:

SECTION 2: That the portion of the alley described in the legal description and shown on the plat attached hereto as Exhibit "A" and designated "Public Alley Vacation" be and the same is hereby vacated.

SECTION 3: This vacation is subject to easements reserved for utilities of Commonwealth Edison Company, Ameritech, Northern Illinois Gas Company and the Village of Oak park.

THIS ORDINANCE shall be in full force and effect from and after its adoption.

ADOPTED this 2nd day of December, 1999, pursuant to a roll call vote as follows:

AYES: Trustees Ebner, Hodge-West, Kostopoulos, Kuner, Trapani and Turner and President Furlong

NAYS: None

ABSENT: None

APPROVED by me this 2nd day of December, 1999.

Barbara Furlong

Barbara Furlong
Village President

ATTEST:

Sandra Sokol

Sandra Sokol
Village Clerk

by:

I. Rosmarie Shaw

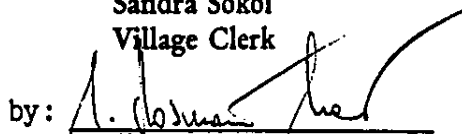
I. Rosmarie Shaw
Deputy Village Clerk

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Published by me in pamphlet form this 3rd day of December, 1999.



Sandra Sokol
Village Clerk

by: 

I. Rosmarie Shaw
Deputy Village Clerk

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STATE OF ILLINOIS)
COUNTY OF COOK) SS

I, Sandra Sokol

Village Clerk of the Village of Oak Park, in the County of Cook and State of Illinois do hereby certify that the annexed and foregoing is a true and correct copy of that certain Ordinance now on file in my office entitled ORDINANCE AUTHORIZING AGREEMENT FOR VACATION OF A PORTION OF AN "L" SHAPED ALLEY SOUTH OF OAK PARK HOSPITAL BETWEEN MAPLE AND WISCONSIN AVENUES

which said Ordinance was passed by the Board of Trustees of the Village of Oak Park at a session held on the 2nd day of December A.D. 1999, and approved by the President of the Village of Oak Park on the 2nd day of December, 1999.

I further certify that the vote on the question of the passage of the said Ordinance by the Board of Trustees of the Village of Oak Park was taken by ayes and nays and recorded in the Journal of the Proceedings of the Board of Trustees of the Village of Oak Park and that the result of said vote was as follows, to-wit:

Ayes - - - Trustees: Ebner, Hodge-West, Kostopulos, Kiner, Trapani and Turner
and President Furlong
Nays - - - None
Absent - - - None

I do further certify that the Original Ordinance, of which the foregoing is a true copy, is entrusted to my care for safekeeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of said Village of Oak Park this 17th day of December, A.D. 1999.

Sandra Sokol
Village Clerk, Village of Oak Park

ORDINANCE AUTHORIZING AGREEMENT FOR VACATION
OF A PORTION OF AN "L" SHAPED ALLEY
SOUTH OF OAK PARK HOSPITAL
BETWEEN MAPLE AND WISCONSIN AVENUES

BE IT ORDAINED by the President and Board of Trustees of the Village of Oak Park, County of Cook, State of Illinois, in accordance with the Home Rule Powers granted to it under Article VII, Section 6 of the Constitution of the State of Illinois (1970), as amended, as follows:

SECTION 1: That it is in the public interest that the Village of Oak Park execute an Agreement with Partners '99 and Oak Park Hospital, providing for the vacation of a part of an alley in Oak Park, in accordance with the Special Use Permit granted to Partners '99 and the Hospital by the Village.

SECTION 2: That the Village President and Village Clerk are therefore authorized and directed to execute an agreement to conform substantially with the agreement attached hereto as Exhibit "A" and made a part hereof.

THIS ORDINANCE shall be in full force and effect from and after its adoption and approval as provided by law.

ADOPTED this 2nd day of December, 1999, pursuant to a roll call vote as follows:

AYES: Trustees Ebner, Hodge-West, Kostopulos, Kuner, Trapani and Turner and President Furlong

NAYS: None

ABSENT: None

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APPROVED by me this 2nd day of December, 1999.

Barbara Furlong

Barbara Furlong
Village President

ATTEST:

Sandra Sokol

Sandra Sokol
Village Clerk

by:

I. Rosmarie Shaw
I. Rosmarie Shaw
Deputy Village Clerk

Office of Cook County Clerk's Office

**AGREEMENT FOR THE VACATION OF PART OF AN
"L" SHAPED ALLEY SOUTH OF OAK PARK HOSPITAL
BETWEEN MAPLE AND WISCONSIN AVENUES**

THE VILLAGE OF OAK PARK, an Illinois municipal corporation, hereinafter referred to as "Village" and Partners '99, hereinafter referred to as the "Partners," and Oak Park Hospital, hereinafter referred to as the "Hospital," agree as follows:

1. The Village agrees to adopt an ordinance vacating part of the "L" shaped alley depicted in the Legal Description and Plat of Public Alley Vacation, attached hereto as Exhibit 1, contingent upon compliance by the Partners and the Hospital, their heirs, successors, or assignees with the terms of this agreement. Failure to strictly comply with the terms of this agreement after the adoption of the ordinance vacating the part of the public alley right-of-way shall create a remedy for the Village as established in this agreement.

2. The Partners and the Hospital agree to pay the Village \$108,000.00 for vacating said alley, which sum shall be paid to the Village at the time of delivery of a certified copy of the vacation ordinance to the Partners and Hospital by the Village. Such sum shall equal the appraised value of the property plus the cost of preparation and recording of the ordinances, agreement, plat and the appraisal report.

3. The Village represents and warrants that it has the right, power and authority to vacate the subject portion of the alley and the Partners and Hospital hereby agree to indemnify the Village in connection with any claim for monetary damages awarded to any person(s) or entity by a proper court of law against Village for damages incurred by such person(s) or entity as a result of the vacation.

4. The Partners and the Hospital and their heirs, successors and assignees agree to

use the vacated public alley right-of-way for the sole and exclusive use set forth in the Special Use Permit granted the Partners and the Hospital by the Village.

5. The Partners and the Hospital and their heirs, successors and assignees agree that the vacation of the public alley right-of-way shall be contingent upon the Partners and the Hospital substantially complying with all the terms and conditions of the Special Use Permit granted to the Partners and the Hospital by the Village. Failure of the Partners and/or the Hospital to substantially comply with the above described agreement with the Village shall be grounds for the Village to exercise its remedies described herein.

6. This vacation is subject to existing easements reserved in the vacated public alley right-of-way for the utilities of Northern Illinois Gas Company, Commonwealth Edison, Ameritech and Village of Oak Park.

7. Failure of the Partners and the Hospital, their heirs, successors, and assignees to strictly comply with any of the terms of this agreement shall create, but not be limited to, the following remedies which the Village may exercise in its sole discretion: (a) Village may require the Partners and the Hospital, their heirs, successors, and assignees to transfer by warranty deed vacated public alley right-of-way to the Village for the sum of \$100.00; and the Village may bring a case in a proper court of law to transfer the property to the Village and eject the Partners and the Hospital and their heirs, successors, and assignees; (b) Village may be awarded actual damages by a proper court of law from the Partners and the Hospital, their heirs, successors, and assignees; and (c) Village may bring a case in proper court of law to compel the Partners and the Hospital and their heirs, successors, and assignees to comply with the terms of this agreement. Village shall be awarded its court costs and reasonable attorney fees in any case the Village brings against the Partners

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and Hospital in a proper court of law to enforce this agreement. If the Village breaches the agreement, then the Partners and the Hospital shall have the right to actual damages and all necessary action to convey good ownership of the alley for purposes set forth in the Special Use Permit.

IN WITNESS WHEREOF, the parties have executed this agreement this 2nd day of December, 1999.

VILLAGE OF OAK PARK

BY: Barbara Furlong
Barbara Furlong
Village President

ATTEST:

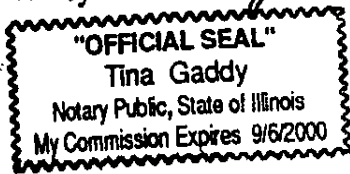
Sandra Sokol
Sandra Sokol
Village Clerk

by: I. Rosmarie Shaw
I. Rosmarie Shaw
Deputy Village Clerk

PARTNERS '99

BY: [Signature]

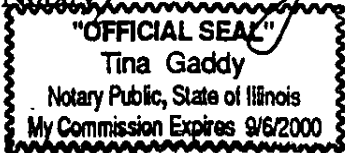
Tina Gaddy
Notary



OAK PARK HOSPITAL

BY: [Signature]

Tina Gaddy
Notary



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THAT PORTION OF THE EAST-WEST 20 FOOT PUBLIC ALLEY LYING BETWEEN THE SOUTH 11.50 FEET OF LOT 3 AND THE NORTH 8.50 FEET OF LOT 4 IN BLOCK 6 IN W.J. WILSON'S ADDITION TO OAK PARK, A SUBDIVISION OF PART OF LOT 1 IN B.F. JERVIS' SUBDIVISION IN SECTION 18, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN (EXCEPT THE WEST 1/2 OF THE SOUTHWEST 1/4); AND THAT PORTION OF THE NORTH-SOUTH 18 FOOT PUBLIC ALLEY LYING BETWEEN THE EAST LINE OF BLOCK 6 AND THE WEST LINE OF BLOCK 7, LYING SOUTH OF THE EASTERLY EXTENSION OF THE NORTH LINE OF THE SOUTH 11.50 FEET OF LOT 3 IN SAID BLOCK 6, LYING NORTH OF A LINE DRAWN FROM THE SOUTHEAST CORNER OF LOT 5 IN SAID BLOCK 6 TO THE SOUTHWEST CORNER OF LOT 5 IN SAID BLOCK 7 ALL IN SAID W.J. WILSON'S ADDITION TO OAK PARK, IN COOK COUNTY, ILLINOIS.

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