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Cook County Recorder 29.50



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Prepared by and return to:
Lori Hovey
Lowe, Fell & Skogg, LLC
370 17th Street, Suite 4950
Denver, Colorado 80202

CONSENT TO PLAT OF SUBDIVISION
OF FIRST RESUBDIVISION OF MATTESON AUTO MALL UNIT 1 AND
PLAT OF SUBDIVISION
OF SECOND RESUBDIVISION OF MATTESON AUTO MALL UNIT 1

THIS CONSENT TO THE PLAT OF SUBDIVISION OF FIRST RESUBDIVISION OF MATTESON AUTO MALL UNIT 1 AND PLAT OF SUBDIVISION OF SECOND RESUBDIVISION OF MATTESON AUTO MALL UNIT 1 ("Consent") is made as of December 4, 2000, by CIB BANK ("Mortgagee"), whose address is 900 East Higgins Road, Elk Grove Village, Illinois 60007, for the benefit of BEVERLY TRUST COMPANY, as Trustee under Trust Agreement dated April 19, 1997 and known as Trust No. 74-2564, whose address is c/o Miller Consolidated, 5355 Miller Circle Drive, Matteson, Illinois 60443 ("Mortgagor").

RECITALS

A. Pursuant to a Construction Mortgage between Mortgagor, as Grantor, and Mortgagee, as Lender, dated December 19, 1997 and recorded February 4, 1998 as Document Number 98095081 and Modification of Mortgage dated December 19, 1998 recorded January 19, 1999 as Document Number 99055095, the Mortgagor mortgaged and conveyed to Mortgagee all of its right, title and interest in and to the real property located in Cook County, State of Illinois and described in Exhibit "A" attached hereto (the "Mortgaged Premises").

B. Pursuant to a Plat of Subdivision of First Resubdivision of Matteson Auto Mall Unit 1 recorded September 24, 1998, as Document Number 98858654, affecting the real property described in Exhibit "B" attached hereto, and Plat of Subdivision of Second Resubdivision of Matteson Auto Mall Unit 1 recorded April 15, 1999, as Document Number 99363994, affecting the real property described in Exhibit "C" attached hereto (together, the "Resubdivision Plats"), the Mortgagor approved the Resubdivision Plats, as Owner of the real property located in Cook County, State of Illinois as described in Exhibits B and C.

C. A portion of the Mortgaged Premises is included in the Resubdivision Plats. The Mortgagee did not join in the execution of or consent to the Resubdivision Plats.

D. The Mortgagor requests and Mortgagee agrees to provide written consent to the Resubdivision Plats.

CONSENT

NOW, THEREFORE, Mortgagee hereby states as follows:

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1. Consent. The Mortgagee hereby consents to the Resubdivision Plats. This consent shall be deemed to have been given prior to the recording of the Resubdivision Plats.


2. Due Diligence. The Mortgagee expressly acknowledges that Mortgagee has received and reviewed copies of the Resubdivision Plats, and all other relevant documents required by Mortgagee in connection with this consent.

3. Further Assurances. The Mortgagee agrees that it shall execute any additional documents that may hereafter reasonably be requested by Mortgagor in order more fully to effectuate such consent by Mortgagee of the Resubdivision Plats.

IN WITNESS WHEREOF, Mortgagee has executed and delivered this Consent as of the date first mentioned above

MORTGAGEE:

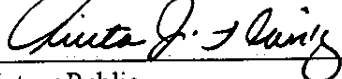
CIB BANK

By: 
Type Name: PAUL J. NICOLA
Title: SR V.P.

STATE OF ILLINOIS)
) ss
COUNTY OF WILL)

I, ANITA J. FLASSIG a Notary Public in and for the said County, in the State aforesaid, DO HEREBY CERTIFY that PAUL J. NICOLA personally known to me to be the SR. VICE PRESIDENT of CIB Bank, and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that as SR. VICE PRESIDENT, signed and delivered the said instrument, pursuant to authority given by the Board of Directors of said CIB Bank as his/her free and voluntary act, and as the free and voluntary act and deed of said CIB Bank, for the uses and purposes therein set forth.

Given under my hand and official seal, this 4th day of DECEMBER, 2000.


Notary Public
Type Name: ANITA J. FLASSIG

[SEAL]

My commission expires 12-4-2001

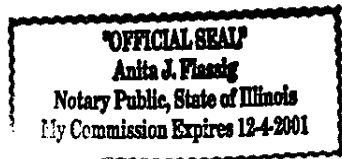


Exhibit A
Mortgaged Premises

99055095

LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 AND 11 IN MATTHESON AUTO MALL UNIT, BEING A SUBDIVISION OF THE SOUTHWEST 1/4 OF SECTION 21, TOWNSHIP 35 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

PARCEL 1
THAT PART OF THE SOUTHWEST 1/4 OF SECTION 21, TOWNSHIP 35 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, LYING SOUTHERLY OF LINCOLN HIGHWAY (U.S. ROUTE 30) AND LYING WESTERLY OF INTERSTATE HIGHWAY 57 (I-57, ROUTE 57) AND LYING NORTH OF THE MICHIGAN CENTRAL (FORMERLY NEW YORK CENTRAL) RAILROAD (OLD PLANK TRAIL) AND LYING EAST OF CENTRAL AVENUE AND BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE NORTH LINE OF THE SAID MICHIGAN CENTRAL RAILROAD (OLD PLANK TRAIL) AND THE WEST LINE OF THE SOUTHWEST 1/4 OF SECTION 21, THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS WEST 2233.85 FEET ALONG LAST SAID WEST LINE, THENCE NORTH 89 DEGREES 53 MINUTES 34 SECONDS EAST, 50.00 FEET TO THE EAST LINE OF CENTRAL AVENUE AS DEDICATED, THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS WEST 240.00 FEET ALONG LAST SAID EAST LINE TO THE SOUTH LINE OF LINCOLN HIGHWAY (U.S. ROUTE 30), THENCE NORTH 49 DEGREES 53 MINUTES 34 SECONDS EAST 491.77 FEET ALONG LAST SAID SOUTH LINE TO A POINT OF A CURVE, THENCE SOUTHWESTERLY ALONG SAID CURVE TO THE LEFT CONVEX TO THE NORTHWEST HAVING A RADIUS OF 270.00 FEET AN ARC DISTANCE OF 293.98 FEET TO A POINT OF REVERSE CURVATURE, THENCE SOUTHWESTERLY ALONG SAID REVERSE CURVE TO THE RIGHT CONVEX TO THE SOUTHWEST HAVING A RADIUS OF 197.00 FEET AN ARC DISTANCE OF 217.75 FEET, THENCE SOUTH 00 DEGREES 06 MINUTES 00 SECONDS EAST 80.00 FEET, THENCE NORTH 89 DEGREES 53 MINUTES 34 SECONDS EAST 423.25 FEET, THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 303.94 FEET, THENCE NORTH 89 DEGREES 53 MINUTES 34 SECONDS EAST 530.00 FEET, THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST 630.00 FEET, THENCE SOUTH 89 DEGREES 53 MINUTES 34 SECONDS WEST 550.00 FEET, THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 375.00 FEET, THENCE SOUTH 59 DEGREES 06 MINUTES 54 SECONDS EAST 116.52 FEET, THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 490.00 FEET, THENCE NORTH 00 DEGREES 53 MINUTES 34 SECONDS EAST 501.87 FEET TO A POINT OF CURVATURE, THENCE SOUTHEASTERLY ALONG SAID CURVE TO THE RIGHT CONVEX TO THE NORTHEAST HAVING A RADIUS OF 140.00 FEET AN ARC DISTANCE OF 341.53 FEET TO A POINT OF REVERSE CURVATURE, THENCE SOUTHEASTERLY ALONG SAID REVERSE CURVE TO THE LEFT CONVEX TO THE SOUTHWEST HAVING A RADIUS OF 260.00 FEET AN ARC DISTANCE OF 250.68 FEET, THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 83.00 FEET TO THE NORTH LINE OF THE MICHIGAN CENTRAL (FORMERLY NEW YORK CENTRAL) RAILROAD (OLD PLANK TRAIL), THENCE SOUTH 89 DEGREES 53 MINUTES 34 SECONDS WEST 1708.23 FEET ALONG LAST SAID NORTH LINE TO THE POINT OF BEGINNING, (EXCEPT THAT PART FALLING IN MATTHESON AUTO MALL UNIT, BEING A SUBDIVISION OF THE SOUTHWEST 1/4 OF SECTION 21, TOWNSHIP 35 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN), IN COOK COUNTY, ILLINOIS

COMMONLY KNOWN AS: I-57 AND NORTH 30, MATTHESON, IL 60443

FIN: 31-21-300-004-000; 31-21-300-005-000; 31-21-300-006-001;
31-21-300-007-000

EXHIBIT B

PLAT OF SUBDIVISION OF FIRST RESUBDIVISION
OF MATTESON AUTO MALL UNIT 1

Being a Resubdivision of Lots 6, 19, and 20 of Matteson Auto Mall Unit 1, a subdivision of the Southwest Quarter of Section 21, Township 35 North, Range 13 East of the Third Principal Meridian, recorded as Document No. 97948887 on December 17, 1997, in Cook County, Illinois; more particularly described as follows:

Beginning at the Southwest corner of Lot 18 in said Matteson Auto Mall Unit 1; thence North $04^{\circ}24'35''$ East 1085.99 feet along the East line of Lot 18 and Lot 21 in said Matteson Auto Mall Unit 1 to the Northeast corner of said Lot 21; thence South $89^{\circ}59'58''$ West 38.86 feet along the North line of said Lot 21; thence South $61^{\circ}29'27''$ West 124.39 feet along the North line of said Lot 21; thence North $40^{\circ}30'48''$ West 461.58 feet along the East line of Lot 7 in said Matteson Auto Mall Unit 1; thence North $00^{\circ}00'00''$ West 600.00 feet along the East line of Auto Court (80' wide) to a point on a curve on the South line of Miller Circle Drive (80' wide); thence Southeasterly along said curve to the right convex to the Northeast having a radius of 158.73 feet, an arc distance of 102.40 feet along the Southwest line of said Miller Circle Drive to a point of tangency; thence South $40^{\circ}30'48''$ East 933.54 feet along last said Southwest line to a point of curvature; thence Southerly along said curve to the right convex to the East having a radius of 397.47 feet, an arc distance of 311.63 feet along the Westerly line of said Miller Circle Drive to a point of tangency; thence South $04^{\circ}24'35''$ West 1159.55 feet along last said Westerly line to a point of curvature; thence Southwesterly along said curve to the right convex to the Southeast having a radius of 50.00 feet, an arc distance of 74.69 feet to the Northerly line of Miller Circle Drive; thence S $89^{\circ}59'58''$ W 304.75 feet along the said North line of Miller Circle Drive to the point of beginning.

EXHIBIT C

PLAT OF SUBDIVISION OF SECOND RESUBDIVISION
OF MATTESON AUTO MALL UNIT 1

Being a Resubdivision of Lots 107, 108, and 109 in First
Resubdivision of Matteson Automall Unit 1, a subdivision of the
Southwest Quarter of Section 21, Township 35 North, Range 13 East
of the Third Principal Meridian, recorded as Document No.
96258654, on September 24, 1998, in Cook County, Illinois.

Property of Cook County Clerk's Office

