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2001-09-26 11:09:06
Cook County Recorder 59.00

MUTUAL WAIVER



THIS MUTUAL WAIVER made this 19th SEPTEMBER day of ~~August~~, 2001, by and

between MISSIONARY SISTERS OF THE HOLY SPIRIT ("Missionary Sisters") and COLLEGE OF AMERICAN PATHOLOGISTS ("College").

Handwritten initials/signature

WITNESSETH:

WHEREAS, the Missionary Sisters are parties to that certain Cross Easement Agreement, dated November 1, 1993, recorded with the Cook County Recorder of Deed's Office as Document Number 93917493 ("Agreement").

WHEREAS, the Agreement provides in Paragraph 1(c) for the potential relocation of access; and

WHEREAS, the Missionary Sisters have not and will not exercise their rights under Paragraph 1(c).

NOW, THEREFORE, in consideration of the mutual covenants herein contained, and other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged by the Missionary Sisters and the College and hereby agree that Paragraph 1(c) is deleted in its entirety.

In all other respects the Agreement remains in full force and effect and unamended.

prepared by + return to * * *
We Demott Will & Emery
Jim Inardino [Signature Page to Follow]
227 West Monroe
Chicago, IL 60606

Handwritten vertical text: 794287 02526 184

BOX 333-CTIL

UNOFFICIAL COPY

IN WITNESS WHEREOF, the parties have executed this Mutual Waiver as of the date first above written.

MISSIONARY SISTERS SERVANTS OF
THE HOLY SPIRIT

By: Sr. Margaret Anne Norris
Name: Sr. Margaret Anne Norris
Its: President

COLLEGE OF AMERICAN
PATHOLOGISTS

By: _____
Name: _____
Its: _____

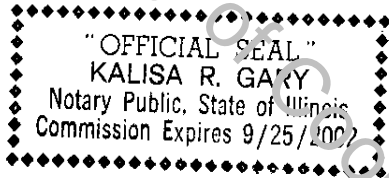
Property of Cook County Clerk's Office

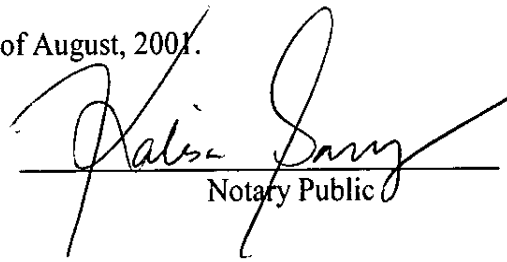
UNOFFICIAL COPY

STATE OF ILLINOIS)
COUNTY OF COOK) SS

The undersigned, a Notary Public in and for said County in the State aforesaid, does hereby certify that Sr. Margaret Anne Norris, President of MISSIONARY SISTERS SERVANTS OF THE HOLY SPIRIT, a not for profit corporation of Illinois, has proven to me to be the same person whose name is subscribed to the foregoing instrument in such capacity, appeared before me this day in person and acknowledged that, pursuant to authority given by the not for profit corporation, signed, sealed, and delivered the said instrument of writing as a free and voluntary act and as the free and voluntary act of said not for profit corporation, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 31st day of August, 2001.





Notary Public

Property of Cook County Clerk's Office

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IN WITNESS WHEREOF, the parties have executed this Mutual Waiver as of the date first above written.

MISSIONARY SISTERS SERVANTS OF
THE HOLY SPIRIT

By: _____
Name: _____
Its: _____

COLLEGE OF AMERICAN
PATHOLOGISTS

By: *Nicki M. Norris*
Name: NICKI M. NORRIS
Its: EXECUTIVE V.P.



Property of Cook County Clerk's Office

UNOFFICIAL COPY

STATE OF ILLINOIS)
)
COUNTY OF COOK) SS

The undersigned, a Notary Public in and for said County in the State aforesaid, does hereby certify that NICKI M. NORRIS, EXEC. V.P. of COLLEGE OF AMERICAN PATHOLOGISTS, a not for profit corporation of Illinois, has proven to me to be the same person whose name is subscribed to the foregoing instrument in such capacity, appeared before me this day in person and acknowledged that, pursuant to authority given by the not for profit corporation, signed, sealed, and delivered the said instrument of writing as a free and voluntary act and as the free and voluntary act of said not for profit corporation, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 19th day of SEPTEMBER 2001.



Handwritten signature of George M. Gogola over a horizontal line, with the text 'Notary Public' printed below it.

Watermark: Cook County Clerk's Office

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ADDENDUM TO MUTUAL WAIVER MADE THE 31ST DAY OF AUGUST, 2001
BY AND BETWEEN MISSIONARY SISTERS SERVANTS OF THE HOLY SPIRIT
AND COLLEGE OF AMERICAN PATHOLOGISTS ("Mutual Waiver")

For valuable consideration, the receipt and sufficiency is hereby acknowledged, Fox Meadow Venture, an Illinois general partnership, as successors to the Missionary Sisters Servants of the Holy Spirit, hereby joins in the Mutual Waiver and represents, covenants and agrees that Fox Meadow Venture has not and will not exercise their rights under Paragraph 1(c) of the Agreement.

IN WITNESS WHEREOF, executed this Addendum as of the 5th day of September, 2001.

FOX MEADOW VENTURE

By: FOX MEADOW PARTNERS, LLC
a general partner

By:  vice, President
E-FOX MEADOW CORP., Manager

STATE OF ILLINOIS)

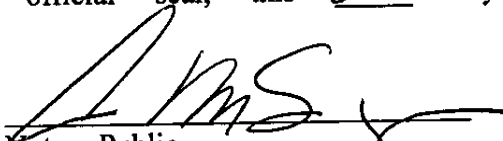
) SS.

COUNTY OF)

*Vice President of E-Fox Meadow Corp., the
Manager of Fox Meadow Partners, LLC,
a general partner*

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Jerry James, personally known to me to be the _____ of Fox Meadow Venture, an Illinois general partnership, 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 such Vice President he/she signed, sealed and delivered said instrument as an authorized representative of said partnership, and as the free and voluntary act and deed of said partnership, for the uses and purposes therein set forth.

Given under my hand and official seal, this 6TH day of SEPTEMBER, 2001.


Notary Public

My Commission Expires: 4-20-04

