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03/01/08 34 001 Page 1 of 7  
2000-03-08 15:08:04  
Cook County Recorder 33.00

This document was prepared by  
and after recording mail to:

Felice M. Bressler, Esq.  
SCHIFF HARDIN & WAITE  
7300 Sears Tower  
233 South Wacker Drive  
Chicago, Illinois 60606



Box 408

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**RELEASE OF EASEMENT AGREEMENT**

THIS AGREEMENT is dated as of the 1st day of March, 2000  
and is between **MELK DEVELOPMENT/ MCL SCOTT SEDGWICK L.P.**, an Illinois limited  
partnership (hereinafter referred to as "Owner") and **COMMONWEALTH EDISON COMPANY**,  
an Illinois corporation (hereinafter referred to as "ComEd"), its successors or assigns.

**Recitals**

- a. By Grant of Easement recorded August 29, 1944 as Document Number 13347366 in the Office of the Recorder of Deeds of Cook County (hereinafter referred to as the "Easement"), an easement was granted to ComEd to construct, operate, maintain, renew, relocate and remove certain equipment (all as more fully described in the Easement) used in connection with overhead and underground transmission and distribution of electricity energy under, over, along and within that certain parcel of land bounded by vacated W. Goethe Street on the north, N. Sedgwick Street on the East, N. Clybourn Avenue on the west and W. Division Street on the south, with the right of access, all as more fully described in the recorded Easement.
- b. Owner desires ComEd to release and abandon all of the ComEd's (i) rights, title and interest in and to the Easement recorded as Document Number 13347366, that lies over, under and across the real property legally described in EXHIBIT A attached hereto ("the Parcel"), and (ii) rights of access across and upon the Parcel only as they apply to the Easement; and ComEd agrees to release such rights, title and interest thereto.

**AGREEMENT**

NOW THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties covenant and agree as follows:

ComEd hereby releases and abandons to Owner all of ComEd's rights, title and interest in and to the Easement, including all its rights of access over, across and upon the Parcel, only as such rights pertain specifically to the Easement.

*Return to Box 408 S. Sickles*

The provisions and definitions of the Recitals set forth above and the exhibits attached hereto are, by this reference, incorporated as if they had been fully set forth herein.

IN WITNESS WHEREOF, Owner and ComEd have caused this Agreement to be duly executed as of the day and year first above written.

Melk Development / MCL Scott Sedgwick L.P.,  
an Illinois limited partnership

By: MCL Companies of Chicago, Inc.,  
an Illinois corporation, its general partner

By: [Signature]  
Name: Daniel E McLean  
Title: President

STATE OF ILLINOIS )  
                                  )     SS  
COUNTY OF COOK     )

I, Susan Botterill, a Notary Public in and for the county in the State aforesaid, do hereby certify that Daniel E. McLean is PRESIDENT of MCL Companies of Chicago, Inc., General Partner in MELK DEVELOPMENT /MCL SCOTT SEDGWICK L.P., 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 he/she signed and delivered the instrument on behalf of Melk Development/MCL Scott Sedgwick L.P., an Illinois limited partnership, as his/her free and voluntary act and as the free and voluntary act of said corporation and said partnership, for the uses and purposes therein set forth.

Dated this 1st day of MARCH, 2000.

[SEAL] "OFFICIAL SEAL"  
SUSAN BOTTERILL  
NOTARY PUBLIC, STATE OF ILLINOIS  
MY COMMISSION EXPIRES 10/27/2003

[Signature]  
Notary Public

[ADDITIONAL EXECUTION PAGE FOLLOWS]

COMMONWEALTH EDISON COMPANY,  
an Illinois corporation

By: Henry Curt Sabuda

Name: HENRY CURT SABUDA

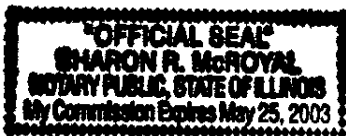
Title: DISTRIBUTION DESIGN SUPERVISOR

STATE OF ILLINOIS )  
                                  )     SS  
COUNTY OF COOK     )

I, Sharon McRoy, a Notary Public in and for the County in the State aforesaid, do hereby certify that Henry Curt Sabuda is Dist. Design. Supr. of Commonwealth Edison Company, an Illinois corporation, 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 he/she signed and delivered the instrument as his/her free and voluntary act and as the free and voluntary act of said corporation, for the uses and purposes therein set forth.

Dated this 1st day of March, 2000.

[SEAL]



Sharon R. McRoy  
Notary Public

::ODMA\PCDOCS\CHI\_DOCS2\36360811

RETURN TO BOX 408  
ATTN: Sherry Sickles

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## EXHIBIT A

00166739

### Legal Description

PARCEL 1:

LOT 10, EXCEPT THE NORTH 30 FEET AND EXCEPT THE EAST 100 FEET IN BUTTERFIELD'S ADDITION TO CHICAGO IN THE WEST 1/2 OF THE NORTHWEST 1/4 AND THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

LOT 16 IN BUTTERFIELD'S ADDITION TO CHICAGO IN THE WEST 1/2 OF THE NORTHWEST 1/4 AND THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, (EXCEPT THAT PART OF LOT 16 FALLING IN OSCAR MAYER'S RESUBDIVISION OF VARIOUS LOTS AND ALLEYS IN VARIOUS SUBDIVISIONS IN THE WEST HALF OF THE NORTHEAST HALF AND THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 4 AFORESAID), IN COOK COUNTY, ILLINOIS.

PARCEL 3:

LOTS 1, 2 AND 3 IN SUBDIVISION OF THE EAST 100 FEET OF THE SOUTH 78 FEET OF LOT 10, IN BUTTERFIELD'S ADDITION TO CHICAGO, AFORESAID, IN COOK COUNTY, ILLINOIS.

PARCEL 4:

LOTS 1 AND 4 IN THE SUBDIVISION OF LOTS 14 AND 15 IN BUTTERFIELD'S ADDITION TO CHICAGO IN THE WEST 1/2 OF THE NORTHWEST 1/4 AND THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, EXCEPT THE SOUTH 3.646M (11.96 FEET) OF LOT 4 AND EXCEPT THAT PART OF LOT 1 DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWESTERLY CORNER OF AFORESAID LOT 1; THENCE SOUTHEASTERLY 7.024M (23.04 FEET) TO A POINT ON THE SOUTHWESTERLY LINE OF SAID LOT 1. ALSO BEING THE POINT OF BEGINNING; THENCE ALONG A STRAIGHT LINE TO A POINT ON THE SOUTHEASTERLY LINE OF SAID LOT 1. SAID POINT BEING 0.979M (3.21 FEET) NORTHEASTERLY OF THE SOUTHWESTERLY CORNER OF SAID LOT 1; THENCE SOUTHWESTERLY TO THE SOUTHWEST CORNER OF SAID LOT 1; THENCE NORTHWESTERLY 6.699M (21.98 FEET) TO THE POINT OF BEGINNING IN COOK COUNTY, ILLINOIS.

PARCEL 5:

LOTS 1, 2, 3, 4 AND 5 IN THE SUBDIVISION OF SUB-LOTS 2 AND 3 OF LOTS 14 AND 15 IN BUTTERFIELD'S ADDITION TO CHICAGO IN THE WEST 1/2 OF THE NORTHWEST 1/4 AND THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS (EXCEPT THAT PART DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF AFORESAID LOT 5; THENCE NORTHERLY TO A POINT THAT IS 3.646M (11.96 FEET) NORTH OF AFORESAID CORNER AND ON THE EAST LINE OF SAID LOT 5; THENCE WESTERLY ALONG A STRAIGHT LINE TO A POINT OF CURVE. SAID POINT BEING 3.732M (12.24 FEET) WESTERLY OF THE EAST LINE AND 3.646M (11.96 FEET) NORTHERLY OF THE SOUTH LINE OF SAID LOT 4; SAID CURVE HAVING A RADIUS OF 21.021M (69.0 FEET) AND AN ARC LENGTH OF 13.545M (44.44 FEET). CONCAVE TO NORTHEAST AND BEARS NORTHWESTERLY TO A POINT OF TANGENT. SAID POINT OF TANGENT BEING 4.241M (13.91 FEET) NORTHEASTERLY OF THE SOUTHERLY LINE AND 6.504M (21.34 FEET) SOUTHEASTERLY OF THE NORTHWESTERLY LINE OF SAID LOT 3; THENCE ALONG A STRAIGHT LINE TO A POINT OF THE NORTHWESTERLY LINE OF SAID LOT 1. SAID POINT

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BEING 0.979M (3.21 FEET) NORTHEASTERLY OF THE NORTHWEST CORNER OF SAID LOT 1. THENCE SOUTHWESTERLY TO THE NORTHWEST CORNER OF SAID LOT 1. THENCE SOUTHEASTERLY TO THE SOUTHWEST CORNER OF SAID LOT 3; THENCE EASTERLY TO THE SOUTHEAST CORNER OF SAID LOT 5, ALSO BEING THE POINT OF BEGINNING IN COOK COUNTY, ILLINOIS.

PARCEL 6:

LOTS 1 THROUGH 9, BOTH INCLUSIVE IN ASSESSOR'S DIVISION OF LOTS 11, 12 AND 13 IN BUTTERFIELD'S ADDITION TO CHICAGO IN THE WEST 1/2 OF THE NORTHWEST 1/4 AND THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS (EXCEPT THAT PART OF SUB LOTS 6 TO 9 DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF WEST DIVISION STREET AND NORTH SEDGEWICK STREET, ALSO BEING THE SOUTHEAST CORNER OF AFORESAID LOT 6; THENCE NORTHERLY ALONG THE EAST LINE OF SAID LOT 6 TO A POINT THAT IS 6.674M (21.89 FEET) NORTHERLY OF THE SOUTHEAST CORNER OF SAID LOT 6; THENCE ALONG A STRAIGHT LINE TO A POINT THAT IS 3.030M (9.94 FEET) WEST OF THE EAST LINE AND 3.646M (11.96 FEET) NORTH OF THE SOUTH LINE OF SAID LOT 6; THENCE ALONG A STRAIGHT LINE TO A POINT THAT IS 3.646M (11.96 FEET) NORTHERLY OF THE SOUTHWEST CORNER OF SAID LOT 9 AND ON THE WEST LINE OF SAID LOT 9; THENCE SOUTHERLY TO THE SOUTHWEST CORNER OF SAID LOT 9; THENCE EAST TO THE SOUTHEAST CORNER OF SAID LOT 6 ALSO BEING THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCEL 7:

LOTS 6 AND 7 IN THE SUBDIVISION OF LOT 9 AND THE NORTH 30 FEET OF LOT 10 IN BUTTERFIELD'S ADDITION TO CHICAGO IN THE WEST 1/2 OF THE NORTHWEST 1/4 AND THE SOUTH EAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS .

PARCEL 8:

THE EAST 12 FEET OF LOT 5 IN SUBDIVISION OF LOT 9 AND THE NORTH 30 FEET OF LOT 10 IN BUTTERFIELD'S ADDITION TO CHICAGO IN THE WEST 1/2 OF THE NORTHWEST 1/4 AND THE SOUTH EAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

PARCEL 9:

ALL OF THE 12 FOOT VACATED NORTH AND SOUTH ALLEY LYING WEST OF AND ADJOINING LOTS 6 AND 7 IN THE SUBDIVISION OF LOT 9 AND THE NORTH 30 FEET OF LOT 10 IN SAID BUTTERFIELD'S ADDITION TO CHICAGO, LYING SOUTH OF THE NORTH LINE, EXTENDED WEST OF SAID LOT 7 AND LYING NORTH OF THE SOUTH LINE, EXTENDED WEST OF SAID LOT 6 IN COOK COUNTY, ILLINOIS

PARCEL 10:

ALL OF THE 12 FOOT VACATED EAST AND WEST ALLEY LYING SOUTH OF THE SOUTH LINE OF LOT 4 IN SAID OSCAR MAYER'S RESUBDIVISION, LYING WEST OF THE EAST LINE, EXTENDED SOUTH OF SAID LOT 4 AND LYING EAST OF THE MOST EASTERN WESTERLY LINE OF SAID LOT 4, EXTENDED SOUTH, COOK COUNTY, ILLINOIS

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PARCEL 11:

ALL THAT PART OF THE NORTH AND SOUTH AND NORTHWESTERLY AND SOUTHEASTERLY 12 FOOT VACATED ALLEY LYING EASTERLY OF THE EAST LINE OF LOT 1, LYING WESTERLY OF THE WESTERLY LINE AND SAID WESTERLY LINE EXTENDED SOUTH OF LOT 4 IN SAID OSCAR MAYER'S RESUBDIVISION, LYING NORTHERLY OF THE MOST SOUTHERLY SOUTH LINE EXTENDED EAST OF SAID LOT 1 AND LYING SOUTHERLY AND SOUTH EASTERLY OF THE MOST NORTHERN SOUTHERLY LINE OF SAID LOT 1, COOK COUNTY, ILLINOIS.

PARCEL 12:

LOTS 1 TO 4 INCLUSIVE OF OSCAR MAYER'S RESUBDIVISION OF VARIOUS LOTS AND VACATED ALLEYS IN VARIOUS SUBDIVISIONS IN THE WEST 1/2 OF THE NORTHEAST 1/4 AND IN THE EAST 1/2 OF THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED NOVEMBER 21, 1980 AS DOCUMENT 25677341 AND REGISTERED IN THE REGISTRAR'S OFFICE OF COOK COUNTY, ILLINOIS NOVEMBER 21, 1980 AS DOCUMENT LR3189994, (EXCEPT THE NORTH 12 FEET OF LOTS 2 AND 3 AND EXCEPT THAT PART OF LOT 2 LYING WEST OF A LINE DRAWN PERPENDICULAR TO THE NORTH LINE OF SAID LOT 2 THROUGH A POINT THEREIN 109.75 FEET WEST OF THE NORTHEAST CORNER OF SAID LOT 2) IN COOK COUNTY, ILLINOIS

PARCEL 13:

LOT 1 (EXCEPT THE NORTH 22.0 FEET THEREOF) AND LOTS 2, 3, AND 4 IN THE SUBDIVISION OF BLOCK 8 AND STREET IN BLOCK 9 IN BUTTERFIELD'S ADDITION TO CHICAGO, A SUBDIVISION IN THE WEST HALF OF THE NORTHWEST QUARTER AND IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

ALSO

ALL OF THE NORTH AND SOUTH 12 FOOT VACATED ALLEY LYING WEST OF AND ADJOINING LOT 1 (EXCEPT THE NORTH 22.0 FEET THEREOF) AND LOTS 2, 3 AND 4 IN THE SUBDIVISION OF BLOCK 8 AND STREET IN BLOCK 9 IN BUTTERFIELD'S ADDITION TO CHICAGO, A SUBDIVISION IN THE WEST HALF OF THE NORTHWEST QUARTER AND IN THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 14:

THAT PART OF LOTS 1 AND 2 IN THE SUBDIVISION OF LOTS 18 AND 19 IN BUTTERFIELD'S ADDITION TO CHICAGO IN THE WEST HALF OF THE NORTHWEST QUARTER AND THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTHEASTERLY OF THE SOUTHEASTERLY EXTENSION OF THE WEST LINE OF LOT 2 IN OSCAR MAYER'S RESUBDIVISION OF VARIOUS LOTS AND VACATED ALLEYS IN VARIOUS SUBDIVISIONS IN THE WEST HALF OF THE NORTHEAST QUARTER AND IN THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED NOVEMBER 21, 1980 AS DOCUMENT 25677341 AND REGISTERED IN THE REGISTRAR'S OFFICE OF COOK COUNTY, ILLINOIS, NOVEMBER 21, 1980 AS DOCUMENT LR3189994, IN COOK COUNTY, ILLINOIS.



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#### PARCEL 15:

THAT PART OF VACATED WEST SCOTT STREET LYING WEST OF A LINE DRAWN FROM THE SOUTHEAST CORNER OF LOT 3 TO THE NORTHEAST CORNER OF LOT 4 IN OSCAR MAYER'S RESUBDIVISION OF VARIOUS LOTS AND VACATED ALLEYS IN VARIOUS SUBDIVISIONS IN THE WEST HALF OF THE NORTHEAST QUARTER AND IN THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED NOVEMBER 21, 1980 AS DOCUMENT 25677341 AND REGISTERED IN THE REGISTRAR'S OFFICE OF COOK COUNTY, ILLINOIS, NOVEMBER 21, 1980 AS DOCUMENT LR3189994, IN COOK COUNTY, ILLINOIS.

ALSO

THAT PART OF VACATED HUDSON AVENUE LYING BETWEEN LOTS 2 AND 3 IN OSCAR MAYER'S RESUBDIVISION AND LYING NORTH OF VACATED WEST SCOTT STREET AND LYING SOUTH OF A LINE 22 FEET SOUTH OF AND PARALLEL WITH THE SOUTH LINE OF WEST GOETHE STREET IN THE EAST 1/2 OF THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

ALSO

THAT PART OF THE EAST AND WEST VACATED ALLEY TOGETHER WITH THAT PART OF THE NORTHEASTERLY AND SOUTHWESTERLY VACATED ALLEY LYING WEST OF THE WEST LINE OF VACATED NORTH HUDSON AVENUE EXTENDED SOUTH AND LYING EAST OF THE SOUTHEASTERLY EXTENSION OF THE SOUTHWESTERLY LINE OF THE NORTHEASTERLY 13.0 FEET OF LOT 2 IN THE SUBDIVISION OF LOTS 18 AND 19 IN BUTTERFIELD'S ADDITION TO CHICAGO IN THE WEST HALF OF THE NORTHWEST QUARTER AND THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS