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Cook County Recorder 26.50

RIGHT OF WAY AGREEMENT
Brick Pavers



AGREEMENT made this 14 day of
March 2003, between
Carla Nelson
171 Bright Ridge Dr.
Schaumburg IL 60194

(Name, Address and Permanent Parcel Number),
07-23-105-008, 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 above which is immediately adjacent to property under the control of the Village as and for public right-of-way, and

Property Owner wishes to install brick pavers on the property under control of the Village; and

Village agrees to allow installation of brick pavers on its right-of-way or properties, if Property Owner assumes all liability for use, repair, and replacement of the brick pavers.

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 the issuance of any necessary permits for the construction of brick pavers to be installed in the right-of-way immediately adjacent to the 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 or 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 brick pavers to be installed 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 installation of brick pavers, on the Village public right-of-way and knowingly and voluntarily expressly releases the Village of Schaumburg, its successors in interest, any other party authorized by the Village, or any party having the legal authority to perform work in the public right-of-way.
4. The undersigned, his/her 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 brick pavers.
5. Property Owner shall be responsible for any and all repairs or replacement of brick pavers should the Village or any authorized user of the right-of-way need to access the right-of-way.
6. This Right of Way Agreement shall be recorded and be of record against the adjacent property owner until said brick pavers have been removed from public right-of-way.

Property Owner

Property Owner

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

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SITE PLAN

LOT 2 IN SUMMERFIELD ESTATES SUBDIVISION, BEING PART OF THE
SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 23,
TOWNSHIP 41 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL
MERIDIAN, ACCORDING TO THE PLAT THEREOF, RECORDED AUGUST 30,
2000 AS DOCUMENT NUMBER 00675391, IN COOK COUNTY, ILLINOIS.

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