

UNOFFICIAL COPY

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Cook County Recorder

23.50

RIGHT OF WAY AGREEMENT

Water Irrigation



00381765

AGREEMENT made this 25th day of
April, 2000 between

Barbara & Andrzej Szorda
129 Fulbright Ln, Schaumburg
(Name, Address and Permanent Parcel Number), 60194
07-22-208-010, 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 as attached on Exhibit A which is immediately adjacent to property under the control of the Village as to a public right-of-way; and

Property Owner wishes to construct a water irrigation system on the property under control of the Village; and

Village has authorized a procedure to allow construction of water irrigation systems on its right-of-way or properties.

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 issuance of any necessary permits for the construction of a water irrigation system to be constructed in the right-of-way immediately adjacent to 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 water irrigation system to be constructed 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 construction of the water irrigation system on the Village public right-of-way and knowingly and voluntarily expressly releases the Village of Schaumburg, its successors in interest or any other party authorized by the Village to perform work in the public right-of-way.
- 4) The undersigned, its 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 water irrigation system.
- 5) This Right of Way Agreement shall be recorded and be of record against the adjacent property owner until said water irrigation system has been removed from public right-of-way.

[Signature]

Property Owner

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

[Signature]

Property Owner

OF
LOT 10 OF OLDE TOWNE VILLAGE BEING A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF THE
NORTHEAST QUARTER OF SECTION 22, TOWNSHIP 41 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL
MERIDIAN IN COOK COUNTY, ILLINOIS, ACCORDING TO THE PLAT THEREOF RECORDED ON 08/28/97 AS
DOCUMENT NUMBER 97633486.

Property of Cook County Clerk's Office