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ABROGATION AND CLOSURE DECLARATION

Recorder's Stamp



0425439081

After Recording Mail To:
Office of the General Counsel
Loyola University of Chicago
820 N. Michigan Ave. #715
Chicago, Illinois 60611

Doc#: 0425439081
Eugene "Gene" Moore Fee: \$30.50
Cook County Recorder of Deeds
Date: 09/10/2004 02:16 PM Pg: 1 of 4

Name & Address of Taxpayer:
Office of the General Counsel
Loyola University of Chicago
820 N. Michigan Ave #715
Chicago, Illinois 60611

THIS DECLARATION made this 7th day of September, 2004, by Loyola University of Chicago, an Illinois not-for-profit Corporation (hereinafter referred to as "Loyola").

WITNESSETH:

WHEREAS, Loyola is the owner of certain real estate in Chicago, Illinois, commonly known as 19 East Chestnut, Chicago, Cook County, Illinois, being legally described as Parcel 1 on Exhibit "A" attached hereto and made a part hereof (hereinafter referred to as "Parcel 1"); and

WHEREAS, Loyola is the owner of certain real estate in Chicago, Illinois, commonly known as 838 - 840 North Wabash Avenue, Chicago, Cook County, Illinois, being legally described as Parcel 2 on Exhibit "A" attached hereto and made a part hereof (hereinafter referred to as "Parcel 2"); and

WHEREAS, a ten (10) foot wide private alley running parallel to Wabash Avenue (hereinafter referred to as the "Private Alley") lies within, between, among or adjacent to Parcel 1, Parcel 2, and certain additional real estate to the east; and,

WHEREAS, the west half of the Private Alley lies within and/or abuts and adjoins Loyola's Parcel 1 and is included within the same real estate tax parcel as Loyola's Parcel 1; and

WHEREAS, the south 24.03 feet of the east half of the Private Alley is composed of and/or abuts and adjoins Loyola's Parcel 2 to the east and south and is included within the same real estate tax parcel as Lot 9 of Loyola's Parcel 2; and

WHEREAS, Loyola is the sole owner of all of the other properties that make up, abut or are adjacent to the south 24.03 feet of the Private Alley, and Loyola desires to vacate, abrogate, close, abandon, release, cancel and eliminate the south 24.03 feet of the Private Alley, (hereinafter also referred to as the "Partial Alley").

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NOW, THEREFORE, by this instrument, Loyola, as sole owner of Parcel 1 and Parcel 2 which constitute all of the other properties that make up, abut or are adjacent to the Partial Alley, hereby declares:

1. That Loyola hereby vacates, abrogates, closes, abandons, releases, cancels and eliminates the south 24.03 feet of the Private Alley (the "Alley Vacation"); and
2. That the west five (5) feet of the south 24.03 feet of the Private Alley are hereby joined with Parcel 1 and the owner of Parcel 1 is hereby established as the owner of the west five (5) feet of the south 24.03 feet of the Private Alley as a consequence of the Alley Vacation; and
3. That the east five (5) feet of the south 24.03 feet of the Private Alley are hereby joined with Lot 9 of Parcel 2 and the owner of Parcel 2 is hereby established as the owner of the east five (5) feet of the south 24.03 feet of the Private Alley as a consequence of the Alley Vacation.
4. That nothing herein shall be interpreted as abridging, affecting or changing any rights, with respect to the remaining north 90.13 feet of the Private Alley, of any owner, adjacent owner or other person holding any legal interest in the remaining north 90.13 feet of the Private Alley.

IN WITNESS WHEREOF, the Vice President for Capital Planning and Secretary of Loyola have hereunto set their hands and seals the day and year first above written.

LOYOLA UNIVERSITY OF CHICAGO
an Illinois not-for-profit Corporation

By: Wayne Mayall
Its Vice President for Capital Planning

By: Ellen Keel Mueser
Its Secretary

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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, Wendy L. Motsinger, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Wayne Magdziarz, the Vice President for Capital Planning of **Loyola University of Chicago**, and Ellen Kane Munro, the Secretary of said not-for-profit corporation, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Vice President and Secretary, respectively, appeared before me this day in person and acknowledged that they signed and delivered said instrument as their 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 official seal this 10th day of September, 2004.

Wendy L. Motsinger
Notary Public

My Commission Expires: 02/20/08

COUNTY/ILLINOIS TRANSFER STAMP
(If Required)

MUNICIPAL TRANSFER STAMP
(If Required)

Name & Address of Preparer:

Margareth Schubert
Office of the General Counsel
Loyola University of Chicago
820 N. Michigan Ave. #715
Chicago, Illinois 60611

EXEMPT under provisions of Paragraphs (b)(3) and (d) of Section 31-45, Property Tax Code, 35 ILCS 200/31-45.

Margareth Schubert
(Signature)

ADDRESSES:

19 E. Chestnut, Chicago, Illinois 60611
838 - 840 N. Wabash, Chicago, Illinois 60611

PERMANENT INDEX NUMBER(S):

17-03-223-008 (Parcel 1)
17-03-223-014 and 17-03-223-022 (Parcel 2)

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EXHIBIT "A"

PARCEL 1: (commonly known as 19 East Chestnut, Chicago, Cook County, Illinois)

SUB-LOT 4 (AND BEING SPECIFICALLY INCLUSIVE OF (A) THE 14 FOOT WIDE PRIVATE ALLEY OVER THE SOUTH 14 FEET THEREOF AND (B) THE WEST 1/2 OF THE 10 FOOT WIDE PRIVATE ALLEY WHICH IS OVER THE EAST 5 FEET THEREOF AND THE 5 FEET NEXT EAST AND ADJOINING AND (C) THAT PART OF SAID PRIVATE ALLEY LYING NORTHWESTERLY OF THE INTERSECTION OF SAID (A) AND (B) OF LOT ONE (1) IN BLOCK EIGHTEEN (18) IN THE CANAL TRUSTEES' SUBDIVISION OF THE SOUTH FRACTIONAL 1/4 OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PIN 17-3-223-008

PARCEL 2: (commonly known as 838 - 840 North Wabash Avenue, Chicago, Cook County, Illinois)

LOT NINE (9) IN THE SUBDIVISION OF LOT ONE (1) AND LOT ONE (1) IN THE SUBDIVISION OF LOT SEVEN (7) IN BLOCK EIGHTEEN (18) IN THE CANAL TRUSTEES' SUBDIVISION OF THE SOUTH FRACTION OF SECTION 3, TOWN 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PIN 17-3-223-014 and 17-03-223-022