

# UNOFFICIAL COPY

## EXHIBIT TE

### AGREEMENT CONCERNING LAND FOR A TEMPORARY EASEMENT (CORPORATION)

Route: Torrence Avenue  
Section: East 130<sup>th</sup> Street  
County: Cook  
Job No.: D-88-044-99  
Parcel: 0003TE, 0009TE 1 & 2,  
0020TE

Owner: Norfolk Southern Railway  
Company

Index No./Nos.:

25-36-501-001; 26-31-502-003;  
26-31-503-001; 26-31-504-001;  
26-31-111-003; 25-25-501-001

Address: West side of Torrence Avenue,  
335 +/- feet south of 130<sup>th</sup> Street; South  
side of 130<sup>th</sup> Street, 300 +/- feet west of  
Torrence Avenue; Southeast corner of  
130<sup>th</sup> Street and Torrence Avenue;  
Northeast corner of Torrence Avenue  
and dedicated unimproved 134<sup>th</sup> Street;  
North side of 130<sup>th</sup> Street, 400 +/- feet  
west of Torrence Avenue, Chicago,  
Illinois



Doc#: 0508718003  
Eugene "Gene" Moore Fee: \$36.00  
Cook County Recorder of Deeds  
Date: 03/28/2005 09:11 AM Pg: 1 of 7

THIS INDENTURE WITNESSETH, That the Grantor, NORFOLK SOUTHERN RAILWAY COMPANY, A VIRGINIA CORPORATION of the Commonwealth of Virginia, for and in consideration of the sum of Ten and 00/100's Dollars--(\$10.00), in hand paid, the receipt of which is hereby acknowledged, does by these presents grant the right, easement and privilege to enter upon the following described land unto the CITY OF CHICAGO, for the use of said City of Chicago, its agents, contractors and engineers, for the purpose of Construction.

### SEE ATTACHED LEGAL DESCRIPTION

This easement shall be in effect for a period of three (3) years from the date of execution or completion of construction operations, whichever occurs first.

The said construction work to be completed as specified in the plans as prepared by the said City of Chicago.

The said work to be done in a good workmanlike manner and the expense thereof to be assumed by the said City of Chicago.

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## EXHIBIT TE

IN WITNESS WHEREOF, said Grantor has caused its corporate name to be hereunder subscribed by C. V. Baker, Real Estate Manager and its duly attested corporate seal to be hereto affixed, all in the City of Atlanta, State of Georgia, this 28th day of September, A.D., 2004.

(SEAL)

NORFOLK SOUTHERN RAILWAY COMPANY

*LVA*

BY: *C.V. Baker*

(Name and Title)

ATTEST:

BY: *Mary Ann Mullady*

(Name and Title)

STATE OF Georgia )  
 )SS  
COUNTY OF Fulton )

I, Sheron W Mull a Notary Public in and for said County and State aforesaid, do hereby certify that C.V. Baker, Real Estate Manager and Mary Ann Mullady, Assistant Corp. Sect. of the Norfolk Southern Railway Company who are personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Real Estate Manager and Assistant Corp. Sect. appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument of writing as their free and voluntary act, and as the free and voluntary act of said Corporation for the uses and purposes therein set forth, pursuant to authority given by the Board of Directors of said Corporation and caused the corporate seal of said corporation to be thereto affixed.

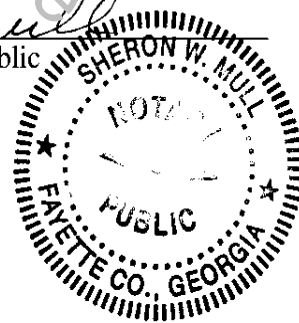
Given under my hand and notarial seal this 28th day of September A.D., 2004.

*Sheron W Mull*  
Notary Public

(SEAL)

Notary Public, Fayette County, Georgia  
My Commission Expires May 2, 2006

My Commission expires \_\_\_\_\_, 20\_\_\_\_\_.



This document prepared by:  
Mark D. Mathewson  
Civiltech Engineering, Inc.  
30 N. LaSalle Street, Suite 3110  
Chicago, IL 60602

*CIVCO-3810383*  
RETURN TO:  
Wheatland Title  
39 Mill Street  
Montgomery, IL 60538

# UNOFFICIAL COPY

INDEX NO. 25-36-501-001

ROUTE: S. TORRENCE AVE  
SECTION: 99-B9369-00-PV  
COUNTY: COOK  
JOB NO.: B-88-002-02  
PARCEL: 0003TE  
STA.: 226+50 – 232+00  
OWNER: NORFOLK SOUTHERN  
RAILWAY COMPANY

**LEGAL DESCRIPTION**

THAT CERTAIN STRIP, PIECE OR PARCEL OF LAND SITUATE IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 36, TOWNSHIP 37 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS, BEING A PORTION OF RIGHT OF WAY OF THE FORMER NEW YORK, CHICAGO AND SAINT LOUIS RAILROAD COMPANY (PREDECESSOR IN TITLE TO THE GRANTOR) OF VARYING WIDTH TO EACH SIDE OF THE ESTABLISHED CENTERLINE OF SAID RAILROAD, SAID CENTERLINE ENTERING SAID SECTION AT A POINT 521.00 FEET MORE OR LESS SOUTH OF THE NORTHEAST CORNER OF SAID SECTION AND LEAVING SAID SECTION AT A POINT 506.20 FEET MORE OR LESS WEST OF SAID NORTHEAST CORNER;

EXCEPTING THEREFROM THE RIGHT OF WAY OF TORRENCE AVENUE COMPRISING THE EASTERLY FIFTY FEET (50') OF SAID SECTION, THE RIGHT OF WAY OF EAST ONE HUNDRED THIRTIETH STREET (E. 130<sup>TH</sup> St.) COMPRISING THE NORTHERLY FIFTY FEET (50') OF SAID SECTION, AND THE AREA DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE SOUTH LINE OF THE NORTH 50 FEET OF SAID NORTH HALF AND THE NORTHEASTERLY RIGHT OF WAY LINE OF THE NORFOLK AND WESTERN RAILWAY COMPANY; THENCE SOUTHEAST SAID NORTHEASTERLY RIGHT OF WAY A DISTANCE OF 250.55 FEET; THENCE NORTHWEST 31°01'50" MEASURED TO THE LEFT FROM THE PREVIOUS COURSE A DISTANCE OF 248.31 FEET TO THE SOUTHWESTERLY RIGHT OF WAY LINE OF SAID RAILROAD COMPANY; THENCE NORTHWEST ALONG SAID SOUTHWEST RIGHT OF WAY LINE A DISTANCE OF 162.45 FEET TO SAID SOUTH LINE; THENCE EAST ALONG SAID SOUTH LINE A DISTANCE OF 178.68 FEET TO THE POINT OF BEGINNING.

CONTAINING A NET AREA OF 0.915 ACRES, MORE OR LESS.

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INDEX NO. 26-31-502-003  
 26-31-503-001  
 26-31-504-001  
 26-31-501-001

ROUTE: S. TORRENCE AVE  
 SECTION: 99-B9369-00-PV  
 COUNTY: COOK  
 JOB NO.: B-88-002-02  
 PARCEL: 0009TE1  
 STA.: 234+50 – 247+50  
 OWNER: NORFOLK SOUTHERN  
 RAILWAY COMPANY

**LEGAL DESCRIPTION**

THAT CERTAIN STRIP, PIECE OR PARCEL OF LAND IN THE NORTHWEST QUARTER OF SECTION 31, TOWNSHIP 37 NORTH, RANGE 15 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS.

COMMENCING AT A POINT ON THE WEST LINE OF SECTION 31, TOWNSHIP 37 NORTH, RANGE 15, EAST OF THE THIRD PRINCIPAL MERIDIAN, SAID POINT BEING 33 FEET SOUTH OF THE NORTH LINE OF SECTION 31, TOWNSHIP 37 NORTH, RANGE 15, EAST OF THE THIRD PRINCIPAL MERIDIAN, THENCE EAST PARALLEL WITH SAID NORTH LINE FOR A DISTANCE OF 179.75 FEET; THENCE SOUTH ALONG A LINE PARALLEL TO SAID WEST LINE FOR A DISTANCE OF 17.00 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 50 FEET OF SAID SECTION, SAID SOUTH LINE BEING THE SOUTH LINE OF EAST 130<sup>TH</sup> STREET; THENCE CONTINUING ALONG SAID PARALLEL LINE A DISTANCE OF 48.28 FEET TO A POINT OF CURVATURE; THENCE ALONG A CURVE TO THE LEFT WITH A RADIUS OF 1067.5 FEET FOR A DISTANCE OF 470.50 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID CURVE A DISTANCE OF 352.17 FEET TO A POINT OF TANGENCY; THENCE SOUTHEASTERLY ALONG A LINE PARALLEL WITH AND AT ALL POINTS 100 FEET NORTHEASTERLY OF THE NEW YORK, CHICAGO AND ST. LOUIS RAILROAD NORTHEASTERLY RIGHT OF WAY, AS MEASURED PERPENDICULAR FROM SAID RIGHT OF WAY, A DISTANCE OF 890.61 FEET; THENCE SOUTHWEST PERPENDICULAR TO THE PREVIOUS COURSE A DISTANCE OF 225.00 FEET TO THE SOUTH RIGHT OF WAY LINE OF THE NEW YORK, CHICAGO AND ST. LOUIS RAILROAD COMPANY, AS LAID OUT ON DECEMBER 18, 1956 (BEING THE EXECUTION OF A CORRECTIVE DEED RECORDED AS DOCUMENT 16785389); THENCE NORTHWEST ALONG THE SAID SOUTH RIGHT OF WAY LINE A DISTANCE OF 1105.33 FEET; THENCE NORTH 131°26'48" MEASURED TO THE LEFT FROM THE PREVIOUS COURSE A DISTANCE OF 287.58 FEET; THENCE NORTHEAST 120°49'38" MEASURED TO THE LEFT FROM THE PREVIOUS COURSE A DISTANCE OF 56.45 FEET TO A NON-TANGENT CURVE, SAID CURVE BEING CONVEXED TO THE NORTHEAST, HAVING A RADIUS OF 1890.67 FEET AND A CHORD FORMING AN ANGLE OF 115°54'27" MEASURED TO THE LEFT FROM THE PREVIOUS COURSE; THENCE SOUTHEAST ALONG SAID NON-TANGENT CURVE AN ARC LENGTH OF 93.02 FEET TO THE POINT OF BEGINNING.

CONTAINING 6.746 ACRES MORE OR LESS.

# UNOFFICIAL COPY

INDEX NO. 26-31-111-003

ROUTE: S. TORRENCE AVE  
 SECTION: 99-B9369-00-PV  
 COUNTY: COOK  
 JOB NO.: B-88-002-02  
 PARCEL: 0009TE2  
 STA.: 18+50 – 24+00  
 OWNER: NORFOLK SOUTHERN  
 RAILWAY COMPANY

**LEGAL DESCRIPTION**

THAT CERTAIN PORTION, PIECE OR PARCEL OF THE FOLLOWING DESCRIBED LAND LYING IN THE NORTHWEST QUARTER OF SECTION 31, TOWNSHIP 37 NORTH, RANGE 15 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT ON THE WEST LINE OF SECTION 31, TOWNSHIP 37 NORTH, RANGE 15, EAST OF THE THIRD PRINCIPAL MERIDIAN, SAID POINT BEING 33 FEET SOUTH OF THE NORTH LINE OF SECTION 31, TOWNSHIP 37 NORTH, RANGE 15, EAST OF THE THIRD PRINCIPAL MERIDIAN, THENCE EAST PARALLEL TO SAID NORTH LINE FOR A DISTANCE OF 179.75 FEET; THENCE SOUTH ALONG A LINE PARALLEL TO SAID WEST LINE FOR A DISTANCE OF 7.00 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 50 FEET OF SAID SECTION, SAID SOUTH LINE BEING THE SOUTH LINE OF EAST 130<sup>TH</sup> STREET; THENCE CONTINUING ALONG SAID PARALLEL LINE A DISTANCE OF 48.28 FEET TO A POINT OF CURVATURE; THENCE ALONG AN ARC OF A CURVE TO THE LEFT WITH A RADIUS OF 1067.5 FEET FOR A DISTANCE OF 378.67 FEET TO A NON-TANGENT CURVE, SAID CURVE BEING CONVEXED TO THE NORTHEAST, HAVING A RADIUS OF 1935.67 FEET AND A CHORD FORMING AN ANGLE OF 43°46'47" MEASURED TO THE LEFT FROM THE CHORD OF THE PREVIOUS CURVE; THENCE NORTHWEST ALONG SAID NON-TANGENT CURVE AN ARC LENGTH OF 41.74 FEET; THENCE SOUTHWEST 117°30'42" MEASURED TO THE RIGHT FROM THE CHORD OF THE PREVIOUS CURVE A DISTANCE OF 109.19 FEET; THENCE SOUTH 120°49'38" MEASURED TO THE RIGHT FROM THE PREVIOUS COURSE A DISTANCE OF 319.38 FEET; THENCE SOUTH 177°10'03" MEASURED TO THE LEFT FROM THE PREVIOUS COURSE A DISTANCE OF 207.24 FEET; THENCE SOUTH 174°42'59" MEASURED TO THE RIGHT FROM THE PREVIOUS COURSE A DISTANCE OF 72.10 FEET TO THE POINT OF BEGINNING, THENCE EAST 90°00'00" MEASURED TO THE RIGHT FROM THE PREVIOUS COURSE A DISTANCE OF 33.34 FEET; THENCE SOUTH 91°56'44" MEASURED TO THE LEFT FROM THE PREVIOUS COURSE A DISTANCE OF 407.89 FEET; THENCE EAST 90°06'35" MEASURED TO THE RIGHT FROM THE PREVIOUS COURSE A DISTANCE OF 711.34 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF THE NEW YORK, CHICAGO AND ST. LOUIS RAILROAD COMPANY; THENCE SOUTHEAST ALONG SAID RIGHT-OF-WAY LINE, AS LAID OUT ON DECEMBER 18, 1956 (BEING THE EXECUTION OF A CORRECTIVE DEED RECORDED AS DOCUMENT 16785389) A DISTANCE OF 235.30 FEET; THENCE WEST 45°44'01" MEASURED TO THE LEFT FROM THE PREVIOUS COURSE A DISTANCE OF 915.38 FEET TO THE EAST LINE OF SOUTH TORRENCE AVENUE; THENCE NORTH ALONG THE EAST LINE OF SOUTH TORRENCE AVENUE A DISTANCE OF 71.70 FEET TO A LINE 50 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID SECTION 31, SAID LINE 50 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID SECTION 31 ALSO BEING THE EAST LINE OF SOUTH TORRENCE AVENUE; THENCE NORTH ALONG SAID EASE LINE OF TORRENCE AVENUE A DISTANCE OF 246.68 FEET; THENCE NORTH 174°45'17" MEASURED TO THE LEFT FROM THE PREVIOUS COURSE A DISTANCE OF 49.69 FEET; THENCE NORTH 176°41'53" MEASURED TO THE RIGHT FROM THE PREVIOUS COURSE A DISTANCE OF 209.87 FEET TO THE POINT OF BEGINNING, CONTAINING 3.619 ACRES MORE OR LESS.

**UNOFFICIAL COPY**

INDEX NO. 25-25-501-001  
25-25-400-007

ROUTE: S. TORRENCE AVE  
SECTION: 99-B9369-00-PV  
COUNTY: COOK  
JOB NO.: B-88-002-02  
PARCEL: 0020TE  
STA.: 224+50 – 225+50  
OWNER: NORFOLK SOUTHERN  
RAILWAY COMPANY

**LEGAL DESCRIPTION**

THAT PART OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 37 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS (A):

COMMENCING AT A POINT ON THE SOUTH LINE OF SAID SECTION 25, BEING ALSO THE CENTERLINE OF EAST 130<sup>TH</sup>, 100 FEET WIDE AS NOW ESTABLISHED, DISTANCE 576.00 FEET WEST OF THE SOUTHEAST CORNER OF SAID SECTION 25, SAID POINT BEING THE INTERSECTION OF THE SAID SOUTH LINE OF SAID SECTION 25 AND THE EXTENSION OF THE WESTERLY RIGHT OF WAY LINE OF NORFOLK SOUTHERN RAILROAD COMPANY; THENCE NORTHWESTERLY 134°15'00" MEASURED TO THE LEFT FROM THE PREVIOUS COURSE ALONG THE EXTENSION OF SAID WESTERLY RIGHT OF WAY LINE A DISTANCE OF 121.61 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTHWEST ALONG SAID WESTERLY RIGHT OF WAY LINE A DISTANCE OF 174.94 FEET TO A POINT OF CURVATURE; THENCE CONTINUING NORTHWEST ALONG SAID WESTERLY RIGHT OF WAY LINE ALONG AN ARC OF A CURVE TO THE RIGHT WITH A RADIUS OF 1960 FEET FOR A DISTANCE OF 274.64 FEET; THENCE NORTHEAST 89°23'18" MEASURED TO THE LEFT FROM THE CHORD OF THE PREVIOUS CURVE A DISTANCE OF 100.19 FEET TO A NON-TANGENT CURVE ALONG THE EASTERLY RIGHT OF WAY LINE OF SAID RAILROAD COMPANY, SAID CURVE BEING CONVEXED TO THE SOUTHWEST, HAVING A RADIUS OF 1860 FEET AND A CHORD FORMING AN ANGLE OF 90°31'12" MEASURED TO THE LEFT FROM THE PREVIOUS COURSE; THENCE SOUTHEAST ALONG SAID EASTERLY RIGHT OF WAY LINE AN ARC LENGTH OF 266.58 FEET TO A POINT OF TANGENCY; THENCE CONTINUING ALONG SAID EASTERLY RIGHT OF WAY LINE A DISTANCE OF 289.26 FEET; THENCE WEST 41°10'36" MEASURED TO THE LEFT FROM THE PREVIOUS COURSE A DISTANCE OF 151.89 FEET TO THE POINT OF BEGINNING.

ALSO INCLUDING THE FOLLOWING (B):

COMMENCING AT A POINT ON THE SOUTH LINE OF SAID SECTION 25, BEING ALSO THE CENTERLINE OF EAST 130<sup>TH</sup>, 100 FEET WIDE AS NOW ESTABLISHED, DISTANCE 576.00 FEET WEST OF THE SOUTHEAST CORNER OF SAID SECTION 25, SAID POINT BEING THE INTERSECTION OF THE SAID SOUTH LINE OF SAID SECTION 25 AND THE EXTENSION OF THE WESTERLY RIGHT OF WAY LINE OF NORFOLK SOUTHERN RAILROAD COMPANY; THENCE NORTHWESTERLY 134°15'00" MEASURED TO THE LEFT FROM THE PREVIOUS COURSE ALONG THE EXTENSION OF SAID WESTERLY RIGHT OF WAY LINE A DISTANCE OF 296.55 FEET TO THE POINT OF BEGINNING; THENCE NORTHWEST ALONG THE NORTHWEST EXTENSION OF THE PREVIOUS COURSE A DISTANCE OF 92.89 FEET TO A POINT OF CURVATURE; THENCE NORTHWEST ALONG AN ARC OF A CURVE TO THE RIGHT WITH A RADIUS OF 2097 FEET FOR A DISTANCE OF 182.00 FEET; THENCE NORTHEAST 87°51'37" MEASURED TO THE LEFT FROM THE CHORD OF THE PREVIOUS CURVE A DISTANCE OF 11.35 FEET TO A NON-TANGENT CURVE ALONG THE WESTERLY

*LEGAL DESCRIPTION CONTINUES*

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INDEX NO. 25-25-501-001

ROUTE: S. TORRENCE AVE  
SECTION: 99-B9369-00-PV  
COUNTY: COOK  
JOB NO.: B-88-002-02  
PARCEL: 0020TE  
STA.: 224+50 – 225+50  
OWNER: NORFOLK SOUTHERN  
RAILWAY COMPANY

**LEGAL DESCRIPTION (CONTINUED)**

RIGHT OF WAY LINE OF SAID RAILROAD COMPANY, SAID CURVE BEING CONVEXED TO THE SOUTHWEST, HAVING A RADIUS OF 1960 FEET AND A CHORD FORMING AN ANGLE OF 30°36'42" MEASURED TO THE RIGHT FROM THE PREVIOUS COURSE; THENCE SOUTHEAST ALONG SAID WESTERLY RIGHT OF WAY LINE AN ARC LENGTH OF 274.64 FEET TO THE POINT OF BEGINNING.

CONTAINING 1.184 ACRES, MORE OR LESS.