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Doc#: 0526439088 Fee: \$26.50
Eugene "Gene" Moore RHSP Fee:\$10.00
Cook County Recorder of Deeds
Date: 09/21/2005 02:10 PM Pg: 1 of 2

ABROGATION AGREEMENT

This Abrogation Agreement is made this 19th day of September, 2005 by Midwest Real Estate Investment Company Employees' Profit Sharing Plan and Trust ("Midwest") and the Village of Hoffman Estates ("Village").

W I T N E S S E T H:

WHEREAS, a Plat of Subdivision for the Cancer Treatment Center Subdivision in Hoffman Estates, Illinois ("Plat") was recorded in the Office of the Recorder of Deeds of Cook County, Illinois on March 26, 1997 as Document No. 97211351. A certified copy of the Plat is attached hereto as "Exhibit A."

WHEREAS, Midwest is the owner of the following described, unimproved parcel of real estate in the Cancer Treatment Center Subdivision in Hoffman Estates, Illinois ("Parcel"):

Lot 1 in Cancer Treatment Center Subdivision, being a Subdivision of part of the West half of the Northeast 1/4 of Section 7, Township 41 North, Range 10, East of the Third Principal Meridian, in Cook County, Illinois.

Permanent Index Number: 07-07-200-253-0000
Common address: 2301 W. Higgins Road, Hoffman Estates, Illinois

WHEREAS, the Plat provides for the reservation and granting of a 10-foot water main easement ("Easement"), beginning at the southern border of the Parcel and running northwesterly in a y-shaped formation to the northern border of the Parcel. The Easement is more fully depicted in the attached "Exhibit A."

WHEREAS, the Village has the sole responsibility for installing, removing, and otherwise maintaining water mains which service real estate located within Hoffman Estates, Illinois.

WHEREAS, the Village represents that no water mains have ever been installed in the Easement located on the Parcel as of the date of this instrument.

NOW, THEREFORE, in consideration of mutual covenants and promises expressed herein, and for other good and valuable consideration, the receipt and sufficiency of which are herewith acknowledged, the parties agree as follows:

1. PREAMBLE: The recitals set forth in the preamble of this Abrogation Agreement are incorporated herein and made a part hereof by this reference.
2. ABROGATION OF EASEMENT: The Plat is modified to abrogate and otherwise vacate the Easement located on the Parcel.

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3. **BINDING EFFECT:** The Plat shall remain in full force and effect except as herein expressly set forth. The provisions of this Abrogation Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns.

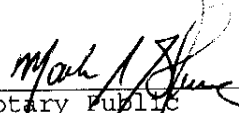
IN WITNESS WHEREOF, the parties have executed this Abrogation Agreement as their respective free, voluntary and duly authorized acts for the purposes set forth herein effective as of the day and year first above written.

**MIDWEST REAL ESTATE INVESTMENT COMPANY
EMPLOYEES' PROFIT SHARING PLAN AND TRUST**

By: 
David R. Gray, Trustee

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

This instrument was acknowledged before me on this 21st day of September, 2005 by David R. Gray as Trustee of Midwest Real Estate Investment Company Employees' Profit Sharing Plan and Trust.


Notary Public




VILLAGE OF HOFFMAN ESTATES

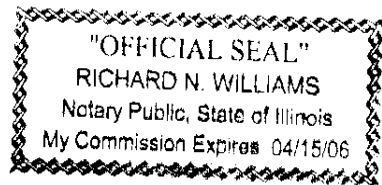
By: 
William D. McLeod, President of the Village Board

By: 
Virginia Hayter, Village Clerk

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

This instrument was acknowledged before me on this 19th day of September, 2005 by William D. McLeod, President of the Village Board for the Village of Hoffman Estates, and Virginia Hayter, Village Clerk for the Village of Hoffman Estates.


Notary Public



This instrument was prepared by and return after recording to:

Frank R. Dufkis, Esq.
Midwest Real Estate Investment Company
Employees' Profit Sharing Plan and Trust
120 N. LaSalle Street, Suite 2820
Chicago, Illinois 60602

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OVERSIZE

**EXHIBIT
FORWARD
TO BASEMENT
FOR
SCANNING**

RECORDED DATE _____

CASHIER # / NAME _____