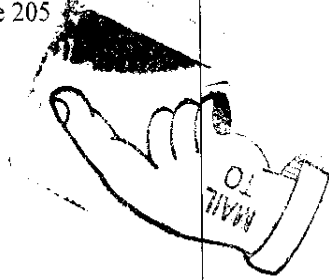


UNOFFICIAL COPY

AFTER RECORDING
RETURN TO:

Raymond J. Snyder
Cowhey Gudmundson Leder, LTD
300 Park Boulevard, Suite 205
Itasca, Illinois 60143

PIN: 18-10-200-008



Doc#: 0625417072 Fee: \$32.50
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 09/11/2006 11:03 AM Pg: 1 of 5

This Space For Recorder

DECLARATION AND GRANT OF EASEMENT

This Declaration and Grant of Easement is entered into as of the 7th day of September, 2006 by CenterPoint Properties Trust, a Maryland real estate investment trust ("CenterPoint").

CenterPoint is the owner of a parcel of real property located in the Village of McCook, County of Cook, State of Illinois, legally described in Exhibit C attached hereto.

It is CenterPoint's desire to grant a Utility Easement as depicted on Exhibit A and legally described in Exhibit B attached hereto.

NOW, THEREFORE, in consideration of the above stated facts, and for other good and valuable consideration, CenterPoint hereby makes the following declaration:

AN EASEMENT FOR SERVING THE LAND AND OTHER PROPERTY WITH ELECTRIC AND COMMUNICATION SERVICE IS HEREBY RESERVED FOR AND GRANTED TO:

THE VILLAGE OF McCOOK,
COMMONWEALTH EDISON COMPANY,
SBC A.K.A. ILLINOIS BELL TELEPHONE COMPANY,

THEIR RESPECTIVE LICENSEES, SUCCESSORS, AND ASSIGNS, JOINTLY AND SEVERALLY, TO CONSTRUCT, OPERATE, REPAIR, MAINTAIN, MODIFY, RECONSTRUCT, REPLACE, SUPPLEMENT, RELOCATE AND REMOVE, FROM TIME TO TIME, POLES, GUYS, ANCHORS, WIRES, CABLES, CONDUITS, MANHOLES, TRANSFORMERS, PEDESTALS, EQUIPMENT CABINETS OR OTHER FACILITIES USED IN CONNECTION WITH OVERHEAD AND UNDERGROUND TRANSMISSION AND DISTRIBUTION OF ELECTRICITY, COMMUNICATIONS, SOUNDS AND SIGNALS IN, OVER, UNDER, ACROSS, ALONG AND UPON THE SURFACE OF THE PROPERTY SHOWN WITHIN THE DASHED LINES AND MARKED "UTILITY EASEMENT" ON EXHIBIT A AND LEGALLY DESCRIBED IN EXHIBIT B ATTACHED HERETO, TOGETHER WITH THE RIGHTS TO INSTALL REQUIRED SERVICE CONNECTIONS

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TOGETHER WITH THE RIGHTS TO INSTALL REQUIRED SERVICE CONNECTIONS OVER OR UNDER THE SURFACE OF THE LAND AND COMMON AREA OR AREAS TO SERVE IMPROVEMENTS THEREON, THE RIGHT TO CUT, TRIM OR REMOVE TREES, BUSHES, ROOTS AND SAPLINGS AND TO CLEAR OBSTRUCTIONS FROM THE SURFACE AND SUBSURFACES AS MAY BE REASONABLY REQUIRED INCIDENT TO THE RIGHTS HEREIN GIVEN, AND THE RIGHT TO ENTER UPON THE LAND FOR ALL SUCH PURPOSES. OBSTRUCTIONS SHALL NOT BE PLACED OVER GRANTEE'S FACILITIES OR IN, UPON OR OVER THE PROPERTY WITHIN THE DASHED LINES AND MARKED "UTILITY EASEMENT" ON EXHIBIT A AND LEGALLY DESCRIBED IN EXHIBIT B ATTACHED HERETO, WITHOUT THE PRIOR WRITTEN CONSENT OF GRANTEE, EXCEPT THAT PAVED DRIVEWAYS FOR INGRESS AND EGRESS TO THE VARIOUS LOTS SHALL BE PERMITTED. AFTER INSTALLATION OF ANY SUCH FACILITIES, THE GRADE OF THE SUBDIVIDED PROPERTY SHALL NOT BE ALTERED IN A MANNER SO AS TO INTERFERE WITH THE PROPER OPERATION AND MAINTENANCE THEREOF.


RELOCATION OF FACILITIES WILL BE DONE BY GRANTEE AT COST OF THE GRANTOR/LOT OWNER, UPON WRITTEN REQUEST.


PROPERTY OF Cook County Clerk's Office

UNOFFICIAL COPY

IN WITNESS WHEREOF, this Declaration of Easement has been fully executed as of the date first above.

CENTERPOINT PROPERTIES TRUST,
a Maryland real estate investment trust

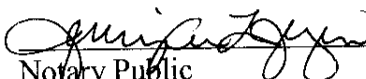
By: 
Name: Neil Doyle
Its: Senior Vice President, Development

By: 
Name: Michael Tortorici
Its: Vice President, Treasurer

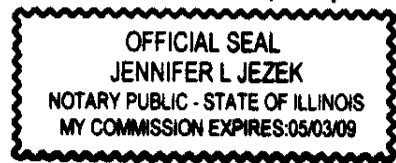
STATE OF ILLINOIS)
) SS
COUNTY OF DUPAGE)

I Jennifer Jezek a notary public in and for said county, in the State aforesaid, do hereby certify that Neil Doyle and Michael Tortorici, personally known to me to be the Sr VP Development and VP Treasurer of CenterPoint Properties Trust, and personally known to me to be the same persons who names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such Sr VP Development and VP Treasurer, they signed and delivered the said instrument as their free and voluntary act and as the free and voluntary act of CenterPoint Properties Trust, for the uses and purposes therein set forth.

Given under my hand and notarial seal
this 15 day of September, 2006.


Notary Public

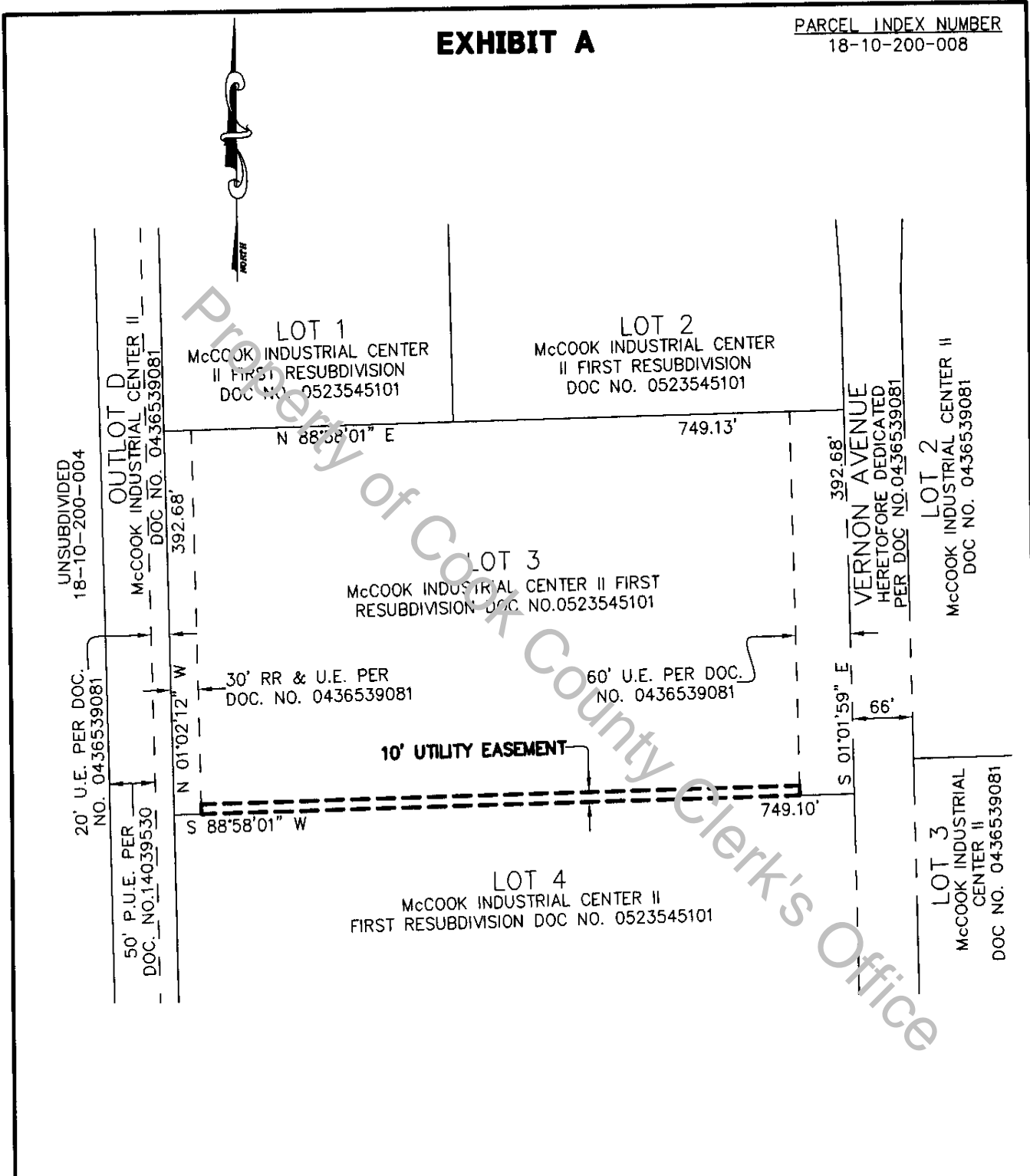
My commission expires: 05/03/09



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EXHIBIT A

PARCEL INDEX NUMBER
18-10-200-008



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September 07, 2006 7:37:31 a.m. AcadVer:16.1s (LMS Tech)
 SURVEY Drawing: F:\CADD\2818.05\512\FINAL\EXHIBITS\2818-05EASEEXHIBIT2.DWG (273)

**COWHEY
GUDMUNDSON
LEDER, LTD.**

300 PARK BOULEVARD
ITASCA, ILLINOIS 60143
(630) 250-9595

212 WEST KINZIE
CHICAGO, ILLINOIS 60610
(312) 755-9595

CONSULTING ENGINEERS * LAND SURVEYORS
NATURAL RESOURCES

FIGURE NO. _____
 PROJECT NO. 2818.05
 DATE 08/29/06
 SCALE 1"=150'
 DRAWN BY : JD
 CHECKED BY : RJS

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EXHIBIT B

UTILITY EASEMENT LEGAL DESCRIPTION

THE SOUTH 10 FEET OF LOT 3 (EXCEPT THE EAST 60 FEET AND THE WEST 30 FEET THEREOF) IN McCOOK INDUSTRIAL CENTER II FIRST RESUBDIVISION, BEING A RESUBDIVISION IN THE NORTH EAST QUARTER OF SECTION 10, TOWNSHIP 38 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 23, 2005 AS DOCUMENT NUMBER 0523545101, IN COOK COUNTY, ILLINOIS.

EXHIBIT C

CENTERPOINT PROPERTY LEGAL DESCRIPTION

LOT 3 IN McCOOK INDUSTRIAL CENTER II FIRST RESUBDIVISION, BEING A RESUBDIVISION IN THE NORTH EAST QUARTER OF SECTION 10, TOWNSHIP 38 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 23, 2005 AS DOCUMENT NUMBER 0523545101, IN COOK COUNTY, ILLINOIS.

PIN: 18-10-200-008