



UNOFFICIAL COPY

ENVIRONMENTAL DISCLOSURE DOCUMENT FOR TRANSFER OF REAL PROPERTY



08144132

The following information is provided pursuant to the Responsible Property Transfer Act of 1988

For Use By County

Recorder's Office

County

Date

Doc. No.

Vol. _____ Page _____

Rec'd by: _____

Seller: AmProp Finance Company

Buyer: BRE/Randolph Drive L.L.C.

Document No.: _____

15
52

7710070, LD, PZ, CB 2 of 36

I. PROPERTY IDENTIFICATION:

A. Address of property: 200 East Randolph Drive, Chicago South Chicago
Street City or Village Township

Permanent Real Estate Index No.: 17-10-316-027-0000

B. Legal Description

Section 10 Township 39 Range 14

Enter or attach **current** legal description in this area:

See Exhibit A, attached hereto

08144132

8428/0461 30 001 Page 1 of 15
1998-12-16 14:59:28
 Cook County Recorder 95.00

Prepared by: Thomas E. Kupferer Return to: David Siegel
name name
%Amcco Corporation %Sidley & Austin
200 E. Randolph Dr., Chicago, IL 60601 One First National Plaza
address address Chicago, IL 60603

LIABILITY DISCLOSURE

Transfers and transferees of real property are advised that their ownership or other control of such property may render them liable for any environmental clean-up costs whether or not they caused or contributed to the presence of environmental problems associated with the property.

C. Property Characteristics: Lot Size: 352.561'x463.993'x352.541'x460.190' (Approx.)

Lot Size _____ Acreage Approx. 3.7398 Acres

Check all types of improvement and uses that pertain to the property:

- | | |
|--|---|
| <input type="checkbox"/> Apartment building (6 units or less) | <input type="checkbox"/> Industrial building |
| <input type="checkbox"/> Commercial apartment (over 6 units) | <input type="checkbox"/> Farm, with buildings |
| <input checked="" type="checkbox"/> Store, office, commercial building | <input type="checkbox"/> Other, specify _____ |

II. NATURE OF TRANSFER:

Yes No

- | | | |
|--|-------------------------------------|--------------------------|
| A. (1) Is this a transfer by deed or other instrument of conveyance? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| (2) Is this a transfer by assignment of over 25% of beneficial interest of an Illinois land trust? | <input type="checkbox"/> | <input type="checkbox"/> |
| (3) A lease exceeding a term of 40 years? | <input type="checkbox"/> | <input type="checkbox"/> |
| (4) A mortgage or collateral assignment of beneficial interest? | <input type="checkbox"/> | <input type="checkbox"/> |

BOX 333-CT1

B. (1) Identify Transferor:

AmProp Finance Company, %Amoco Corp. 200 E. Randolph Dr. Chicago, IL. 60601
Name and Current Address of Transferor

Name and Address of Trustee if this is a transfer of beneficial interest of a land trust.

Trust No.

(2) Identify person who has completed this form on behalf of the Transferor and who has knowledge of the information contained in this form:

Thomas Kupferer, EH&S Business Development Services
%Amoco Corp. 28100 Torch Parkway, Warrenville, IL 60555 (630-836-5726)
Name, Position (if any), and address Telephone No.

C. Identify Transferee:

BRE/Randolph Drive LLC; %Blackstone Real Estate Acquisitions
345 Park Ave. New York, NY 10154
Name and Current Address of Transferee

III. NOTIFICATION

Under the Illinois Environmental Protection Act, owners of real property may be held liable for costs related to the release of hazardous substances.

1. Section 22.2(f) of the Act states:

"Notwithstanding any other provision or rule of law, and subject only to the defenses set forth in subsection (j) of this Section, the following persons shall be liable for all costs of removal or remedial action incurred by the State of Illinois as a result of a release or substantial threat of a release of a hazardous substance:

(1) The owner and operator of a facility or vessel from which there is a release or substantial threat of release of a hazardous substance;

(2) Any person who at the time of disposal, transport, storage or treatment of a hazardous substance owned or operated the facility or vessel used for such disposal, transport, treatment or storage from which there was a release or substantial threat of a release of any such hazardous substance;

(3) Any person who by contract, agreement, or otherwise has arranged with another party or entity for transport, storage, disposal or treatment of hazardous substances owned, controlled or possessed by such person at a facility there is a release or substantial threat of a release of such hazardous substances; and

(4) Any person who accepts or accepted any hazardous substances for transport to disposal, storage or treatment facilities or sites from which there is a release or a substantial threat of a release of a hazardous substance."

2. Section 4(q) of the Act states:

"The Agency shall have the authority to provide notice to any person who may be liable pursuant to Section 22.2(f) of this Act for a release or a substantial threat of a release of a hazardous substance. Such notice shall include the identified response action and an opportunity for such person to perform the response action."

3. Section 22.2(k) of the Act states:

"If any person who is liable for a release or substantial threat of release of a hazardous substance fails without sufficient cause to provide removal or remedial action upon or in accordance with a notice and request by the agency or upon or in accordance with any order of the Board or any court, such person may be liable to the State for punitive damages in an amount at least equal to, and not more than 3 times, the amount of any costs incurred by the State of Illinois as result of such failure to take such removal or remedial action. The punitive damage imposed by the Board shall be in addition to any costs recovered from such person pursuant to this Section and in addition to any other penalty or relief provided by this Act or any other law."

4. Section 22.18(a) of the Act states:

"Notwithstanding any other provision or rule of law, except as provided otherwise in subsection (b), the owner or operator, or both, of an underground storage tank shall be liable for all costs of preventive action, corrective action and enforcement action incurred by the State of Illinois as a result of a release or a substantial threat of release of petroleum from an underground storage tank."

5. The text of the statutes set out above is subject to change by amendment. Persons using this form may update it to reflect changes in the text of the statutes cited, but no disclosure statement shall be invalid merely because it sets forth an obsolete or superseded version of such text.

IV. ENVIRONMENTAL INFORMATION

Regulatory Information During Current Ownership

1. Has the transferor ever conducted operations on the property which involved the generation, manufacture, processing, transportation, treatment, storage or handling of "hazardous substances", as defined by the Illinois Environmental Protection Act? This question shall not be applicable for consumer goods stored or handled by a retailer in the same form, approximate amount, concentration and manner as they are sold to consumers, provided that such retailer does not engage in any commercial mixing (other than paint mixing or tinting of consumer sized containers), finishing, refinishing, servicing, or cleaning operations on the property.

Yes No

2. Has the transferor ever conducted operations on the property which involved the processing, storage or handling of petroleum, other than that which was associated directly with the transferor's vehicle usage?

Yes No

3. Has the transferor ever conducted operations on the property which involved the generation, transportation, storage, treatment or disposal of "hazardous or special wastes", as defined by the federal Resource Conservation and Recovery Act and the Illinois Environmental Protection Act?

Yes X No

4. Are there any of the following specific units (operating or closed) at the property which are or were used by the transferor to manage waste, hazardous wastes, hazardous substances or petroleum?

	YES	NO		YES	NO
Landfill	<u> </u>	<u> X </u>	Injection Wells	<u> </u>	<u> X </u>
Surface Impoundment	<u> </u>	<u> X </u>	Wastewater Treatment Units	<u> </u>	<u> X </u>
Land Treatment	<u> </u>	<u> X </u>	Septic Tanks	<u> </u>	<u> X </u>
Waste Pile	<u> </u>	<u> X </u>	Transfer Stations	<u> </u>	<u> X </u>
Incinerator	<u> </u>	<u> X </u>	Waste Recycling Operations	<u> </u>	<u> X </u>
Storage Tank (Above Ground)	<u> X </u>	<u> </u>	Waste Treatment Detoxification	<u> </u>	<u> X </u>
Storage Tank (Underground)	<u> </u>	<u> X </u>	Other Land Disposal Area	<u> </u>	<u> X </u>
Container Storage Area	<u> X </u>	<u> </u>			

If there are "YES" answers to any of the above items and the transfer is other than a mortgage or collateral assignment of beneficial interest, attach a site plan which identifies the location of each unit, such site plan to be filed with the Environmental Protection Agency along with this disclosure document.

5. Has the transferor ever held any of the following in regard to this real property?

- a. Permits for discharges of wastewater to waters of the State. Yes No X
- b. Permits for emissions to the atmosphere. Yes X No
- c. Permits for any waste storage, waste treatment or waste disposal operation. Yes No X

6. Has the transferor had any wastewater discharges (other than sewage) to a publicly owned treatment works?

Yes X No

7. Has the transferor taken any of the following actions relative to this property?

- a. Prepared a Chemical Safety Contingency Plan pursuant to the Illinois Chemical Safety Act. Yes No X
- b. Filed an Emergency and Hazardous Chemical Inventory Form pursuant to the federal Emergency Planning and Community Right-to-Know Act of 1986. Yes X No
- c. Filed a Toxic Chemical Release Form pursuant to the federal Emergency Planning and Community Right-to-Know Act of 1986. Yes No X

8. Has the transferor or any facility on the property or the property been the subject of any of the following State or federal governmental actions?

- a. Written notification regarding known, suspected or alleged contamination on or emanating from the property. Yes No X
- b. Filing an environmental enforcement case with a court or the Pollution Control Board for which a final order or consent decree was entered. Yes No X
- c. If item b. was answered by checking Yes, then indicate whether or not the final order or decree is still in effect for this property. **NUT APPLICABLE** Yes No

9. Environmental Releases During Transferor's Ownership

- a. Has any situation occurred at this site which resulted in a reportable "release" of any hazardous substances or petroleum as required under State or federal laws? Yes No X
- b. Have any hazardous substances or petroleum, which were released, come into direct contact with the ground at this site? Yes No X
- c. If the answers to questions (a) and (b) are Yes, have any of the following actions or events been associated with a release on the property?

- Use of a cleanup contractor to remove or treat materials including soils, pavement or other surficial materials
- Assignment of in-house maintenance staff to remove or treat materials including soils, pavement or other surficial materials
- Designation, by the IEPA or the IESDA, of the release as "significant" under the Illinois Chemical Safety Act
- Sampling and analysis of soils
- Temporary or more long-term monitoring of groundwater at or near the site
- Impaired usage of an on-site or nearby water well because of offensive characteristics of the water
- Coping with fumes from subsurface storm drains or inside basements, etc.
- Signs of substances leaching out of the ground along the base of slopes or at other low points on or immediately adjacent to the site

10. Is the facility currently operating under a variance granted by the Illinois Pollution Control Board?

Yes No X

11. Is there any explanation needed for clarification of any of the above answers or responses? _____

B. SITE INFORMATION UNDER OTHER OWNERSHIP OR OPERATION

1. Provide the following information about the previous owner or any entity or person the transferor leased the site to or otherwise contracted with for the management of the site or real property:

Name: Not Applicable

Type of business/
or property usage _____

2. If the transferor has knowledge, indicate whether the following existed under prior ownerships, leaseholds granted by the transferor, other contracts for management or use of the facilities or real property:

	YES	NO		YES	NO
Landfill	_____	_____	Injection Wells	_____	_____
Surface Impoundment	_____	_____	Wastewater Treatment Units	_____	_____
Land Treatment	_____	_____	Septic Tanks	_____	_____
Waste Pile	_____	_____	Transfer Stations	_____	_____
Incinerator	_____	_____	Waste Recycling Operations	_____	_____
Storage Tank (Above Ground)	_____	_____	Waste Treatment Detoxification	_____	_____
Storage Tank (Underground)	_____	_____	Other Land Disposal Area	_____	_____
Container Storage Area	_____	_____			

V. CERTIFICATION

A. Based on my inquiry of those persons directly responsible for gathering the information, I certify that the information submitted is, to the best of my knowledge and belief, true and accurate.

AMPROP FINANCE COMPANY

By: [Signature]
signature

Brett R. Keenan
type or print name

TRANSFEROR OR TRANSFERORS (or on behalf of Transferor)

B. This form was delivered to me with all elements completed on

December 11 19 99

REF/RANDOLPH DRIVE L.L.C.

By: [Signature]
signature

Steven E. Orbuch
type or print name

TRANSFeree OR TRANSFEREES (or on behalf of Transferee)

C. This form was delivered to me with all elements completed on

_____ 19 _____

signature _____

type or print name _____

LENDER

(Ch. 30, par. 906)

B. SITE INFORMATION UNDER OTHER OWNERSHIP OR OPERATION

1. Provide the following information about the previous owner or any entity or person the transferor leased the site to or otherwise contracted with for the management of the site or real property:

Name: Not Applicable

Type of business/
or property usage _____

2. If the transferor has knowledge, indicate whether the following existed under prior ownerships, leaseholds granted by the transferor, other contracts for management or use of the facilities or real property:

	YES	NO		YES	NO
Landfill	_____	_____	Injection Wells	_____	_____
Surface Impoundment	_____	_____	Wastewater Treatment Units	_____	_____
Land Treatment	_____	_____	Septic Tanks	_____	_____
Waste Pile	_____	_____	Transfer Stations	_____	_____
Incinerator	_____	_____	Waste Recycling Operations	_____	_____
Storage Tank (Above Ground)	_____	_____	Waste Treatment Detoxification	_____	_____
Storage Tank (Underground)	_____	_____	Other Land Disposal Area	_____	_____
Container Storage Area	_____	_____			

V. CERTIFICATION

A. Based on my inquiry of those persons directly responsible for gathering the information, I certify that the information submitted is, to the best of my knowledge and belief, true and accurate.

AMPROP FINANCE COMPANY

By: _____
signature

type or print name
TRANSFEROR OR TRANSFERORS (or on behalf of Transferor)

RR/RANDOLPH DRIVE L.L.C.

B. This form was delivered to me with all elements completed on

_____ 19 _____

By: Blackstone Real Estate Randolph Drive
L.L.C.

By: _____
signature

type or print name
TRANSFEEE OR TRANSFEEES (or on behalf of Transferee)

C. This form was delivered to me with all elements completed on

DECEMBER 11 19 98

Nicoline B. Carlson
signature

NICOLINE CARLSON
type or print name
ITS. OPERATIONS MANAGER
LENDER

(Ch. 30, par. 906)

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08144132

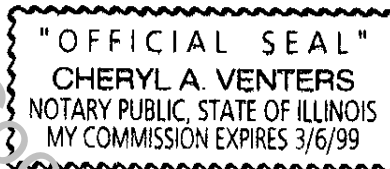
STATE OF ILLINOIS)
) SS
COUNTY OF C O O K)

I, Cheryl Venters, a Notary Public in and for said County in the State aforesaid, DO HEREBY CERTIFY that Brett R. Keenan, personally known to me to be the Vice President of AmProp Finance Company (the "Company"), whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed and delivered the said instrument of writing as Vice President of the Company as his free and voluntary act and as the free and voluntary act and deed of the Company, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 11th day of December, 1998.

My Commission Expires: 3-6-99

Cheryl A. Venters
Notary Public



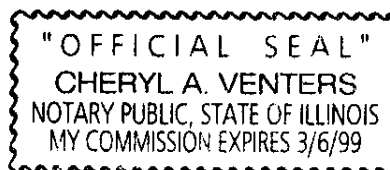
STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, Cheryl Venters, a Notary Public in and for said County in the State aforesaid, DO HEREBY CERTIFY that Steven E. Orbuch, personally known to me to be the Vice President of Blackstone Real Estate Randolph Drive L.L.C. a Delaware limited liability company (the "Company"), managing member of BRE/Randolph Drive L.L.C., a Delaware limited liability company, whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed and delivered the said instrument of writing as Vice President of the Company as his free and voluntary act and as the free and voluntary act and deed of the Company, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 11th day of December, 1998.

My Commission Expires: 3-6-99

Cheryl A. Venters
Notary Public



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08144132

STATE OF ILLINOIS)
) SS
COUNTY OF C O O K)

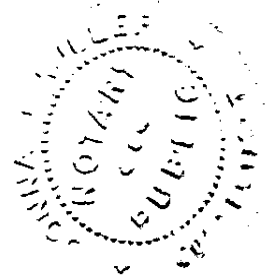
I, Donna J. Miller, a Notary Public in and for said County in the State aforesaid, DO HEREBY CERTIFY that Nicole B. Carlson personally known to me to be the Operations Manager of ~~Ameco Corporation~~ ^{CMF Capital Company, LLC} (the "Company"), whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he/she signed and delivered the said instrument of writing as Operations Manager of the Company as his/her free and voluntary act and as the free and voluntary act and as the free and voluntary act and deed of each the Company, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 11th day of December, 1998.

My Commission Expires:



Donna J. Miller
Notary Public, State of Connecticut
Commission Expires: November 30, 2002



OFFICE OF COOK COUNTY CLERK'S OFFICE

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EXHIBIT A

08144132

Legal Description of Land

PARCEL 1:

A PARCEL OF LAND, BEING A PART OF THE LANDS LYING EAST OF AND ADJACENT TO THAT PART OF THE SOUTHWEST FRACTIONAL 1/4 OF FRACTIONAL SECTION 10, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN INCLUDED WITHIN FORT DEARBORN ADDITION TO CHICAGO, BEING THE WHOLE OF THE SOUTHWEST FRACTIONAL 1/4 OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, WHICH PARCEL OF LAND IS BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE EAST LINE OF NORTH STETSON AVENUE AS SHOWN AND DEFINED ON THE PLAT TITLED "PLAT OF MID-AMERICA, A RESUBDIVISION OF THE PRUDENTIAL AND ILLINOIS CENTRAL SUBDIVISION", AND RECORDED IN THE OFFICE OF THE RECORDER OF COOK COUNTY, ILLINOIS ON NOVEMBER 20, 1957 AS DOCUMENT NO. 17069914, WITH THE NORTH LINE EXTENDED EAST, OF EAST RANDOLPH STREET; THENCE NORTH ALONG SAID EAST LINE OF NORTH STETSON AVENUE, BEING A LINE WHICH IS 451.50 FEET, MEASURED PERPENDICULARLY, EAST FROM AND PARALLEL WITH THE EAST LINE OF NORTH BEAUBIEN COURT, A DISTANCE OF 386.193 FEET; THENCE EAST, ALONG A LINE WHICH IS PERPENDICULAR TO SAID EAST LINE OF NORTH STETSON AVENUE, A DISTANCE OF 332.541 FEET; THENCE SOUTHEASTWARDLY ALONG A STRAIGHT LINE, A DISTANCE OF 28.284 FEET, TO A POINT WHICH IS 352.541 FEET, MEASURED PERPENDICULARLY EAST FROM SAID EAST LINE OF NORTH STETSON AVENUE, AND 20.00 FEET, MEASURED PERPENDICULARLY, SOUTH FROM SAID LAST DESCRIBED COURSE EXTENDED EAST; THENCE SOUTH ALONG A LINE WHICH IS 352.541 FEET, MEASURED PERPENDICULARLY, EAST FROM AND PARALLEL WITH SAID EAST LINE OF NORTH STETSON AVENUE, A DISTANCE OF 769.993 FEET TO AN INTERSECTION WITH SAID NORTH LINE OF EAST RANDOLPH STREET EXTENDED EAST; THENCE WEST ALONG SAID NORTH LINE OF EAST RANDOLPH STREET EXTENDED EAST, A DISTANCE OF 352.561 FEET TO THE POINT OF BEGINNING, (EXCEPTING FROM THE WEST 22.00 FEET OF SAID PARCEL OF LAND, THAT PART THEREOF WHICH LIES BELOW AND EXTENDS DOWNWARD FROM A HORIZONTAL PLANE HAVING AN ELEVATION OF 12.50 FEET ABOVE THE CHICAGO CITY DATUM, BEING THAT PART OF SAID PARCEL OF LAND DEDICATED FOR SUBWAY PURPOSES BY INSTRUMENT RECORDED IN SAID RECORDER'S OFFICE ON FEBRUARY 25, 1972 AS DOCUMENT 21817381)

PARCEL 2:

A CERTAIN PARCEL OF LAND LYING EAST OF AND ADJOINING FORT DEARBORN ADDITION TO CHICAGO, SAID ADDITION BEING THE WHOLE OF THE SOUTHWEST FRACTIONAL 1/4 OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, SAID PARCEL COMPRISING THAT PART OF THE SOUTH 1/2 OF EAST LAKE STREET LYING BETWEEN THE EASTERLY LINE OF NORTH STETSON AVENUE AND THE WESTERLY LINE OF NORTH COLUMBUS DRIVE AS DEFINED IN THE AMENDATORY LAKE FRONT ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF CHICAGO ON SEPTEMBER 17, 1969, RECORDED IN THE RECORDER'S OFFICE OF COOK COUNTY, ILLINOIS ON APRIL 10, 1970 AS DOCUMENT NO. 21132412, ("1969 AMENDATORY LAKE FRONT ORDINANCE") SAID PARCEL BEING BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE EAST LINE OF NORTH STETSON AVENUE, AS SHOWN AND DEFINED ON THE PLAT TITLED "PLAT OF MID-AMERICA, A RESUBDIVISION OF THE PRUDENTIAL AND ILLINOIS CENTRAL SUBDIVISION", AND RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS OF COOK COUNTY, ILLINOIS ON NOVEMBER 20, 1957 AS DOCUMENT

NO. 17069914, WITH THE NORTH LINE EXTENDED EAST, OF EAST RANDOLPH STREET; THENCE NORTH ALONG SAID EAST LINE OF NORTH STETSON AVENUE, BEING A LINE WHICH IS 451.50 FEET, MEASURED PERPENDICULARLY, EAST FROM AND PARALLEL WITH THE EAST LINE OF NORTH BEAUBIEN COURT, A DISTANCE OF 386.133 FEET FOR A POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE NORTH ALONG THE EAST LINE OF NORTH STETSON AVENUE EXTENDED NORTH, A DISTANCE OF 37 FEET; THENCE EAST ALONG A LINE WHICH IS PERPENDICULAR TO SAID EAST LINE OF NORTH STETSON AVENUE EXTENDED, A DISTANCE OF 352.541 FEET; THENCE SOUTH AND PARALLEL WITH SAID EAST LINE OF NORTH STETSON AVENUE EXTENDED, A DISTANCE OF 57 FEET; THENCE NORTHWESTERLY ALONG A STRAIGHT LINE TO A POINT 332.541 FEET, EASTERLY OF AND PERPENDICULAR TO THE POINT OF BEGINNING ON THE NORTH LINE OF THE PREMISES CONVEYED IN DEED DATED OCTOBER 2, 1969 AND RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS OF COOK COUNTY, ILLINOIS AS DOCUMENT NO. 20977373; THENCE WEST ALONG SAID NORTH LINE, 332.541 FEET TO THE POINT OF BEGINNING, ALL OF SAID PROPERTY BEING PART OF THE LANDS LYING EAST OF AND ADJACENT TO THAT PART OF THE SOUTHWEST FRACTIONAL 1/4 OF FRACTIONAL SECTION 10, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, INCLUDED WITHIN FORT DEARBORN ADDITION TO CHICAGO, BEING THE WHOLE OF THE SOUTHWEST FRACTIONAL 1/4 OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, (EXCEPT THE PORTION OF THE ABOVE DESCRIBED PROPERTY DEDICATED TO THE CITY OF CHICAGO FOR STREET PURPOSES PURSUANT TO THE 1969 AMENDATORY LAKEFRONT ORDINANCE, WHICH EXCEPTED PORTION LIES BELOW A PLANE EXTENDING HORIZONTALLY NORTHWARD FROM THE SOUTH LINE OF THE ABOVE DESCRIBED PROPERTY, THE PROFILE OF WHICH PLANE (AS VIEWED FROM THE SOUTH) IS DESCRIBED AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE WEST LINE OF NORTH COLUMBUS DRIVE WITH THE SOUTH LINE OF THE ABOVE DESCRIBED PARCEL (SAID SOUTH LINE BEING COINCIDENTAL WITH THE CENTERLINE OF EAST LAKE ST, 74.00 FEET WIDE) SAID POINT BEING AT AN ELEVATION OF 41.360 FEET ABOVE CHICAGO CITY DATUM; THENCE WEST ON A STRAIGHT INCLINED LINE TO A POINT OF VERTICAL CURVE WHICH IS 100.54 FEET, MEASURED HORIZONTALLY, FROM SAID WEST LINE OF NORTH COLUMBUS DRIVE, SAID POINT BEING AT AN ELEVATION OF 42.121 FEET ABOVE THE CHICAGO CITY DATUM; THENCE WEST ALONG A 100 FOOT VERTICAL (PARABOLIC) CURVE, THE TANGENT LINES OF WHICH INTERSECT AT A POINT 150.54 FEET, MEASURED HORIZONTALLY, WEST FROM SAID WEST LINE OF NORTH COLUMBUS DRIVE AT AN ELEVATION OF 42.500 FEET ABOVE THE CHICAGO CITY DATUM, TO THE POINT OF TANGENCY OF SAID VERTICAL CURVE WHICH IS 200.54 FEET, MEASURED HORIZONTALLY, WEST FROM SAID WEST LINE OF NORTH COLUMBUS DRIVE, SAID POINT OF TANGENCY BEING AT AN ELEVATION OF 41.805 FEET ABOVE THE CHICAGO CITY DATUM; THENCE WEST ON A STRAIGHT INCLINED LINE TO A POINT OF VERTICAL CURVE WHICH IS 305.54 FEET, MEASURED HORIZONTALLY, FROM SAID WEST LINE OF NORTH COLUMBUS DRIVE SAID POINT OF VERTICAL CURVE BEING AT AN ELEVATION OF 40.347 FEET ABOVE THE CHICAGO CITY DATUM; THENCE WEST ALONG A 50 FOOT VERTICAL (PARABOLIC) CURVE, A DISTANCE OF 47.001 FEET, MEASURED HORIZONTALLY TO THE EAST LINE OF NORTH STETSON AVENUE EXTENDED, SAID POINT ON THE VERTICAL CURVE BEING AT AN ELEVATION OF 40.001 FEET ABOVE THE CHICAGO CITY DATUM, THE TANGENT LINES OF SAID VERTICAL CURVE INTERSECT AT A POINT 330.54 FEET, MEASURED HORIZONTALLY, WEST FROM SAID WEST LINE OF NORTH COLUMBUS DRIVE AT AN ELEVATION 40.000 FEET ABOVE THE CHICAGO CITY DATUM AND THE POINT OF TANGENCY OF SAID VERTICAL CURVE, BEING 355.54 FEET, MEASURED HORIZONTALLY, WEST FROM SAID WEST LINE OF NORTH COLUMBUS DRIVE, AT AN ELEVATION OF 40.000 FEET ABOVE THE CHICAGO CITY DATUM.

PARCEL 3:

A CERTAIN PARCEL OF LAND LYING EAST OF AND ADJOINING FORT DEARBORN ADDITION TO CHICAGO, SAID ADDITION BEING THE WHOLE OF THE SOUTHWEST FRACTIONAL 1/4 OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY.

ILLINOIS, SAID PARCEL COMPRISING THAT PART OF THE NORTH 1/2 OF EAST LAKE STREET LYING BETWEEN THE EASTERLY LINE OF NORTH STETSON AVENUE AND THE WESTERLY LINE OF NORTH COLUMBUS DRIVE AS DEFINED IN THE AMENDATORY LAKE FRONT ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF CHICAGO ON SEPTEMBER 17, 1969 RECORDED IN THE RECORDER'S OFFICE OF COOK COUNTY, ILLINOIS ON APRIL 10, 1970 AS DOCUMENT NO. 21132412 ("1969 AMENDATORY LAKE FRONT ORDINANCE"), SAID PARCEL BEING BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE EAST LINE OF NORTH STETSON AVENUE, 74.00 FEET WIDE, AS SAID NORTH STETSON AVENUE IS SHOWN AND DEFINED ON THE PLAT TITLED "PLAT OF MID-AMERICA, A RESUBDIVISION OF THE PRUDENTIAL AND ILLINOIS CENTRAL SUBDIVISION", AND RECORDED IN THE RECORDER'S OFFICE OF SAID COOK COUNTY, ILLINOIS ON NOVEMBER 20, 1952 AS DOCUMENT NO. 17069914 WITH THE NORTH LINE OF EAST LAKE STREET, 74.00 FEET WIDE, AS SAID EAST LAKE STREET IS DEFINED IN THE 1969 AMENDATORY LAKE FRONT ORDINANCE (SAID POINT OF INTERSECTION BEING 460.193 FEET MEASURED ALONG SAID EAST LINE OF NORTH STETSON AVENUE NORTH FROM THE POINT OF INTERSECTION OF SAID EAST LINE WITH THE NORTH LINE, EXTENDED EAST OF EAST RANDOLPH STREET); THENCE SOUTH ALONG SAID EAST LINE OF NORTH STETSON AVENUE, A DISTANCE OF 37.00 FEET TO THE NORTHERLY LINE OF THE PROPERTY CONVEYED TO STANDARD OIL COMPANY, AN INDIANA CORPORATION, BY DEED DATED OCTOBER 2, 1969 AND RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS OF COOK COUNTY, ILLINOIS AS DOCUMENT NO. 20977375; THENCE EAST ALONG A LINE PERPENDICULAR TO SAID EAST LINE OF NORTH STETSON AVENUE (SAID PERPENDICULAR LINE BEING THE NORTH LINE OF THE PROPERTY CONVEYED TO STANDARD OIL COMPANY, AN INDIANA CORPORATION, BY DEED RECORDED IN SAID RECORDER'S OFFICE AS DOCUMENT NO. 20977375) A DISTANCE OF 352.541 FEET TO AN INTERSECTION WITH THE WEST LINE OF NORTH COLUMBUS DRIVE AS SAID NORTH COLUMBUS DRIVE WAS DEDICATED AND CONVEYED TO THE CITY OF CHICAGO BY INSTRUMENT RECORDED IN SAID RECORDER'S OFFICE ON JUNE 5, 1973 AS DOCUMENT NO. 21925615; THENCE NORTH ALONG SAID WEST LINE OF NORTH COLUMBUS DRIVE, A DISTANCE OF 37.00 FEET TO THE SOUTH LINE OF THE ADJOINING PROPERTY; THENCE WEST ALONG A LINE WHICH IS PERPENDICULAR TO SAID EAST LINE OF NORTH STETSON AVENUE, A DISTANCE OF 352.541 FEET TO THE POINT OF BEGINNING, (EXCEPT THE PORTION OF THE ABOVE DESCRIBED PROPERTY DEDICATED TO THE CITY OF CHICAGO FOR STREET PURPOSES PURSUANT TO THE 1969 AMENDATORY LAKEFRONT ORDINANCE, WHICH EXCEPTED PORTION LIES BELOW A PLANE EXTENDING HORIZONTALLY NORTHWARD FROM THE SOUTH LINE OF THE ABOVE DESCRIBED PROPERTY, THE PROFILE OF WHICH PLANE (AS VIEWED FROM THE SOUTH) IS DESCRIBED AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE WEST LINE OF NORTH COLUMBUS DRIVE WITH THE SOUTH LINE OF THE ABOVE DESCRIBED PARCEL (SAID SOUTH LINE BEING COINCIDENTAL WITH THE CENTERLINE OF EAST LAKE STREET, 74.00 FEET WIDE) SAID POINT BEING AT AN ELEVATION OF 41.360 FEET ABOVE THE CHICAGO CITY DATUM; THENCE WEST ON A STRAIGHT INCLINED LINE TO A POINT OF VERTICAL CURVE WHICH IS 100.54 FEET, MEASURED HORIZONTALLY, FROM SAID WEST LINE OF NORTH COLUMBUS DRIVE, SAID POINT BEING AT AN ELEVATION OF 42.121 FEET ABOVE THE CHICAGO CITY DATUM; THENCE WEST ALONG A 100 FOOT VERTICAL (PARABOLIC) CURVE, THE TANGENT LINES OF WHICH INTERSECT AT A POINT 150.54 FEET, MEASURED HORIZONTALLY, WEST FROM SAID WEST LINE OF NORTH COLUMBUS DRIVE AT AN ELEVATION OF 42.500 FEET ABOVE THE CHICAGO CITY DATUM, TO THE POINT OF TANGENCY OF SAID VERTICAL CURVE WHICH IS 200.54 FEET, MEASURED HORIZONTALLY, WEST FROM SAID WEST LINE OF NORTH COLUMBUS DRIVE, SAID POINT OF TANGENCY BEING AT AN ELEVATION OF 41.805 FEET ABOVE THE CHICAGO CITY DATUM; THENCE WEST ON A STRAIGHT INCLINED LINE TO A POINT OF VERTICAL CURVE, WHICH IS 305.54 FEET, MEASURED HORIZONTALLY, FROM SAID WEST LINE OF NORTH COLUMBUS DRIVE, SAID POINT OF VERTICAL CURVE BEING AT AN ELEVATION OF 40.347 FEET ABOVE THE CHICAGO CITY DATUM; THENCE WEST ALONG A 50 FOOT VERTICAL (PARABOLIC) CURVE,

A DISTANCE OF 47.001 FEET MEASURED HORIZONTALLY TO THE EAST LINE, OF NORTH STETSON AVENUE EXTENDED, SAID POINT ON THE VERTICAL CURVE BEING AT AN ELEVATION OF 40.001 FEET ABOVE THE CHICAGO CITY DATUM, THE TANGENT LINES OF SAID VERTICAL CURVE INTERSECT AT A POINT 330.54 FEET, MEASURED HORIZONTALLY, WEST FROM SAID WEST LINE OF NORTH COLUMBUS DRIVE AT AN ELEVATION OF 40.000 FEET ABOVE THE CHICAGO CITY DATUM AND THE POINT OF TANGENCY OF SAID VERTICAL CURVE BEING 355.54 FEET, MEASURED HORIZONTALLY, WEST FROM SAID WEST LINE OF NORTH COLUMBUS DRIVE, AT AN ELEVATION OF 40.000 FEET ABOVE THE CHICAGO CITY DATUM)

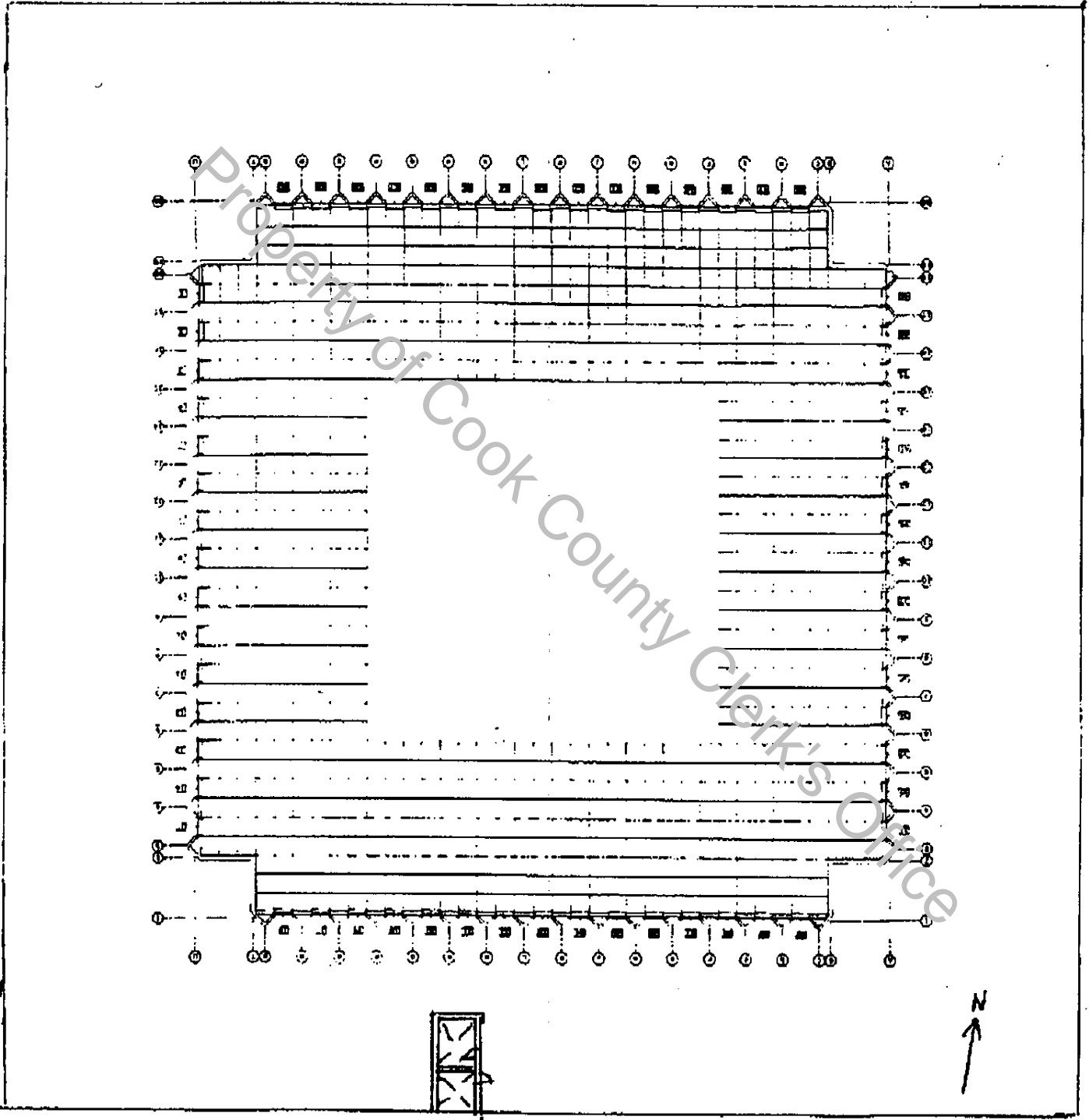
PARCEL 4:

EASEMENT IN FAVOR OF PARCELS 1, 2 & 3 AS CREATED BY THAT CERTAIN CROSS EASEMENT AND OPERATING AGREEMENT DATED AS OF DECEMBER 14, 1990, BY AND BETWEEN PRUDENTIAL PLAZA ASSOCIATES, AN ILLINOIS JOINT VENTURE, AND AMPROP FINANCE COMPANY, AN INDIANA CORPORATION, A MEMORANDUM OF WHICH WAS RECORDED MAY 24, 1991 AS DOCUMENT NO. 91248078, FOR USE OF THE "EASEMENT CORRIDOR" AND THE "BRIDGE," AS "EASEMENT CORRIDOR" AND "BRIDGE" ARE DEFINED THEREIN; FOR ACCESS, INGRESS AND EGRESS OF PEDESTRIAN TRAFFIC; FOR INSTALLATION AND MAINTENANCE OF UTILITY FACILITIES, FIBER OPTIC CABLES AND CONDUITS, TELECOMMUNICATION CABLES AND CONDUITS, AND MAIL CONVEYOR SYSTEM CABLES AND CONDUITS; FOR CONSTRUCTION, RECONSTRUCTION, MAINTENANCE, REPAIR AND IMPROVEMENTS TO THE BRIDGE STRUCTURE, AND FOR OTHER PURPOSES; SAID EASEMENTS AND OTHER RIGHTS ARE MORE PARTICULARLY DEFINED IN SAID CROSS EASEMENT AND OPERATING AGREEMENT, OVER, UPON AND ACROSS THE AREAS THEREIN DESIGNATED, IN COOK COUNTY, ILLINOIS.

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LL-4 site Plan

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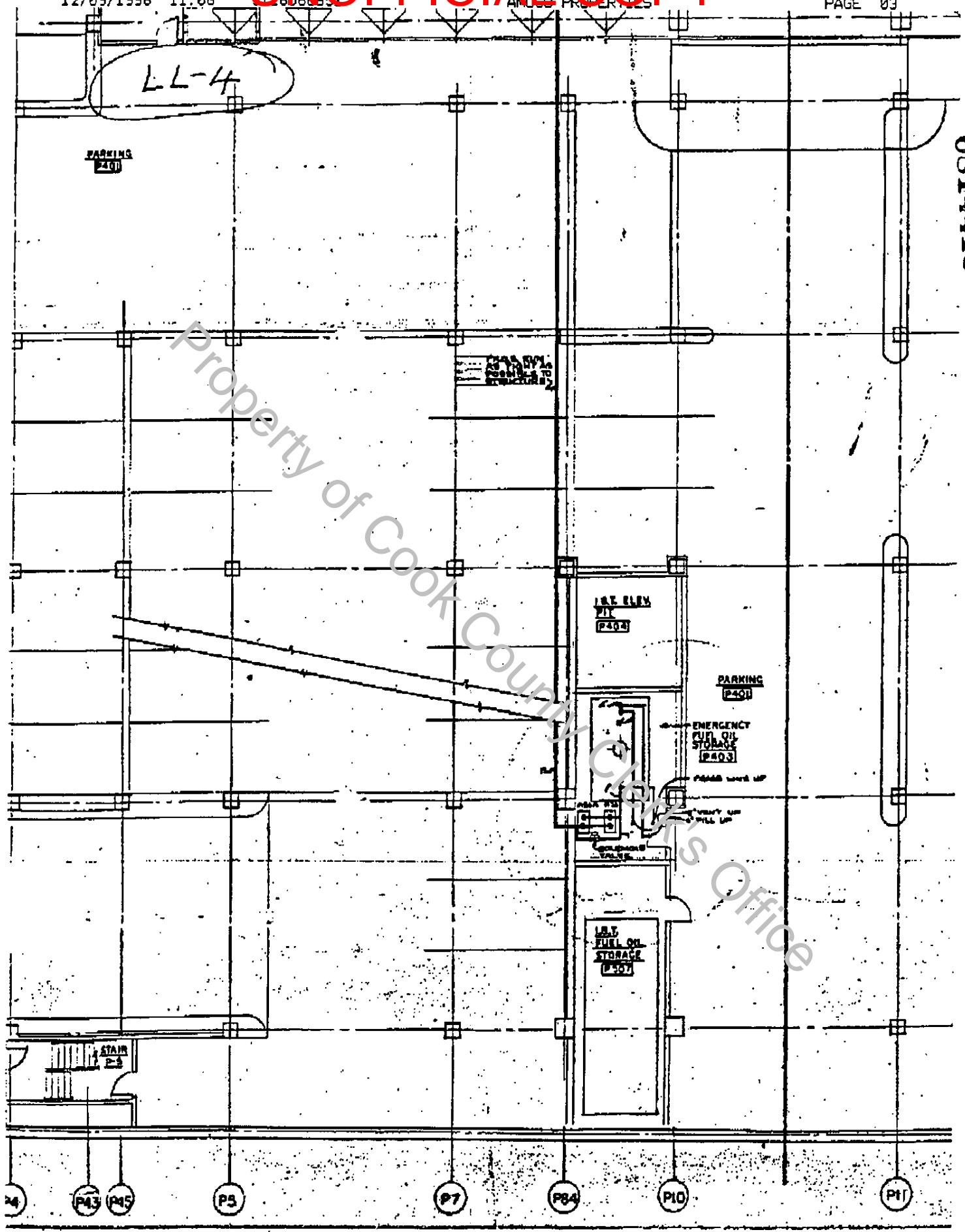


FUEL STORAGE

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ARD OIL COMPANY (INDIANA) BUILDING

LL-5 Site PLAN

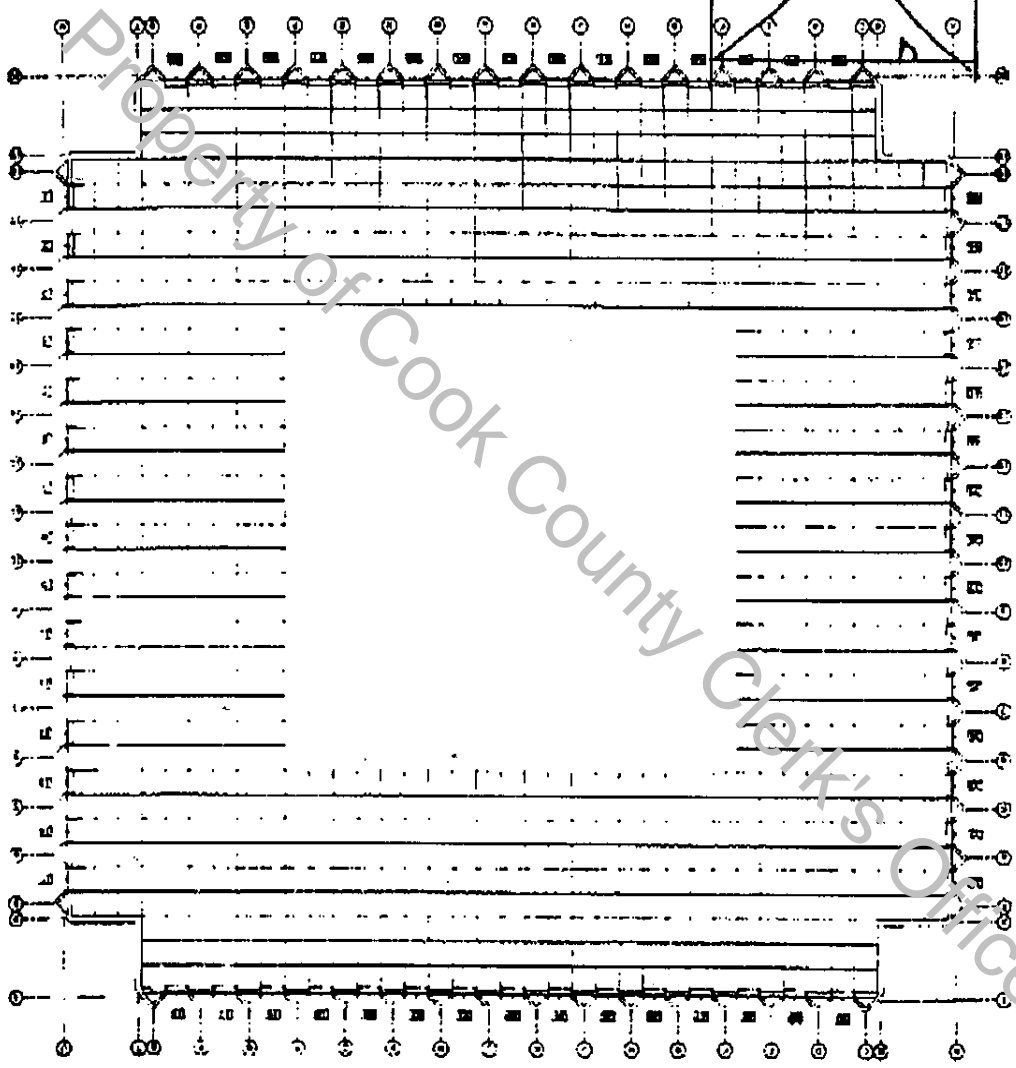
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Fuel storage



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