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1999-11-12 10:50:45
Cook County Recorder 27.50

This document is
prepared by and return to:

Wallace K. Moy
53 W. Jackson Blvd., #1564
Chicago, Illinois 60604



09065636

SEWER COVENANT

Know all men by these presents that on January 15, 1998, the undersigned, LAKESIDE BANK, not individually, but as Trustee under Trust Agreement dated January 20, 1998, and known as Trust No. 10-1912, holder as Trustee as aforesaid of the title to the properties legally described as follows:

LOTS 1 THROUGH 40 INCLUSIVE AND 45 THROUGH 66 INCLUSIVE IN SANTE FE GARDEN UNIT 2 BEING A RESUBDIVISION OF PART OF BLOCKS 25, 40 AND 41 AND THE VACTED STREETS AND ALLEYS LYING WITHIN AND ADJOINING SAID BLOCKS, IN CANAL TRUSTEES' NEW SUBDIVISION OF BLOCKS IN THE EAST FRACTION OF THE SOUTHEAST FRACTIONAL ¼ OF SECTION 21, TOGETHER WITH THAT PART OF LOT 65 IN CHINA TOWN SQUARE SUBDIVISION, ALL IN TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDAN, IN COOK COUNTY, ILLINOIS.

PIN# 17-21-432-002 ; 17-21-508-008; 17-21-508-025; 17-21-508-026; 17-21-508-030; 17-21-508-047; 17-21-508-049; 17-21-508-051; and 17-21-508-052

commonly known as 2006 to 2128 South China Place and 2103 to 2131 South Tan Court
Chicago, Illinois 60616 Chicago, Illinois 60616

does hereby covenant and agree for itself, its successors and assigns, that the maintenance and repair of the common sewer lines located anywhere on the property from the point of connection to the sewer main in the public street shall be the responsibility of the respective homeowners association of the properties and the owners of homes to be constructed as approved by the City of Chicago, as amended from time to time, and shall

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not be the responsibility of the City of Chicago. The undersigned further states that this covenant shall run with the land and shall be binding upon all subsequent grantees. This covenant is made to induce the City of Chicago to furnish sewer and water service to the above described premises.

This instrument is executed by LAKESIDE BANK, not personally but solely as Trustee, as aforesaid, in the exercise of the power and authority conferred upon and vested in it as such Trustee. All the terms, provisions, stipulations, covenants and conditions to be performed by LAKESIDE BANK are undertaken by it solely as Trustee, as aforesaid, and not individually and all statements herein made are made on information and being and are to be construed accordingly, and no personal liability shall be asserted or be enforceable against LAKESIDE BANK by reason of any of the terms, provisions, stipulations, covenants and/or statements contained in this instrument.

LAKESIDE BANK, not individually, but as Trustee under Trust Agreement dated January 20, 1998 and known as Trust No. 10-1912.

AND NOT PERSONALLY

SEE RIDER ATTACHED HERETO
AND MADE A PART HEREOF

By: *[Signature]*
TRUST OFFICER

Attested: *[Signature]*
ASSISTANCE TRUST OFFICER

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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for the said County, in the State aforesaid, do hereby certify that Vincent Tolua, Trust Officer of Lakeside Bank and Suzanne Henson, Assistance Trust Officer of said Bank, who are personally known to me to be the same persons whose names are subscribed to the foregoing instrument as Trust Officer and Assistance Trust Officer respectively appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said bank as trustee as aforesaid, for the uses and purposes therein set forth; and the Trust Officer then and there acknowledged that she/he as custodian of the corporate seal of said bank, did affix the corporate seal of said bank to said instrument as his/her own free and voluntary act and as the free and voluntary act of said bank as trustee as aforesaid, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 12th day of November, 1999.





NOTARY PUBLIC

Clerk's Office

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Lakeside Bank

55 WEST WACKER DRIVE • CHICAGO, ILLINOIS 60601-1699 • (312) 435-5100

GENERAL RIDER

It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the representations, covenants, undertakings and agreements herein made on the part of **LAKESIDE BANK**, Trustee, while in form purporting to be the representations, covenants, undertakings and agreements of said Trustee are nevertheless each and every one of them, made and intended not as personal representations, covenants, undertakings and agreements by the **LAKESIDE BANK**, Trustee, or for the purpose or with the intention of binding said Trustee personally but are made and intended for the purpose of binding only that portion of the trust property specifically described herein, and this instrument is executed and delivered by said **LAKESIDE BANK**, Trustee, not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against the **LAKESIDE BANK**, either individually or in its capacity as Trustee or any of the beneficiaries under said Trust Agreement, on account of this instrument or on account of any representation, covenant, undertaking or agreement of the said **LAKESIDE BANK**, Trustee, in this instrument contained either expressed or implied, all such personal liability, if any, being expressly waived and released.