

# UNOFFICIAL COPY

1001



Doc#: 1002818083 Fee: \$68.00  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 01/28/2010 03:43 PM Pg: 1 of 17

## FIRST AMENDMENT TO MORTGAGE, ASSIGNMENT OF LEASES AND RENTS, SECURITY AGREEMENT AND FINANCING STATEMENT

From  
NALCO COMPANY

as Mortgagor,

To  
BANK OF AMERICA, N/A,

as Collateral Agent, Mortgagee

FIRST AMERICAN TITLE

ORDER # 3902212L2 A

*L.W. F. Man*

17

Dated: January 22, 2009

Premises:

6216 W. 66<sup>th</sup> Place, Chicago, IL 60638-5299

This instrument prepared in consultation with counsel  
in the state in which the Mortgaged Property is located  
by the attorney described below and after recording

please return to:

~~Athy A. Mobilia, Esq.  
Cahill Gordon & Reindel LLP  
80 Pine Street  
New York, NY 10005~~

*Ilya Soybelman  
First American Title  
633 Third Ave.  
New York, NY 10017-6706*

# UNOFFICIAL COPY

THIS FIRST AMENDMENT TO MORTGAGE, ASSIGNMENT OF LEASES AND RENTS, SECURITY AGREEMENT AND FINANCING STATEMENT (this “**First Amendment**”) is made as of the 20<sup>th</sup> of January, 2010, to be effective as of January 22, 2010 (the “Effective Date”) by NALCO COMPANY, a Delaware corporation, whose address is c/o Nalco Holdings LLC, 1601 W. Diehl Road, Naperville, IL 60563, Attn: General Counsel (the “**Mortgagor**” and “**US Borrower**”), and BANK OF AMERICA, N.A, having an office at One Bryant Park, Mail Code NY1-100-34-07, New York, NY 10036, in its capacity as Collateral Agent for the Secured Parties (as defined in the Original Mortgage, as hereinafter defined), as mortgagee and secured party (in such capacities and together with any successors in such capacities, the “**Mortgagee**”).

## WITNESSETH

WHEREAS, pursuant to that certain Credit Agreement dated as of May 13, 2009 (the “Original Credit Agreement”), among (i) NALCO HOLDINGS LLC., a Delaware limited liability company (“Holdings”), (ii) the U.S. Borrower, (iii) the FOREIGN SUBSIDIARY BORROWERS from time to time party thereto (the “Foreign Subsidiary Borrowers” and collectively with the U.S. Borrower, the “Borrowers”), (iv) the Lenders from time to time party thereto, (v) BANK OF AMERICA, N.A, as administrative agent (in such capacity, the “Administrative Agent”) and as collateral agent (in such capacity, the “Collateral Agent”), and (vi) the other parties named therein, the Mortgagor executed and delivered a Mortgage, Assignment of Leases and Rents, Security Agreement and Financing Statement dated as of May 13, 2009, recorded on May 19, 2009 in the Cook County Recorder of Deeds (the “Records”), as Document No. 0913918007 (the “Original Mortgage”), pursuant to which the Mortgagor conveyed to the Mortgagee all of the Mortgagor’s right, title and interest in and to the Mortgaged Property (as such term is defined in the Original Mortgage) comprised in part by the Land (as defined in the Original Mortgage), which Land is described on Exhibit A annexed hereto, to secure payment and performance by the Mortgagor and others of all the Obligations arising (as defined in the Original Mortgage);

WHEREAS, the Borrower, the Lenders and the Administrative Agent have entered into a certain Joinder Agreement, dated as of December 7, 2009, (the “Joinder”) (the Original Credit Agreement, as modified by the Joinder and as amended, amended and restated, supplemented or otherwise modified from time to time, the “Credit Agreement”), which modifies the Original Credit Agreement to provide for, among other things, the incurrence of Tranche C Term Loans (as defined in the Joinder) in an aggregate principal amount of \$300.0 million.

WHEREAS, the parties hereto desire to, among other things, reflect the incurrence of the Tranche C Term Loans and confirm that the Original Mortgage remains in full force and effect, except only to the extent expressly modified by this First Amendment.

WHEREAS, Mortgagor is required, pursuant to Section F(2) of the Joinder, to execute and deliver this First Amendment.

# UNOFFICIAL COPY

NOW, THEREFORE, the parties hereto desire to amend the Original Mortgage as set forth in this First Amendment as follows:

Section 1. Defined Terms. Each capitalized term used but not otherwise defined herein shall have the meaning assigned to such term in the Original Mortgage.

Section 2. Confirmation, Restatement and Further Granting.

(a) The Mortgagor, to induce the Mortgagee to consummate the transactions contemplated by the Joinder, and in order to continue to secure the payment of the Obligations, hereby confirms, ratifies, agrees, restates and reaffirms the grant, bargain and conveyance of the Mortgaged Property to the Mortgagee in accordance with the terms of the Original Mortgage, as amended by this First Amendment. Nothing contained in this First Amendment shall be construed as (a) a novation of the Obligations or (b) a release or waiver of all or any portion of the conveyance to the Mortgagee of the Mortgaged Property. As acknowledged by its signature below, the Mortgagee agrees to the terms, covenants, provisions and agreements of this First Amendment.

(b) Whenever referred to in the Original Mortgage, as amended by this First Amendment, or in any related document, "Obligations" shall mean the Obligations, as defined in the Credit Agreement, as may be further amended and modified from time to time if and when the Credit Agreement is further amended, restated, supplemented or otherwise modified from time to time, including any modification changing the amount, the interest rate or other terms of the Loan or the Obligations.

Section 3. Amendments to Original Mortgage. Effective as of the Effective Date, the Original Mortgage is hereby amended as follows:

(a) The first paragraph of the Original Mortgage immediately following the words "WITNESSETH THAT" is hereby amended by deleting it in its entirety and replacing it with the following:

"Reference is made to the Credit Agreement dated as of May 17, 2009, as modified as of December 7, 2009 (as amended, supplemented or otherwise modified from time to time, the "Credit Agreement"), among NALCO HOLDINGS LLC, a Delaware limited liability company ("Holdings"), the U.S. Borrower, the FOREIGN SUBSIDIARY BORROWERS from time to time party thereto (the "Foreign Subsidiary Borrowers" and collectively with the U.S. Borrower, the "Borrowers"), the LENDERS party thereto from time to time, BANK OF AMERICA, N.A, as administrative agent (in such capacity, the "Administrative Agent") and as collateral agent (in such capacity, the "Collateral Agent") for the Lenders, BANC OF AMERICA SECURITIES LLC, DEUTSCHE BANK SECURITIES INC., and HSBC SECURITIES (USA) INC., as joint lead arrangers and joint book managers (in such capacity, the "Joint Lead Arrangers")."

(d) Section 1.15 of the Original Mortgage is hereby amended by deleting the words "Two Billion Five Hundred Million and No/100 Dollars (\$2,500,000,000.00)" and inserting in lieu thereof the words "Two Billion Eight Hundred Million and No/100 Dollars (\$2,800,000,000.00)":

# UNOFFICIAL COPY

## Section 4. Miscellaneous.

(a) This First Amendment relates only to the specific matters covered herein and shall not constitute a consent to or waiver or modification of any other provision, term or condition of the Original Mortgage. Except as herein provided, the Original Mortgage shall remain unchanged and in full force and effect and is hereby ratified and affirmed.

(b) All terms, provisions, covenants, representations, warranties, agreements and conditions contained in the Original Mortgage shall remain in full force and effect except as expressly provided herein.

(c) From and after the execution of this First Amendment by the parties hereto, each reference in the Original Mortgage to "this Agreement", "this Mortgage", "hereof", "herein", "hereby" or words of like import shall be deemed to be a reference to the Original Mortgage as amended by this First Amendment (as the same may hereafter be amended, replaced, restated, supplemented, renewed, extended or otherwise modified from time to time).

(d) From and after the execution of this First Amendment by the parties hereto, each reference in the Original Mortgage to the "Credit Agreement" shall be deemed to be a reference to the Original Credit Agreement, as modified by the Joinder (as the same may hereafter be amended, replaced, restated, supplemented, renewed, extended or otherwise modified from time to time).

(e) This First Amendment may be executed in any number of counterparts and by different parties hereto in separate counterparts, each of which when so executed and delivered shall be deemed an original, but all such counterparts together shall constitute but one and the same instrument.

[Signature Page Follows]



# UNOFFICIAL COPY

## COUNTERPART SIGNATURE PAGE TO FIRST AMENDMENT TO MORTGAGE, ASSIGNMENT OF LEASES AND RENTS, SECURITY AGREEMENT AND FINANCING STATEMENT BETWEEN NALCO COMPANY AND BANK OF AMERICA, N.A.

BANK OF AMERICA, N.A.,  
as Mortgagee and Collateral Agent

Name: Don B. Pinzon  
Title: Vice President

Property of Cook County Clerk's Office

### ACKNOWLEDGMENT

STATE OF New York )  
  ) ss.:  
COUNTY OF New York )

On JAN. 20, 2010, before me JOSEPHINE NAPPI,  
personally appeared DON B. PINZON,  
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person  
whose name is subscribed to the within instrument as the VICE PRESIDENT of Bank of  
America, N.A., and acknowledged to me that he/she executed the instrument in such capacity, as  
his/her free and voluntary act and as the free and voluntary act of such corporation.

WITNESS my hand and official seal.

[Notary's seal]

\_\_\_\_\_  
Notary Public

**JOSEPHINE NAPPI**  
Notary Public, State of New York  
No. 01NA4791885  
Qualified in Queens County  
Commission Expires Jan. 31, 2010

# UNOFFICIAL COPY

## EXHIBIT A

Real property in the City of Chicago, County of Cook, State of Illinois, described as follows:

Parcel 1:

Lot 4 (except the Northerly 133.28 feet measured on the East line thereof) and all of Lot 5 in the Fourth Industrial Subdivision, Clearing Illinois, being a Subdivision of the Southeast quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 2:

The North 133.28 feet of Lot 4 (measured on the East line thereof) in the Fourth Industrial Subdivision, Clearing Illinois, being a Subdivision of the Southeast quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 3:

That part of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, bounded and described as follows:

Beginning at a point on the South line of the North 50 feet of said quarter Section which is 275 feet West of the East line thereof; thence continuing West on said line, 211.77 feet to the East line of the West 846 feet of said quarter quarter Section; thence South on said line, 210.16 feet to the place of tangency of a curved line convex to the Southeast; thence Southwesterly along said curved line with a radius of 273.94 feet, a distance of 182.51 feet; thence Southwesterly tangent to said curved line 23.64 feet to a point on a line 16 feet Northwesterly from and parallel with a diagonal line running across the aforesaid Southwest quarter of the Northwest quarter of Section 20 from the Southwest corner thereof to a point on the South line of the North 50 feet of said quarter quarter Section which is 175 feet West of the East line thereof; thence Northeasterly along said parallel line 179.46 feet to an intersection with a curved line convex to the Northwest; (said curved line being tangent to a line 18 feet Northwest and parallel with the described diagonal line across said quarter quarter Section and also tangent to the South line of the North 242 feet of said quarter quarter Section; thence Northeasterly along said curved line with a radius of 297.69 feet, a distance of 180.54 feet to an intersection with the West line of the East 275 feet of the said Southwest quarter of the Northwest quarter of Section 20; thence North along said line 193.91 feet to the place of beginning, in Cook County, Illinois.

Parcel 4:

The East 60 feet of the West 300 feet of Block 12 in Frederick H. Bartlett's Chicago Highlands in the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 5:

That part of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, described as follows:

Beginning at a point on the South line of the North 50 feet of said Southwest quarter of the Northwest quarter of Section 20, which is 528 feet East of the West line thereof;



# UNOFFICIAL COPY

thence South, parallel to said West line, 540.83 feet to the point of tangent of a curved line; thence Southwesterly on a curved line, curve convex to the Southeast and having a radius of 279.69 feet, a distance of 206.65 feet to a point of tangency on a line parallel to and 30 feet Northwesterly of a diagonal line running across the Southwest quarter of the Northwest quarter of said Section 20 from the Southwest corner thereof to a point 50 feet South of the North line and 175 feet West of the East line of said Southwest quarter of the Northwest quarter of Section 20; thence Northeast on said line 30 feet Northwesterly of the described diagonal line 501.76 feet to an intersection with a curved line; thence Northeasterly on a curved line, curve convex to the Southeast and having a radius of 296.94 feet, a distance of 117.96 feet to a point of tangency of said curve, lying on the East line of the West 816 feet of the Southwest quarter of the Northwest quarter, aforesaid; thence North on said line, 242.54 feet to the South line of the North 50 feet of said Southwest quarter of the Northwest quarter; thence West on last described line 288 feet to the place of beginning, in Cook County, Illinois.

Parcel 6:

That part of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, described as follows:

Beginning at a point on the South line of the North 50 feet of said Southwest quarter of the Northwest quarter of Section 20 which is 401 feet East of the West line thereof; thence South parallel to said West line 680.72 feet to the point of tangent of a curved line; thence Southwesterly on a curved line, curve convex to the Southeast and having a radius of 279.69 feet, a distance of 206.65 feet to a point of tangency on a line parallel to and 30 feet Northwesterly of a diagonal line running across the Southwest quarter of the Northwest quarter of said Section 20 from the Southwest corner thereof to a point 50 feet South of the North line and 175 feet West of the East line of said Southwest quarter of the Northwest quarter of Section 20; thence Northeast on said line, 30 feet Northwesterly of the described diagonal line, 188.58 feet to the point of tangent of a curved line; thence Northeasterly on a curved line, curve convex to the Southeast and having a radius of 279.69 feet, a distance of 206.65 feet to the point of tangency on a line 528 feet East of and parallel to the West line of the aforesaid quarter quarter Section; thence North along said line 540.83 feet to the South line of the North 50 feet of said quarter quarter Section; thence West 127 feet to the place of beginning, in Cook County, Illinois.

Parcel 7:

That part of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, described as follows:

Beginning at a point 816 feet East of the West line and 50 feet south of the North line of said quarter quarter Section; thence South parallel with the West line 242.54 feet to the point of tangency of a curved line convex to the Southeast; thence Southwesterly along said curved line with a radius of 296.94 feet, a distance of 117.69 feet to an intersection with a diagonal line 30 feet Westerly from and parallel with a line running from the Southwest corner of the Southwest quarter of the Northwest quarter of Section 20, aforesaid, to a point on the South line of the North 50 feet of said quarter quarter Section which is 175 feet West of the East line thereof; thence Southwesterly along said diagonal line 55.83 feet; thence Southeasterly at right angles to said diagonal line 14 feet; thence Northeasterly, parallel with the aforesaid diagonal line, 12.37 feet; thence Northeasterly on a line deflecting 4 degrees 50 minutes 40 seconds to the North from said diagonal line, 23.64 feet to a point tangent on a curved line convex to



# UNOFFICIAL COPY

the Southeast; thence Northeasterly along said curved line with a radius of 278.94 feet a distance of 188.51 feet to its point of tangency on a line 846 feet East of and parallel with the West line of the Southwest quarter of the Northwest quarter of Section 20, aforesaid; thence North along said line 210.16 feet to a point 50 feet South of the North line of said quarter quarter Section; thence West 30 feet to the place of beginning, in Cook County, Illinois.

## Parcel 8:

The East 226 feet of the West 401 feet of the South 600 feet of the North 650 feet of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian;

ALSO, a triangular parcel of land in the aforesaid quarter quarter Section described by beginning at a point on the South line of the North 680 feet of the Southwest quarter of the Northwest quarter of said Section 20 which is 178 feet East of the West line thereof; thence West on said line 3 feet; thence South parallel to the West line of said quarter quarter Section, 40 feet; thence in a Northeasterly direction in a straight line to the place of beginning;

ALSO, the South 6 feet of the North 656 feet of the East 161 feet of the West 401 feet of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois.

## Parcel 9:

That part of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, described as follows:

Beginning at a point on the South line of the North 50 feet of the Southwest quarter of the Northwest quarter of Section 20, aforesaid, 25 feet East of the West line thereof; thence East, along said South line of the North 50 feet of the Southwest quarter of the Northwest quarter of said Section 20, a distance of 150 feet; thence South, parallel to the West line of the Southwest quarter of the Northwest quarter of Section 20, aforesaid, a distance of 407 feet; thence West, parallel to the North line of the Southwest quarter of the Northwest quarter of Section 20, aforesaid, a distance of 10 feet; thence South, parallel to the West line of the Southwest quarter of the Northwest quarter of Section 20, a distance of 33 feet to a point 490 feet South of the North line of the Southwest quarter of the Northwest quarter of Section 20; thence Northwesterly along a line (which line, if extended, would strike a point 450 feet South of the North line of the Southwest quarter of the Northwest quarter of Section 20 and 155.5 feet East of the West line of the Southwest quarter of the Northwest quarter of Section 20), a distance of 23.09 feet to its intersection with a line 467 feet South of the North line of said Southwest quarter; thence West, along said line 467 feet South of the North line of said Southwest quarter, a distance of 13.99 feet to a point 143 feet East of the West line of the Southwest quarter of the Northwest quarter of Section 20; thence North, parallel to the West line of the Southwest quarter of the Northwest quarter of Section 20, a distance of 10 feet; thence West, parallel to the North line of the Southwest quarter of the Northwest quarter of Section 20, a distance of 118 feet to a line 25 feet East of and parallel to the West line of the Southwest quarter of the Northwest quarter of Section 20; thence North, on said parallel line, a distance of 407 feet to the place of beginning, in Cook County, Illinois.

## Parcel 10:

The South 193 feet of the North 650 feet of the East 134 feet of the West 159 feet of

# UNOFFICIAL COPY

the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, (except from said tract the two (2) following described parcels: 1) The North 10 feet of the East 16 feet thereof; and 2) That part thereof lying Easterly of a diagonal line connecting the Northwest and Southeast corner of the South 40 feet of the North 490 feet of the East 3.5 feet of the West 159 feet of the Southwest quarter of the Northwest quarter of said Section 20), in Cook County, Illinois.

ALSO, that part of the South 40 feet of the North 690 feet of the East 3 feet of the West 159 feet lying East of a diagonal line joining the Northwest and Southeast corners thereof of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 11:

The East 65 feet of the West 240 feet of the South 30 feet of the North 680 feet of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 12:

That part of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, described as follows:

Commencing at the Southwest corner of said quarter quarter Section; thence North, along the West line thereof, for a distance of 70 feet to the point of beginning; thence continuing North along said West line, a distance of 13.96 feet to an intersection with a curved line convex to the Southeast and having a radius of 278.94 feet; thence North-easterly along said curved line for a distance of 314.17 feet to a point of tangency with a line 159 feet East of and parallel with the West line of said quarter quarter Section; thence North along said parallel line for a distance of 531.85 feet; thence East at right angles to the last described line for a distance of 16 feet to a point on a line 175 feet East of and parallel with the West line of said quarter quarter Section; thence South line said parallel line for a distance of 491.79 feet; thence Southerly to a point 177 feet East of the West line of said quarter quarter Section for a distance of 40.05 feet to the point of tangency of a curved line lying on said line 177 feet East of the West line of said quarter quarter Section, curve convex to the Southeast and having a radius of 296.94 feet; thence Southwesterly along said curved line for a distance of 134.22 feet to an intersection with a line which is 30 feet Northwesterly of and parallel with a diagonal line running from the Southwest corner of said Southwest quarter of the Northwest quarter of said Section 20 to a point 175 feet West of the East line and 50 feet South of the North line of said quarter quarter Section; thence Southwesterly on said line 30 feet Northwesterly of the described diagonal line to a point on a line that is 70 feet North of and parallel with the South line of said quarter quarter Section; thence West along the last described line to the point of beginning, all in Cook County, Illinois.

Parcel 13:

That part of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, described as follows:

Beginning at a point 175 feet East of the West line and 650 feet South of the North line of said quarter quarter Section; thence South parallel to the West line of said quarter quarter Section, 298.29 feet; thence Southerly to a point 177 feet East of the West line and 988.79 feet South of the North line of said quarter quarter Section, 40.05 feet to

# UNOFFICIAL COPY

the point of tangency of a curved line lying on said line 177 feet East of the West line of said quarter quarter Section, curve convex to the Southeast radius, 296.94 feet; thence Southwesterly along said curved line, 134.22 feet to an intersection with a diagonal line which is 30 feet Northwesterly of and parallel with a diagonal line running from the Southwest corner of said Southwest quarter of the Northwest quarter of Section 20, to a point 175 feet West of the East line and 50 feet South of the North line of said quarter quarter Section; thence Northeasterly on the described diagonal line 268.60 feet to the point of tangency of a curved curve convex to the Southeast radius 279.69 feet; thence Northeasterly 206.65 feet to the point of tangency of said curve lying on a line 401 feet East of and parallel to the West line of said quarter quarter Section; thence North on said line 80.72 feet to a line 650 feet South of and parallel to the North line of said quarter quarter Section; thence West on said line 226 feet to the point of beginning, excepting however, a triangular parcel of said described tract which is described by beginning at a point on the South line of the North 680 feet of the Southwest quarter of the Northwest quarter of said Section 20, which is 178 feet East of the West line thereof; thence West on said line 3 feet; thence South parallel to the West line of said quarter quarter Section, 40 feet; thence in a Northeasterly direction in a straight line to the point of beginning; also excepting a parcel of land in the Northwest corner of said tract being the South 30 feet of the North 680 feet of the East 65 feet of the West 240 feet of the Southwest quarter of the Northwest quarter of Section 20, aforesaid, and also excepting the South 6 feet of the North 656 feet of the East 161 feet of the West 401 feet of the Southwest quarter of the Northwest quarter of said Section 20, in Cook County, Illinois.

**Parcel 14:**

The North 40.75 feet of the South 70 feet of the East 1174.50 feet of the West 1238.09 feet of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois.

**Parcel 15:**

That part of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, described as follows:

Beginning at a point 816 feet East of the West line and 50 feet South of the North line of said quarter quarter Section; thence South parallel with the West line thereof 242.54 feet to the point of curvature of a curved line convex to the Southeast; thence Southwesterly along said curved line with a radius of 296.94 feet, an arc distance of 117.69 feet (as previously deeded) to an intersection with a line that is 30 feet Northwest of and parallel to a diagonal line running from the Southwest corner of the Southwest quarter of the Northwest quarter of Section 20, aforesaid, to a point on the South line of the North 50 feet of said quarter quarter Section, which is 175 feet West of the East line thereof; thence Southwesterly along said parallel line, 55.83 feet to a point of beginning; thence Southeasterly at right angles to aforesaid diagonal line 14 feet; thence Northeasterly parallel to aforesaid diagonal line, 121.17 feet; thence Southeasterly at right angles to aforesaid diagonal line 16 feet to a point on aforesaid diagonal line; thence Southwesterly along aforesaid diagonal line, 163.10 feet; thence Southwesterly, 116.84 feet to a point on aforesaid line that is 30 feet Northwest of and parallel to aforesaid diagonal line, said point being 154.86 feet Southwest to the point of beginning, as measured along said parallel line; thence Northeasterly along said parallel line, 154.86 feet to the point of beginning, in Cook County, Illinois.

**Parcel 16:**

That part of Lot 11 in the Fourth Industrial Subdivision, Clearing Illinois, being a Subdi-

# UNOFFICIAL COPY

vision of the Southeast quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, lying East of the West 175 feet thereof, West of the East 429 feet thereof and North of the South 480 feet thereof, together with that part of the East 10 feet of the West 185 feet of the North 100 feet of the South 480 feet of said Lot 11 lying West of a line drawn from the Northeast corner to the Southwest corner of said parcel (excepting from the first above described tract that part of the South 20 feet of the North 564 feet of the West 10 feet thereof which lies West of a line drawn from the Northeast corner thereof to a point 2 feet West of the Southeast corner thereof, in Cook County, Illinois.

EXCEPT from the above described parcel, the land deeded to W. R. Grac & Co. by Deed recorded October 18, 1995 as document 95710314, described as follows:

The North 564 feet of that part of Lot 11 in the Fourth Industrial Subdivision, Clearing Illinois, being a Subdivision of the Southeast quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, lying East of the West 175 feet thereof, West of the East 429 feet thereof (excepting therefrom that part of the South 20 feet of the North 564 feet of the West 10 feet thereof which lies West of a line drawn from the Northeast corner thereof to a point 2 feet West of the Southeast corner thereof), in Cook County, Illinois.

Parcel 17:

That part of Lot 11 in the Fourth Industrial Subdivision, Clearing Illinois, being a Subdivision of the Southeast quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, described by beginning at the intersection of the North line of the South 480 feet with the East line of the West 176 feet of said lot; thence South parallel with the West line of said Lot, 207.71 feet; thence Southeasterly 40.06 feet to a point on the East line of the West 177 feet of said lot which is 232.29 feet North of the South line of Lot 11; thence Southwesterly along a curved line convex to the Southeast with a radius of 296.94 feet, said curved line being tangent to the East line of the West 177 feet of Lot 11, a distance of 168.11 feet to an intersection with the Southeasterly line of said Lot 11; thence Northeasterly along the Southeasterly line of said lot, 224.12 feet to an intersection with a curved line convex to the Southeast, to the point of tangency of a curved line lying on a line 30 feet Southeasterly of and parallel with the Southeasterly line of Lot 11; thence Northeasterly along said curved line, a radius of 296.94 feet, a distance of 104.54 feet to the point of tangency of said curved line lying on the West line of the East 529 feet of said Lot 11; thence North along said line, 149.02 feet to the North line of South 480 feet of Lot 11, aforesaid; thence West 135.60 feet to the place of beginning; excepting from the above described tract, a parcel of land lying West of a line drawn from a point 10 feet East of the Northwest corner of said tract to a point 100 feet South of the Northwest corner thereof, in Cook County, Illinois.

ALSO

That part of Lot 11 in the Fourth Industrial Subdivision, Clearing Illinois, being a Subdivision of the Southeast quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, described by beginning at the intersection of the North line of the South 480 feet with the West line of the East 429 feet of said Lot 11; thence South parallel with the East line of said Lot, 18.78 feet to the point of tangency of a curved line on the aforesaid line; thence Southwesterly along said curved line convex to the Southeast with a radius of 278.94 feet, a distance of 224.66 feet to the point of tangency of said curved line lying in the Southeasterly

# UNOFFICIAL COPY

line of said Lot 11; thence Southwesterly along the Southeasterly line of said lot, 45.11 feet to an intersection with a curved line convex to the Southeast, the point of tangency of said curved line lying in a line 30 feet Southeasterly from and parallel with the Southwesterly line of Lot 11, aforesaid; thence Northeasterly along said curved line with a radius of 296.94 feet, a distance of 104.54 feet to the point of tangency of said curved line lying on the West line of the East 529 feet of said Lot 11; thence North along the last described line, 149.02 feet to the North line of the South 480 feet of Lot 11; thence East along said line, 100 feet to the place of beginning, in Cook County, Illinois.

Parcel 18:

That part of Lot 11 in the Fourth Industrial Subdivision, Clearing Illinois, being a Subdivision of the Southeast quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, described as follows:

The East 134 feet of the West 159 feet of that part lying South of the North 564 feet and North of the South 480 feet of Lot 11, together with that part of the East 3 feet of the West 159 feet of the North 30 feet of the South 480 feet of said Lot 11, lying East of a line drawn from the Northwest corner of the Southeast corner of said parcel, in Cook County, Illinois.

ALSO

The East 134 feet of the West 159 feet of the North 310 feet of the South 480 feet of Lot 11 in the Fourth Industrial Subdivision, Clearing Illinois, being a Subdivision of the Southeast quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, excepting therefrom a parcel of land in the Northeast corner thereof lying East of a line drawn from a point 3 feet West of the Northeast corner to a point 30 feet South of said corner of the above described tract, and ALSO excepting therefrom a parcel of land lying East of a curved line convex to the East with a radius of 278.94 feet, said curve being tangent to the East line of the tract described at a point 62.25 feet North of the Southeast corner thereof, and intersecting the South line of said tract, 7.04 feet West of the said Southeast corner, in Cook County, Illinois.

ALSO

That part of the South 170 feet, except the West 25 feet thereof of Lot 11, together with that part of Lot 8, except the West 25 feet thereof, in the Fourth Industrial Subdivision, Clearing Illinois, being a Subdivision of the Southeast quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, lying West of a curved line, curve convex to the Southeast and having a radius of 278.94 feet, said curve being tangent to a line 159 feet East and parallel to the West line of said Lots 8 and 11, aforesaid, and intersecting the West line of said lots at a point 20 feet South of the West corner between them, in Cook County, Illinois.

Parcel 19:

The West 120 feet of Block 12 in Frederick H. Bartlett's Chicago Highlands, being a Subdivision in Sections 18, 19 and 20, Township 38 North, Range 13, East of the Third Principal Meridian, in the City of Chicago, Cook County, Illinois.

Parcel 20:

The East 60 feet of the West 180 feet of Block 12 in Frederick H. Bartlett's Chicago



# UNOFFICIAL COPY

Highlands, being a Subdivision in Sections 18, 19 and 20, Township 38 North, Range 13, East of the Third Principal Meridian, in the City of Chicago, Cook County, Illinois.

Parcel 21:

The East 60 feet of the West 240 feet of Block 12 in Frederick H. Bartlett's Chicago Highlands, being a Subdivision in Sections 18, 19 and 20, Township 38 North, Range 13, East of the Third Principal Meridian, in the City of Chicago, Cook County, Illinois.

Parcel 22:

That part of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, described as follows:

Beginning at a point 186 feet West of the East line and 70 feet North of the South line of said quarter quarter Section; thence North parallel with the East line of said quarter quarter Section, a distance of 200 feet; thence East parallel with the South line of said quarter quarter Section, a distance of 161 feet; thence North, parallel with the East line of said quarter quarter Section, a distance of 180 feet; thence Westerly to a point 450 feet North of the South line and 815.79 feet West of the East line of said quarter quarter Section; thence Southwesterly on a curve with a radius of 279.69 feet convex Northwesterly 145.97 feet; thence Southwesterly on a diagonal line running from a point 50 feet South of the North line and 175 feet West of the East line of said quarter quarter Section to the Southwest corner of said quarter quarter Section, a distance of 470.00 feet; thence Easterly along a line 70 feet North of and parallel to the South line of said quarter quarter Section, a distance of 1082.85 feet to the point of beginning, in Cook County, Illinois.

## NEW MEASURED LEGAL DESCRIPTION

TRACT 1:

Part of Block 12, Frederick H. Bartlett's Chicago Highlands, City of Chicago, Cook County, Illinois being more particularly described as follows:

Beginning at the Northwest corner of said Block 12; thence North 89 degrees 59 minutes 31 seconds East, 300.00 feet; thence South 00 degrees 13 minutes 24 seconds East, 264.44 feet; thence South 89 degrees 59 minutes 31 seconds West, 300.00 feet; thence North 00 degrees 13 minutes 24 seconds West, 264.44 feet to the point of beginning.

This description describes all the land described as Parcels 4, 19, 20 and 21 of the record legal description above.

TRACT 2:

Part of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, Village of Bedford Park, Cook County, Illinois, more particularly described as follows:

Commencing at the Northwest corner of the Southwest quarter of the Northwest quarter; thence South 00 degrees 12 minutes 31 seconds East, 50.00 feet; thence North 89 degrees 59 minutes 31 seconds East, 25.00 feet to the point of beginning; thence North 89 degrees 59 minutes 31 seconds East, 1032.77 feet; thence South 00 degrees 12 minutes 31 seconds East, 193.91 feet; thence 180.59 feet along the arc of a curve to the left having a radius of 297.69 feet and having a long chord subtended bearing South 66 degrees 08 minutes 32 seconds West, 177.83 feet; thence South 42 degrees

# UNOFFICIAL COPY

07 minutes 01 seconds West, 70.66 feet; thence South 47 degrees 52 minutes 59 seconds East, 15.98 feet; thence South 42 degrees 07 minutes 10 seconds West, 163.10 feet; thence South 56 degrees 58 minutes 56 seconds West, 116.84 feet; thence South 42 degrees 07 minutes 01 seconds West, 932.47 feet; thence South 89 degrees 59 minutes 31 seconds West, 23.20 feet; thence North 00 degrees 12 minutes 31 seconds West, 13.96 feet; thence 314.13 feet along the arc of a curve to the left having a radius of 278.94 feet and a long chord subtended bearing North 32 degrees 03 minutes 44 seconds East, 297.79 feet; thence North 00 degrees 12 minutes 31 seconds West, 298.85 feet; thence North 04 degrees 29 minutes 48 seconds West, 40.12 feet; thence South 89 degrees 59 minutes 31 seconds West, 131.00 feet; thence North 00 degrees 12 minutes 31 seconds West, 600.00 feet to the point of beginning.

This description describes all the land described as Parcels 3, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 15 of the record legal description above.

#### TRACT 3:

Part of the Southwest quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, Village of Bedford Park, Cook County, Illinois, more particularly described as follows:

Commencing at the West quarter corner of said Section 20; thence North 00 degrees 12 minutes 31 seconds West, 29.25 feet; thence South 89 degrees 58 minutes 29 seconds East, 63.59 feet to the point of beginning; thence North 00 degrees 12 minutes 29 seconds West, 40.75 feet; thence North 42 degrees 07 minutes 05 seconds East, 469.99 feet; thence 145.97 feet along the arc of a curve to the right having a radius of 297.69 and a long chord subtended bearing North 77 degrees 28 minutes 04 seconds East, 144.51 feet; thence North 89 degrees 57 minutes 31 seconds East, 786.52 feet; thence South 00 degrees 12 minutes 29 seconds East, 180.00 feet; thence South 89 degrees 58 minutes 29 seconds West, 161.00 feet; thence South 00 degrees 12 minutes 29 seconds East, 20.00 feet; thence North 89 degrees 53 minutes 29 seconds East, 91.33 feet; thence South 00 degrees 12 minutes 29 seconds East, 40.75 feet; thence South 89 degrees 58 minutes 29 seconds West, 1,174.50 feet, to the point of beginning.

This description describes all the land described as Parcels 14 and 22 of the record legal description above.

#### TRACT 4:

Part of Lot 11 in the Fourth Industrial Subdivision Clearing, Illinois, Village of Bedford Park, Cook County, Illinois, being more particularly described as follows:

Commencing at the Northeast corner of said Lot 11; thence South 00 degrees 12 minutes 29 seconds East, 564.00 feet; thence North 89 degrees 59 minutes 31 seconds East, 25.00 feet to the point of beginning; thence North 89 degrees 59 minutes 31 seconds East, 134.00 feet; thence South 00 degrees 12 minutes 29 seconds East, 378.46 feet; thence 62.76 feet along the arc of a curve to the right having a radius of 278.94 feet and a long chord - subtended bearing South 06 degrees 14 minutes 47 seconds West, 62.62 feet; thence South 89 degrees 58 minutes 29 seconds West, 126.96 feet; thence North 00 degrees 12 minutes 29 seconds West, 440.75 feet to the point of beginning.

Note: TRACT 4 also includes the following described land:



# UNOFFICIAL COPY

That part of the South 170 feet; except the West 25 feet thereof, of Lot 11, together with that part of Lot 8, except the West 25 feet thereof, in the Fourth Industrial Subdivision, Clearing, Illinois; being a Subdivision of the Southeast quarter of the Northwest quarter of Section 20, Township 38 North, Range 13, East of the Third Principal Meridian, lying West of a curved line, curve convex to the Southeast and having a radius of 278.94 feet; said curve being tangent to a line 159 feet East and parallel to the West line of said Lots 8 and 11 aforesaid, and intersecting the West line of said Lots at a point 20 feet South of the West corner between them, in Cook County, Illinois.

This description describes all the land described as Parcel 18 of the record legal description above.

## TRACT 5:

Part of Lot 11 in the Fourth Industrial Subdivision, Clearing, Illinois, Village of Bedford Park, Cook County, Illinois, being more particularly described as follows:

Commencing at the Northwest corner of said Lot 11; thence South 00 degrees 12 minutes 29 seconds East, 564.00 feet; thence North 89 degrees 59 minutes 31 seconds East, 175.00 feet to the point of beginning; thence North 89 degrees 59 minutes 31 seconds East, 235.63 feet; thence South 00 degrees 11 minutes 39 seconds East, 149.42 feet; thence 224.46 feet along the arc of a curve to the right having a radius of 278.94 feet and a long chord subtended bearing South 22 degrees 51 minutes 47 seconds West, 218.45 feet; thence South 45 degrees 58 minutes 12 seconds West, 269.23 feet; thence 168.04 feet along the arc of a curve to the left having a radius of 296.94 feet and a long chord subtended bearing North 15 degrees 59 minutes 35 seconds East, 165.80 feet; thence North 03 degrees 04 minutes 12 seconds West, 40.06 feet; thence North 00 degrees 12 minutes 29 seconds West, 333.41 feet to the point of beginning.

This description describes all the land described as Parcels 16 and 17 of the record legal description above.

## TRACT 6:

Lots 4 and 5 in the Fourth Industrial Subdivision Clearing, Illinois, Village of Bedford Park, Cook County, Illinois, being more particularly described as follows:

Commencing at the Northwest corner of Lot 11 in the Fourth Industrial Subdivision Clearing, Illinois; thence South 00 degrees 12 minutes 29 seconds East, 1174.76 feet; thence North 89 degrees 58 minutes 29 seconds East, 98.19 feet to the point of beginning; thence North 45 degrees 58 minutes 12 seconds East, 642.32 feet; thence 185.71 feet along the arc of a curve to the right having a radius of 242.0 feet and a long chord subtended bearing North 68 degrees 01 minutes 21 seconds East, 181.19 feet; thence South 89 degrees 59 minutes 04 seconds East 327.70 feet; thence South 00 degrees 11 minutes 33 seconds East, 233.28 feet; thence South 89 degrees 59 minutes 04 seconds East, 50.00 feet; thence South 00 degrees 11 minutes 33 seconds East, 108.42 feet; thence 191.08 feet along the arc of a curve to the right having a radius of 240.60 feet and a long chord subtended bearing South 22 degrees 25 minutes 18 seconds West, 186.10 feet; thence South 89 degrees 58 minutes 29 seconds West, 937.70 feet to the point of beginning.

# UNOFFICIAL COPY

This description describes all the land described as Parcels 1 and 2 of the record legal description above.

65<sup>th</sup> and Narragansett  
Bedford Park, IL

- Tax No.: 19-20-117-066
- Tax No.: 19-20-117-053
- Tax No.: 19-20-116-047
- Tax No.: 19-20-113-005
- Tax No.: 19-20-116-058
- Tax No.: 19-20-116-054
- Tax No.: 19-20-116-039
- Tax No.: 19-20-116-005
- Tax No.: 19-20-116-046
- Tax No.: 19-20-116-036
- Tax No.: 19-20-116-053
- Tax No.: 19-20-116-050
- Tax No.: 19-20-116-055
- Tax No.: 19-20-116-060
- Tax No.: 19-20-116-061
- Tax No.: 19-20-117-068
- Tax No.: 19-20-117-052
- Tax No.: 19-20-117-067
- Tax No.: 19-20-113-001
- Tax No.: 19-20-113-002
- Tax No.: 19-20-113-003
- Tax No.: 19-20-113-004
- Tax No.: 19-20-116-059

Property of Cook County Clerk's Office