

UNOFFICIAL COPY

RELEASE OF RESERVED EASEMENT



Doc#: 1115729086 Fee: \$54.00
Eugene "Gene" Moore RHSP Fee:\$10.00
Cook County Recorder of Deeds
Date: 06/06/2011 03:08 PM Pg: 1 of 10

(The Above Space For Recorder's Use Only)

CITY OF CHICAGO, an Illinois municipal corporation ("CITY"), maintains a reserved easement for City electrical facilities and for maintenance, renewal and reconstruction of said facilities or the construction of additional municipally-owned electrical facilities ("Reserved Easement") in a vacated north-south public alley described as all of the first north-south 20-foot public alley lying west of S. Aberdeen Street in the block bounded by W. Jackson Boulevard, W. Van Buren Street, S. Racine Avenue and S. Aberdeen Street, as shown on the April 23, 1986 vacating ordinance recorded May 27, 1986, with the Office of the Cook County Recorder of Deeds as Document Number 86209649 ("Reserved Easement Ordinance"), attached hereto as **Exhibit A**;

The City, upon due investigation and consideration, has determined the public interest now warrants a release of the Reserved Easement rights appearing in the third paragraph of Section 2 of the Reserved Easement Ordinance, a true and correct copy of which is set forth below:

"The City of Chicago hereby reserves an easement over all of the public alley herein vacated, as a right of way for existing City electrical facilities and for maintenance, renewal and reconstruction of said facilities or the construction of additional municipally-owned electrical facilities."

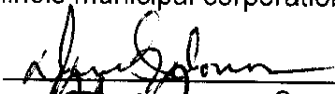
The City has further determined that except as expressly set forth in this Release of Reserved Easement, the Reserved Easement Ordinance remains in full force and effect.

THIS TRANSFER IS EXEMPT PURSUANT TO THE PROVISIONS OF THE REAL ESTATE TRANSFER TAX ACT, 35 ILCS 200/31-45; AND SECTION 3-3 2-030B7(b) OF THE CHICAGO TRANSACTION TAX ORDINANCE.

UNOFFICIAL COPY

IN WITNESS WHEREOF, the City of Chicago has caused this instrument to be duly executed in its name and behalf, by the Commissioner of the Department of Transportation, on or as of the 2nd day of June, 2011.

CITY OF CHICAGO,
an Illinois municipal corporation

By: , Commissioner
Department of Transportation

Property of Cook County Clerk's Office

THIS TRANSFER IS EXEMPT PURSUANT TO THE PROVISIONS OF THE REAL ESTATE TRANSFER TAX ACT, 35 ILCS 200/31-45; AND SECTION 3-3 2-030B7(b) OF THE CHICAGO TRANSACTION TAX ORDINANCE.

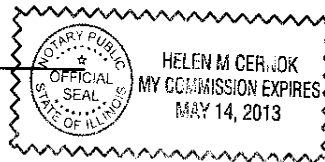
UNOFFICIAL COPY

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that GABE KLEIN, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered as Commissioner, Department of Transportation, the said instrument as his free and voluntary act, and as the free and voluntary act of the City for the uses and purposes therein set forth.

Given under my hand and official seal, this 2nd day of June, 2011.

Helen M. Cernek
Notary Public



THIS INSTRUMENT WAS PREPARED BY:

Karen Bielarz
Senior Counsel
City of Chicago, Department of Law
121 N. LaSalle Street, Room 600
Chicago, Illinois 60601
312/744-6910

17-17-223-011
-017

THIS TRANSFER IS EXEMPT PURSUANT TO THE PROVISIONS OF THE REAL ESTATE TRANSFER TAX ACT, 35 ILCS 200/31-45; AND SECTION 3-3 2-030B7(b) OF THE CHICAGO TRANSACTION TAX ORDINANCE.

UNOFFICIAL COPY

EXHIBIT A

Reserved Easement Ordinance
(Attached)

Property of Cook County Clerk's Office

A handwritten signature in black ink, consisting of several overlapping loops and lines, is positioned in the center of the page. The signature is partially obscured by the diagonal watermark text.

UNOFFICIAL COPY

8 6 2 0 9 6 4 9

WHEREAS, The City Council of the City of Chicago, after due investigation and consideration, has determined that the nature and extent of the public use and the public interest to be subserved is such as to warrant the vacation of public alley described in the following ordinance; now, therefore,

Be it Ordained by the City Council of the City of Chicago:

SECTION 1. That all of the north-south 20-foot public alley lying west of the west line of Lots 1 to 16, both inclusive; lying east of the east line of Lots 17 and 22; lying east of the east line of the 40-foot public alley vacated by Document No. 20386525 being a line drawn from the southeast corner of Lot 17 to the northeast corner of Lot 22; lying south of a line drawn from the northwest corner of Lot 1 to the northeast corner of Lot 17, and lying north of a line drawn from the southwest corner of Lot 16 to the southeast corner of Lot 22 all in Subdivision of the W. 1/2 of Block 24 in Canal Trustee's Subdivision of the W. 1/2 and the W. 1/2 of the N.E. 1/4 of Section 17, Township 39 North, Range 14 East of the Third Principal Meridian; said public alley herein vacated being further described as all of the first north-south 20-foot public alley lying west of S. Aberdeen Street in the block bounded by W. Jackson Boulevard, W. Van Buren Street, S. Racine Avenue, and S. Aberdeen Street; as colored in red and indicated by the words "To Be Vacated" on the drawing hereto attached, which drawing for greater certainty is hereby made a part of this ordinance, and the same is hereby vacated and closed, inasmuch as the same is no longer required for public use and the public interest will be subserved by such vacation.

SECTION 2. The Archibald Candy Corporation and Fannie May Candy Shops, Inc., hereby agree to accept and maintain as private sewers all existing sewers and appurtenances thereto, which are located in the public alley as herein vacated.

The City of Chicago hereby reserves for the benefit of Commonwealth Edison Company and Illinois Bell Telephone Company, their successors or assigns, an easement to operate, maintain, construct, replace, and renew overhead poles, wires, and associated equipment and underground conduit, cables, and associated equipment for the transmission and distribution of electrical energy and telephonic and associated services under, over and along the public alley as herein vacated, with the right of ingress and egress.

The City of Chicago hereby reserves an easement over all of the public alley herein vacated, as a right of way for existing City electrical facilities and for maintenance, renewal and reconstruction of said facilities or the construction of additional municipally-owned electrical facilities.

86209649

UNOFFICIAL COPY

8 6 2 0 9 6 4 9

SECTION 3. The vacation herein provided for is made upon the express condition that within 90 days after the passage of this ordinance, Archibald Candy Corporation and Fannie May Candy Shops, Inc., shall pay or cause to be paid to the City of Chicago as compensation for the benefits which will accrue to owner of the property abutting said public alley hereby vacated, the sum of Forty-five Thousand and no/100 Dollars (\$45,000 00), which sum in the judgment of this body will be equal to such benefits; and further, shall within 90 days after the passage of this ordinance, deposit in the City Treasury of the City of Chicago a sum sufficient to defray the costs of removing paving and curb returns and constructing sidewalk and curb across the entrance to the public alley hereby vacated, similar to the sidewalk and curb in W. Jackson Boulevard and W. Van Buren Street. The precise amount of the sum so deposited shall be ascertained by the Commissioner of Public Works after such investigation as is requisite.

SECTION 4. The vacation herein provided for is made upon the express condition that within 90 days after the passage of this ordinance, the Archibald Candy Corporation and Fannie May Candy Shops, Inc., shall file or cause to be filed for record in the Office of the Recorder of Deeds of Cook County, Illinois, a certified copy of this ordinance, together with an attached drawing approved by the Superintendent of Maps.

SECTION 5. This ordinance shall take effect and be in force from and after its passage

Property of Cook County Clerk's Office

86209649

UNOFFICIAL COPY

8 6 2 0 9 6 4 9

"A"

Canal Trustees Sub. of W. 1/2 & W. 1/2 N.E. 1/4 Sec. 17-39-14.

"B"

Sub. of E. 1/2 of Blk. 24 Canal Trustees Sub. of W. 1/2 & W. 1/2 N.E. 1/4 Sec. 17-39-14.

"C"

Sub. of W. 1/2 of Blk. 24 Canal Trustees Sub. of W. 1/2 & W. 1/2 N.E. 1/4 Sec. 17-39-14.

"D"

Mrs. Mary Ann M. Chandler's Resub. of Lots 1, 2, 3 & 4 in Sub. of W. 1/2 of Blk. 24 of Canal Trustees Sub. of W. 1/2 & W. 1/2 N.E. 1/4 Sec. 17-39-14.

"E"

Vacated by Ordinance Passed Dec. 20, 1967
Rec. Jan. 23, 1968

Doc. 20386525

DR. No. 17-27-85-983



W. JACKSON BLVD.

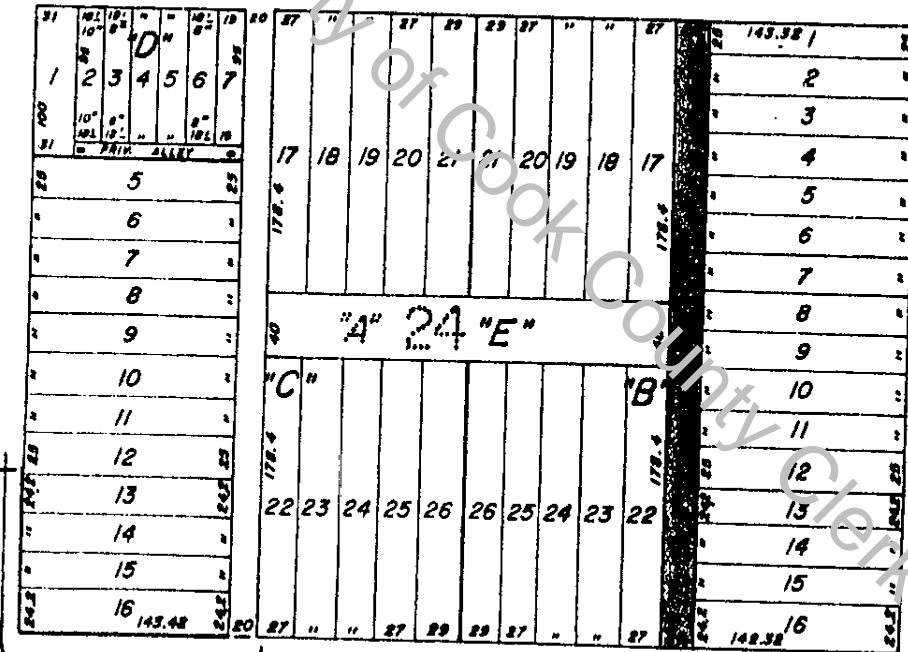
BLVD.

AV.

ST.

S. RAGINE

S. ABERDEEN



W. VAN BUREN ST.

ST.

86209649

DWIGHT D. EISENHOWER EXPRESSWAY

I FIND NO DEFERRED INSTALLMENTS OF OUTSTANDING UNPAID SPECIAL ASSESSMENTS DUE AGAINST THE LAND INCLUDED IN THE ABOVE PLAT.

CITY OF CHICAGO APPROVED

I DO NOT FIND ANY DELINQUENT GENERAL TAXES UNPAID CURRENT GENERAL TAXES DELINQUENT SPECIAL ASSESSMENTS OR UNPAID CURRENT SPECIAL ASSESSMENTS AGAINST THE STREETS AND ALLEYS INCLUDED IN THE ABOVE PLAT.

Sourve Malinowski DEPT. OF REVENUE - CHICAGO

EXAMINER

MAY 23 1988

COURTY CLERK

Corobon

COOK COUNTY - ILLINOIS

DATE 5-19-86

86

UNOFFICIAL COPY

8 6 2 0 9 6 4 9

STATE OF ILLINOIS, ss.
County of Cook.

I, WALTER S. KOZUBOWSKI, City Clerk of the City of Chicago in the County of Cook and State of Illinois, DO HEREBY CERTIFY that the annexed and foregoing is a true and correct copy of that certain ordinance now on file in my office for the vacation of public alley bounded by W. Jackson Boulevard, W. Van Buren Street, S. Racine Avenue and S. Aberdeen Street.

I DO FURTHER CERTIFY that the said ordinance was passed by the City Council of the said City of Chicago on the twenty-third (23rd) day of April, A. D. 1986 and deposited in my office on the twenty-third (23rd) day of April, A. D. 1986

I DO FURTHER CERTIFY that the vote on the question of the passage of the said ordinance by the said City Council was taken by yeas and nays and recorded in the Journal of the Proceedings of the said City Council, and that the result of said vote so taken was as follows, to wit:
Yeas 48, Nays None.

I DO FURTHER CERTIFY that the said ordinance was delivered to the Mayor of the said City of Chicago after the passage thereof by the said City Council, without delay, by the City Clerk of the said City of Chicago, and that the said Mayor failed to return the said ordinance to the said City Council with his written objections thereto at the next regular meeting of the said City Council occurring not less than five days after the passage of the said ordinance.

677698-78-02 # 71604
00:01:01 97/28/56 8779 TRNN 4778 05/27/86 14:19:33
DEPT-01 RECORDING
15.00

I DO FURTHER CERTIFY that the original, of which the foregoing is a true copy, is entrusted to my care for safe keeping, and that I am the lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Chicago aforesaid, at the said City, in the

[L. S.]

County and State aforesaid, this fourteenth (14th) day of May, A. D. 1986

Walter S. Kozubowski
WALTER S. KOZUBOWSKI, City Clerk.

15 J [Signature]

86209649
City Clerk's Office

86209649

UNOFFICIAL COPY

8 6 2 0 9 6 4 9



W. Jackson Blvd., W. Van Buren St., S. Racine Ave.		CITY OF CHICAGO
S. Aberdeen St.	DIRECTION	DEPARTMENT OF PUBLIC WORKS
STREET NAME		CONSTRUCTION AUTHORIZATION & INSPECTION
	NUMBER	

1379899 V
PERMIT

PERMISSION TO

WARD

ISSUED 5-23-86

To construct all necessary walk, curb, wings & returns in connection with the vacation of public alley in area bounded by W. Jackson Blvd., W. Van Buren St., S. Racine Ave. & S. Aberdeen St.

EXPIRES ~~XXXXXXXXXX~~

FEE OR DEPOSIT IF REQUIRED

2950.00

RESTRICTIONS

April 23rd, 1986

PERMISSION IS HEREBY GRANTED TO

Archibald Candy Corp.
Fannie May Candy Shops, Inc.
1137 W. Jackson Blvd.
Chicago, IL 60607

NON-FEE	FEE	DEPOSIT
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

NOTICE: IF DEPOSIT WAS REQUIRED THIS IS YOUR RECEIPT

APPROVED BY

COMMISSIONER OF PUBLIC WORKS

INSPECTED BY

NOTICE: PLEASE READ BACK OF THIS PERMIT FOR ADDITIONAL RESTRICTIONS

FORM 5-D-6 (3/78) 24 16

86209649

NOTICE: THE DEPARTMENT OF PUBLIC WORKS RESERVES THE RIGHT TO REVOKE THIS PERMIT AT ANY TIME.

"BEFORE YOU DIGI CALL 744-7000"
CHICAGO UTILITY ALERT NETWORK

DATE COMPLETED
DATE VOUCHERED

PERMITTEE'S COPY MUST BE PROMINENTLY DISPLAYED

Property of Cook County Clerk's Office

V-794

UNOFFICIAL COPY

DATE May 15, 1986



IDENTIFY
YOUR
PAYMENT
WITH THIS
WARRANT I.D.

FS - 600412

1 Archibald Candy Corp & Fannie May
James Kane, Attorney

2 _____

FUND	ACTIVITY	ACCOUNT	AMOUNT
100	9112	4710	\$45,000.00

MAIL PAYMENT TO: CHICAGO DEPARTMENT OF REVENUE
CITY HALL, ROOM 107
CHICAGO, ILLINOIS 60602

Compensation provided for Public Alley Vacated
in Area Bounded by West Jackson, West Van Buren,
South Racine and South Aberdeen Streets as
legally described in the April 23, 1986, Page
29477 Journal.....

\$45,000.00

PAID

MAY 15 1986

CITY COMPTROLLER'S
OFFICE

86209649

Dec

Cook County Clerk's Office