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RHSP Fee: \$9.00 RPRF Fee: \$1.00
Karen A. Yarbrough
Cook County Recorder of Deeds
Date: 08/23/2013 03:28 PM Pg: 1 of 3

THIS INSTRUMENT PREPARED
BY AND AFTER RECORDING
RETURN TO:

Thomas M. Battista, Esq.
10 South LaSalle Street
Suite 3600
Chicago, Illinois 60603
312-251-5253

DECLARATION OF WITHDRAW OF RESTRICTIVE COVENANT

THIS DECLARATION OF WITHDRAW OF RESTRICTIVE COVENANT ("Declaration") is made this 15th day of August, 2013, by Sal Dipaolo (sometimes hereinafter referred to as "Declarant")

RECITALS:

WHEREAS, Declarant is the owner of certain parcels of real estate located in Chicago, Cook County, Illinois commonly known as 501 N. Hartland and 1734 W. Grand Avenue, Chicago, Illinois legally described on Exhibit "A", attached hereto and made a part hereof ("Premises") and

WHEREAS, the premises is an oddly shaped lot with approximately 5,390 square feet; and

WHEREAS Declarant on June 26, 2007 placed restrictions on the use of said property by recording with the Office of Cook County Recorder of Deeds, a Restrictive Covenant expressing then the intentions of the Declarant to develop the premises as a mixed use building with an artist studio and gallery and residence; and,

WHEREAS Declarant has determined that such a development is not economically feasible, and Declarant is unable to complete the development of the premises as planned; and

WHEREAS Declarant is the only signatory to, and only party to the aforementioned Restrictive Covenant, recorded on July 18, 2007, with the Cook County Recorder of Deeds, known as document number 0719918082; and,

WHEREAS the property is zoned as B2-1 Neighborhood Mixed Use per Ordinance of the City Council of the City of Chicago, action taken on July 19, 2007.

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DECLARATION

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, and for the purpose stated herein, Declarant declares as follows:

1. The recitals set forth hereinabove are fully incorporated herein by reference.
2. The restrictions contained in Declaration of Restrictive Covenant, authored, signed and recorded by Declarant Sal DiPaolo, known in document filing with the Cook County Recorder of Deeds, as document number 0719918082, recorded on July 18th, 2007 are hereby withdrawn in their entirety, and the use and enjoyment of said property shall be as if no such declaration of Restrictive Covenant was ever adopted or imposed upon said premises.
3. This Declaration is executed by Sal DiPaolo, beneficiary of trust and title holder of said property, First Merit Bank, as Successor Trustee, trust number 76101843.

IN WITNESS WHEREOF, Declarant has executed this Declaration as of the date and year first above written.

Declarant:



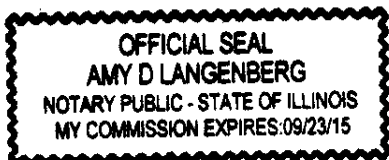
Sal DiPaolo, beneficiary of Trust Number 76101843,
First Merit Bank, Successor Trustee to Midwest Bank
and Trust, and Legal Title Holder

STATE OF ILLINOIS)
COUNTY OF COOK)

I, Amy Langenberg a notary public in and for the County of Cook in the State of Illinois, do hereby certify that Sal DiPaolo known to me to be the same person whose name is subscribed to the Foregoing DECLARATION OF WITHDRAW OF RESTRICTIVE COVENANT, appeared before me this day and in person acknowledged that he signed and sealed and delivered the said instrument as his free and voluntary act, for the uses and purposes set forth therein.

GIVEN under my hand and seal this 15th day of August, 2013.

Amy D Langenberg
Notary Public



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EXHIBIT A

LEGAL DESCRIPTION:

PARCEL 1: LOT 35 IN BLOCK 2 IN EMBREE'S SUBDIVISION OF THE NORTHWEST PORTION OF BLOCK 18 OF CANAL TRUSTEE'S SUBDIVISION OF SECTION 7, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

PARCEL 2: LOT 38 IN BLOCK 2 IN EMBREE'S SUBDIVISION OF THE NORTHWEST PORTION OF BLOCK 18 OF CANAL TRUSTEE'S SUBDIVISION OF SECTION 7, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

PARCEL 3: LOT 39 IN BLOCK 2 IN EMBREE'S SUBDIVISION OF THE NORTHWEST PORTION OF BLOCK 18 OF CANAL TRUSTEE'S SUBDIVISION OF SECTION 7, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

COMMONLY KNOWN AS: 501 N. Hartland & 1734 W. Grand

17-07-221-020

17-07-221-019

17-07-221-018