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RHSP Fee: \$9.00 RPRF Fee: \$1.00  
Karen A. Yarbrough  
Cook County Recorder of Deeds  
Date: 08/26/2013 11:25 AM Pg: 1 of 8

Prepared by and  
return to:

John H. Mays  
Gould & Ratner, LLP  
222 North LaSalle Street  
Suite 800  
Chicago, IL 60601

## ABROGATION AND RELEASE OF RESTRICTIONS

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## ABROGATION AND RELEASE OF RESTRICTIONS

THIS ABROGATION AND RELEASE OF RESTRICTIONS ("Agreement") is made as of this 31st day of July, 2013, by M/I Homes of Chicago, LLC, a Delaware limited liability company ("MI"), William Homes Limited, an Illinois corporation ("William Homes"), Village of Schaumburg, Cook and DuPage Counties, Illinois, an Illinois municipal corporation and home-rule municipality ("Village") and RK Group, LLC, an Illinois limited liability company ("RK") and Northstar Trust Company, as Trustee under Trust Agreement dated July 9, 2008 and known as Trust No. 08-11284 ("Trust") (collectively the "Owners");

### RECITALS:

WHEREAS, the Owners are the owners of the real estate described in Exhibit A attached hereto and made part here (the "Subdivision");

WHEREAS, the following documents were recorded in the Office of the Recorder of Deeds of Cook County: (i) Deed Recorded May 11, 1954 as Document 15903229; (ii) Deed recorded December 19, 1953 as Document No. 15796362; (iii) Deed recorded December 17, 1954 as Document No. 16101016; (iv) Deed dated February 27, 1957 as Document No. 16835626; (v) Deed recorded May 28, 1954 as Document No. 15919218; (vi) Deed recorded July 20, 1956 as Document No. 16644728; (vii) Deed recorded as Document No. 15671956; (viii) Deed recorded June 11, 1953 as Document No. 15641004; (ix) Deed recorded March 22, 1954 as Document No. 15860681 (each individually a "Deed" and collectively, the "Deeds"); and (x) the 50 foot building line shown on the Plat recorded as Document No. 15276283 (the "Building Line")

WHEREAS, the Deeds and the Building Line contain certain restrictions on the use of the real estate conveyed by said Deeds (the "Restrictions") which real estate is located within the Subdivisions;

WHEREAS, the character of the Subdivision and the surrounding property having

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CHICAGO TITLE LAND TRUST COMPANY  
AS SUCCESSOR TRUSTEE TO

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changed significantly since the date the Deeds were recorded, the Owners desire to abrogate and release said Restrictions;

NOW THEREFORE, the undersigned, have executed this Agreement and hereby declares as follows:

All Deed Restrictions, all covenants and restriction of any type contained in the Deeds and the Building Line are hereby abrogated and released, and shall be of no further force and effect.

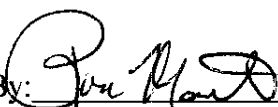
IN WITNESS, the undersigned have caused this Agreement to be executed as of the date first above written.

**SIGNATURES APPEAR ON FOLLOWING PAGES**

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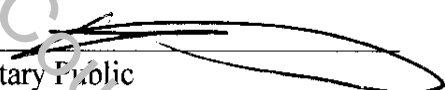
**M/I HOMES OF CHICAGO, LLC**

By:   
Ronald Martin, Area President

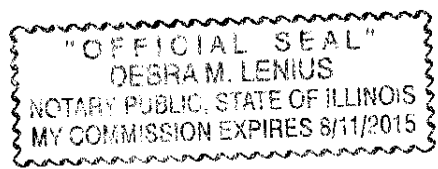
STATE OF ILLINOIS       )  
  )  SS  
COUNTY OF COOK       )

The undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT Ronald Martin, personally known to me as the Area President of **M/I HOMES OF CHICAGO, LLC**, 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 (s)he signed and delivered the same instrument, as his or her free and voluntary act for the uses and purposes therein set forth.

GIVEN under my hand and seal this 1<sup>st</sup> day of August, 2013

  
Notary Public

My Commission Expires: \_\_\_\_\_



PROPOSED BY COOK COUNTY CLERK'S OFFICE

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**WILLIAM HOMES:**

**WILLIAM HOMES LIMITED**, an Illinois corporation

By: [Signature]

Name: William Brzuzynski

Its: PRESIDENT

STATE OF ILLINOIS            )  
  ) SS  
COUNTY OF Cook            )

The undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT William Brzuzynski, personally known to me as the \_\_\_\_ President of **WILLIAM HOMES LIMITED** and \_\_\_\_\_, personally known to me as the \_\_\_\_ Secretary of **WILLIAM HOMES LIMITED**, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered the same instrument, as their free and voluntary act for the uses and purposes therein set forth.

GIVEN under my hand and seal this 2 day of August, 2013.

[Signature]  
Notary Public

My Commission Expires: 2/24/14





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**RK GROUP, LLC, an Illinois limited liability company**

By: [Signature]  
(Karunakar Mahaswami)

STATE OF ILLINOIS        )  
  )    SS  
COUNTY OF Cook        )

The undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT Karunakar Mahaswami personally known to me as the Area President of **RK GROUP, LLC** 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 (s)he signed and delivered the same instrument, as his or her free and voluntary act for the uses and purposes therein set forth.

GIVEN under my hand and seal this 2 day of August, 2013.

[Signature]  
\_\_\_\_\_  
Notary Public

My Commission Expires: 2/24/16



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The information contained in this certification has been furnished the undersigned by the beneficiaries of trust no. 08-11284, and the certification is made solely in reliance thereon and no responsibility is assumed by the trustee in its individual capacity, for the truth or accuracy of the facts therein stated.

TRUST: CHICAGO TITLE LAND TRUST COMPANY  
AS SUCCESSOR TRUSTEE TO

NORTHSTAR TRUST COMPANY, not personally, but as trustee aforesaid

WTIA #08-11284

By: Mary M. Bray

Name: MARY M. BRAY

Title: Trust Officer

This instrument is executed by the undersigned Land Trustee, not personally but solely as Trustee in the exercise of the power and authority conferred upon and vested in it as such Trustee. It is expressly understood and agreed that all the warranties, indemnities, representations, covenants, undertakings and agreements herein made on the part of the Trustee are undertaken by it solely in its capacity as Trustee and are not personally. No personal liability or personal responsibility is assumed by or shall at any time be asserted or enforceable against the Trustee on account of any warranty, indemnity, representation, covenant, undertaking or agreement of the Trustee in this instrument.

Attestation not required  
Attest: pursuant to corporate by-laws.

Name: \_\_\_\_\_

Title: \_\_\_\_\_

STATE OF ILLINOIS )  
 ) SS  
COUNTY OF COOK )

CHICAGO TITLE LAND TRUST COMPANY  
AS SUCCESSOR TRUSTEE TO \*

I, THE UNDERSIGNED, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT MARY M. BRAY Trust Officer, personally known to me as the Trust President of NORTHSTAR TRUST COMPANY, and N/A, personally known to me as the N/A Secretary of NORTHSTAR TRUST COMPANY, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered the same instrument, as their free and voluntary act for the uses and purposes therein set forth.

GIVEN under my hand and seal this 2nd day of August, 2013

Silvia Medina  
Notary Public

My commission expires: \_\_\_\_\_



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## EXHIBIT 'A'

All that real estate located in Pleasant Square Subdivision, a Subdivision of Lots 15 through 23, all inclusive, and Lots 29 through 35, all inclusive, in Robert Bartlett's Pleasant Acres, a subdivision of the East ½ of the Northwest ¼ of Section 22, Township 41 North, Range 10, East of the Third Principal Meridian, in Cook County, Illinois

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