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18.00

INDENTURE

THIS INDENTURE, WITNESSETH, INDIANA HARBOR BELT RAILROAD COMPANY, a corporation of the State of Indiana, hereafter referred to as the "Grantor," and in consideration of the sum of SEVENTY-ONE THOUSAND SIX HUNDRED SEVENTY DOLLARS (\$71,670.00) and pursuant to the authority given by the Board of Directors of the Indiana Harbor Belt Railroad Company, the said Grantor quitclaims unto THE CHICAGO TITLE AND TRUST COMPANY, a corporation of the State of Illinois, as Trustee under the provisions of a Trust Agreement, dated May 26, 1978, known as Trust Number 1070800, whose mailing address is: J. Trent Anderson, Mayer, Brown & Platt, 231 South La Salle Street, Chicago, Illinois 60604 hereinafter called the "Grantee," all its right, title and interest in and to:

All those eleven (11) certain parcels, or tracts or lots of land, situate in Calumet City, Cook County, Illinois, bounded and described in accordance with a survey and plan prepared by Rowland A. Fabian, Registered Land Surveyor No. 1499, of the State of Illinois, plan R/8369, dated July 13, 1978, revised August 16, 1978, page 8 of 8 (Grantor's Case Plan 67271), as follows, to-wit:

Parcel 7:

The East 4 feet of the following described parcel of land: That part of the East half of the Northwest quarter of Section 8, Township 36 North, Range 15 East of the Third Principal Meridian, described as follows: Commencing at the Northwest corner of said East half of the Northwest quarter; thence South along the West line of said East Half of the Northwest quarter to the Northerly line of the 66-foot right of way of the Indiana Harbor Belt Railroad Company; thence Southeasterly along said Northerly line of said 66-foot right of way, a distance of 728.56 feet; thence North along a line parallel to the West line of said East half of the Northwest quarter of Section 8 aforesaid to the Southwesterly bank of the Calumet River; thence Northwesterly along said Southwesterly bank of the Calumet River to the North line of said East half of the Northwest quarter; thence West along said North line to the point of beginning in Cook County, Illinois, except the South 70 feet thereof by parallel measure to the Northerly line of the 66-foot right of way of said Indiana Harbor Belt Railroad Company, all in Cook County, Illinois.

66-20-557 HAIGES

BOOK
CO. NO. 016
063707
STATE OF ILLINOIS
REAL ESTATE TRANSFER TAX
DEPT OF REVENUE
72.00

72.00

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Parcel 8:

An irregular shaped parcel of land situated in the East half of the Northwest quarter of Section 8, Township 36 North, Range 15 East of the Third Principal Meridian, in Cook County, Illinois, described as follows: Beginning at a point on the Northerly line of the 66-foot right of way of the Indiana Harbor Belt Railroad Company that is 162 feet Southeasterly, (measured along said Northerly line of the 66-foot right of way) from the point of intersection of said Northerly line of the 66-foot right of way with the West line of the East 10.25 chains of said Northwest quarter of said Section 8, said point of beginning being 10 feet measured perpendicular from the centerline of a ladder track; thence Southeasterly along said Northerly right of way line 125.93 feet to a point; thence Northwesterly at an angle of 6 degrees 34 minutes with the last described line 51.3 feet, more or less, to a point of curvature; thence continuing Northwesterly along a curve, convex to the Southwest having a radius of 439.29 feet, 200.43 feet, more or less, to a point of compound curvature; thence continuing Northwesterly along a curved line having a radius 582.5 feet, tangent to the last described curve at said point of compound curvature, 275.46 feet, more or less, to a point of intersection in the West line of said East 10.25 chains of the Northwest quarter of Section 8; thence Southeasterly along the West line of said East 10.25 chains, 238.76 feet; thence Southeasterly in a straight line 212 feet more or less to the point of beginning.

Parcel 9:

A strip of land 66 feet in width across the West half of Lot 1 in Block 15 of Snyder and Lamb's Illinois Addition to Hammond, in the Northeast fractional quarter of Section 8, Township 36 North, Range 15 East of the Third Principal Meridian in Cook County, Illinois, and somewhat less than 66 feet in width across the East 10.25 chains of the Northwest quarter of Section 8, Township 36 North, Range 15 East of the Third Principal Meridian, in Cook County, Illinois, lying Northerly of, parallel to and adjoining the Northerly line of the right of way of Railroad formerly known as the Chicago and Calumet Terminal Railway Company, said premises being described as follows: Beginning at the point of intersection of said Northerly line of right of way and the East line of the West half of said Lot 1, running thence North on said East line 73.32 feet to a point 66 feet Northeasterly of said Northerly line of right of way said distance being measured at right angles to said Northerly line, and thence in a Northwesterly direction on a line parallel to and 66 feet Northerly of said Northerly line of right of way 680 feet more or less to a point that is 162 feet Southeasterly, (measured along said Northerly line of the 66-foot right of way) from the point of intersection of said Northerly line of the 66-foot right of way with the West line of the East 10.25 chains of said Northwest quarter of said Section 8; thence Southeasterly along a straight line, that is 10 feet measured perpendicular and parallel to the center line of a ladder track, for a distance of 168 feet to a point that is 45 feet measured perpendicular to aforesaid 680-foot line; thence East-Southeasterly along a straight line for a distance of 140 feet to a point that is 48 feet measured perpendicular to aforesaid 680-foot line; thence Southeasterly on a curved line of 1700-foot radius that is concentric with and 10 feet Northeasterly of the centerline of a curved track, convex to the Northeast for a distance of 170 feet more or less to the intersection with

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the North line of said right of way; thence Southeasterly on said North line for a distance of 250 feet more or less to the point of beginning.

Parcel 10:

That part of the East half of Lot 1 in Block 15 in Snyder and Amb's Illinois Addition to Hammond, a subdivision in Section 8, Township 36 North, Range 15 East of the Third Principal Meridian, in Cook County, Illinois, described as follows: Beginning at the intersection of the East line of said Lot 1 with the Northerly line of the right of way of Railroad formerly known as The Chicago and Calumet Terminal Railway Company, running thence North Westerly along the Northerly line of said right of way to the West line of said East half of said Lot 1, a distance of 101.60 feet; running thence North on said West line of the East half of said Lot 1, 73.32 feet; thence Easterly parallel with the Northerly line of said right of way to the East line of said Lot 1; a distance of 101.60 feet; thence South on said East line 73.32 feet to the place of beginning, in Cook County, Illinois.

Parcel 11:

That part of Lots 2 and 3 in Block 15 in Snyder and Amb's Illinois Addition to Hammond in the East half of Section 8, Township 36 North, Range 15 East of the Third Principal Meridian, in Cook County, Illinois, described as follows: Beginning at the point of intersection of the East line of said Lot 3 with the Northerly line of the right of way of Railroad formerly known as The Chicago and Calumet Terminal Railway Company; thence North on said East line 212.65 feet; thence Westerly by a curved line convex to the South having a radius of 587.27 feet, 376.15 feet, more or less to a point on the West line of said Lot 2, 73.32 feet North of the Northerly line of said right of way; thence South on said West line of said Lot 2, 73.32 feet to said Northerly line of said right of way; thence South Easterly along said Northerly line of said right of way 411.4 feet to the place of beginning (except that part of said part of Lot 3 lying North Easterly of a line 100 feet Northeastly of and parallel to the Northerly line of said right of way in Cook County, Illinois.

Parcel 12:

Lot 2 and Dock Street, taken as a single tract, (except that part thereof lying North Easterly of a line 100 feet North Easterly of and parallel to the Northerly line of the right of way of Railroad formerly known as The Chicago and Calumet Terminal Railway Company) in the resubdivision of that part lying North of the Calumet Terminal Railroad of Lot 4 in Block 15 in Snyder and Amb's Illinois Addition to Hammond in Section 8, Township 36 North, Range 15 East of the Third Principal Meridian, in Cook County, Illinois according to the plat thereof recorded June 15, 1896 as Document 2334328, in Cook County, Illinois.

Parcel 13:

An irregularly shaped parcel of land situated in Fractional Section 8, Township 36 North, Range 15 East of the Third Principal Meridian, in Cook County, Illinois, described as follows: Beginning at the intersection of

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the Northerly line of the 30 foot strip or right of way conveyed by Walter E. Meyn to the Indiana Harbor Belt Railroad Company by Warranty Deed dated January 15, 1920 and recorded March 23, 1920 as Document 6769333, and the Easterly line of Lot 5 in Block 15 in Syndacker and Amb's Illinois Addition to Hammond; thence Northerly along said Easterly line of said Lot 5, 48.4 feet to an Intersection with a curved line having a radius of 449.3 feet and convex to the South West and whose tangent at said point of Intersection makes an angle of 36 degrees 32 minutes to the North West with said Easterly line of Lot 5; thence North Westerly on said last described curved line 408.53 feet more or less to an intersection with present South Easterly curved right of way line of the Indiana Harbor Belt Railroad Company through said Lot 5; thence South Westerly along said present South Easterly curved right of way line of the Indiana Harbor Belt Railroad Company 138.87 feet more or less to an Intersection with the Westerly line of said Lot 5, thence Southerly along the Westerly line of Lot 5, 261.35 feet to the Northerly line of said 30 foot right of way of the Indiana Harbor Belt Railroad Company; thence South Easterly along said North Easterly line of the 30 foot right of way of the Indiana Harbor Belt Railroad Company 205.70 feet to the point of beginning (except that part thereof lying North Easterly of a line 100 feet North Easterly of and parallel to the Northerly line of the right of way of Railroad formerly known as The Chicago and Calumet Terminal Railway Company, being 30 feet wide and also being North Easterly and adjoining the right of way of Consolidated Rail Corporation (formerly owned by The Michigan Central Railroad Company), in Cook County, Illinois.

Parcel 14:

An irregularly shaped parcel of land situated in the Fractional East half of Fractional Section 8, Township 36 North, Range 15 East of the Third Principal Meridian, in Cook County, Illinois, described as follows: Beginning at the Intersection of the Indiana Illinois State Line and the Northerly line of the 100 foot right of way of Consolidated Rail Corporation (formerly owned by The Michigan Central Railroad Company); thence North Westerly along said Northerly right of way line 252.76 feet to a point in the Easterly line of Lot 6 in Syndacker and Amb's Addition to Hammond; thence Northerly along said East line of Lot 6, the same being the Easterly right of way line of Railroad formerly known as The Chicago and Calumet Terminal Railway Company, a distance of 33.65 feet; thence North Westerly along the Northerly right of way line of the said Railway, same being parallel to and Northerly 30 feet by rectangular measurement from the said Northerly right of way line of Consolidated Rail Corporation; a distance of 411.6 feet to a point in the Westerly line of Lot 5 in Syndacker and Amb's Addition aforesaid; thence Northerly along said West line of Lot 5, 33.65 feet; thence South Easterly parallel to and Northerly 60 feet by rectangular measurement from the said Northerly right of way line of Consolidated Rail Corporation, 411.4 feet to a point of curve on the Easterly line of Lot 6 aforesaid; thence South Easterly on a curve convex to the North East having a radius of 605.93 feet and tangent to the last described line 134.85 feet to a point of reverse curve; thence South Easterly on a curve convex to the South West having a radius of 605.93 feet, 134.85 feet to a point in the said Indiana Illinois State Line, which point is 30 feet North Easterly by rectangular measurement from the aforesaid Northerly right of way line of Consolidated Rail Corporation; thence Southerly along the aforesaid State line 33.65 feet to the point of beginning, in Cook County, Illinois.

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Parcel 15:

An irregularly shaped parcel of land situated in Fractional Section 8, Township 36 North, Range 15 East of the Third Principal Meridian, in Cook County, Illinois, described as follows: Commencing at the Intersection of the Northerly line of the 30 foot strip of right of way conveyed by Walter E. Meyn to the Indiana Harbor Belt Railroad Company by Warranty Deed dated January 15, 1920 and recorded March 23, 1920 as Document 6769333, and the Westerly line of Lot 6 in Block 15 of Snyder and Amb's Addition to Hammond; thence Northerly along the said Westerly line of Lot 6, 33.65 feet more or less to an Intersection with a line parallel to and 30 feet by rectangular measurement from the Northerly line of the right of way of the Indiana Harbor Belt Railroad Company as conveyed by Walter E. Meyn aforesaid, said point of intersection being the point of beginning; thence Northerly along the Westerly line of said Lot 6 a distance of 14.75 feet to an intersection with a curved line having a radius of 449.3 feet and convex to the South West, and whose tangent at said point of Intersection makes an angle of 143 degrees 28 minutes to the North East with the said Westerly line of said Lot 6 produced Northerly; thence South Easterly on the above described curved line 31.8 feet more or less to an Intersection with the above described parallel line; thence North Westerly along said parallel line 22.2 feet more or less to the point of beginning, in Cook County, Illinois.

Parcel 16:

Easement created by Grant from Edward Popper and others to the Indiana Harbor Belt Railroad Company, Corporation of Indiana, dated November 27, 1925 and recorded August 11, 1926 as Document 9367963, for ingress, egress and travel over a private roadway 30 feet in width situated in the Fractional East half of Fraction Section 8, Township 36 North, Range 15 East of the Third Principal Meridian, in Cook County, Illinois, described as follows: Beginning at the intersection of the Northerly line of a tract of land containing 0.544 acres conveyed by Walter E. Meyn to the Indiana Harbor Belt Railroad Company by Warranty Deed dated January 15, 1920 and recorded March 23, 1920 as Document 6769333, and the West line of Lot 6 in Block 15 in Snyder and Amb's Illinois Addition to Hammond and said Fraction Section 8; thence South Easterly along said North Easterly line of the 0.544 Acre Tract to an Intersection with a line parallel to and distance 25.33 feet Easterly by rectangular measurement from the East line of said Lot 6, being the Easterly line of the land conveyed by Walter E. Meyn to Edward Popper and others by Deed dated June 17, 1921 and recorded June 18, 1921 as Document 7178055; thence Northerly along the said parallel line a distance of 33.65 feet more or less to an Intersection with a line parallel to and distance 30 feet by rectangular measurement North Easterly from the North Easterly line of The 0.544 Acre Tract aforesaid; thence North Westerly along the said 30 foot parallel line to the West line of said Lot 6; thence Southerly along the West line of said Lot 6, a distance of 33.65 feet more or less to the point of beginning, in Cook County, Illinois.

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Parcel 17:

A tract of land bounded and described as follows: Beginning at a point in the Illinois Indiana State Line 28 feet Northerly from the Intersection of the Northerly right of way line of the Indiana Harbor Belt Railroad Company and the said State Line, said intersection being the South Easterly corner of the property of the Riverdale Product Company located in the North half of the East Fractional half of Section 8, Township 36 North, Range 15 East of the Third Principal Meridian, in Cook County, Illinois, thence Westerly along a straight line 73 feet to a point on the said Northerly right of way line of the Indiana Harbor Belt Railroad Company; thence North Westerly along said Railroad right of way line 57 feet, plus or minus, to a point, thence Easterly along a straight line parallel to and 24 feet distance by rectangular measurement from the straight line first described from the point of beginning, 119 feet plus or minus, to a point on said State Line; thence Southerly along said State Line 25 feet, plus or minus, to the point of beginning, all in Cook County, Illinois.

Parcel 18:

All that part of Lots 5 and 6 in Block 15 in Snyder and Amb's Illinois Addition to Hammond, a Subdivision in Section 8, Township 36 North, Range 15 East of the Third Principal Meridian in Cook County, Illinois, lying Northwesterly of a curved line that is concentric with and 50 feet Northwesterly of the Center line of existing single track running Northeasterly Southwesterly this date and containing 59,840 square feet which is 1.3737 acres.

Reserving, however, unto the said Grantor, its successors and assigns, a permanent and perpetual easement for Grantor's railroad tracks, use and operations and railroad facilities as presently located on and within the herein described parcels, with the exception of Parcel 18, containing 1.3737 acres, which is free from this reservation; together with the right of the Grantor, its successors and assigns to maintain, repair, use, renew, replace and remove any and all of Grantor's railroad tracks and its operating and railroad facilities and appurtenances as may be indicated on page 8 of 8 of the said Rowland A. Fabian's survey plan and the unobstructed right of access at all times for the inspection, use, maintenance, repair, replacement and the right of continued access or removal of the said facilities of Grantor, provided, however, to Grantor's other property that Grantor, its successors and assigns, shall be reasonable in exercising the aforesaid right and shall in no event unreasonably obstruct the access of Grantee, its successors and assigns, shall

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be reasonable in exercising the aforesaid right and shall in no event unreasonably obstruct the access of Grantee, its successors and assigns, from State Line Road across the hereinabove described parcels to the real estate conveyed by Wilson Foods Corporation to Grantee under a Deed dated May 26, 1978 and recorded in the office of the Recorder of Deeds of Cook County, Illinois on May 26, 1978 as Document No. 24466575; and Grantor, may at its option, grant to its employees, licensees, Lessees, patrons, and invitees the right to use for ingress and egress purposes only, the easement area herein reserved.

Subject, however, to any easements or agreements of record or otherwise, any easements which may be disclosed on the herein mentioned survey plan and to any other pipes wires, poles, cables, culverts, drainage courses or systems and their appurtenances, now existing and remaining in, on, under, over, across and through the premises conveyed by this Indenture and any rights to use, maintain, repair, replace, renew and remove same.

This instrument is executed, delivered and accepted upon the understanding and agreement:

(a) That the said Grantor shall not be liable or obligated to construct or maintain any fence between the land hereinabove described and any remaining land of the said Grantor adjoining the same or be liable or obligated to pay for any part of the cost or expense of constructing or maintaining such a fence or any part thereof; or be liable for any compensation for any damage that may result by the reason of the non-existence of such a fence.

(b) That the said Grantor shall not be liable for any future costs or expenses in connection with Grantor's facilities remaining on and the use of its facilities in the herein reserved portion of this Indenture; and Grantor, its successors and assigns, employees, licensees, Lessees, patrons and invitees shall not be liable for any costs whatsoever in connection with Grantee's construction of an access way (driveway), or for any costs whatsoever incurred by Grantee in the maintenance, repair,

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renewal or use of said access way (driveway) on the easement area herein reserved.

(c) That said Grantee's construction of the said access way (driveway) over and across Grantor's railroad tracks shall be performed in a manner acceptable to Grantor's Maintenance of Way Engineer.

(d) That the said Grantee shall not have or assert to have any claim or demand whatsoever for compensation for any damages; whether said damages are direct or consequential to the land hereinbefore described or to any buildings or improvements now existing or hereinafter erected thereon, or to the contents thereof, which damage may be caused as a result of any railroad, or Grantor's railroad, operation thereon or on adjacent railroad property which may be caused by vibration resulting from railroad operations and Grantee hereby expressly releases the railroad and Grantor from any liability for such vibration damages.

(e) That should a claim adverse to the Title hereby quitclaimed be asserted and/or proved, no recourse shall be had against the said Grantor.

The words "Grantor" and "Grantee" used herein shall be construed as if they read "Grantors" and "Grantees," respectively, whenever the sense of this Indenture so requires and whether singular or plural, such words shall be deemed to include in all cases, the heirs, successors and assigns of the respective parties.

IN WITNESS WHEREOF, the said Grantor has caused its corporate seal to be hereto affixed and has caused its name to be signed to these presents by Richard B. Hasselman, its President, and attested by V. P. DiGiannantonio, its Assistant Secretary, this 30th day of October, A.D., 1978.

SEALED AND DELIVERED in the presence of us:

L. D. Ouler

INDIANA HARBOR & BAYVIEW RAILROAD COMPANY
By Richard B. Hasselman
Richard B. Hasselman, President



ATTESTED TO:

V. P. DiGiannantonio

V. P. DiGiannantonio
V. P. DiGiannantonio, Assistant Sec.

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STATE OF PENNA.)
COUNTY OF PHILA.) SS.

The foregoing instrument was acknowledged before me this day of NOVEMBER, 1978, by RICHARD S. HASSELMAN, PRESIDENT and by V.P. M'GLANNANTONIO, ASSISTANT SECRETARY of INDIAN HARBOR BELT RAILROAD COMPANY, a corporation of the State of Indiana, on behalf of the corporation.

WRC
Notary Public
WILLIAM B. GODDORTH
Notary Public, Philadelphia, Philadelphia Co.
My Commission Expires November 3, 1980

THIS INSTRUMENT CERTIFIED BY E-MAIL TO:

FRANK A. REICHELDERFER
WILSON AND McILVAINE
135 S. LASALLE ST
CHICAGO, ILL. 60603
Box 533

COOK COUNTY CLERK'S OFFICE
FILED FOR RECORD
NOV 8 9 1978
#24707234

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PLAT ACT AFFIDAVIT

STATE OF ILLINOIS)
COUNTY OF COOK) ss.

F. A. Reichelderfer, being duly sworn on oath,
states that he resides at 1000 PINE TREE LANE
WINNETKA, ILL. that the attached deed is not in violation
of Paragraph 1 of Chapter 109 of the Illinois Revised Statutes for one
of the following reasons:

A. Said Act is not applicable as the grantors own no adjoining property to the premises described in said deed.

-OR-

B. The conveyance falls in one of the following exemptions enumerated in said Paragraph 1:

1. The division or subdivision of land into parcels or tracts of 5 acres or more in size which does not involve any new streets or easements of access;
2. The division of lots or blocks of less than 1 acre in any recorded subdivision which does not involve any new streets or easements of access;
3. The sale or exchange of parcels of land between owners of adjoining and contiguous land;
4. The conveyance of parcels of land or interest therein for use as a right of way for railroads or other public utility facilities and other pipe lines which does not involve any new streets or easements of access;
- 5. The conveyances of land owned by a railroad or other public utility which does not involve any new streets or easements of access;
6. The conveyance of land for highway or other public purposes or grants or conveyances relating to the dedication of land for public use or instruments relating to the vacation of land impressed with a public use.
7. Conveyances made to correct descriptions in prior conveyances;
8. The sale or exchange of parcels or tracts of land following the division into no more than 2 parts of a particular parcel or tract of land existing on July 17, 1959 and not involving any new street or easements of access;
9. The sale of a single lot of less than 5 acres from a larger tract when a survey is made by a registered surveyor provided, however, that this exemption shall not apply to the sale of any subsequent lots from the same larger tract of land, as determined by the dimensions and configuration of the larger tract on October 1, 1973.

CIRCLE NUMBER AND/OR LETTER ABOVE WHICH IS APPLICABLE TO ATTACHED DEED.

Affiant further states that he makes this affidavit for the purpose of inducing the Recorder of Deeds of Cook County, Illinois to accept the attached deed for recording.

F. A. Reichelderfer

SUBSCRIBED and SWORN to before me this
day of November, 1978



Evelyn Krueger
Notary Public

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END OF RECORDED DOCUMENT