

UNOFFICIAL COPY

RELEASE OF CLAIMS AND LIABILITY FROM CONSTRUCTION AND MAINTENANCE OF RETENTION BASIN

WHEREAS, American National Bank Under Trust #62047 is the owner of the property legally described as: **86072784**

Lot 218 formerly known as Commercial Tract, in Tiburon Planned Unit Development Plat in part of the East 1/2 of the Northeast 1/4 of section 1, Township 42 North, Range 10 East of the Third Principal Meridian and part in the West 1/2 of the Northwest 1/4 of Section 6, Township 42 North, Range 11 East of the Third Principal Meridian, Recorded July 8, 1977. As Document 24004046 (corrected by certificate of correction recorded September 26, 1977 as Document 24121632 and October 21, 1977 as Document 24159150), excepting there from that part dedicated for Public Roadways by Plat of Dedication recorded July 11, 1985 as document 85098153 and excepting there from that part dedicated for public roadway by plat of dedication recorded July 11, 1985 as document 8509154, in Cook County, Illinois.

WHEREAS it is a requirement of the Village of Arlington Heights that storm water detention be provided on developed property within the Village, and

WHEREAS, it is the desire of said owner to construct a privately maintained, manmade lake which maintains a normal water level (a retention facility hereinafter referred to as "lake") which serves to also provide the required detention capacity, and

WHEREAS, the Village of Arlington Heights is willing to permit the construction of said lake, but does not maintain such facilities on private property.

NOW, THEREFORE, in consideration of the right to construct said lake and other good and valuable consideration, American National Bank Under Trust 62047, its heirs, executors, administrator, successors and assigns, release and hold harmless now and forever the Village of Arlington Heights, a municipal corporation of the state of Illinois, its successors or assigns, or its president, trustees, officers, employees, or agents from all claims, damages, injuries and demands arising out of the construction and maintenance of said lake and further agrees to indemnify the Village of Arlington Heights from any damages, causes of action, claims, judgements and costs incurred by or assessed said Village by reason of the construction and maintenance of said lake, including all costs and attorney's fees.

86072784

***** [SEE SIGNATURE PAGE ATTACHED]

STATE OF ILLINOIS)
COUNTY OF COOK) ss

I, the undersigned, being a Notary Public in and for the County and State aforesaid, CERTIFY E. JOHANSEN ^{aka Michael Whelan} ^{As Secretary} known to me to be the ^{owners} of American National Bank and Trust Company of Chicago, did appear before me this day in person and acknowledge that they signed, sealed, and delivered this instrument as their free and voluntary act for the uses and purposes therein set forth.

OCT 07 1985

[Signature]
Notary Public

UNOFFICIAL COPY

3 4 7 7 3 4

AMERICAN NATIONAL BANK AND TRUST
COMPANY OF CHICAGO
not personally but solely as
Trustee as aforesaid

By:



Title:

Second Vice President

Attest:



Title:

ASSISTANT SECRETARY

Address:

33 N La Salle St, Chicago 60690

This instrument is executed by AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not personally but solely as Trustee as aforesaid. All the covenants and conditions herein contained shall be binding upon the Trustee as aforesaid. The Trustee as aforesaid shall not be liable for any loss or damage caused by fire, theft, or any other cause, and shall not be responsible for any loss or damage caused by any of the covenants, statements, representations or warranties contained in this instrument.


VILLAGE OF ARLINGTON HEIGHTS, ILLINOIS

BY:



Kenneth M. Bonder, Village Manager

ATTEST:



John Gross, Village Clerk

Property of Cook County Clerk's Office

86072784

22-01-202-002 BM
VACANT

UNOFFICIAL COPY

30372784

Property of Cook County Clerk's Office



DEPT-09
T#1111 TRAN 1505 02/21/86 10:11:00
#7652 # 9 * 86-072784