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ABROGATION AND ABANDONMENT OF EASEMENTS

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WHEREAS, on or about July 23, 1895, a certain Plat of Sub-division was recorded with the Recorder of Deeds of Cook County, Illinois as Document No. 2252975, and

WHEREAS, said Plat of Subdivision pertained to the real estate legally described as follows:

LOTS 1, 2, 3, 4, 5, 6 AND 7 IN THE THEISS SUBDIVISION OF THE WEST 50 FEET OF LOT 38 IN OUT LOT "C" IN WRIGHTWOOD BEING A SUBDIVISION OF THE SOUTH WEST QUARTER OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

and
14-28-316-016 = L 1 14-28-316-015 = L 4
017 = L 2 014 = L 5
018 = L 3 013 = L 6 & 7

WHEREAS, said Plat of Subdivision, in part, created a private alley, legally described as follows:

THAT PART OF THE NORTH AND SOUTH 4 FOOT PRIVATE ALLEY WHICH LIES EAST OF AND ADJOINING THE EAST LINE OF LOTS 4 TO 7, LYING NORTH OF THE SOUTH LINE OF SAID LOT 4 EXTENDED EAST AND SOUTH OF THE NORTH LINE OF LOT 7 EXTENDED EAST, ALL IN THEISS' SUBDIVISION OF THE WEST 50 FEET OF LOT 38 IN THE SUBDIVISION OF OUT LOT "C" IN WRIGHTWOOD, BEING A SUBDIVISION OF THE SOUTH WEST QUARTER OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

and
14-28-316-015
014
013

WHEREAS, said private alley created a private easement for the benefit of the original owners of Lots 1, 2, 3, 4, 5, 6 and 7 aforesaid and the successor owners thereof, and

WHEREAS, CHARLES A. WERNER, a married man, is presently the legal owner of Lot 1 aforesaid, and

WHEREAS, ANNE D. SCHUSTER, a widow, is presently the legal owner of Lot 2 aforesaid, and

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Chicago IL

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WHEREAS, JOYCE E. HECHT, divorced and not since remarried, is the legal owner of Lot 3 aforesaid, and

WHEREAS, STUART R. ABELSON, divorced and not since remarried, is the legal owner of Lots 4, 5, 6 and 7 aforesaid, and

WHEREAS, all of said persons are desirous of causing an abrogation and abandonment of that private easement legally described as follows:

THAT PART OF THE NORTH AND SOUTH 4 FOOT PRIVATE ALLEY WHICH LIES EAST OF AND ADJOINING THE EAST LINE OF LOTS 4 TO 7, LYING NORTH OF THE SOUTH LINE OF SAID LOT 4 EXTENDED EAST AND SOUTH OF THE NORTH LINE OF LOT 7 EXTENDED EAST, ALL IN THEISS' SUBDIVISION OF THE WEST 50 FEET OF LOT 38 IN THE SUBDIVISION OF OUT LOT "C" IN WRIGHTWOOD, BEING A SUBDIVISION OF THE SOUTH WEST QUARTER OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

NOW, THEREFORE, in consideration of the agreements herein contained, the parties hereto represent to and agree with each other as follows:

1. CHARLES A. WERNER, a married man, represents that he is the legal owner of that real estate legally described as follows:

LOT 1 IN THE THEISS SUBDIVISION OF THE WEST 50 FEET OF LOT 38 IN OUT LOT "C" IN WRIGHTWOOD, BEING A SUBDIVISION OF THE SOUTH WEST QUARTER OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

2. ANN D. SCHUSTER, a widow, represents that she is the legal owner of that real estate legally described as follows:

LOT 2 IN THE THEISS SUBDIVISION OF THE WEST 50 FEET OF LOT 38 IN OUT LOT "C" IN WRIGHTWOOD, BEING A SUBDIVISION OF THE SOUTH WEST QUARTER OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

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3. JOYCE E. HECHT, divorced and not remarried, represents that she is the legal owner of that real estate legally described as follows:

LOT 3 IN THE THEISS SUBDIVISION OF THE WEST 50 FEET OF LOT 38 IN OUT LOT "C" IN WRIGHTWOOD, BEING A SUBDIVISION OF THE SOUTH WEST QUARTER OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

4. STUART R. ABELSON, divorced and not remarried, represents that he is the legal owner of that real estate legally described as follows:

LOTS 4, 5, 6 AND 7 IN THEISS SUBDIVISION OF THE WEST 50 FEET OF LOT 38 IN OUT LOT "C" IN WRIGHTWOOD, BEING A SUBDIVISION OF THE SOUTH WEST QUARTER OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

5. That each of said parties herein named, individually and for his or her heirs, legatees, devisees, personal representatives, transferees, successors in interest and assigns, do hereby forever abrogate and abandon any and all right, title or interest that they individually and collectively at any time had or now have in and to that private alley legally described as follows:

THAT PART OF THE NORTH AND SOUTH 4 FOOT PRIVATE ALLEY WHICH LIES EAST OF AND ADJOINING THE EAST LINE OF LOTS 4 TO 7, LYING NORTH OF THE SOUTH LINE OF SAID LOT 4 EXTENDED EAST AND SOUTH OF THE NORTH LINE OF LOT 7 EXTENDED EAST, ALL IN THEISS' SUBDIVISION OF THE WEST 50 FEET OF LOT 38 IN THE SUBDIVISION OF OUT LOT "C" IN WRIGHTWOOD, BEING A SUBDIVISION OF THE SOUTH WEST QUARTER OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

and the execution and recording of this document shall serve as a permanent abrogation and abandonment of that private alley hereinabove legally described, which private alley was created by that

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Plat of Survey recorded on or about July 23, 1985 with the Recorder of Deeds of Cook County as Document No. 2252975.

6. Notwithstanding any language to the contrary herein contained, it is hereby agreed by all of the parties hereto that this document shall not in any way affect any rights and privileges that the owners of Lot 1, Lot 2 and Lot 3 aforesaid heretofore had or presently have in or to that private alley legally described as follows:


THAT PART OF THE EAST AND WEST 4.7 FOOT PRIVATE ALLEY LYING NORTH OF AND ADJOINING THE NORTH LINE OF LOTS 1, 2 AND 3 AND SOUTH OF AND ADJOINING THE SOUTH LINE, AND SAID SOUTH LINE EXTENDED EAST OF LOT 4, ALL IN THEISS' SUBDIVISION OF THE WEST 50 FEET OF LOT 38 IN THE SUBDIVISION OF OUT LOT "C" IN WRIGHTWOOD, BEING A SUBDIVISION OF THE SOUTH WEST QUARTER OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

It being the intentions of each and every party hereto that said easement as created by that certain Plat of Subdivision recorded on or about July 23, 1985 with the Recorder of Deeds of Cook County, Illinois, as Document No. 2252975 continue to remain in full force and effect for the benefit of the owners of Lot 1, Lot 2 and Lot 3 aforesaid.

IN WITNESS WHEREOF, the parties hereto have executed this Abrogation and Abandonment of Easements on this 16th day of June, 1986.


CHARLES A. WERNER


ANNE D. SCHUSTER


JOYCE E. HECHT


STUART R. ABELSON

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STATE OF ILLINOIS)

COUNTY OF COOK) SS:

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I, the undersigned, a notary public in and for said County, in the State aforesaid, hereby certify that CHARLES A. WERNER, a married man, 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 the said instrument as his free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of homestead.

Given under my hand and official seal this 16th day of June, 1986.

Commission expires Oct. 30, 1987.

Edward J. Goyka
NOTARY PUBLIC

STATE OF ILLINOIS)

COUNTY OF COOK) SS:

I, the undersigned, a notary public in and for said County, in the State aforesaid, hereby certify that ANNE D. SCHUSTER, a widow, 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 she signed, sealed and delivered the said instrument as her free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of homestead.

Given under my hand and official seal this 16th day of June, 1986.

Commission expires Oct. 30, 1987.

Edward J. Goyka
NOTARY PUBLIC

STATE OF ILLINOIS)

COUNTY OF COOK) SS:

I, the undersigned, a notary public in and for said County, in the State aforesaid, hereby certify that JOYCE E. HECHT, divorced and not since remarried, 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 she signed, sealed and delivered the said instrument as her free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of homestead.

Given under my hand and official seal this 16th day of June, 1986.

Commission expires Oct. 30, 1987.

Edward J. Goyka
NOTARY PUBLIC

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