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LEGAL DEPARTMENT
VILLAGE OF ARLINGTON HEIGHTS
33 S. ARLINGTON HEIGHTS ROAD
ARLINGTON HEIGHTS, IL 60005

A G R E E M E N T

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WHEREAS, ARLINGTON PLAZA LTD. PARTNERSHIP is constructing a building at the southeast corner of Dunton Avenue and Eastman Street on property legally described in Attachment A, attached hereto and made a part hereof, and commonly known as 299 N. Dunton Avenue, Arlington Heights, Illinois, and

WHEREAS, the owner desires to construct the privately owned water service to the building in the Eastman Street public right-of-way in order to minimize construction and installation costs of the water service, and

WHEREAS, the installation of this water service will be permanent in nature and will obstruct the use of that underground portion of the right-of-way for future Village uses, and,

WHEREAS, the President and Board of Trustees of the Village of Arlington Heights have determined that granting a perpetual license for the installation of the private water service is in the best interests of the Village;

NOW, THEREFORE, in consideration of the mutual covenants and agreements hereinafter set forth, and other good and valuable considerations, it is agreed by and between the Village of Arlington Heights, Cook County, Illinois, a Municipal Corporation, and ARLINGTON PLAZA LTD. PARTNERSHIP their successors and assigns as follows:

1. The Village of Arlington Heights does hereby grant to ARLINGTON PLAZA LTD. PARTNERSHIP a permanent license in Eastman Street between Evergreen Avenue and Dunton Avenue for the purpose of installing and maintaining a private water service to serve the property as described in Attachment A.
2. Prior to commencing installation within Eastman Street, ARLINGTON PLAZA LTD. PARTNERSHIP shall submit to the Village plans for said installation which plans shall be subject to the approval by the Director of Engineering and the Director of Public Works.
3. The installation and maintenance of said water service shall be the sole responsibility of ARLINGTON PLAZA LTD. PARTNERSHIP who shall be responsible for performing the work, barricading the work site and restoring said street and parkway in a manner satisfactory to the Director of Public Works and in compliance with all ordinances and specifications generally applicable to similar

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work in the right-of-way. Except in an emergency, the owner shall secure all applicable permits prior to performance of any repair or maintenance work in the right-of-way.

4. ARLINGTON PLAZA LTD. PARTNERSHIP, its successors in title to the property described in Attachment A and assigns, hereby agrees to defend, indemnify and hold harmless the Village of Arlington Heights from any claims, damages, cause of action or other charges against the Village arising out of the permission herein granted including all judgments, awards, costs and reasonable attorney's fees which may be assessed by reason of the existence, condition or use of the privately-owned water service or any work within the right-of-way in connection therewith.
5. In consideration of the use of the right-of-way, ARLINGTON PLAZA LTD. PARTNERSHIP, its successors and assigns, shall pay to the Village the amount of \$112.50 quarterly, which amount shall be added to the quarterly water bill for the master water meter servicing the property.
6. This agreement shall be recorded in the office of the Recorder of Cook County prior to the water service line being placed in operation.

WHEREFORE, the parties hereto have affixed their hands and seals this 21 day of Sept, 1987.

ATTEST:

VILLAGE OF ARLINGTON HEIGHTS
A Municipal Corporation



Village Clerk

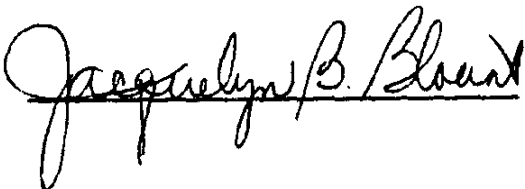
By: 

Village President

SEAL

ATTEST:

ARLINGTON PLAZA LTD. PARTNERSHIP



Attestor

By: 

Partner

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EXHIBIT "A"

LEGAL DESCRIPTION OF PARCEL A

Building A Land: Lots 1, 2, 5, 6, 7 and 8 in Block 14 in the Town of Dunton, now known as Arlington Heights, being a Subdivision of the West 1/2 of the South West 1/4 of Section 29, Township 42 North, Range 11 East of the Third Principal Meridian, in Cook County, Illinois.

Property of Cook County Clerk's Office

- 03-29-326-001 LOT P
- 03-29-326-002 LOT 7
- 03-29-3-003 LOT
- 004 LOT 1+2
- 005 LOT 3+4
- 008
- 009
- 011
- 012
- 013
- 014

BUILDING UNDER CONSTRUCTION

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DEPT-04 M250. \$1.40
 1H1111 TRAN 3127 10/22/87 10:48:00
 #7091 #A *-07-571002
 COOK COUNTY RECORDER

WILL CALL

B

3127

WILL CALL

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