

AMENDMENT TO AGREEMENT

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THIS AMENDMENT TO AGREEMENT dated this 22nd day of March, 1988 by and between Joseph Freed and Associates, Inc., and Illinois Corporation ("Developer"), LaSalle National Bank, as Trustee under Trust No. 112108 ("LaSalle") and the Village of Northbrook, an Illinois municipal corporation (the "Village")

W I T N E S S E T H :

WHEREAS, the parties hereto did enter into a certain Agreement dated May 15, 1987 with respect to approximately 9.74 acres of property, located approximately 800 feet east of Waukegan Road north of and adjacent to the Illinois Tollway Spur, in Cook County (the "Agreement").

WHEREAS, the parties hereto do hereby intend to amend and modify the Agreement, all as more fully hereinafter set forth.

NOW, THEREFORE, in consideration of the covenants hereinafter set forth, and other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, it is hereby agreed that the Agreement is amended to provide as follows:

1. Prior to the issuance of any certificate of occupancy for any structure on the property, LaSalle and/or Developer shall, at their sole cost and expense, cause the construction and installation of five (5) turn-around facilities to be located on the south terminus of each north-south private street as more fully set forth on Exhibit "A" attached hereto and made a part hereof.

2. The aforementioned turn-around facilities shall be constructed and installed on an easement in favor of Commonwealth Edison, recorded as document No. 20365506 and dated December 20, 1967 (the "Easement Agreement") a copy of which is attached hereto as Exhibit "B."

3. The Developer does hereby represent to the Village that neither the construction nor the installation of the aforementioned turn-around facilities is prohibited by the Easement Agreement.

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4. All the other terms and conditions of the Agreement not inconsistent with the provisions of this Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals upon the day and year first above written.

Joseph Freed and Associates, Inc.,  
an Illinois Corporation

By: [Signature]

Attest: [Signature]

LaSalle National Bank, not personally but as Trustee under Trust No. 112108

By: [Signature]

Attest: [Signature]

The Village of Northbrook,  
a municipal corporation

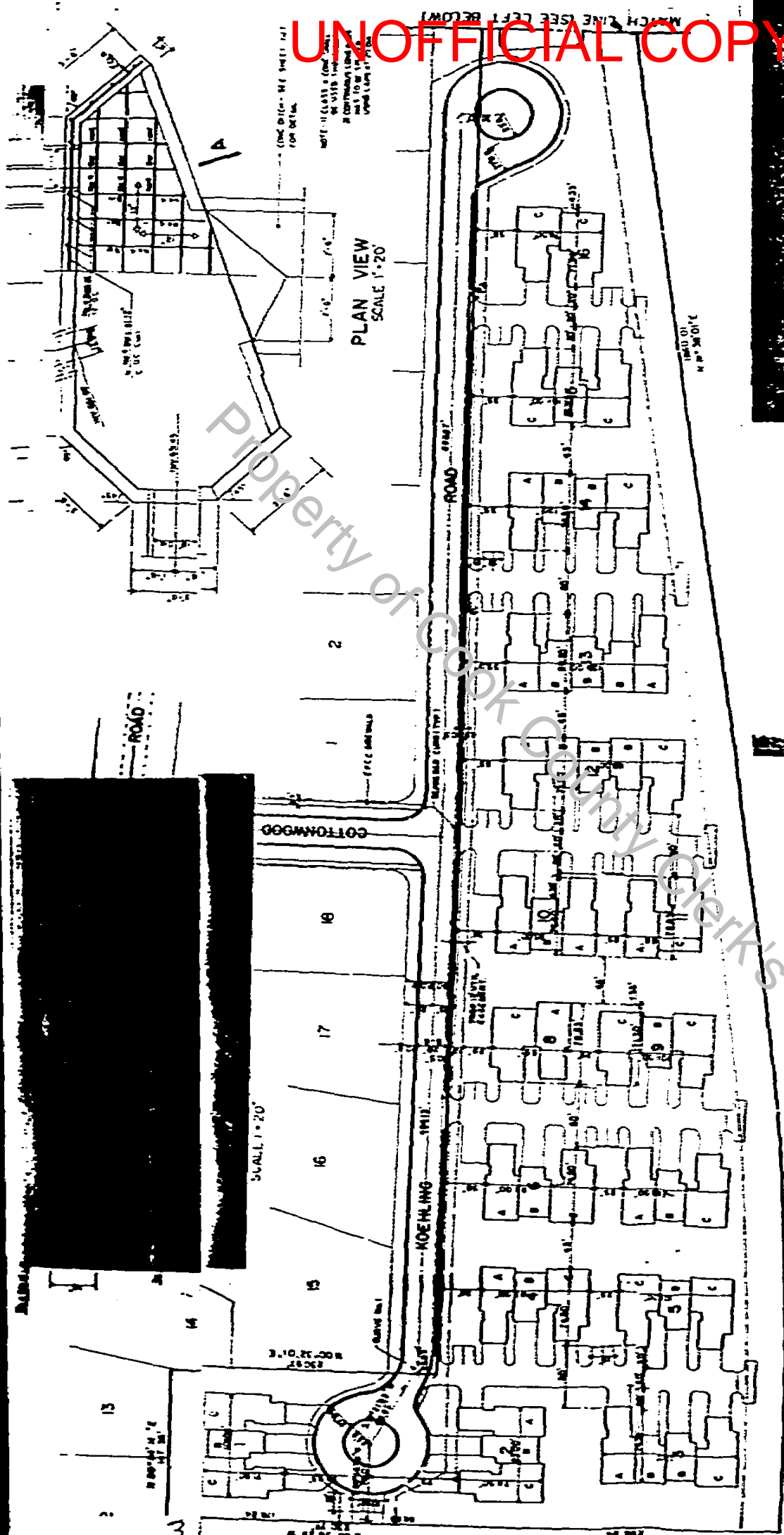
By: [Signature]

Attest: [Signature]

This instrument is executed by LaSALLE NATIONAL BANK, not personally but solely as Trustee, as aforesaid, in the exercise of the authority conferred upon and vested in it by its charter, bylaws, articles of incorporation, and resolutions of its board of directors, and in accordance with the terms, conditions, stipulations, covenants and statements contained herein, and no personal liability shall be asserted or be inferred against LaSALLE NATIONAL BANK by reason of any of the terms, provisions, stipulations, covenants and/or statements contained in this instrument.

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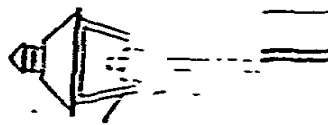


PLAN VIEW  
SCALE 1/4" = 1'-0"

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EXHIBIT A

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DATE: 11/11/11

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A PARCEL OF LAND IN SECTION 3, TOWNSHIP 42 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN BOUNDED AND DESCRIBED AS FOLLOWS:  
BEGINNING AT THE POINT OF INTERSECTION OF THE SOUTH LINE OF THE NORTH WEST 1/4 OF SAID SECTION 3 WITH A LINE DRAWN 347.50 FEET PERPENDICULAR DISTANT EAST OF AND PARALLEL WITH THE WEST LINE OF SAID SECTION 3; THENCE SOUTH 00 DEGREES 29 MINUTES 44 SECONDS WEST ALONG THE LAST DESCRIBED PARALLEL LINE, A DISTANCE OF 296.42 FEET TO THE NORTH LINE OF THE NORTHERN ILLINOIS TOLL HIGHWAY (BY DEED); THENCE NORTHEASTERLY ALONG THE NORTH LINE OF SAID HIGHWAY, WHICH IS THE ARC OF A CIRCLE, CONVEX TO THE SOUTH WEST, HAVING A RADIUS OF 2739.79 FEET. A DISTANCE OF 501.04 FEET TO THE POINT OF TANGENCY; THENCE NORTHEASTERLY ALONG A STRAIGHT LINE BEING TANGENT TO THE LAST DESCRIBED CURVE, A DISTANCE OF 1839.13 FEET TO A POINT ON THE NORTH LINE OF THE SOUTH EAST 1/4 OF SAID SECTION 3, WHICH POINT IS 44.10 FEET EAST OF THE NORTH WEST CORNER OF THE SOUTH EAST 1/4 OF SAID SECTION 3; THENCE WEST ALONG THE EAST AND WEST CENTER LINE OF SAID SECTION 3, A DISTANCE OF 2196.1 FEET TO AN IRON STAKE; THENCE NORTH 00 DEGREES 36 MINUTES 28 SECONDS EAST ALONG A LINE, A DISTANCE OF 231.0 FEET TO A WOODEN STAKE, BEING THE SOUTH EAST CORNER OF LOT 13 IN BLOCK 5 OF GLEN BROOK COUNTRYSIDE, A SUBDIVISION OF PART OF THE NORTH WEST 1/4 OF SAID SECTION 3; THENCE NORTH 89 DEGREES 59 MINUTES 30 SECONDS WEST ALONG THE SOUTH LINE OF SAID LOT 13 AND LOT 12 IN SAID BLOCK 5, A DISTANCE OF 147.50 FEET; THENCE SOUTH 00 DEGREES 36 MINUTES 28 SECONDS WEST ALONG A LINE DRAWN 347.50 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID SECTION 3, A DISTANCE OF 231.0 FEET TO THE POINT OF BEGINNING IN COOK COUNTY, ILLINOIS.

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COOK COUNTY REGISTER 1 15 4 2 4 25

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57-48-222

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The Grantor, CHICAGO TITLE AND TRUST COMPANY, a corporation of Illinois, as trustee under the provisions of a Trust Agreement dated the 25th day of April 1951, known as Trust Number 45582, for and in consideration of the sum of one Dollar (\$1.00) and other good and valuable consideration, in hand paid, receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto COMMONWEALTH EDISON COMPANY, a corporation organized and existing under the laws of the State of Illinois (hereinafter called the "Grantee"), its successors and assigns, a perpetual right, easement, permission and authority to construct, erect, operate, use, maintain, relocate, renew and remove electrical transmission and distribution lines including steel towers with their foundations, pole structures, poles, wires, cables, conduits, anchors, manholes, underground counterpoise and necessary fixtures and appurtenances attached thereto in, on, under, over, through, along and across the premises of the Grantor, described as follows:

That part of Section 3, Township of [unclear], Range 10 East of the Third Principal Meridian, bounded and described as follows: Beginning at the southeast corner of stakes and stipes in the center of said Section 3, thence South 89° 51' 00" East along the East and West center line of said Section 3 a distance of 44.10 feet to a point on the northern line of the northern Illinois Toll Highway thence South 89° 51' 00" West along the northern line of the Toll Highway a distance of 1215.38 feet to a point of survey of the Toll Highway thence Southwesterly along the northerly line of said Toll Highway, and along the arc of a circle, convex to the South having a radius of 1215.38 feet a distance of 8.716 feet to an intersection of the westerly term line of the Arc of said circle with the line 747.87 feet long (part of line 747.87 feet long) and parallel with the west line of the southwest quarter of said Section 3, thence North 81° 45' East along said parallel line a distance of 15.83 feet thence South 81° 45' East a distance of 121.47 feet to an angle point which is 715.85 feet long (measured at right angles to the north line of the southwest quarter of said Section 3) thence North 81° 45' East a distance of 121.47 feet to an angle point which is 121.47 feet long (measured at right angles to the north line of said southwest quarter of Section 3) thence North 81° 45' East a distance of 121.47 feet to an angle point which is 121.47 feet long (measured at right angles to the north line of said southwest quarter of Section 3) thence North 81° 45' East a distance of 121.47 feet to a point on the north line of said southwest quarter of Section 3 which is 121.47 feet east of the north line beginning, thence East along the north line of said southwest quarter of Section 3 a distance of 121.47 feet to the point of beginning, all in Cook County, Illinois.



CLERK'S Office

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SEE PAGE 4 - LEGAL DESK

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for the transmission of electric energy, such lines to form a part of an electrical transmission system extending from the lands owned by the Grantee and the station and other structures thereon in Lake County, Illinois, to other lands and structures located beyond the premises of the Grantor, together with the right to cut, cutback, trim or eliminate, and at its option, remove from said premises or the premises of the Grantor adjoining the same on any side, any trees, saplings, overhanging branches, snags, bushes or other obstacles or obstructions which may endanger the safety or interfere with the installation, use or enjoyment of any tower, pole structure, pole, wire, cable or facility constructed or to be constructed in, on, under, over, through, along and across said premises, and the right of ingress and egress to and over said above described premises at any and all times, for such purposes, including but not limited to the lines, repairing, removing, renewing or adding to the number of said above enumerated facilities, and for doing anything necessary, useful or convenient for the enjoyment of the easement herein granted.

Grantee will promptly repair or replace all fences, gates, drains and ditches damaged or destroyed by it on said premises and will pay Grantor all damages proximately caused by the construction, operation, maintenance or removal of said electrical transmission lines.

All claims for damages caused by the operation and maintenance of such lines shall be made at or mailed to the office of the Grantee, c/o Real Estate Department, 11 West Adams Street, Chicago, Illinois 60640, within thirty (30) days after such damages occur.

The Grantor expressly reserves the right to use the surface of said premises in such manner as not to interfere with the construction, operation, maintenance, patrol and use by Grantee, its successors and assigns, of the electrical transmission lines, equipment and appurtenances thereto, or with other transmission line lines, and no building, structure or construction shall be

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placed or erected by the Grantor on said premises.

This Grant contains all the terms and conditions of this easement, express or implied between the parties hereto and shall be binding upon, and inure to the benefit of, Grantor and Grantee and their respective legal representatives, successors, assigns, lessees and licensees.

IN WITNESS WHEREOF, said Grantor has caused its corporate seal to be hereto affixed, and has caused its name to be signed to these presents by its Assistant Vice-President and attested by its Assistant Secretary, this 20 day of December 1957.

CONSIDERATION NOT PAYABLE.

CHICAGO TITLE AND TRUST COMPANY,  
as Trustee as aforesaid

*[Signature]*  
Assistant Vice-President

ATTEST:

*[Signature]*  
Assistant Secretary



STATE OF ILLINOIS )  
                                  )SS  
COUNTY OF COOK      )

I, the undersigned, a Notary Public in and for the County of Cook and State of Illinois, do hereby certify that the above named Assistant Vice President and Assistant Secretary of the CHICAGO TITLE AND TRUST COMPANY, Grantor, personally appeared to me and the same persons whose names are subscribed to the foregoing instrument, such Assistant Vice President and Assistant Secretary, respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument of their own free and voluntary act and as the free and voluntary act of said Company for the uses and purposes therein set forth; and the said Assistant Secretary then and there acknowledged that said Assistant Secretary, as custodian of the corporate seal of said Company, caused the corporate seal of said Company to be affixed to said instrument as said Assistant Secretary's own free and voluntary act and as the free and voluntary act of said Company for the uses and purposes therein set forth.

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*[Signature]*  
Notary Public



*[Signature]*  
Notary Public

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