

MAIL TO:

Prepared by and made to  
Hess Koplan + M.E. Duvall  
180 N. LaSalle  
Chicago, Ill. 60601

UNOFFICIAL COPY

88279650

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06/10/88  
06/13/88  
06/17/88

AMENDMENT TO TRI-PARTY EASEMENT AND OTHER AGREEMENT

THIS TRI-PARTY EASEMENT AND OTHER AGREEMENT is made and entered into this 7<sup>th</sup> day of June, 1988 by and between the Village of Lansing ("Village"), American National Bank and Trust Company of Chicago as Trustee under Trust Agreement dated December 1, 1985 and known as Trust No. 66007 ("Trustee") and Landings Theaters, Inc., an Illinois corporation ("Tenant").

WHEREAS, the parties hereto entered into a certain Tri-Party Easement and Other Agreement which was recorded in the office of the Recorders of Deeds of Cook County, Illinois, the 9<sup>th</sup> day of June, 1988 as Document No. 88 25169 (88 251969)

WHEREAS, the parties hereto desire to amend certain provisions of the Agreement.

NOW, THEREFORE, in consideration of the mutual agreements herein set forth, the parties hereto agree as follows:

1. In the first line of paragraph 1 after the word "Trustee" and also after the word "Tenant", insert the words "their successors and assigns".
2. In the second line of paragraph 1 after the word "thereof", insert the words "or if the Lease terminates or expires, by lapse of time, merger or otherwise so long as the Development is used as a Theater".
3. In the second line from the bottom of paragraph 1, after the word "deed", insert "or, if the Development is sold to a third party, or, if any other third party becomes the owner of the Development or the owner of the Lease, and regardless of whether the Lease is in effect".
4. In paragraph 6 of the Agreement after the word "upon" and before the word "the", insert the words "and the benefits herein contained shall inure to".
5. Except as herein amended, the parties hereto do hereby agree that the Tri-Party Easement and Other Agreement is in full force and effect.
6. This Amendment is executed by American National Bank and Trust Company of Chicago, not personally but solely as Trustee as aforesaid, in the exercise of the power and authority conferred upon and vested in it as such Trustee. Nothing herein shall be construed as creating any liability of American National Bank and Trust Company of Chicago personally to pay any indebtedness accruing hereunder, or to perform any agreement or covenant either express or implied herein, all such liability, if any, being expressly waived by anyone now or hereafter claiming any right or security hereunder. So far as American National Bank and Trust Company of Chicago, not personally, is concerned, the legal owner or owners of any indebtedness or obligation to perform any agreement or covenant, either express or implied, accruing hereunder or anyone making any claim hereunder shall look solely to the trust property herein described for the payment thereof.

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

ATTEST:

By: Katherine A. [Signature]  
Its: Village Clerk

THE VILLAGE OF LANSING

By: [Signature]  
Its: [Signature]

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not personally but solely as Trustee under Trust No. 66007

By: [Signature]  
Its: [Signature]

ATTEST:

By: [Signature]  
Its: Authorized Attorney

LANDINGS THEATERS, INC.

By: [Signature]  
Its: Pres

ATTEST:

By: [Signature]  
Its: [Signature]

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## EXHIBIT A

### LEGAL DESCRIPTION

Lot 2 in the Landings Phase III, being a subdivision of part of the West 1/2 of Section 19, Township 36 North, Range 15 East of the Third Principal Meridian, in Cook County, Illinois.

30-19-300-011

30-19-100-007

address

166th & Touneau

housing, LLC

Property of Cook County Clerk's Office

88279650

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3 3 2 7 9 5 5 0

STATE OF ILLINOIS )  
 )SS.  
COUNTY OF COOK )

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT Peter H. Johansen of THE VILLAGE OF LANSING and Ruthanne Walckenaer of said Village, who are personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that they signed and delivered the said instrument as such officers of said Village as their own free and voluntary act and as the free and voluntary act of said Village as aforesaid, for the uses and purposes therein set forth.

Given under my hand and official seal, this 23<sup>rd</sup> day of June, 1988.

Peggy H. Kritek  
Notary Public

My commission expires:

12/3/88

DEPT-01 RECORDING \$15.00  
T#2222 TRAN 8069 06/24/88 15:57:00  
#9280 # B \* -88-279650  
COOK COUNTY RECORDER

STATE OF ILLINOIS )  
 )SS.  
COUNTY OF COOK )

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT Peter H. Johansen, ~~Secretary~~ Vice President and Land Will Laska ~~Assistant Secretary~~ of AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, who are personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as such officers of said Bank as their own free and voluntary act and as the free and voluntary act of said Bank as aforesaid, for the uses and purposes therein set forth.

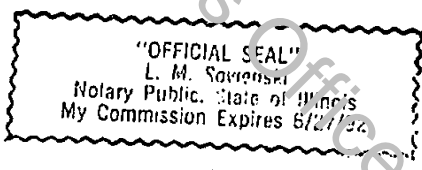
Given under my hand and official seal, this JUN 24 1988 day of June, 1988.

L. M. Savranski  
Notary Public

My commission expires:

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STATE OF ILLINOIS )  
 )SS.  
COUNTY OF COOK )



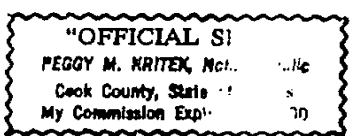
I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT Louis Marks, Richard A. Rasmussen ~~Secretary~~ of LANDINGS THEATERS, INC. and Richard A. Rasmussen ~~Secretary~~ of said corporation, who are personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that they signed and delivered the said instrument as such officers of said corporation as their own free and voluntary act and as the free and voluntary act of said corporation as aforesaid, for the uses and purposes therein set forth.

Given under my hand and official seal, this 24<sup>th</sup> day of June, 1988.

Peggy H. Kritek  
Notary Public

My commission expires:

6-21-90



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1500

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EXHIBIT B

## LEGAL DESCRIPTION

Lot 3 in the Landings Phase III, being a subdivision of part of the West 1/2 of Section 19, Township 36 North, Range 15 East of the Third Principal Meridian, in Cook County, Illinois.

30-19-300-011

30-19-300-007

address

166th & Lawrence

housing,

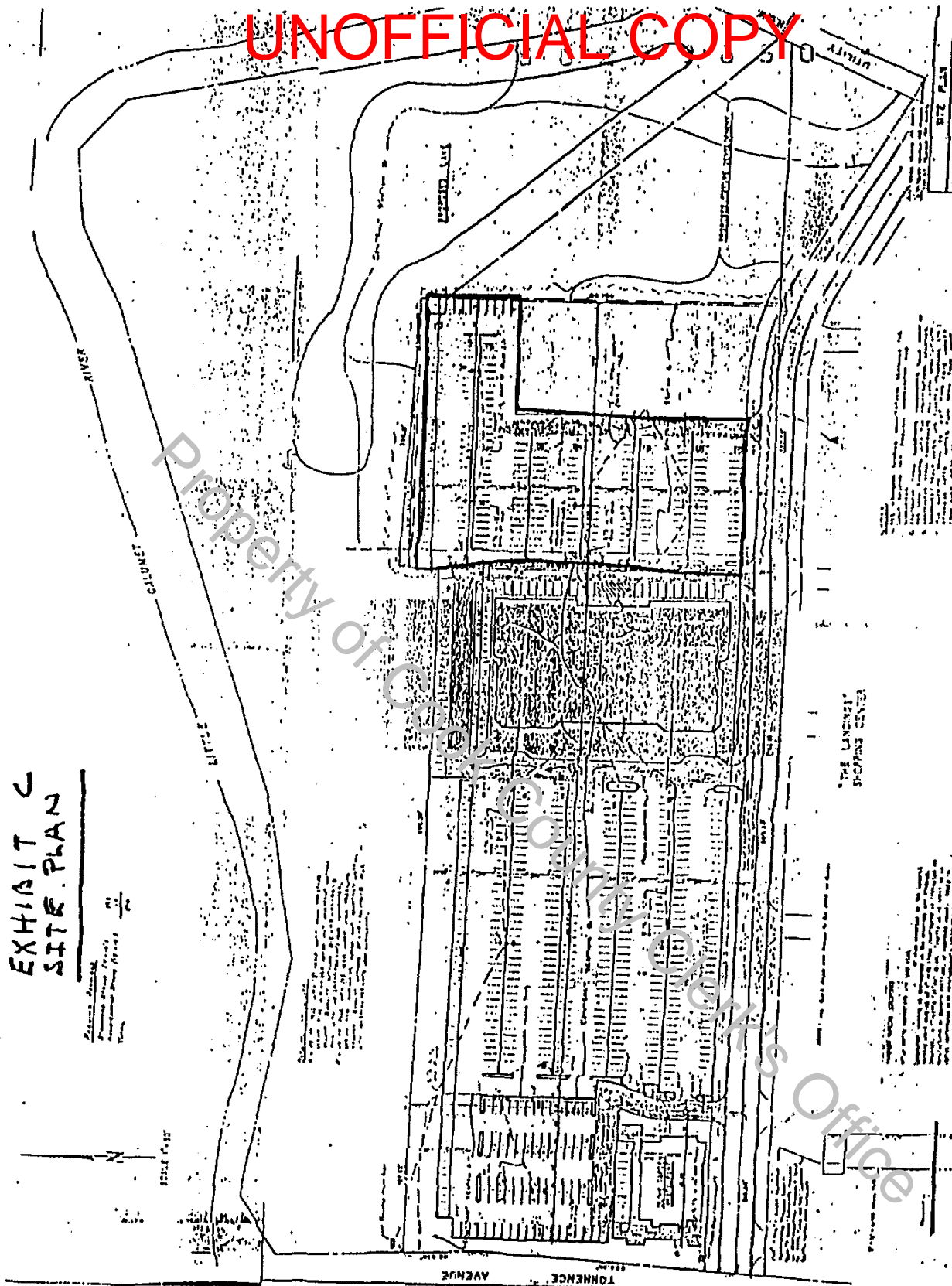
Property of Cook County Clerk's Office

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EXHIBIT C  
SITE PLAN

Scale: 1" = 100'  
North Arrow



SITE PLAN  
THE LAVERNEY SHOPPING CENTER  
LAVERNEY, ILLINOIS

THE LAVERNEY SHOPPING CENTER  
LAVERNEY, ILLINOIS  
DESIGNED BY THE ARCHITECTURAL FIRM OF  
LAVERNEY, ILLINOIS  
CONSTRUCTION BY THE LAVERNEY SHOPPING CENTER  
LAVERNEY, ILLINOIS

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