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MEMORANDUM

WHEREAS, Paul M. McGonagle and Margo M. McGonagle, his wife, are the legal titleholders to real estate commonly known as 680 Cherry, Winnetka, Illinois, and legally described as follows:

Lot 1 in Maple Hill Subdivision of part of Block 49 in Winnetka, according to the plat thereof recorded September 20, 1921 as document 7271187 of the NE 1/4 of Section 20 and the North 1/2 of fractional Section 21, Township 42 North, Range 13, East of the 3rd P.M., in Cook County, Illinois

PTI# 05-21-121-003, and,

WHEREAS, the above titleholders determined from the survey of the subject property by B. H. Suhr and Company identified as order 88-1827, dated 11-29-88 and attached hereto as exhibit A, that the deck of the adjoining property owners to the South of the subject property encroaches the subject property,

Now therefore the above titleholders certify that the attached letter identified as Exhibit B is a true and accurate copy of a letter personally delivered to John Sutter this date to notify the adjoining owner of the encroachment.

Where to the above parties have signed this memorandum this 27th day of December, 1988.

Paul M. McGonagle
Paul M. McGonagle

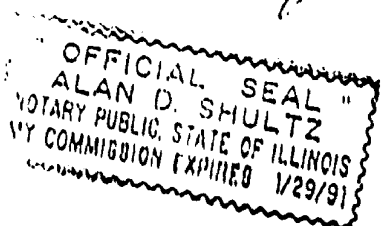
Margo M. McGonagle
Margo M. McGonagle

DEPT-01 113.25
184444 TRAM 4560 01/04/89 11:29:00
89006 # D #--89--002782
COOK COUNTY RECORDER

Prepared by: Alan Shultz 18 Green Bay Road, Winnetka, Illinois

Subscribed and sworn to before me this 27th day of December, 1988.

Alan D. Shultz
notary



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Edward M. Grubell
707 Skokie Blvd.
Northbrook, Ill. 60062

13 00 MAIL

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EXHIBIT A.

H. R. SMITH
H. R. HANSEN

PLAN OF SURVEY

B. H. SUHR & COMPANY

ESTABLISHED IN 1911

1415 SHERMAN AVENUE, EVANSTON, ILLINOIS 60201

CHICAGO TELEPHONE BR 3-5315

EVANSTON TELEPHONE UN 4-6315

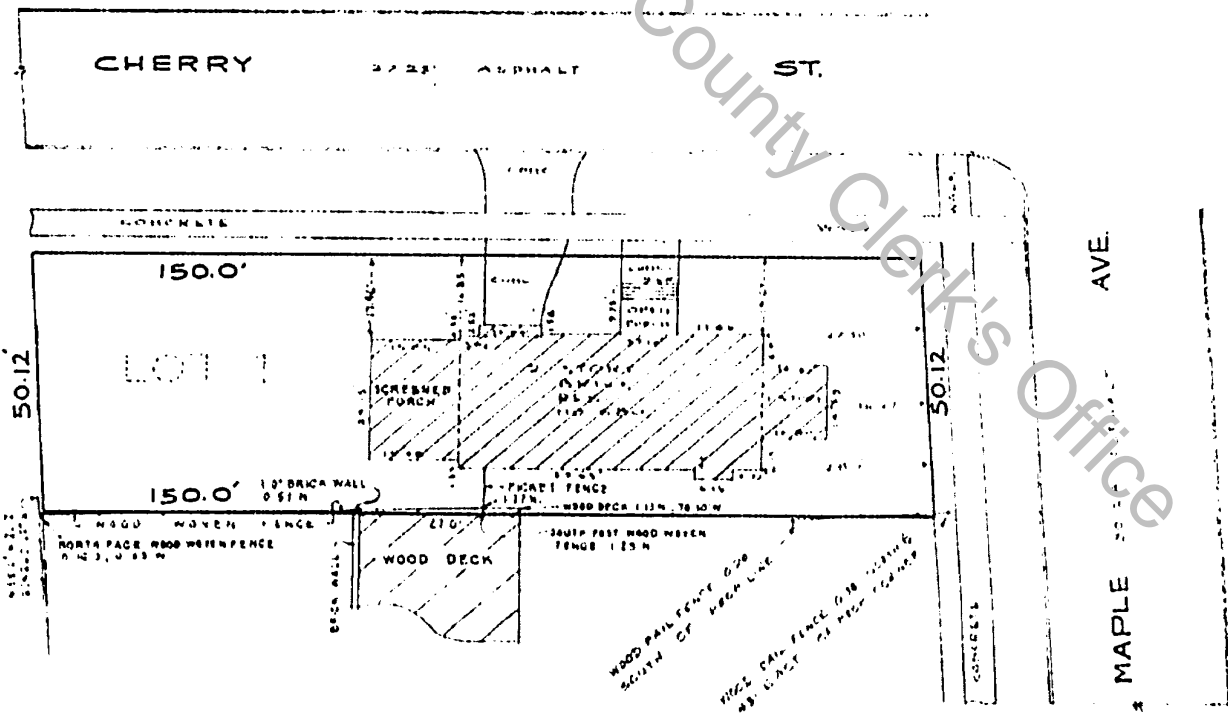
BOOK 88 PAGE 1827 ORDER NO. 89-1827 EXAMINED NOVEMBER 29, 1988

ORDERED BY ALAN O. SULTZ

FOR THE MAPLE THE CONVEYANCE OF PART OF BLOCK 400 OF WHEELER'S ADDITION TO THE CITY THEREOF RECORDED SEPTEMBER 29, 1941, AS DOCUMENT 227187, IN COOK COUNTY, ILLINOIS (IN THE WEST 1/2 OF THE NORTHWEST 1/4 OF SECTION 21, TOWNSHIP 42 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN).

COMMONLY KNOWN AS 1450 CHERRY STREET, WHEELER, ILLINOIS.

89002782



EVANSTON, ILLINOIS
NOVEMBER 29, 1988

EVANSTON, ILLINOIS
NOVEMBER 29, 1988

EVANSTON, ILLINOIS
NOVEMBER 29, 1988

STATE OF ILLINOIS
COUNTY OF COOK

STATE OF ILLINOIS
COUNTY OF COOK

We hereby certify that the buildings on lot shown are within property lines and that the adjoining improvements do not encroach on real premises, except as to the WOOD DECK

This is to certify that we have examined the above described property and the above plat and we express our approval.

Compare the description in this plat with your deed, abstract or certificate of title also compare all points before finalizing title and correct any difference at once.
Molding lines are shown only where they are represented in the map. Refer to your deed or abstract.
This survey has been made for the use in connection with a mortgage loan transaction or Real Estate Transfer and is not to be used for any other purpose.
Dimensions are shown in feet and decimal parts thereof. No dimension is to be assumed by scaling.

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UNOFFICIAL COPY *Exhibit B*

ALAN D. SHULTZ
ATTORNEY AT LAW
18 GREEN BAY ROAD
WINNETKA, ILLINOIS 60093
(312) 446-4424

December 27, 1988

Mr. and Mrs. John Sutter
436 Maple
Winnetka, Illinois 60093

By messenger

RE: encroachment of wood deck

Dear Mr. and Mrs. Sutter:

Please be advised that I represent Mr. and Mrs. Paul McGonagle who own the property to the north of you commonly described as 680 Cherry, Winnetka, Illinois.

Enclosed please find a copy of a recent survey of 680 Cherry showing an encroachment of a portion of your wood deck and brick wall onto the McGonagle property.

The Village of Winnetka confirmed on Friday that your improvements were done per permit but of course with the provision that the improvements be made within the lot lines.

This letter is to state for the record that the McGonagles at no time gave permission for the subject encroachments and that continued maintenance of the encroaching improvements will not vest you with or entitle you to any rights, adverse or otherwise to the subject land or to the right to continued use or maintenance of the encroaching improvements.

Sincerely,

Alan D. Shultz
Alan D. Shultz

ADS:dlp

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