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AGREEMENT TO ABROGATE DEED RESTRICTION

THIS AGREEMENT is made and entered into this 1st day of September, 1991 by and between the State of Illinois Medical Center Commission, a body politic and corporate (the "Medical Center") and *~~First Chicago Trust Company~~, as trustee under Trust Agreement dated November 13, 1984 and known as Trust No. 9408 (the "Trust").

* First Chicago Trust Company of Illinois as successor trustee to Oak Park Trust & Savings Bank

WITNESSETH:

1. WHEREAS, Medical Center is the fee simple owner of Lot 10 in Spaulding's Subdivision of that part of Block 6 in Morris and Others Subdivision of the West 1/2 of the South West 1/4 of Section 18, Township 39 North, Range 14 East of the Third Principal Meridian, lying South of Taylor Street and West of South Western (Ogden) Avenue, in Cook County, Illinois;

2. WHEREAS, Trust is the fee simple owner of Lot 9 in Spaulding's Subdivision of that part of Block 6 in Morris and Others Subdivision of the West 1/2 of the South West 1/4 of Section 18, Township 39 North, Range 14 East of the Third Principal Meridian, lying South of Taylor Street and West of South Western (Ogden) Avenue, in Cook County, Illinois;

3. WHEREAS, Lots 9 and 10 in Spaulding's Subdivision aforesaid are subject to a restrictive covenant contained in (i) a Warranty Deed from Barney Gershon and Bertha Gershon, his wife, to Jacob Kurlandsky, dated July 29, 1914 and recorded July 31, 1914 in Book 13110 Page 20, conveying Lot 9 in Spaulding's Subdivision aforesaid and (ii) a Warranty Deed from Barney Gershon and Bertha Gershon, his wife, to Hiram Gershon dated August 13, 1914 and recorded August 7, 1914 in Book 13087 Page 156 as document no. 3472505, that the West 3 1/2 feet of Lot 9 aforesaid and the East 3 1/2 feet of Lot 10 in Spaulding's Subdivision aforesaid, shall remain open, free and unobstructed, and said 7 feet so set apart shall be used for light, air and as a common passageway for the benefit of the owners and occupants of said Lots 9 and 10.

4. WHEREAS, Medical Center and Trust believe it to be in their best interest to abrogate the restrictive covenant aforesaid, said covenant implemented for the benefit of the owners of Lots 9 and 10, but which no longer serves a purpose.

NOW, THEREFORE, BE IT RESOLVED, that Trust and Medical Center as the fee simple owners of Lots 9 and 10, respectively, do hereby abrogate the restrictive covenant pertaining to the East 3 1/2 feet of Lot 9 and the West 3 1/2 feet of Lot 10 as contained in the two Warranty Deeds aforesaid;

RESOLVED, that this Agreement shall inure to the benefit of and be binding upon the heirs, successors and assigns of the Trust and the successor corporate authorities of the Medical Center;

RESOLVED, that this Agreement supersedes all prior agreements, negotiations and exhibits and is a full integration of the entire agreement of the Trust and the Medical Center;

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RESOLVED, that this Agreement may be executed in any number of counterparts and duplicate originals, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.

The provision stamped upon the lower margin hereof is a part of this instrument.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year above first written.

FIRST CHICAGO TRUST COMPANY OF ILLINOIS AS
SUCCESSOR TRUSTEE TO OAK PARK TRUST & SAVINGS
~~FIRST UNITED TRUST CO.~~ BANK
not personally, but solely as
trustee under Trust Agreement
dated November 13, 1984 and
known as Trust No. 9408

BY: [Signature]
ITS: TRUST OFFICER

STATE OF ILLINOIS MEDICAL
CENTER COMMISSION, a body
politic and corporate

BY: [Signature]
ITS: PRESIDENT

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This agreement is signed by FIRST CHICAGO TRUST COMPANY OF ILLINOIS not individually but solely as Trustee under a certain Trust Agreement known as Trust No. 9408.

Said Trust Agreement is hereby made a part hereof and any claims against said Trustee which may result from the signing of this Agreement shall be payable only out of any trust property which may be held thereunder, and said Trustee shall not be personally liable for the performance of any of the terms and conditions of this agreement or for the validity or condition of the title of said property or for any agreement with respect thereto. Any and all personal liability of FIRST CHICAGO TRUST COMPANY OF ILLINOIS is hereby expressly waived by the parties hereto and their respective successors and assigns.

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IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said County, at Chicago, Illinois, this 15th day of June, 1907.

CLERK OF COOK COUNTY

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CLERK OF COOK COUNTY

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said County, at Chicago, Illinois, this 15th day of June, 1907.

UNOFFICIAL COPY

ACKNOWLEDGEMENT

STATE OF Illinois)
) SS:
 COUNTY OF Cook)

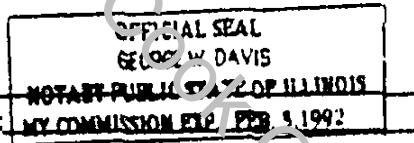
I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that

PAUL LINDSTON

personally known to me to be the same person whose name 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, and who having been sworn, stated that the representations contained therein are true and correct.

WITNESS my hand and Notarial Seal this 3rd day of September 1991.

George W. Davis
 , Notary Public



My Commission Expires:
 My County of Residence:

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STATE OF ILLINOIS
COUNTY OF COOK

I, the undersigned, a County Clerk in and for the County of Cook in the State of Illinois, DO
HEREBY CERTIFY THAT

the within and foregoing is a true and correct copy of the original as the same appears in the records of the County of Cook, Illinois, and that the same is a true and correct copy of the original as the same appears in the records of the County of Cook, Illinois, and that the same is a true and correct copy of the original as the same appears in the records of the County of Cook, Illinois.

Witness my hand and the seal of said County at Chicago, Illinois, this _____ day of _____, 19____.

COOK COUNTY CLERK
GEORGE W. BROWN
OFFICE OF THE COUNTY CLERK
100 NORTH LAUREL STREET
CHICAGO, ILLINOIS

My Commission Expires _____
My County of Residence _____

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ACKNOWLEDGEMENT

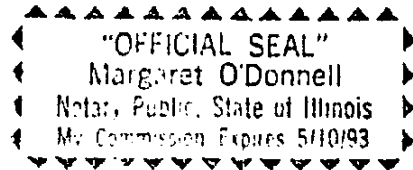
STATE OF Illinois)
) SS:
 COUNTY OF Cook)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Dennis John Carrara, Trust Officer, First Chicago Trust Company of Illinois

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, and who having been sworn, stated that the representations contained therein are true and correct.

Margaret O'Donnell
 Margaret O'Donnell, Notary Public

My Commission Expires: 5-10-93
 My County of Residence: Cook



This Instrument Prepared By:

Brian D. Kluever
 SCHIFF HARDIN & WAITE
 7200 Sears Tower
 Chicago, Illinois 60606
 (312) 876-1000

PLN 17-18-329-015
 17-18-329-016

Mail to:
 FRANK KELLEGHINI
 327 CHICAGO AVE.
 CAR PARK, IL 60302

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STATE OF ILLINOIS

COUNTY OF COOK

IN SENATE, January 11, 1900.

REPORT OF THE COMMISSIONERS OF THE LAND OFFICE, IN ANSWER TO A RESOLUTION PASSED BY THE SENATE, JANUARY 11, 1899.

ALBION T. HARRIS, COMMISSIONER OF LANDS.

CHICAGO: PUBLISHED BY THE COMMISSIONER OF LANDS, 1899.

ALBION T. HARRIS,
COMMISSIONER OF LANDS,
CHICAGO, ILLINOIS.

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