

# UNOFFICIAL COPY

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CONSENT TO SUBLEASE

91284476

\$ 17.00

77-89-003 L

THIS CONSENT TO SUBLEASE is made and entered into this 4th day of April, 1991 by and between the METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO, an Illinois Municipal Corporation, (hereinafter referred to as "District") and Joseph Cistaro, surviving general partner of C & C PARTNERSHIP, an Illinois general partnership, (hereinafter referred to as "Sublessee").

### WITNESSETH

WHEREAS, on September 8, 1988, the District demised and leased to C & C PARTNERSHIP, an Illinois general partnership consisting of Robert J. Ciserella and Joseph Cistaro, general partners, approximately one acre of land located near the southwest corner of Cicero Avenue and the Cal-Sag Channel, in the Village of Crestwood, County of Cook, State of Illinois, (a legal description of said premises is attached hereto and made a part hereof as Exhibit A) for a term of ten (10) years, commencing September 15, 1988 and ending on September 14, 1998 as is more particularly described in said Lease (the "Lease"); and,

WHEREAS, on December 31, 1990 Robert J. Ciserella did transfer and assign to Joseph Cistaro all of the former's interest in and to said C & C Partnership, including his interest in the Lease; and,

WHEREAS, Joseph Cistaro desires to continue to operate the business established by C & C Partnership on the real estate adjacent to the leased premises and continue to use and occupy the demised premises as part of that business activity; and

WHEREAS, the Board of Commissioners of the District on the date of this Consent, approved a sublease of the premises, subject to the conditions set forth hereinafter;

WHEREAS, in accordance with ARTICLE SEVEN, Paragraph 7.16 of the Lease, Joseph Cistaro has requested the "District" to consent to the purported assignment/sublease aforesaid;

NOW, THEREFORE, in consideration of the mutual promises, actions and undertakings, each to the other, IT IS HEREBY AGREED by and between the parties as follows:

1. The foregoing recitals are incorporated by reference herein and made a part hereof, same constituting the factual basis for this transaction.

2. The Lease aforesaid is incorporated by reference herein and made a part hereof as if set forth in full.

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3. The District for itself, its successors and assigns hereby consents to and approves the assignment of Lease/Sublease of the demised premises by Robert J. Ciserella to Joseph Cistaro, individually and surviving sole general partner of C & C Partnership, as aforesaid.

4. This Consent to Sublease does not operate as a release of liability of any signatory on said Lease, either personally or acting as a general partner for C & C Partnership.

5. Joseph Cistaro agrees to be personally bound unto the District for the faithful, complete and timely performance of each and every undertaking and promise of C & C Partnership, Robert J. Ciserella and Joseph Cistaro, pursuant to the Lease.

6. The reappraisal of the premises pursuant to Paragraph 7.06 of the Lease, for purposes of rental adjustment incident to an assignment of Lease/Sublease is waived as to this transaction. The reappraisal scheduled to occur in 1993 is not waived.

IN WITNESS WHEREOF, THE METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO, has caused this instrument to be executed in triplicate by the Chairman of the Committee on Finance of its Board of Commissioners and attested by its Clerk, and its corporate seal to be affixed hereupon, and the aforesaid JOSEPH CISTARO has signed for both C & C PARTNERSHIP and for himself, personally.

THE METROPOLITAN WATER RECLAMATION DISTRICT  
OF GREATER CHICAGO

BY:

*Georgia Aletto Majewski*  
Georgia Aletto Majewski, Chairman  
Committee on Finance

ATTEST:

*Gus G. Sciacqua*  
Gus G. Sciacqua, Clerk

JOSEPH CISTARO

*Joseph Cistaro*  
Joseph Cistaro

#340

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PARCEL 3: COMMENCING AT THE NORTH WEST CORNER OF LOT 23 IN MATHIEU'S SUBDIVISION OF PART OF THE SOUTH WEST 1/4 OF SECTION 34, TOWNSHIP 37 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN; THENCE SOUTH 59 DEGREES, 53 MINUTES, 12 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT 23 194.26 FEET TO A POINT OF BEGINNING; THENCE CONTINUING SOUTH 59 DEGREES, 53 MINUTES, 12 SECONDS EAST ALONG SAID NORTH LINE OF LOT 23 35.45 FEET; THENCE NORTH 11 DEGREES, 18 MINUTES, 36 SECONDS EAST 207.18 FEET; THENCE NORTH 62 DEGREES, 37 MINUTES, 54 SECONDS WEST 191.49 FEET; THENCE NORTH 89 DEGREES, 56 MINUTES, 23 SECONDS WEST ALONG A LINE WHICH IS PARALLEL TO AND 17.00 FEET SOUTH OF THE NORTH LINE OF SAID SOUTH WEST 1/4 OF SECTION 34, 52.70 FEET; THENCE SOUTH 00 DEGREES, 08 MINUTES, 09 SECONDS EAST ALONG A LINE WHICH IS PARALLEL TO AND 50.00 FEET EAST OF THE WEST LINE OF SAID SOUTH WEST 1/4 OF SECTION 34, 150.00 FEET; THENCE SOUTH 89 DEGREES, 56 MINUTES, 23

SECONDS EAST 166.13 FEET; THENCE SOUTH 06 DEGREES, 57 MINUTES, 00 SECONDS WEST 124.20 FEET TO THE POINT OF BEGINNING; ALL IN COOK COUNTY, ILLINOIS.

PARCEL 4: COMMENCING AT THE NORTH WEST CORNER OF LOT 23 IN MATHIEU'S SUBDIVISION OF PART OF THE SOUTH WEST 1/4 OF SECTION 34, TOWNSHIP 37 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN; THENCE SOUTH 59 DEGREES, 53 MINUTES, 12 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT 23 19.68 FEET TO A POINT OF BEGINNING WHICH IS 50.00 FEET (AS MEASURED AT RIGHT ANGLES) EAST OF THE WEST LINE OF SAID SOUTH WEST 1/4 OF SECTION 34; THENCE 89 DEGREES, 56 MINUTES, 23 SECONDS EAST ALONG A LINE WHICH IS PARALLEL TO THE NORTH LINE OF SAID SOUTH WEST 1/4 OF SECTION 34 161.67 FEET; THENCE NORTH 06 DEGREES, 57 MINUTES, 00 SECONDS EAST 36.13 FEET; THENCE NORTH 89 DEGREES, 56 MINUTES, 23 SECONDS WEST 166.13 FEET; THENCE SOUTH 00 DEGREES, 08 MINUTES, 09 SECONDS EAST ALONG A LINE WHICH IS PARALLEL TO AND 50.00 FEET EAST OF THE WEST LINE OF SAID SOUTH WEST 1/4 OF SECTION 34 35.86 FEET TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS

PARCEL 5: COMMENCING AT THE NORTH WEST CORNER OF LOT 23 IN MATHIEU'S SUBDIVISION OF PART OF THE SOUTH WEST 1/4 OF SECTION 34, TOWNSHIP 37 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN; THENCE SOUTH 59 DEGREES, 53 MINUTES, 12 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT 23 19.68 FEET TO A POINT OF BEGINNING WHICH IS 50.00 FEET (AS MEASURED AT RIGHT ANGLES) EAST OF THE WEST LINE OF SAID SOUTH WEST 1/4 OF SECTION 34; THENCE CONTINUING SOUTH 59 DEGREES, 53 MINUTES, 12 SECONDS EAST ALONG SAID NORTH LINE OF LOT 23 174.58 FEET; THENCE NORTH 06 DEGREES, 57 MINUTES, 00 SECONDS EAST 88.07 FEET; THENCE NORTH 89 DEGREES, 56 MINUTES, 23 SECONDS WEST ALONG A LINE WHICH IS PARALLEL TO THE NORTH LINE OF SAID SOUTH WEST 1/4 OF SECTION 34 161.67 FEET TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS (EXCEPTING FROM SAID PARCEL THAT PART OF PARCEL 5 FALLING IN PARCEL 2 THAT WAS CONVEYED BY THE MSD BY DEED RECORDED JULY 6, 1988 AS DOCUMENT 882958777).

24 34 300 010

24 34 300 017

24 34 300 017 8002 *Crescent*

Exhibit A

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prepared by:

APPROVED AS TO FORM AND LEGALITY:

*Fredrick M. Feld* 5-10-91  
Head Assistant Attorney

*James B. Murray* 5-10-91  
Attorney

APPROVED:

*Frank Bellotto* 5/10/91  
General Superintendent

COOK COUNTY, ILLINOIS

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STATE OF ILLINOIS )  
                                  ) SS.  
COUNTY OF COOK     )

I, Theresa G. Conkley Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Gloria Alitto Majewski, personally known to me to be the Chairman of the Committee on Finance of the Board of Commissioners of The Metropolitan Water Reclamation District of Greater Chicago, a municipal corporation, and Gus G. Sciacqua, personally known to me to be the Clerk of said municipal corporation, and 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 as such Chairman of the Committee on Finance and such Clerk, they signed and delivered the said instrument as Chairman of the Committee on Finance of the Board of Commissioners and Clerk of said municipal corporation, and caused the corporate seal of said municipal corporation to be affixed thereto, pursuant to authority given by the Board of Commissioners of said municipal corporation, as their free and voluntary act and as the free and voluntary act and deed of said municipal corporation, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 10 day of May, A.D. 1991.

Theresa G. Conkley  
NOTARY PUBLIC

My Commission expires:

OFFICIAL SEAL  
THERESA A. CONKLEY  
NOTARY PUBLIC STATE OF ILLINOIS  
MY COMMISSION EXP. JUNE 14, 1992

County Clerk's Office  
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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 Joseph Siskind

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, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 30<sup>th</sup> day of March, 1991.

(Impress Seal Here)

Bernard F. Lord  
Notary Public

Commission Expires \_\_\_\_\_



Mail to  
Bernie Lord  
3101 W Ash St  
Evanston Park Ill  
60642

91234476

BOX 333