NAME & ADDRESS OF PREPARER: Amstein & Lehr 120 South Riverside Plaza, Suite 1200 Chicago, Illinois 60808 Atin: Daniel B. Zoller, Esq. DEPT-01 RECORDING #39.00
T\$7777 TRAN 1071 10/15/96 17:10:00
#0944 # #-96-787680
COOK COUNTY RECORDER

#### FIRST AMENDMENT TO EASEMENT FOR PUBLIC STREET

This First Amendment ("First Amendment") is made as of the 26th day of September, 1996 by AKZO NOBEL CHEMICALS INC., a Delaware corporation (hereinafter referred to as the "Grantor"), successor in interest by merger to Armour and Company, an Illinois corporation ("Armour"), in layor of the VILLAGE OF MCCOOK, an Illinois municipal corporation (the "Village"), with reference to the following facts:

- A. On or about January 28, 1953, Armour executed that certain Easement For Public Street in favor of the Village which was recorded with the Cook County Recorder on March 9, 1953 as Document No. 15562835 (the "Easement Grant") whereby an easement was granted by the Easement Grant to be used for a public street over and across a 20 foot strip of the real estate owned by Armour which adjoined the West side of Riverside Avenue as shown on the plat attached thereto during the period beginning with formal acceptance of the Easement Grant and ending on December 1, 2002.
- B. The Grantor and the Village desire to extend the term of the Easement Grant as provided for herein as it relates to the real estate legally described on Exhibit A attached hereto and made.

NOW THEREFORE, to accommodate certain changed conditions which have occurred since the granting of the Easement Grant, and for other good and valuable consideration, the sufficiency and receipt of which are hereby acknowledged, the Easement Grant is hereby amended upon the following terms and conditions, to which the Village expressly agrees by its acceptance hereof.

1. To the extent that the provisions of this First Amendment are inconsistent with the provisions of the Easement Grant, the provisions of this First Amendment shall control. In all other respects, the terms and conditions of the Easement Grant shall remain in full force and effect, unmodified in any manner whatsoever.

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BOX 62

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#### **UNOFFICIAL COPY**

2. Paragraph 5 of the Easement Grant is hereby amended so that the Easement Grant shall continue in perpetuity.

IN WITNESS WHEREOF, the Grantor has signed and delivered this instrument this day of September, 1996.

OCTOBER

**GRANTOR:** 

ATTEST:

By: John Trasan Name: Jeff of T. Massari AKZO NOBEL CHEMICALS INC., a Delaware corporation

By: Trans X Therms
Name: Francis K, Sherenen
Its: V.P.

#### ACCEPTANCE

The foregoing First Amendment to Easement for Public Street is hereby accepted.

ATTEST:

Name: Charles Sobus, Sr.

lts: Village Clerk

Dated: October 9 ,1996

VILLAGE OF MCCOOK

By E. O J Suga

Name Emil T. Sergo

its: Nayor

Dated: October 9 ,1998

750/1/CQ

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A Notary Public in and for the County and State aforesaid, do hereby certify that Transic A. Shares. The President of AKZO NOBEL CHEMICALS INC., a Delaware corporation, and Control of the to be the same persons whose names are subscribed to the foregoing instrument as such president and secretary, respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary acts and as the free and voluntary act of said corporation for the uses and purposes there acknowledge that he, as custodian of the corporate seal of said corporation, did affix the corporate seal of said corporation to said instrument as he own free and voluntary act and as the free and voluntary act of said corporation for the uses and purposes therein set forth.  GIVEN under my hand and notarial seal this the day of October (Notary Public)  My Commission Expires:	STATE OF ILLINOIS	)	
After and voluntary act of said instrument as he are and voluntary act of said corporation for the uses and selection for the corporation of the and there acknowledged that they signed and delivered the said instrument as their own free and voluntary act of said corporation, did affix the corporate seal of said corporation, to said instrument as the free and voluntary act of said corporation.  GIVEN under my hand and notarial seal this	COUNTY OF COOK	) )	
Secretary of said corporation, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such	1, Robin a. a.	awrow, a Notary Public	c in and for the County and State
Secretary of said corporation, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such	aforesaid, do hereby certify	that Francis K. Sherman	Tice President of AKZO
President and Secretary, respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary ects and as the free and voluntary act of said corporation for the uses and purposes therein set forth; and said Secretary did then and there acknowledge that he, as custodian of the corporate seal of said corporation, did affix the corporate seal of said corporation, to said instrument as he own free and voluntary act and as the free and voluntary act of said corporation for the uses and purposes therein set forth.  GIVEN under my hand and notarial seal this day of October (Notary Public)	NOBEL CHEMICALS INC	C., a Delaware corporation	n, and leffrey !- Messary
President and			
and acknowledged that they signed and delivered the said instrument as their own free and voluntary acts and as the free and voluntary act of said corporation for the uses and purposes therein set forth; and said Secretary did then and there acknowledge thathe, as custodian of the corporate seal of said corporation, to said instrument as hu own free and voluntary act and as the free and voluntary act of said corporation for the uses and purposes therein set forth.  GIVEN under my hand and notarial seal this day of October			
Robin Arawson (Notary Public)	and acknowledged that the and voluntary acts and as the purposes therein set forth; a thathe, as custodian of seal of said corporation, to see and voluntary act of set GIVEN under my he	by signed and delivered the second repeated the corporate seal of said cost of said corporation for the uses a second repeated the second repeated repeated the second repeated r	said instrument as their own free said corporation for the uses and did then and there acknowledge orporation, did affix the corporate free and voluntary act and as the and purposes therein set forth.
		To Robe	in asawron
My Commission Expires:		90.	(Notary Public)
My Commission Expires:			
199	My Commission Expires:		
OFFICIAL SEAL ROBIN A. LAWSON NOTARY PUBLIC, STATE OF ILLINOIS MY COMMISSION EXPIRES 8-12-98	ROBIN A. LAWSON	93	Clarks

OTATE OF ILLINOIS
STATE OF ILLINOIS )
COUNTY OF COOK )
The foregoing instrument was acknowledged before me this October 9
1996, by Emil T. Sergo , the Mayor of the Village of McCook
Illinois and Charles Sobus, Sr, the Village Clerkof said Village, personally know
to me to be the same persons whose names are subscribed to the foregoing instrumen
as such Mayor and Village Clerk, respectively, appeared before methis day in person and acknowledged that they signed and delivered the said instrument
as their own free and voluntary acts and as the free and voluntary act of said Village for
the uses and purposes therein set forth; and said Village Clerkdid then and then
acknowledge that _he, as custodian of the corporate seal of said Village, did affix the
corporate seal of said Village, to said instrument as his own free and voluntary act and
as the free and voluntary act of said Village for the uses and purposes therein set forth
GIVEN under my hand and notarial seal this9cts day of October
19.96
With the second
My Commission Expires:  OFFICIAL SEAL" VINCENT CAINKAR
My Commission Expires:
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OFFICIAL SEAL"
VINCENT CAINKAR  NOTARY PUBLIC, STATE OF ILLINOIS  **THE CONTRACT TO THE CONT
NOTARY PUBLIC, STATE OF ILLINOIS S MY COMMISSION EXPIRES 9/4/97
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VINCENT CAINKAR NOTARY PUBLIC, STATE OF HLINOIS MY COMMISSION EXPIRES 9/4/97

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#### **EXHIBIT A**

#### **Legal Description**

#### PARCEL 1:

A PARCEL OF LAND COMPRISED OF PARTS OF GLENCOE AVENUE, EGANDALE AVENUE AND FORTY-EIGHTH STREET, HERETOFORE VACATED BY DOCUMENT NUMBER 13345056, RECORDED IN THE RECORDER'S OFFICE OF COOK COUNTY, ILLINOIS, ON AUGUST 25, 1944, TOGETHER WITH LOTS 1, 2, 31, 32, 33, 34 AND 35, AND PARTS OF LOTS 3, 29, 30, 36, 37, 63, 64, 65, 66 AND 67, ALL IN PHILLIPS' SUBDIVISION OF PART OF THE NORTHWEST QUARTER OF SECTION 11 LYING NORTH OF JOLIET ROAD IN TOWNSHIP 38 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 23, 1910, AS DOCUMENT NUMBER 4631789, SAID PARCEL OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 1 IN PHILLIPS' SUBDIVISION (BEING ALSO THE INTERSECTION OF THE SOUTH LINE OF FORTY-SEVENTH STREET WITH THE ORIGINAL WEST LINE OF RIVERSIDE AVENUE IN SAID SUBDIVISION);

THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST ALONG SAID WEST LINE A DISTANCE OF 270.82 FEET:

THENCE SOUTHWESTWARDLY ALONG A CURVED LINE, CONVEXED NORTHWESTERLY AND HAVING A RADIUS OF 612.26 FEET AND A CHORD BEARING OF SOUTH 67 DEGREES 15 MINUTES 35 SECONDS WEST, AN ARC DISTANCE OF 321.90 FEET;

THENCE SOUTH 52 DEGREES 11 MINUTES 54 SECONDS: WEST ALONG A STRAIGHT LINE, TANGENT TO THE LAST DESCRIBED CURVED LINE, A DISTANCE OF 160.01 FEET;

THENCE SOUTHWESTWARDLY ALONG A CURVED LINE TANGENT TO THE LAST DESCRIBED STRAIGHT LINE, CONVEXED NORTHWESTERLY AND HAVING A RADIUS OF 9984.83 FEET, AN ARC DISTANCE OF 160.17 FEET;

THENCE SOUTHWESTWARDLY ALONG A CURVED LINE, TANGENT TO THE LAST DESCRIBED CURVED LINE.

CONVEXED NORTHWESTERLY AND HAVING A RADIUS OF 415.07 FEET, AN ARC DISTANCE OF 189.20 FEET:

THENCE NORTHEASTWARDLY ALONG A CURVED LINE, CONVEXED WESTERLY AND HAVING A RADIUS OF 944.44 FEET AND A CHORD BEARING OF NORTH 14 DEGREES 53 MINUTES 51 SECONDS EAST, AN ARC DISTANCE OF 199.72 FEET;

THENCE NORTH 20 DEGREES 57 MINUTES 20 SECONDS EAST ALONG A STRAIGHT LINE, TANGENT TO THE LAST DESCRIBED CURVED LINE, A DISTANCE OF 191,20 FEET:

THENCE NORTHWARDLY ALONG A CURVED LINE, TANGENT TO THE LAST DESCRIBED STRAIGHT LINE, CONVEXED EASTERLY AND HAVING A RADIUS OF 613.88 FEET AN ARC DISTANCE OF 76.65 FEET;

THENCE NORTH 13 DEGREES 48 MINUTES 05 SECONDS EAST ALONG A STRAIGHT LINE, TANGENT TO THE LAST DESCRIBED CURVED LINE. A DISTANCE OF 108.28 FEET:

THENCE NORTHWARDLY ALONG A CURVED LINE, TANGENT TO THE LAST DESCRIBED STRAIGHT LINE, CONVEXED EASTERLY AND HAVING A RADIUS OF 613.88 FEET, AN ARC DISTANCE OF 151.04 FEET;

THENCE NORTH 00 DEGREES 17 MINUTES 45 SECONDS WEST ALONG A STRAIGHT LINE, TANGENT TO THE LAST DESCRIBED CURVED LINE AND PERPENDICULAR TO THE SOUTH LINE OF FORTY-SEVENTH STREET IN PHILLIPS' SUBDIVISION AFORESAID, A DISTANCE OF 21.91 FEET TO A POINT 15.00 FEET SOUTH FROM (MEASURED AT RIGHT ANGLES TO) SAID SOUTH LINE OF FORTY-SEVENTH STREET:

THENCE NORTH 87 DEGREES 49 MINUTES 10 SECONDS EAST A DISTANCE OF 456.09 FEET TO A POINT ON THE SOUTH LINE OF FORTY-SEVENTH STREET, SAID POINT BEING 20.00 FEET WEST OF THE AFOREMENTIONED NORTHEAST CORNER OF LOT 1 IN PHILLIPS' SUBDIVISION AS MEASURED ALONG SAID SOUTH LINE;

THENCE NORTH 89 DEGREES 42 MINUTES 15 SECONDS EAST ALONG SAID SOUTH LINE OF FORTY-SEVENTH STREET A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING;

IN COOK COUNTY, ILLINOIS

CONTAINING 209,117 SQUARE FEET (4.80067 ACRES) OF LAND, MORE OR LESS.

#### PARCEL 2:

A PARCEL OF LAND COMPRISED OF PARTS OF GLENCOE AVENUE, EGANDALE AVENUE AND FORTY-EIGHTH STREET, HERETOFORE VACATED BY DOCUMENT NUMBER 13345053, RECORDED IN THE RECORDER'S OFFICE OF COOK COUNTY, ILLINOIS, ON AUGUST 25, 1944, TOGETHER WITH LOTS 4, 5, 6, 27, 28, 38 AND 62. AND PARTS OF LOTS 2, 7, 26, 29, 36, 37, 39, 60, 61, 63 AND 69, ALL IN PHILLIPS' SUBDIVISION OF PART OF THE NORTHWEST QUARTER OF SECTION 11 LYING NORTH OF JOLIET ROAD IN TOWNSHIP 38 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 23, 1910, AS DOCUMENT NUMBER 4631789, SAID PARCEL OF LAND BEING MORE PARTICULARLY DESCRIPED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE ORIGINAL WEST LINE OF RIVERSIDE AVENUE IN SAID PHILLIPS' SUBDIVISION WITH A LINE CRAWN PARALLEL WITH, AND 250.00 FEET NORTH FROM, THE CENTERLINE OF FORTY-NINTH STREET IN SAID SUBDIVISION:

THENCE SOUTH 89 DEGREES 38 MINUTES 27 SECONDS WEST (ASSUMED) ALONG SAID PARALLEL LINE A DISTANCE OF 674.14 FEET TO THE POINT OF BEGINNING.

THENCE NORTHEASTWARDLY AND EASTWARDLY ALONG A CURVED LINE, CONVEXED NORTHWESTERLY AND HAVING A RADIUS OF 476.85 FEET AND A CHORD BEARING OF NORTH 60 DEGREES 17 MINUTES 50 SECONDS EAST, AN ARC DISTANCE OF 422.35 FEET;

THENCE EASTWARDLY ALONG A CURVED LINE, TANGENT TO THE LAST DESCRIBED CURVED LINE, CONVEXED NORTHERLY AND HAVING A RADIUS OF 580.52 FEET, AND ARC DISTANCE OF 40.90 FEET;

THENCE NORTH 89 DEGREES 42 MINUTES 28 SECONDS EAST ALONG A STRAIGHT LINE, TANGENT TO THE LAST DESCRIBED CURVED LINE, A DISTANCE OF 278.29 FEET TO AN INTERSECTION WITH THE AFOREMENTIONED ORIGINAL WEST LINE OF RIVERSIDE AVENUE, SAID INTERSECTION BEING 451.35 FEET NORTH FROM THE CENTERLINE OF FORTY-NINTH STREET, AS MEASURED ALONG SAID WEST LINE;

THENCE NORTH 00 DEGREES MINUTES 00 SECONDS WEST ALONG SAID WEST LINE A DISTANCE OF 570.04 FEET TO A POINT 270.82 FEET SOUTH FROM THE SOUTH LINE OF FORTY-SEVENTH STREET IN PHILLIPS' SUBDIVISION AFORESAID. AND MEASURED ALONG SAID WEST LINE;

THENCE SOUTHWESTWARDLY ALONG A CURVED LINE, CONVEXED NORTHWESTERLY AND HAVING A RADIUS OF 612.26 FEET AND A CHORD BEARING OF SOUTH 67 DEGREES 15 MINUTES 35 SECONDS WEST, AN ARC DISTANCE OF 321.90 FEET;

THENCE SOUTH 52 CEGREES 11 MINUTES 54 SECONDS WEST ALONG A STRAIGHT LINE, TANGENT TO THE LAST DESCRIBED CURVED LINE, A DISTANCE OF 160.01 FEET:

THENCE SOUTHWESTWARDLY ALONG A CURVED LINE TANGENT TO THE LAST DESCRIBED STRAIGHT LINE, CONVEXED NORTHWESTERLY AND HAVING A RADIUS OF 9984.83 FEET, AN ARC DISTANCE OF 160.17 FEET;

THENCE SOUTHWESTWARDLY ALONG A CURVED LINE; TANGENT TO THE LAST DESCRIBED CURVED LINE, CONVEXED NORTHWESTERLY AND HAVING A RADIUS OF 415.07 FEET, AND ARC DISTANCE OF 189.20 FEET;

THENCE SOUTHWESTWARDLY ALONG A CURVED LINE, CONVEXED WESTERLY AND HAVING A RADIUS OF 944.44 FEET AND A CHORD BEARING OF SOUTH 08 DEGREES 38 MINUTES 51 SECONDS WEST, AN ARC DISTANCE OF 6.33 FEET;

AND HAVING A RADIUS OF 476.85 FEET AND A CHORD BEARING OF NORTH 60 DEGREES 17 MINUTES 50 SECONDS EAST, AN ARC DISTANCE OF 422.35 FEET;

THENCE EASTWARDLY ALONG A CURVED LINE, TANGENT TO THE LAST DESCRIBED CURVED LINE, CONVEXED NORTHERLY AND HAVING A RADIUS OF 580.52 FEET, AN ARC DISTANCE OF 40.90 FEET;

THENCE NORTH 89 DEGREES 42 MINUTES 28 SECONDS EAST ALONG A STRAIGHT LINE, TANGENT TO THE LAST DESCRIBED CURVED LINE, A DISTANCE OF 278 29 FEET TO AN INTERSECTION WITH THE AFOREMENTIONED ORIGINAL WEST LINE OF RIVERSIDE AVENUE, SAID INTERSECTION BEING 451.35 FEET NORTH FROM THE CENTERLINE OF FORTY-NINTH STREET, AS MEASURED ALONG SAID WEST LINE;

THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST ALCNG SAID WEST LINE DISTANCE OF 201.34 FEET TO THE POINT OF BEGINNING;

IN COOK COUNTY, ILLING'S.

CONTAINING 112,505 SQUARE FEET (2,58276 ACRES) OF LAND, MORE OR LESS.

THENCE SOUTH 08 DEGREES 27 MINUTES 20 SECONDS WEST ALONG A STRAIGHT LINE, TANGENT TO THE LAST DESCRIBED CURVED LINE, A DISTANCE OF 305.25 FEET TO AN INTERSECTION WITH THE AFOREMENTIONED LINE DRAWN PARALLEL WITH AND 250.00 FEET NORTH FROM THE CENTERLINE OF FORTYNINTH STREET, SAID INTERSECTION BEING 56.52 FEET EAST FROM THE WEST LINE OF LOT 69 IN PHILLIPS' SUBDIVISION, AS MEASURED ALONG SAID PARALLEL LINE;

THENCE NORTH 89 DEGREES 38 MINUTES 27 SECONDS EAST ALONG SAID PARALLEL LINE A DISTANCE OF 33.41 FEET TO THE POINT OF BEGINNING; IN COOK COUNTY ILLINOIS.

CONTAINING 292,655 SQUARE FEET (6.71843 ACRES) OF LAND, MORE OK LESS.

#### PARCEL 3:

A PARCEL OF LAND COMPRISED OF PARTS OF GLENCOE AVENUE, EGANDALE AVENUE AND FORTY-EIGHTH STREET, HERETOFORE VACATED BY DOCUMENT NUMBER 13345056, RECORDED IN THE RECORDER'S OFFICE OF COOK COUNTY, ILLINOIS, ON AUGUST 25, 1944, TOGETHER VITH LOTS 8, 25 AND 40, AND PARTS OF LOTS 7, 9, 24, 26, 39, 41, 59, 60, 61 AND 69, ALL IN PHILLIPS' SUBDIVISION OF PART OF THE NORTHWEST QUARTER OF SECTION 11 LYING NORTH OF JOLIET ROAD IN TOWNSHIP 38 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 23, 1910, AS DOCUMENT NUMBER 4631789, SAID PARCEL OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE ORIGINAL WEST LINE OF RIVERSIDE AVENUE IN SAID PHILLIPS' SUBDIVISION WITH A LINE DRAWN PARALLEL WITH, AND 250.00 FEET NORTH FROM, THE CENTERLINE OF FORTYNINTH STREET IN SAID SUBDIVISION;

THENCE SOUTH 89 DEGREES 38 MINUTES 27 SECONDS WEST (ASSUMED) ALONG SAID PARALLEL LINE A DISTANCE OF 674.14 FEET;

THENCE NORTHEASTWARDLY AND EASTWARDLY ALONG A CURVED LINE, CONVEXED NORTHWESTERLY

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