

**AMENDMENT TO CROSS-ACCESS AND
STORM WATER DETENTION EASEMENT**

Amendment made this 30 day of July, 1997, between the Sisters of the Holy Family of Nazareth, a not-for-profit corporation (hereinafter referred to as "Sisters") of 310 N. River Road, Des Plaines, Illinois, and the Holy Family Medical Center, a not-for-profit corporation (hereinafter referred to as the "Medical Center"), of 100 N. River Road, Des Plaines, Illinois.

WHEREAS, the Sisters and the Medical Center have entered into a certain Cross-Access and Storm Water Detention Easement agreement (the "Easement Agreement") dated March 21, 1997, and recorded on March 31, 1997, in the Office of the Cook County Recorder as Document No. 97217896, and now desire to amend the Easement Agreement as set forth herein:

NOW, THEREFORE, the Sisters and the Medical Center hereby agree as follows:

Notwithstanding anything to the contrary contained within the Easement Agreement, in the event the property identified as Parcel B therein, and as legally described in Exhibit B hereto, is not used as a medical center or hospital or other similar use, the controlling provisions of the original Easement Agreement, as it relates solely to the motor vehicle and pedestrian traffic between Parcels A and B (specifically to provide ingress and egress to and from River Road for the benefit of Parcel B), shall terminate and shall be of no further force and effect without any further action required of the parties hereto.

Uses which are in violation of the ethical principles of Roman Catholic Religion; any retail use, except as permitted below; as well as all other commercial, manufacturing or other industrial uses shall be prohibited. Similar uses shall include single family or multiple family residential uses, as well as office uses and retail uses ancillary to office uses for the purpose of providing products and/or services to the occupants of said offices such as a pharmacy, magazine/gift shop, beauty/barber shop--said ancillary retail uses shall not occupy more than fifteen (15%) of the total available rental space per office building.

The obligation of the Medical Center, its successors and or assigns, to indemnify the Sisters as to losses, damage, costs and expenses, incurred prior to any such termination and as described within the Easement Agreement, shall survive such termination. The Medical Center, its successors and or assigns or any third-party purchaser of the aforementioned Parcel B (or any part thereof which is contiguous to the property owned by the Sisters and identified within the Easement Agreement as Parcel A and identified within the Exhibit A attached hereto), within thirty (30) days of written demand as made by the Sisters, agrees to execute and deliver such

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release instruments as may reasonably be required to evidence any such termination of the cross-access easement provisions of the Easement Agreement. Continued use of the cross-access easement area, laying within Parcel C as described in the Easement Agreement and also identified within Exhibit C hereto, for the benefit of Parcel B, after Parcel B is no longer used as a medical center or hospital (or such similar use), or after demand is made by the Sisters to discontinue the use of the subject cross-access easement, as provided for above, shall specifically be deemed not to create an easement by prescription. Thirty (30) days after the Sisters have made written demand for release of the cross-access easement, the Sisters may erect/construct such barricades as may be necessary to preclude use of the cross-access easement area for the benefit of Parcel B. In the event the Sisters are required to commence litigation to enforce the provisions of this agreement, to quiet title or to secure any and all release instruments necessary to record the release of the cross-access easement provisions of the Easement Agreement, the Medical Center, its successors and or assigns, or any third-party purchaser of Parcel B (or part thereof), shall be pay to the Sisters its costs to include the filing of the suit and reasonable attorneys fees.

IN WITNESS WHEREOF, the undersigned have executed this Amendment as of the date and year first written above.

SISTERS OF THE HOLY FAMILY
NAZARETH

HOLY FAMILY MEDICAL CENTER

By: Sister M. Louise Modura
Its Provincial Superior

By: Sister Patricia Ann Kuschalle
Its President

Attest: Sister M. Virginia Zielinski
Its Secretary

Attest: Sister Rose Marie Machaloko
Its Secretary

PIN's: Parcel A--09-09-300-022
Parcel B--09-08-400-016
Parcel C--09-09-300-022

This document prepared by and
mail to:

John C. Broihier
Cowan & Minetz, Chtd.
1755 Park Street, Suite 200
Naperville, Illinois 60563

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ATTACHMENT TO AMENDMENT TO CROSS-ACCESS AND
STORM WATER DENTITION EASEMENT
BY AND BETWEEN
SISTERS OF THE HOLY FAMILY OF NAZARETH AND
HOLY FAMILY MEDICAL CENTER

PARCEL A:

THAT PART OF LOT 1 IN CATHOLIC BISHOP OF CHICAGO'S DIVISION OF PART OF SECTIONS 8 AND 9, TOWNSHIP 41 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH THAT PART OF THE SOUTHEAST QUARTER OF SECTION 8, TOWNSHIP 41 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL TAKEN AS A TRACT OF LAND: BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE SOUTH LINE OF SAID LOT 1 WITH THE EAST LINE OF THE WEST 100 FEET OF SAID SOUTHEAST QUARTER OF SECTION 8, THENCE NORTH ON SAID EAST LINE OF THE WEST 100 FEET, A DISTANCE OF 348.29 FEET TO THE SOUTH LINE OF THE NORTH 150.42 FEET OF SAID LOT 1; THENCE EAST ON THE SOUTH LINE OF SAID NORTH 150.42 FEET OF LOT 1, A DISTANCE OF 1206.03 FEET TO THE CENTER LINE OF DES PLAINES RIVER ROAD; THENCE SOUTHERLY ON SAID CENTER LINE OF DES PLAINES RIVER ROAD, A DISTANCE OF 633.89 FEET TO THE SOUTH LINE OF SISTERS OF HOLY FAMILY OF NAZARETH PROPERTY, AS NOW OCCUPIED AND MONUMENTED; THENCE WEST ON SAID MONUMENTED LINE A DISTANCE OF 1354.96 FEET TO THE EAST LINE OF THE WEST 100 FEET OF THE SOUTHEAST QUARTER AFORESAID, THENCE NORTH ON SAID EAST LINE OF THE WEST 100 FEET, A DISTANCE OF 295.33 FEET, MORE OR LESS, TO THE SOUTH LINE OF LOT 1 AFORESAID AND THE PLACE OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

P.I.N. 09-09-300-022

Legal Description of Parcel A

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STORM WATER DENTITION EASEMENT
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HOLY FAMILY MEDICAL CENTER

PARCEL B:

THAT PART OF THE SOUTHEAST 1/4 OF SECTION 8, TOWNSHIP 41 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE NORTH LINE OF GOLF ROAD ACCORDING TO THE PLAT OF DEDICATION RECORDED FEBRUARY 27, 1929 AS DOCUMENT NO. 10294766 WITH A LINE 100.00 FEET, AS MEASURED AT RIGHT ANGLES, EAST OF AND PARALLEL WITH THE WEST LINE OF SAID SOUTHEAST 1/4; THENCE NORTH 02 DEGREES 28 MINUTES 26 SECONDS EAST (BEING AN ASSUMED BEARING FOR THIS LEGAL DESCRIPTION) ALONG SAID LAST DESCRIBED PARALLEL LINE, 902.45 FEET TO AN INTERSECTION WITH THE WESTERLY EXTENSION OF THE SOUTH LINE OF LAND CONVEYED TO NAZARETHVILLE BY WARRANTY DEED RECORDED AS DOCUMENT NO. 22245835; THENCE NORTH 88 DEGREES 42 MINUTES 28 SECONDS EAST ALONG SAID SOUTH LINE OF LAND CONVEYED TO NAZARETHVILLE BY WARRANTY DEED RECORDED AS DOCUMENT NO. 22245835 AND ALONG SAID LINE EXTENDED EASTERLY AND WESTERLY, 1122.50 FEET; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 27.21 FEET TO A POINT FOR A PLACE OF BEGINNING; THENCE CONTINUING SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 208.52 FEET; THENCE SOUTHEASTERLY ALONG A CURVED LINE CONVEX NORTHEASTERLY AND HAVING A RADIUS OF 43.50 FEET, AN ARC DISTANCE OF 22.72 FEET (THE CHORD OF SAID ARC BEARS SOUTH 42 DEGREES 19 MINUTES 00 SECONDS EAST, 22.48 FEET); THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST, 34.86 FEET; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 40.00 FEET; THENCE SOUTH 90 DEGREES 00 MINUTES 00 SECONDS WEST, 34.87 FEET; THENCE SOUTHWESTERLY ALONG A CURVED LINE CONVEX SOUTHEASTERLY AND HAVING A RADIUS OF 43.50 FEET, AN ARC DISTANCE OF 43.54 FEET (THE CHORD OF SAID ARC BEARS SOUTH 35 DEGREES 03 MINUTES 12 SECONDS WEST, 41.75 FEET); THENCE SOUTH 00 DEGREES 05 MINUTES 00 SECONDS EAST, 23.70 FEET TO A POINT ON THE NORTH FACE OF A BRICK BUILDING, 31.55 FEET WEST OF THE NORTHEAST CORNER OF SAID BUILDING; THENCE SOUTH 90 DEGREES 00 MINUTES 00 SECONDS WEST ALONG SAID NORTH FACE OF THE BRICK BUILDING, 18.00 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 25.83 FEET; THENCE NORTH WESTERLY ALONG A CURVED LINE CONVEX SOUTHWESTERLY AND HAVING A RADIUS OF 43.50 FEET, AN ARC DISTANCE OF 49.57 FEET (THE CHORD OF SAID ARC BEARS NORTH 38 DEGREES 35 MINUTES 10 SECONDS WEST, 46.93 FEET); THENCE SOUTH 90 DEGREES 00 MINUTES 00 SECONDS WEST, 11.37 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 21.72 FEET; THENCE NORTH 68 DEGREES 29 MINUTES 55 SECONDS WEST, 32.07 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS WEST, 214.15 FEET; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST, 108.00 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

P.I.N. 09-08-400-016

Legal Description of Parcel B

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STORM WATER DENTITION EASEMENT
BY AND BETWEEN
SISTERS OF THE HOLY FAMILY OF NAZARETH AND
HOLY FAMILY MEDICAL CENTER

PARCEL C:

THAT PART OF THE SOUTHEAST 1/4 OF SECTION 8, TOWNSHIP 41 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE NORTH LINE OF GOLF ROAD ACCORDING TO THE PLAT OF DEDICATION RECORDED FEBRUARY 27, 1929 AS DOCUMENT NO. 10294766 WITH A LINE 100.00 FEET, AS MEASURED AT RIGHT ANGLES, EAST OF AND PARALLEL WITH THE WEST LINE OF SAID SOUTHEAST 1/4; THENCE NORTH 02 DEGREES 28 MINUTES 28 SECONDS EAST (BEING AN ASSUMED BEARING FOR THIS LEGAL DESCRIPTION) ALONG SAID LAST DESCRIBED PARALLEL LINE, 902.45 FEET TO AN INTERSECTION WITH THE WESTERLY EXTENSION OF THE SOUTH LINE OF LAND CONVEYED TO NAZARETHVILLE BY WARRANTY DEED RECORDED AS DOCUMENT NO. 22245835; THENCE NORTH 88 DEGREES 42 MINUTES 28 SECONDS EAST ALONG SAID SOUTH LINE OF LAND CONVEYED TO NAZARETHVILLE BY WARRANTY DEED RECORDED AS DOCUMENT NO. 22245835 AND ALONG SAID LINE EXTENDED, 887.24 FEET TO A POINT FOR A PLACE OF BEGINNING; THENCE NORTH 00 DEGREES 01 MINUTES 21 SECONDS WEST, 66.01 FEET; THENCE NORTH 89 DEGREES 07 MINUTES 33 SECONDS EAST, 126.17 FEET TO A POINT OF CURVATURE; THENCE NORTHEASTERLY ALONG A CURVED LINE CONVEX SOUTHEASTERLY, HAVING A RADIUS OF 80.00 FEET AND BEING TANGENT TO SAID LAST DESCRIBED LINE AT SAID LAST DESCRIBED POINT, AN ARC DISTANCE OF 56.00 FEET TO A POINT OF TANGENCY (THE CHORD OF SAID ARC BEARS NORTH 59 DEGREES 04 MINUTES 20 SECONDS EAST, 54.86 FEET); THENCE NORTH 49 DEGREES 01 MINUTES 07 SECONDS EAST TANGENT TO SAID LAST DESCRIBED CURVED LINE AT SAID LAST DESCRIBED POINT, 62.29 FEET; THENCE NORTHEASTERLY ALONG A CURVED LINE CONVEX NORTHWESTERLY, HAVING A RADIUS OF 150.00 FEET AND BEING TANGENT TO SAID LAST DESCRIBED LINE AT SAID LAST DESCRIBED POINT, AN ARC DISTANCE OF 78.58 FEET TO A POINT OF TANGENCY (THE CHORD OF SAID ARC BEARS NORTH 64 DEGREES 01 MINUTES 36 SECONDS EAST, 77.59 FEET); THENCE NORTH 79 DEGREES 02 MINUTES 05 SECONDS EAST TANGENT TO SAID LAST DESCRIBED CURVED LINE AT SAID LAST DESCRIBED POINT, 141.06 FEET TO THE CENTER LINE OF DES PLAINES RIVER ROAD; THENCE SOUTH 10 DEGREES 57 MINUTES 55 SECONDS EAST ALONG SAID CENTER LINE, 182.02 FEET TO AN INTERSECTION WITH THE EASTERLY EXTENSION OF THE SOUTH LINE OF LAND CONVEYED TO NAZARETHVILLE BY WARRANTY DEED RECORDED AS DOCUMENT NO. 22245835; THENCE SOUTH 88 DEGREES 42 MINUTES 28 SECONDS WEST ALONG SAID SOUTH LINE OF LAND CONVEYED TO NAZARETHVILLE BY WARRANTY DEED RECORDED AS DOCUMENT NO. 22245835, 467.48 FEET TO THE POINT OF BEGINNING, EXCEPTING THEREFROM ALL THAT PART THEREOF FALLING IN DES PLAINES RIVER ROAD, IN COOK COUNTY, ILLINOIS.

Legal Description of Parcel C

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