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AGREEMENT

This Agreement is being entered into this 8th day of September, 1997, by and between Giles-Prairie Properties ("Grantor") and Giles-Prairie Properties ("Grantee").

WITNESSETH

Recitals:

WHEREAS, Grantee is the owner of the property, located at 3441 and 3445 South Giles, Chicago, Illinois and Grantor is the owner of the property located at 3443 South Giles, Chicago, Illinois; and

WHEREAS, Grantor is the owner of the property, located at 3447 South Giles, Chicago, Illinois and Grantee is the owner of the property located at 3449 South Giles, Chicago, Illinois; and

WHEREAS, Grantee is desirous of utilizing Grantor's sewer system, located on Grantor's Property as a receptacle for precipitation, as described below; and

WHEREAS, Grantor agrees to grant Grantee a right-of-way and easement over Grantor's property ("Parcel 1") to utilize Grantor's sewer system, in accordance with the terms, conditions and provisions contained herein.

Covenants:

Now, Therefore, It is Hereby Agreed As Follows:

1. Recitals. The above Recitals are incorporated herein and made an integral part of this Agreement.
2. Grant. Grantor, in consideration of the sum of \$10.00, paid by Grantee to Grantor, receipt of which is hereby acknowledged, grants to Grantee, and its heirs, transferees, successors and assigns, a right-of-way and easement, over Parcel 1 to utilize Grantor's sewer system located at 3443 and 3447 South Giles, Chicago, Illinois, (the "Property"), and legally described as follows:

Parcel 1:

Lot 13 (except the South 15 feet thereof) Lot 14, Lot 15, and Lot 16 in Burley and Buckingham's Subdivision of part of block 2 in Dyer and Davisson's subdivision of the South-East 1/4 of the

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 COOK COUNTY RECORDER

(For Recorders Use)

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Subdivision of part of block 2 in Dyer and Davisson's subdivision of the South-East 1/4 of the Northwest 1/4 of Section 34, Township 39 North, Range 14, East of the third principal meridian, in Cook County, Illinois.

The North 10 feet of Lot 12 (except that part if any which falls in the South 5 feet of Lot 12) and the South 15 feet of Lot 13 in Francis Young's subdivision of Lot 9 in Block 2 in Dyer and Davisson's subdivision of section 34, Township 39 North, Range 14, East of the third principal meridian, in Cook County, Illinois.

Pin Number: 17-34-122-054; 055; 056; 057

which immediately adjoins the land of Grantee ("Parcel 2") commonly known as: 3441, 3445 and 3449 South Giles, Chicago, Illinois, and legally described as follows:

Parcel 2:

Lot 13 (except the South 15 feet thereof) Lot 14, Lot 15, and Lot 16 in Burley and Buckingham's Subdivision of part of block 2 in Dyer and Davisson's subdivision of the South-East 1/4 of the Northwest 1/4 of Section 34, Township 39 North, Range 14, East of the third principal meridian, in Cook County, Illinois.

The North 10 feet of Lot 12 (except that part if any which falls in the South 5 feet of Lot 12) and the South 15 feet of Lot 13 in Francis Young's subdivision of Lot 9 in Block 2 in Dyer and Davisson's subdivision of section 34, Township 39 North, Range 14, East of the third principal meridian, in Cook County, Illinois.

Pin Number: 7-34-122-054; 055; 056; 057

The right-of-way and easement is to be an easement over the land of Grantor, Parcel 1, for the use and benefit of Grantee, Parcel 2.

3. Purpose: The purpose of the right-of-way and easement is for Grantee's use of Grantor's sewer system, and for no other purpose.
4. Repairs: To the extent necessary, Grantor shall maintain and keep the sewer system in repair at Grantor's own expense.
5. Termination: The right-of-way and easement described herein shall run with the land and shall bind and shall enure to the benefit of the heirs, distributees, successors, legal representatives and assigns of the respective parties hereto and shall terminate only upon the demolition and/or destruction of both Grantor's property and Grantee's property.

6. Miscellaneous:

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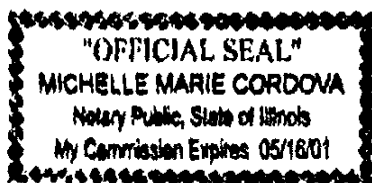
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- a. Severability. The invalidity of any provision of this Agreement shall not impair the validity of any other provisions hereof, and if any provision of this Agreement is determined by a court of competent jurisdiction to be unenforceable, that provision shall be deemed severable and this Agreement may be enforced with that provision severed or as modified by the court.
- b. Entire Agreement: This Agreement contains the entire agreement of the parties hereto; any and all oral representations and agreements are either merged herein or are null and void, and this Agreement may not be amended except in writing.
- c. Construction, Interpretation and Governing Law. The construction, interpretation and performance of this Agreement shall be governed by the laws of the State of Illinois.
- d. No Waiver Or Estoppel. The Forbearance or non-enforcement of any terms, covenants and conditions of this Agreement or conditions of this Agreement, nor shall the non-breaching party be estopped to enforce any such terms, covenants and conditions at such time as it sees fit.
- e. Affirmation. Each party hereto affirms that each has read and understood all of the terms and conditions of this Agreement and signify acceptance to all of the terms and conditions herein contained as indicated below.

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

Grantor:
Giles-Prairie Properties

By: [Signature]



Subscribed and Sworn to
before me this 8 day
of September, 1997

[Signature]
Notary Public

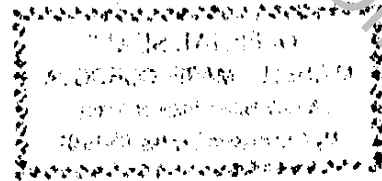
Grantee:
Giles-Prairie Properties

By: [Signature]

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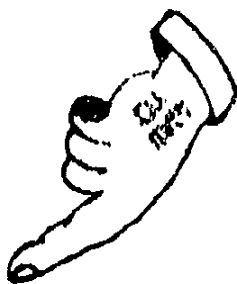
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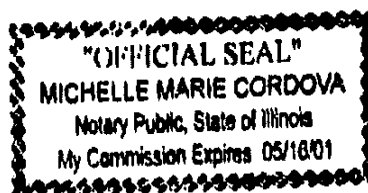
10-11-1997



Subscribed and Sworn to
before me this 8 day
of September, 1997

Notary Public

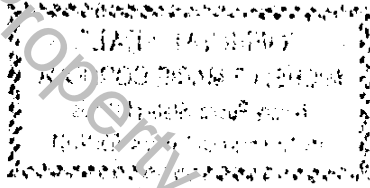
After Recording Please Mail To:
Ronald Rosenblum, Esq.
Rosenblum & Vandenberg
200 West Madison Street
Suite 1950
Chicago, IL 60606



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