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AGREEMENT

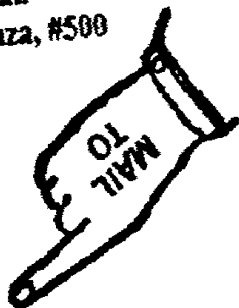
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COOK COUNTY
RECORDER
JESSE WHITE
ROLLING MEADOWS

Prepared by:

Robert E. Petlik
Hinshaw, Culbertson, et al
Oak Brook Executive Plaza, #500
1211 West 22nd Street
Oak Brook, IL 60521



Mail To:

Dowd, Dowd & Mertes, Ltd.
701 Lee Street, Suite 790
Des Plaines, IL 60016

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AGREEMENT

This Agreement dated for reference purposes only, as of

July 24, 1994

WITNESSETH:

WHEREAS, on December 9, 1955, the Plat of Subdivision of Martins Subdivision, which is part of Lot Seven (7) of Joseph A. Barnes' Farm in Section 16, Township 41 North, Range 11, East of the Third Principal Meridian, in Cook County, Illinois, was registered in the Office of the Registrar of Titles of Cook County, Illinois, as Document No. LR1b39274 (hereinafter referred to as the "Subdivision" or "Plat of Subdivision"); and

WHEREAS, there are ten (10) lots which comprise the Subdivision which are identified as Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10 (hereinafter referred to collectively as the "Lots") and are legally described on Exhibit A attached hereto and made a part hereof; and *See Plat 934703-9*

WHEREAS, the Plat of Subdivision sets forth certain Protective Covenants which are as follows:

"All lots in the subdivision are restricted for residential use only and not more than one residence shall be built on any lot.

No building shall be built with less than a 1,000 square foot area for a 1-story house with basement, 1,100 square foot area with a 1-story house with utility room, 900 square foot area for a 1-story house, and 800 square foot area for a 2-story house.

No noxious or offensive trade or activity shall be carried on upon any lot in this subdivision, nor shall

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anything be done thereon which may be or become an annoyance or nuisance to the neighborhood.

No fence shall be constructed in front of the rear face of any residence except an ornamental wood fence may be built along Algonquin Road."

;and,

WHEREAS, said Plat of Subdivision sets forth and creates building line restrictions which are more fully described on Exhibit B attached hereto and made a part hereof; and, and hereinafter are referred to as "Building Line Restrictions":

WHEREAS, the respective owners of the Lots agree that it would be mutually beneficial to all of the owners to remove some of the Protective Covenants and the Building Line Restrictions as set forth on the Plat of Subdivision.

NOW, THEREFORE, in consideration of the above and other considerations as set forth herein, the undersigned agree as follows:

1. That the following Protective Covenants shall no longer effect or apply to the Lots:

"All lots in this Subdivision are restricted for residential use only and not more than one residence shall be built on any lot.

No building shall be built with less than a 1,000 square foot area for a 1-story house with basement, 1,100 square foot area for a 1-story house with utility room, 900 square foot area for a 1 1/2-story house, and 800 square foot area for a 2-story house.

No fence shall be constructed in front of the rear face of any residence except an ornamental wood fence may be built along Algonquin Road."

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2. The following Protective Covenant shall remain in full force and effect:

"No noxious or offensive trade or activity shall be carried on upon any lot in this subdivision, nor shall anything be done thereon which may be or become an annoyance or nuisance to the neighborhood."

3. That the Building Line Restrictions shall no longer effect or be enforced against the Lots.

4. That this Agreement shall inure to the benefit of and be binding upon the heirs, executors, administrators, successors and assigns of the undersigned.

LOT 1:

Executed this 29TH day of AUGUST, 19 94



STATE OF ILLINOIS)
) SS
COUNTY OF)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that FATRICK W. JUHRKE

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 a free and voluntary act, for the uses and purposes herein set forth.

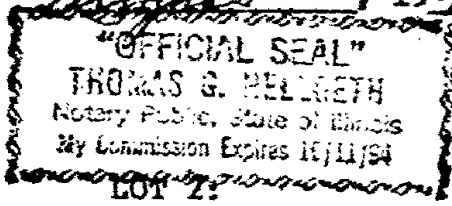
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Given under my hand and official seal, this 24 day of August, 1994.



Thomas G. Hellguth
Notary Public
THOMAS G. HELLGUTH

Executed this 24 day of August, 1994

Arthur R. Nichols

STATE OF ^{Florida} ~~ILLINOIS~~)) SS
COUNTY OF _____)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Arthur R. Nichols

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 a free and voluntary act, for the uses and purposes herein set forth. Produced F I D V for I D.

Given under my hand and official seal, this 24 day of Aug, 1994.



Karen L. Barkalow
Notary Public
Karen L. Barkalow

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This instrument is issued by the undersigned and is not personally but solely as Trustee in the exercise of the powers lawfully conferred upon and vested in it as such Trustee. It is expressly understood and agreed that all the warranties, covenants, representations, conditions, undertakings and agreements herein made on the part of the Trustee are undertaken by it solely in its capacity as Trustee and not personally. No personal liability or personal responsibility is assumed by or shall in any time be asserted or enforceable against the Trustee on account of any warranty, indemnity, representation, covenant, undertaking or agreement of the Trustee in this instrument.

LOT 3:

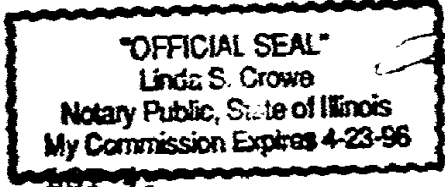
Executed this 29TH day of AUGUST, 1994.

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO,
SUCCESSOR TO FIRST CHICAGO TRUST COMPANY OF ILLINOIS,
AS TRUSTEE TRUST AGREEMENT DATED 6/21/90 AND KNOWN AS
TRUST NO. 10651

ATTEST *Donna Marie O'Connell* BY: *Paul M. Greene*
Assistant Secretary Vice President
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 M. Greene and Vice President and Asst. Secretary, respectively, of said Trust Company, 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 acknowledged that they signed, sealed and delivered the said instrument as a free and voluntary act, for the uses and purposes herein set forth.

Given under my hand and official seal, this 29th day of August, 1994.



Linda S. Crowe
Notary Public

Executed this 9th. day of September, 1994.

Verdell M. Lambe
Verdell M. Lambe

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Given under my hand and official seal, this ____ day of _____, 19____.

This instrument is executed by the undersigned Land Trustee, not personally but solely as Trustee in the exercise of the power and authority conferred upon and vested in it as such Trustee. It is expressly understood that the above named individuals, representatives, co-trustees, indentured agents and assignors on behalf of the Trustee are undertaken by it solely in its capacity as Trustee and not personally. No personal liability or personal responsibility is assumed by or shall at any time be asserted or made possible against the Trustee or account of any warranty, indemnity, representation, covenant, undertaking or agreement of the Trustee in this instrument.

Notary Public

LOT 6:

Executed this 29TH day of AUGUST, 1994.

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO,
SUCCESSOR TO FIRST CHICAGO TRUST COMPANY OF ILLINOIS,
AS TRUSTEE UNDER TRUST AGREEMENT DATED 6/21/90 AND
KNOWN AS TRUST NO. 10651

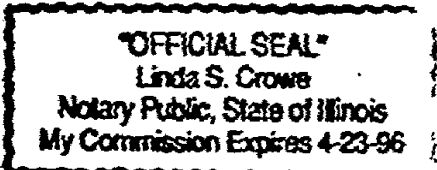
ATTEST: Barbara C. Warner
Assistant Secretary
STATE OF ILLINOIS)
) St.
COUNTY OF COOK)

BY: Paul M. Greene
Vice President

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Paul M. Greene and Vice President and Asst. Secretary, respectively, of said Trust Company, 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 acknowledged that they signed, sealed and delivered the said instrument as a free and voluntary act, for the uses and purposes herein set forth.

Given under my hand and official seal, this 29th day of August, 1994.

Linda S. Crowe
Notary Public



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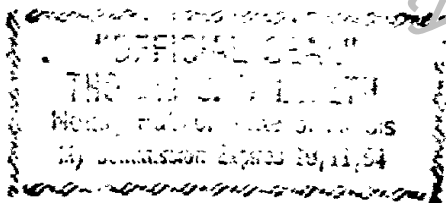
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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Verdell M. Lambe

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 she signed, sealed and delivered the said instrument as a free and voluntary act, for the uses and purposes herein set forth.

Given under my hand and official seal, this 9th day of September, 1994.



Thomas A. Hellyer
Notary Public

LOT 5:

Executed this 30 day of AUGUST, 1994.

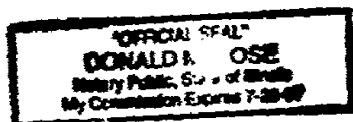
John E. Lumley

Dolores A. Lumley

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 JOHN E. LUMLEY AND DOLORES A. LUMLEY, HIS WIFE

Personally known to me to be the same persons S whose names ARE _____ subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that THEY signed, sealed and delivered the said instrument as a free and voluntary act, for the uses and purposes herein set forth.



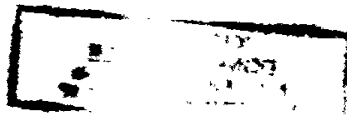
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-6-

Given under my hand and
Official Seal this 30th day of
August 1994.
Donald M. Rose
DONALD M. ROSE

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LOTS 7, 8, 9, and 10:

Executed this 8th day of September, 1994.

First Midwest Trust Company, N.A. as Trustee
Under Trust No. 5342 and not personally.

By: Judith M. Holmes
Trust Officer

Ronald J. Erjavec
Trust Officer

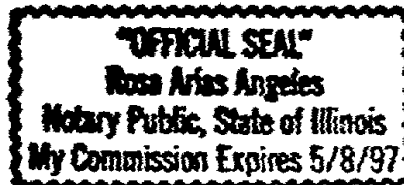
STATE OF ILLINOIS)

COUNTY OF Will)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Judith M. Holmes and Ronald J. Erjavec, Trust Officers of First Midwest Trust Company, N.A. Personally known to me to be the same person s _____ whose name s _____ subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that they _____ signed, sealed and delivered the said instrument as a free and voluntary act, for the uses and purposes herein set forth.

Given under my hand and official seal, this 8th day of September, 1994.

Rosa Arias Angeles
Notary Public

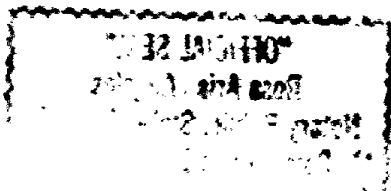


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RIDER ATTACHED TO AND MADE A PART OF AN INSTRUMENT
DATED August 24, 1994 UNDER TRUST NO. 5342

This instrument is executed by FIRST MIDWEST TRUST COMPANY, National Association, not personally but solely as Trustee, as aforesaid, in the exercise of the power and authority conferred upon and vested in it as such Trustee. All the terms, provisions, stipulations, covenants and conditions to be performed by FIRST MIDWEST TRUST COMPANY, National Association, are undertaken by it solely as Trustee, as aforesaid, and not individually, and all statements herein made are made on information and belief and are to be construed accordingly, and no personal liability shall be asserted or be enforceable against FIRST MIDWEST TRUST COMPANY, National Association, by reason of any of the terms, provisions, stipulations, covenants and/or statements contained in this instrument.



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EXHIBIT "A"

This Exhibit is made a part of and incorporated into an Agreement which is dated, for referenced purposes only, as of December 18, 1984, concerning the elimination of certain covenants, conditions, and restrictions which appear upon the plat of Martin's Subdivision, which is a part of Lot 7 of Joseph A. Barnes' Farm in Section 16, Township 41 North Range 11, East of the Third Principal Meridian, in Cook County, Illinois.

Lot 1 in Martin's Subdivision of part of Lot 7 in Subdivision of Joseph A. Barnes' Farm in Section 16, Township 41 North, Range 11, East of the Third Principal Meridian, according to the Plat thereof registered in the Registrar of Titles of Cook County, Illinois, on December 9, 1955 as Document No. LR1639274 (hereinafter referred to as "Lot 1". PIN: 08-16-203-004

Lot 2 in Martin's Subdivision of part of Lot 7 in Subdivision of Joseph A. Barnes' Farm in Section 16, Township 41 North, Range 11, East of the Third Principal Meridian, according to the Plat thereof registered in the Registrar of Titles of Cook County, Illinois, on December 9, 1955 as Document No. LR1639274 (hereinafter referred to as "Lot 2". PIN: 08-16-203-003

Lot 3 in Martin's Subdivision of part of Lot 7 in Subdivision of Joseph A. Barnes' Farm in Section 16, Township 41 North, Range 11, East of the Third Principal Meridian, according to the Plat thereof registered in the Registrar of Titles of Cook County, Illinois, on December 9, 1955 as Document No. LR1639274 (hereinafter referred to as "Lot 3". PIN: 08-16-203-002

Lot 4 in Martin's Subdivision of part of Lot 7 in Subdivision of Joseph A. Barnes' Farm in Section 16, Township 41 North, Range 11, East of the Third Principal Meridian, according to the Plat thereof registered in the Registrar of Titles of Cook County, Illinois, on December 9, 1955 as Document No. LR1639274 (hereinafter referred to as "Lot 4"). PIN: 08-16-203-001

Lot 5 in Martin's Subdivision of part of Lot 7 in Subdivision of Joseph A. Barnes' Farm in Section 16, Township 41 North, Range 11, East of the Third Principal Meridian, according to the Plat thereof registered in the Registrar of Titles of Cook County, Illinois, on

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December 9, 1955 as Document No. LR1639274 (hereinafter referred to as "Lot 5"). PIN: 08-16-204-001

Lot 6 in Martin's Subdivision of part of Lot 7 in Subdivision of Joseph A. Barnes' Farm in Section 16, Township 41 North, Range 11, East of the Third Principal Meridian, according to the Plat thereof registered in the Registrar of Titles of Cook County, Illinois, on December 9, 1955 as Document No. LR1639274 (hereinafter referred to as "Lot 6"). PIN: 08-16-204-002

Lot 7 in Martin's Subdivision of part of Lot 7 in Subdivision of Joseph A. Barnes' Farm in Section 16, Township 41 North, Range 11, East of the Third Principal Meridian, according to the Plat thereof registered in the Registrar of Titles of Cook County, Illinois, on December 9, 1955 as Document No. LR1639274 (hereinafter referred to as "Lot 7"). PIN: 08-16-204-003

Lot 8 in Martin's Subdivision of part of Lot 7 in Subdivision of Joseph A. Barnes' Farm in Section 16, Township 41 North, Range 11, East of the Third Principal Meridian, according to the Plat thereof registered in the Registrar of Titles of Cook County, Illinois, on December 9, 1955 as Document No. LR1639274 (hereinafter referred to as "Lot 8"). PIN: 08-16-204-004

Lot 9 in Martin's Subdivision of part of Lot 7 in Subdivision of Joseph A. Barnes' Farm in Section 16, Township 41 North, Range 11, East of the Third Principal Meridian, according to the Plat thereof registered in the Registrar of Titles of Cook County, Illinois, on December 9, 1955 as Document No. LR1639274 (hereinafter referred to as "Lot 9"). PIN: 08-16-204-006

Lot 10 in Martin's Subdivision of part of Lot 7 in Subdivision of Joseph A. Barnes' Farm in Section 16, Township 41 North, Range 11, East of the Third Principal Meridian, according to the Plat thereof registered in the Registrar of Titles of Cook County, Illinois, on December 9, 1955 as Document No. LR1639274 (hereinafter referred to as "Lot 10"). PIN: 08-16-204-005

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EXHIBIT "B"

This Exhibit is made a part of and incorporated into an Agreement which is dated, for referenced purposes only, as of December 18, 1984, concerning the elimination of certain covenants, conditions, and restrictions which appear upon the plat of Martin's Subdivision, which is a part of Lot 7 of Joseph A. Barnes' Farm in Section 16, Township 41 North Range 11, East of the Third Principal Meridian, in Cook County, Illinois.

- Lot 1: Building Line located over the southwesterly 30 feet and southeasterly 30 feet of said lot.
- Lot 2: Building Line located over the easterly 49.60 feet of said lot.
- Lot 3: Building Line located over the easterly 49.60 feet of said lot.
- Lot 4: Building Line located over the easterly 30 feet of said lot.
- Lot 5: Building Line located over the westerly 30 feet of said lot.
- Lot 6: Building Line located over the westerly 49.60 feet of said lot.
- Lot 7: Building Line located over the westerly 49.60 feet of said lot.
- Lot 8: Building Line located over the westerly 49.60 feet of said lot.
- Lot 9: Building Line located over the southwesterly 30 feet of said lot.
- Lot 10: Building Line located over the northwesterly and southwesterly 30 feet of said lot.

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AFTER RECORDING, MAIL TO:

BOND, BOND & MERTES, LTD.
701 LEE ST., SUITE 790
DES PLAINES, IL 60016

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