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Cook County Recorder 23.50

DONE AT CUSTOMER'S REQUEST

(The space above is for recording purposes only)

COVENANT FOR MAINTENANCE AND REPAIR OF COMMON SEWER LINES

LEGAL DESCRIPTION

THAT PART OF THE EAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 17, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN LYING WESTERLY OF THE WESTERLY LINE OF CLARK STREET, LYING EAST OF A LINE WHICH IS 100 FEET EAST OF AND PARALLEL WITH THE EAST LINE OF SOUTHPORT AVENUE, LYING NORTH OF A LINE WHICH IS 353 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID SOUTHWEST 1/4 OF SECTION 17 AND LYING SOUTHEASTERLY OF A LINE WHICH IS 100 FEET SOUTHEASTERLY OF AND PARALLEL WITH THE SOUTHEASTERLY LINE OF BELLE PLAINE AVENUE, (EXCEPT THAT PART OF THE LAND DEDICATED FOR PUBLIC ALLEY BY PLAT RECORDED NOVEMBER 23, 1971 AS DOCUMENT 21719002), ALL IN COOK COUNTY, ILLINOIS.

PROPERTY ADDRESS: 4036-48 NORTH CLARK ST., CHICAGO, ILLINOIS

PIN: 14-17-313-011-0000

This document was prepared by: John A. Morrissey 16707 S. 84th Avenue, Tinley Park, IL 60477

PLEASE MAIL TO:

JOHN A. MORRISSEY
16707 S. 84TH AVENUE
TINLEY PARK, ILLINOIS 60477

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COVENANT

Know all men by these presents the undersigned, Marquette National Bank, not individually but as Trustee under the provisions of Trust Agreement dated December 31, 1986 and known as Trust No. 11519, holder as Trustee as aforesaid of the title to the property legally described above, does hereby covenant and agree for itself, its successors and assigns, that the maintenance and repair of the common sewer lines located anywhere on the property from the point of connection to the sewer main in the public street shall be the responsibility of the owners of the twenty-two (22) single-family townhouses to be constructed as approved by the City of Chicago, as amended from time to time and shall not be the responsibility of the City of Chicago. The undersigned further states that this covenant shall run with the land and shall be binding upon all subsequent Grantees. This covenant is made to induce the City of Chicago to furnish sewer and water services to the premises described above.

IN WITNESS WHEREOF, the said Marquette National Bank as Trustee under Trust No. 11519, dated December 31, 1986, has caused these presents to be signed by its vice-president and attested by its assistant secretary this 4th day of September, 1998. Marquette National Bank as Trustee as aforesaid

It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the warranties, indemnities, representations, covenants, undertakings, and agreements herein made on the part of the Trustee while in form purporting to be the warranties, indemnities, representations, covenants, undertakings, and agreements of said Trustee are nevertheless each and every one of them, made and intended not as personal warranties, indemnities, representations, covenants, undertakings, and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally, but are made and intended for binding only that portion of the trust property specifically described herein, and this instrument is executed and delivered by said Trustee not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee, and that no personal liability or personal responsibility is assumed by, nor shall at any time be asserted or enforceable against, Marquette National Bank, on account of this instrument or on account of any warranty, indemnity, representation, covenant, undertaking or agreement of the said Trustee in this instrument contained, either expressed or implied, all such personal liability, if any being expressly waived and released.

IN WITNESS WHEREOF, Marquette National Bank, not personally, but as Trustee as aforesaid, has caused these presents to be signed by its Vice President and its corporate seal to be hereunto affixed and attested by its Assistant Secretary, the day and year first written above.

MARQUETTE NATIONAL BANK as Trustee U/T/A No. 11519 and not personally
[Signature]
Vice President and Trust Officer
[Signature]
Assistant Secretary

DONE AT CUSTOMER'S REQUEST

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 the above-named Vice President and Assistant Secretary of said Bank, 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 they signed and delivered the said instrument as such officers of said Bank and caused the seal of said Bank to be thereunto affixed, as their free and voluntary act and as the free and voluntary act of said Bank, as Trustee aforesaid, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 4th day of September, 1998.

[Signature]
OFFICIAL SEAL
MARIA L HARDT
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES: 08/08/00

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