

UNOFFICIAL COPY

98999723



2711/0050 07 001 Page 1 of 1

98999723

1998-11-05 11:48:41

Covenant

Cook County Recorder

47.50


Know all men by these presents that the undersigned, Bank One Trust Company, N.A., formerly known as Bank One, Illinois, N.A., not individually, but as trustee under the provisions of a Trust Agreement dated July 21, 1997 and known as Trust Number 11111, holder as Trustee as aforesaid of the title to the property legally described on Exhibit A attached hereto 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 45 - unit condominium building to be constructed as set forth in the plans as approved by the City of Chicago, as such plans are 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 service to the above described premises.

This instrument is executed by Bank One Trust Company, N.A. 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 Bank One Trust Company, N.A., are undertaken by it solely as Trustee, as aforesaid, and not individually and all statements herein made on information and belief and are to be construed accordingly, and no personal liability shall be asserted or be enforceable against Bank One Trust Company, N.A., by reason of any of the terms, provisions, stipulations, covenants and/or statements contained in this instrument.

It is expressly understood and agreed by the parties hereto, anything herein to the contrary notwithstanding, that all of the representations, covenants, undertakings, warranties, indemnities, and agreements herein made on the part of the Trustee while in form purporting to be on the part of said Trustee are nevertheless made and intended not as personal representations, covenants, undertakings, warranties and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally but are intended for the purpose of binding only the trust property, described herein, and this instrument is executed and delivered by said Trustee and not in its own right, but solely in the exercise of the power 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 Bank One Trust Company, N.A. under said Trust Agreement on account of this instrument or on account of any representations, covenants, undertakings, warranties, indemnities or agreements of said Trustee in this instrument, either expressed or implied, all such personal liability, if any, being expressly waived and released by the parties to this instrument and by all parties claiming by, through, or under them.

Bank One Trust Company, N.A.
f/k/a/ Bank One, Illinois N.A.
not personally, but as Trustee
under Trust Number 11111.

By: *Joel Nugent*
Trust Officer


Attest: *Shiana Grimm*
Pro Secretary

UNOFFICIAL COPY

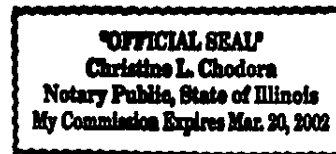
STATE OF ILLINOIS) SS
COUNTY OF COOK) SS

I, the undersigned, a Notary Public in and for said County, in the State of aforesaid, DO HEREBY CERTIFY that the persons whose names are subscribed to this document are personally known to me to be duly authorized officers of Bank One Trust Company, N.A. and that they appeared before me this day in person and severally acknowledged that they signed and delivered this document in writing as duly authorized officers of said corporation and caused the Corporate Seal to be affixed thereto pursuant to authority given by the Board of Directors of said Corporation as their free and voluntary act and as the free and voluntary of said Corporation for the uses and purposes therein set forth.

Given under my hand and notarial seal this 4th day of November, 1998.

Christine L. Chodora
Notary Public

My commission expires 3-20-2002



This document was prepared by:
and return to:

Gary S. Benson, Attorney
2615 N. Sheffield
Chicago, IL 60614

gsb c:\wpwin\real\est\condo\client-d.ocs\stella1.150\covenant.ex2

UNOFFICIAL COPY

EXHIBIT A

Legal Description:

Lots 287, 288, 289 and 290 in William Deering Surrenden Subdivision in the West 1/2 of the Northeast 1/4 of Section 17, Township 40 North, Range 14, East of the Third Principle Meridian, in Cook County, Illinois.

PIN: 14-17-224-019
14-17-224-017
14-17-224-020

Address: 1100 W. Montrose, Chicago, IL 60613

Property of Cook County Clerk's Office