

00032391

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2000-01-12 15:27:25
Cook County Recorder 29.50

OFFICIAL FILE

I.C.C. DOCKET NO. 04-614

Respondent's Exhibit No. 6

Witness _____

Date 6-17-05 Reporter J.Y.



[this space for recorder's use only]

EASEMENT GRANT

FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, CHICAGO FOOD CORP , a corporation organized and existing under the laws of the State of Illinois (hereinafter called "Grantor"), does hereby grant and convey unto THE PEOPLES GAS LIGHT AND COKE COMPANY, a corporation organized and existing under the laws of the State of Illinois (hereinafter called "Grantee"), and unto its successors and assigns, a non-exclusive perpetual easement to lay, construct, reconstruct, repair, renew, replace, operate, maintain, inspect, alter, remove, change the size of or abandon in place all or any part of any gas mains or service pipes and such drips, valves, fittings, meters and other equipment and appurtenances as may be necessary or convenient for such operations (herinafter referred to as "Gas Facilities") in, over, through, under, along and across the following described real estate situated in the City of Chicago, County of Cook, and State of Illinois as legally described on Exhibit A attached hereto and made a part hereof ("Easement") all as shown on the drawing attached hereto and made a part hereof as Exhibit B, and also the right to use, from time to time, any adjoining or adjacent vacant land of said Grantor when reasonably required in the laying, construction, reconstruction, repair, renewal, replacement, operation, maintenance, inspection, alteration, removal, changing the size of or abandoning in place all or any part of Gas Facilities as may be necessary or convenient for such operations in, over, through, under, along and across said real estate.

PG # 1662

This instrument prepared by:
Timothy P. Walsh
An Attorney for
The Peoples Gas Light and
Coke Company
130 East Randolph Drive
Chicago, Illinois 60601

After recording return to:
Allen E. Drews
Map Recorder
The Peoples Gas Light and
Coke Company
130 East Randolph Drive
Chicago, Illinois 60601

Name and Address of Tax Payer:
Chicago Food Corp.
5800 N. Pulaski Road
Chicago, Illinois 60646

DONE AT CUSTOMER'S REQUEST

"THE SIGNATURES OF THE PARTIES EXECUTING THIS DOCUMENT ARE COPIES AND ARE NOT ORIGINAL SIGNATURES."

And Grantor does expressly warrant and covenant that it has good and indefeasible fee simple title to said real estate, and has good right to grant said Easement and that Grantee, its employees, agents, assigns and lessees shall at all times have free access and ingress to, and egress from, and over said real estate to lay, construct, reconstruct, repair, renew, replace, operate, maintain, inspect, alter, remove, change the size of or abandon in place all or any part of said Gas Facilities as may be necessary or convenient for such operations. Transfer of ownership will not terminate Grantor's liability for breaches of this warranty of good title.

Grantor retains all of its rights to the use and occupation of said real estate not inconsistent with the use by Grantee, its successors or assigns, of the easement herein granted for the purposes aforesaid, and agrees that the erection or construction of any building or other structure on or over said real estate or any part thereof by Grantor, its successors, assigns or lessees, shall be conclusively deemed to be a use of said real estate inconsistent with the Easement herein granted.

Grantee agrees to restore any part of the surface of the real estate which is damaged by the construction, installation, operation, maintenance, repair, renewal, removal, or changing the size of said Gas Facilities, to the condition of the real estate immediately before such damage occurred.

The rule of strict construction does not apply to this grant. This grant shall be given a reasonable construction so that the intention of the parties to confer a commercially usable right of enjoyment on Grantee is carried out. Grantor's address is 5800 North Pulaski Road, Chicago, Illinois 60646. Grantee's address is 130 East Randolph Drive, Chicago, Illinois 60601.

IN WITNESS WHEREOF, Grantor has caused this instrument to be duly executed this 30 day of November, 1999.

By: *Sumedh Park*
Vice President

ATTEST:
[Signature]
Secretary

ACKNOWLEDGMENT

STATE OF ILLINOIS)
)
COUNTY OF COOK) SS

I, Merle K. Schwartz, a Notary Public in and for

said County, in the State aforesaid, do hereby certify that Samuel Park, personally known to me to be a Vice President of the CHICAGO FOOD CORP., a corporation of the State of Illinois, and _____, personally known to me to be the Secretary of said corporation, and 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 as such the Vice President and Secretary, respectively, they signed and delivered the said instrument and caused the corporate seal of said corporation to be affixed thereto, as their free and voluntary act and deed and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, this 30 day of November, 1999.

Merle K. Schwartz
Notary Public

My Commission Expires:

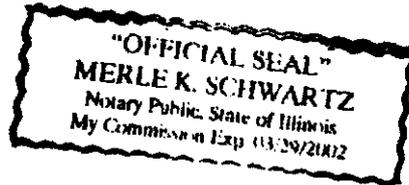


EXHIBIT A

00032391

EASEMENT LEGAL DESCRIPTION

The North ten (10) feet of Lots 9 and 10 and extending approximately six hundred sixty (660) feet westerly from the east boundary of Lot 10 and across a portion of Lot 9. Lots 9 and 10 being part of Peterson Industrial and Commercial District, being Owner's Division of part of Lots 1, 2, 3, 8, 9, and 10 in Cook's Subdivision of the Southeast Fractional Quarter, South of the Indian Boundary Line of Section 3, Township 40 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois, described as follows:

Commonly known address: 5800 North Pulaski Road
Chicago, Illinois 60646;

Permanent index numbers: 13-03-405-013, 13-03-405-014,
13-03-405-015, and 13-03-405-016.

EXHIBIT B

PGL #1662

