

THIS DOCUMENT WAS PREPARED BY:

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**AFTER RECORDING RETURN TO:
RECORDER'S BOX 324**

[The above space for recording purposes]

RELEASE (ABROGATION) OF WIRELINE EASEMENT

WHEREAS, on July 30, 2012, THE COMMUTER RAIL DIVISION OF THE REGIONAL TRANSPORTATION AUTHORITY, a division of an Illinois municipal corporation ("Metra") as Grantor, of 547 West Jackson Boulevard, Chicago, Illinois, granted to THE VILLAGE OF ORLAND PARK, ILLINOIS, a home rule municipal corporation ("Village") as Grantee, of 14700 S. Ravinia Avenue, Orland Park, Illinois, a non-exclusive easement, being ten (10) feet in width, for wireline purposes ("Easement") along the right-of-way and track(s) of Metra located just north of 143rd Street, adjacent to the Metra Station delineated on the plat attached hereto and made a part hereof as Exhibit "A" ("Premises") together with the right of reasonable access thereto for the purpose of exercising the rights and privileges granted in said Easement; and

WHEREAS, Metra and the Village have jointly determined that said Easement is no longer necessary or useful by the Village and should be terminated by mutual agreement of the parties:

NOW, THEREFORE, KNOW ALL PERSONS BY THESE PRESENTS that said Easement dated July 30, 2012 (and known by Metra as document SW9613) is hereby terminated and rendered null and void by the undersigned parties and, further, the Village does hereby remise, release, quitclaim and abrogate all right, title, and interest, claim or demand whatsoever the Village has or may have acquired in, through or by said Easement dated July 30, 2012.

Exhibit "A"

IN WITNESS WHEREOF, the Parties hereto have duly executed this Release (Abrogation) of Wireline Easement as of this ____ day of December, 2012.

**COMMUTER RAIL DIVISION OF THE
REGIONAL TRANSPORTATION AUTHORITY**

By: _____
Alexander D. Clifford,
Executive Director/CEO

ATTEST:

By: _____
MICHELE MUSSATTO,
Executive Secretary

**VILLAGE OF ORLAND PARK,
a home rule municipal corporation**

By: _____
Daniel J. McLaughlin, Village President

ATTEST:

Joseph S. LaMargo, Deputy Clerk

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY that ALEXANDER D. CLIFFORD, personally known to me to be the Executive Director/CEO of the Commuter Rail Division of the Regional Transportation Authority, a division of an Illinois municipal corporation, and MICHELE MUSSATTO, personally known to me to be the Executive 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 acknowledged that as Executive Director/CEO and Executive Secretary of said Corporation, they signed and delivered the said instrument in their official capacities pursuant to authority given by the Board of Directors of said Corporation and as the free and voluntary act and deed of said Corporation, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this _____ day of _____, 2012.

Notary Public

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY that DANIEL J. McLAUGHLIN, personally known to me to be the President of the Village of Orland Park, and JOSEPH S. LaMARGO, personally known to me to be the Deputy Village Clerk of said municipal 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 President and Village Clerk, they signed and delivered the said instrument and caused the corporate seal of said municipal corporation to be affixed thereto, pursuant to authority given by the Board of Trustees of said municipal corporation, as their free and voluntary act, and as the free and voluntary act and deed of said municipal corporation, for the uses and purposes therein set forth.

GIVEN under my hand and official seal, this ____ day of _____, 2012.

Notary Public

Commission expires: _____

Metra's South West
Service Line

LOCATION SKETCH

90-7-50 On The Park
WO #07450718

P.L.:486044 SER/CWASD10260 RQ
DATE:06/12/12 PAGE 3 OF 4



Metra's 143rd
Street Station

1 Customer to install, own and maintain (1) approx. 715' 4" schedule 40 conduit in green area and schedule 80/polypropylene conduit in paved vehicular traffic area 3' below final grade, with steel long radius elbows

3 Customer to install, own and maintain (1) approx. 715' 4" schedule 40 conduit in green area and schedule 80/polypropylene conduit in paved vehicular traffic area 3' below final grade, with steel long radius elbows

4 Customer to install, own and maintain (1) approx. 475' 4" schedule 40 conduit in green area and schedule 80/polypropylene conduit in paved vehicular traffic area 3' below final grade, with steel long radius elbows

5 Location 2: ComEd to install, own and maintain a 500KVA 120/208V transformer #46604485 on Customer installed, owned and maintained concrete pad per ComEd Specification C5293.B

6 Location 1: ComEd to install, own and maintain a 300KVA 277/480V transformer #48604486 on Customer installed, owned and maintained concrete pad per ComEd Specification C5293.A

7 Location 3: ComEd to install, own and maintain a 500KVA 120/208V transformer #48604487 on Customer installed, owned and maintained concrete pad per ComEd Specification C5293.B

8 Customer to install, own and maintain secondary conduits and conductors. Per customer specifications, conductors to be 13 sets of 4/C 750 MCM AL and 1 set of 4/C #2 CU cable.

9 Customer to install, own and maintain secondary conduits and conductors. Per customer specifications, conductors to be 4 sets of 4/C 500 MCM AL, 1 set of 4/C 750 MCM AL and 1 set of 4/C 3/0 MCM CU cable.

10 Customer to install, own and maintain secondary conduits and conductors. Per customer specifications, conductors to be 12 sets of 4/C 750 MCM AL cables.

11 Customer to install, own and maintain vehicular barriers around the transformer pad per specification C5295

12 Village street lighting service with customer installed owned and maintained secondary conduits and conductors. Per customer specifications, conductors to be 1 set of 4/C #2 CU cable

Premises

Crescent Park Circle

PROPOSED MULTI-TENANT BUILDING

90-7-50 On The Park
9750 Crescent Park Circle
Orland Park, IL

Main Street

143rd Street

Rovinia Avenue

143rd Street

Exhibit "A"
Page 1 of 2

METRA NOTES - IMPORTANT III

CONTRACTOR SAFETY NOTES

Contractors to a railroad are governed by the provision of a Federal Regulation identified in the code of Federal Regulations Title 49 Part 214 (Roadway Worker Safety and Railroad workplace Safety Standards).

SAFETY INSTRUCTIONS

Safety of Roadway Workers (including contractors) is of paramount importance in the performance of work being performed for the railroad. No work will be performed when there is the potential of fouling a track (e.i. when an individual or equipment is within four (4) feet of a track or could be struck by a moving train or equipment) until the following items have been completed:

1. A qualified railroad flagman (employee in charge) is present to provide necessary protection or authority.
2. Work (defined as inspection, testing, construction maintenance, or repair to a railroad facility) will begin only after the railroad's employee in charge has conducted a mandatory job briefing consisting of the following:
 - * Name of flagman (employee in charge)
 - * Name of lookout (if applicable)
 - * Type of track authority (explain)
 - * Track limits
 - * Time limits
 - * Protection, if any, on adjacent tracks
 - * Methods of notification for the approach of trains
 - * Location to clear for trains
 - * Procedures to arrange for on-track safety on other tracks, if necessary
 - * Required personal protective equipment

Failure to comply with the provision established for clearing trains, will result in the contractors employee(s) being banned from railroad property and/or subject to personal fines as levied by the Federal Railroad Administration.

Follow-up job briefing will be conducted when:

- * The working conditions or procedures change
- * Other workers enter the working limits or;
- * Track authority is changed, extended, or about to be released.

If any of the above situations occur, work will cease until the follow-up job briefing is conducted.

3. Contractors have the following responsibilities:

Work wear approved by Metra including:

- * Highly visible orange vest
- * Steel toed safety shoes
- * A.N.S.I. approved hard hat (289.1 standards)
- * A.N.S.I. meets or exceeds 287.1 eyewear standards
- * Hearing protection (when required)
- * Respirator protection (when required)
- * Fall protection (when required) as specified in FRA Regulations 49 CFR, Part 214- Railroad Workplace safety Standards.

4. Heavy equipment shall be equipped with audible back up warning devices.
5. Contractors will keep the job site free from safety and health hazards.
6. Contractors will post MSDS sheets in the construction trailer.
7. Contractors will post these instruction in a conspicuous place in the construction trailer.

GENERAL NOTES

None of the contractor's men or equipment may be worked upon Metra's property without a qualified railroad flagman (employee in charge) present. Contractor may work only when authorized to do so by the flagman (employee in charge).

Metra has a very limited number of flagmen. If Metra can not furnish a flagman for a particular date, contractor will not be allowed to work on Metra's property.

Copy of this drawing must be kept on the job site during all phases of construction.

Contractor must contact Mr. Ken Rabe
District Director of Engineering, at 708-293-6164
at least 72 hours prior to work start up to arrange for flagging protection etc.

Grantee must have railroad engineering department representative inspect work to determine if slow order protection is required and how long slow order will be in effect.

Metra Signal and Communications Departments must locate any buried cables and/or equipment before digging may begin on railroad property, and must provide protection for any such facilities during the actual construction.

Note: J.U.L.L.E. and D.I.G.G.E.R. do not locate Metra/Railroad Utilities/Facilities.

Extreme care must be exercised when working under or in proximity of Metra's signal and communication pole lines and wires. Poles must be specially braced if necessary.

The pipeline shall be bored and jacked into place. When jacking operation is stopped, proper, sufficient bulk heads must be placed to preclude any danger of cave-ins. If necessary, due to soil and water conditions encountered, jacking operation must be continuous to ensure safety of railroad tracks.

Any project requiring jacking pits, excavations and/or shoring must have the pit designs, shoring details and locations approved by Metra's Construction Department prior to the beginning of construction on railroad property.

All existing drainage and associated structures must be preserved or accommodated by the scope of this project's work.

No drainage condition shall be created or allowed to exist that is, or may be, adverse to Metra.

Space between carrier and casing pipes shall be blown full of dry sand and ends of casing pipe sealed.

Grantee is responsible for a one year extraordinary track maintenance period. This is to cover reimbursable railroad costs expended for future track surfacing and alignment that may become necessary as a result of settlement of track.

Underground installation(s) shall be prominently marked where they enter and leave the railroad right of way.

Minimum wall thickness shown are for pipes and conduits with protective coating and cathodic protection. Without this protection, wall thickness must be increased by 0.063 inches.



ENGINEERING DEPARTMENT
CHICAGO, ILLINOIS

EXHIBIT "A"

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CAD FILE: capital engineering/ /hyb/00 .hyb

SCALE: NONE

DATE: 11/16/04

DRWG. NO. #

UNDER-PIPES