

2016.0246



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Karen A. Yarbrough

Cook County Recorder of Deeds

Date: 05/10/2016 01:59 PM Pg: 1 of 7

This document prepared by:

E. Kenneth Friker

Klein, Thorpe and Jenkins, Ltd.  
15010 S. Ravinia Avenue, Suite 10  
Orland Park, Illinois 60462

RETURN TO RECORDERS BOX 324

For Recorder's Use Only

### GRANT OF TEMPORARY CONSTRUCTION EASEMENT

THIS INDENTURE WITNESSETH, that the Grantors, JOHN B. HEEMSTRA and SUSAN E. HEEMSTRA, his wife, of 8121 Kristo Lane, Orland Park, Illinois 60462 ("Grantors"), for and in consideration of the sum of TWELVE HUNDRED TWENTY AND 00/100 DOLLARS (\$1,220.00) and other good and valuable consideration, the receipt of which is hereby acknowledged and other good and valuable consideration as hereinafter provided, hereby represents that they own the fee simple title to, and do by these presents grant the right, easement and privilege to enter upon the following described land (the "Easement Premises") unto the VILLAGE OF ORLAND PARK, an Illinois municipal corporation, having its address at 14700 S. Ravinia Avenue, Orland Park, Illinois 60462 ("Grantee"), including Grantee's agents, employees and contractors, for the purpose of installation of a below-ground eighteen inch (18") storm sewer within an existing public utility easement (the "Project"), upon the real property as depicted on Exhibit A and legally described in Exhibit B attached hereto and made a part hereof.

ADDRESS: 8121 South Kristo Lane, Orland Park, Illinois 60462

PIN 27-11-212-003-0000

Said Easement Premises contains 1,220 square feet, more or less.

1. This Grant of Temporary Construction Easement shall be in effect and commence beginning on the date of execution of this Grant (the "Easement Commencement Date") by the Grantors and shall remain in effect only for a period extending from the Easement Commencement Date to a date ending on the earlier of: (i) the expiration of eight (8) months from the date hereof; or (ii) the completion of the Project work (the "Easement Period").

2. The Temporary Construction Easement granted herein is intended for working within the area of the Easement Premises to achieve the excavation, storm sewer installation and Easement Premises restoration. The Grantee shall cause all equipment and materials necessary to effectuate this purpose to be restricted within the Easement Premises and in an orderly manner. No equipment or materials shall be allowed upon any non-easement area. Upon completion of the Project, all materials and equipment shall be removed from the Easement Premises, and the Easement Premises shall be restored to the same condition or a better condition than on the Easement Commencement Date, including bush and tree replacement. Subject to the Grantee's prior approval of the work and cost, and upon receipt of a paid invoice, Grantee will reimburse Grantors for landscaping restoration performed by Grantors' landscape contractor. In addition, Grantee covenants that its contractor will take all necessary and reasonable precautions to prevent any damage to the foundation of Grantors' residence caused by the Project work provided for herein.
3. Grantee will defend, protect and save and keep Grantors and Grantors' agents, invitees and employees ("Indemnified Parties") forever harmless and indemnified against and from any and all loss, cost, damage or expense arising out of or from any accident or occurrence on or about the Easement Premises, resulting from Grantee's activities pursuant to the terms of this Easement Grant during the Easement Period, that causes injury to any person or property whomsoever or whatsoever.
4. All notices or other communications desired or required to be given hereunder shall be given in writing at the addresses set forth below, by any of the following means:
  - (a) Personal service;
  - (b) Overnight courier; or
  - (c) Registered or certified first class mail, postage prepaid, return receipt requested;

If to the Grantee:

Mr. Paul Grimes, Village Manager  
Village of Orland Park  
14700 S. Ravinia Avenue  
Orland Park, Illinois 60462

With a copy to:

Mr. E. Kenneth Friker  
Klein, Thorpe & Jenkins, Ltd.  
15010 S. Ravinia Avenue – Suite 10  
Orland Park, Illinois 60462

If to the Grantors:

John B. Heemstra and Susan E. Heemstra  
8121 Kristo Lane  
Orland Park, Illinois 60462

The Parties, by notice hereunder, may designate any further or different addresses to which subsequent notices or other communications shall be sent. Any notice or other communication sent pursuant to clause (a) hereof shall be deemed received upon such personal service. Any notice or other communication sent pursuant to (b) shall be received on the day immediately following deposit with the overnight courier, and any notice sent pursuant to clause (c) shall be deemed received two business days following deposit in the U.S. Mail.

Dated this 24 day of March, 2016.

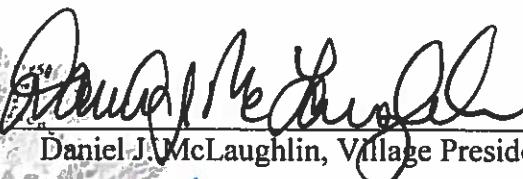
GRANTORS:

  
\_\_\_\_\_  
JOHN B. HEEMSTRA

  
\_\_\_\_\_  
SUSAN E. HEEMSTRA

GRANTEE:

VILLAGE OF ORLAND PARK,  
an Illinois municipal corporation

  
\_\_\_\_\_  
Daniel J. McLaughlin, Village President  
  
Attest:   
\_\_\_\_\_  
John C. Mehalek, Village 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 the above-named JOHN B. HEEMSTRA and SUSAN E. HEEMSTRA, his wife, 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 and delivered the said instrument as their own free and voluntary act for the uses and purposes therein set forth.

GIVEN under my hand and official seal, this 24<sup>th</sup> day of March, 2016.

*E. Kenneth Friker*  
Notary Public



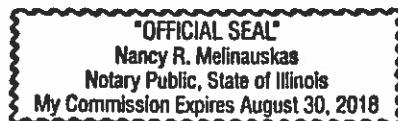
Commission expires \_\_\_\_\_

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. MCCLAUGHLIN, personally known to me to be the President of the Village of Orland Park, and JOHN C. MEHALEK, personally known to me to be the 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 9<sup>th</sup> day of May, 2016.

Nancy A Melinauska  
Notary Public



Commission expires: Aug 30, 2018

**KRISTO LANE**  
60' PUBLIC RIGHT-OF-WAY  
HERE TO FORE DEDICATED  
DOC. 90622908

RIGHT-OF-WAY  
60' PUBLIC  
HERETOFORE DEDICATED  
DOC. 90622908

153.87'

5. P.U.&D.E. HERETFORE GRANTED  
PER DOCUMENT #0622908

Scale: 1"-30'

107

LOT 8  
P.I.N. • 27-11-212-00  
• 8121 KRISTO LANE  
(HEEMSTRA)

RESIDENCE

ELIBDIVISION 90622908

**SUBDIVISION DOCUMENT**  
90622908  
**WOODCREEK** 26, DECEMBER 26, 1990  
**RECORDED**

LOT 9

RESIDENCE

10' PROPOSED  
CONSTRUCTION  
10' P.U. & D.E. HERE TO FORE GRANTED 153.87-  
BEP DOCUMENT 90622908

10' PROPOSED TEMPORARY CONSTRUCTION EASEMENT

CATV BOX  
UTILITY  
PEDESTALS

LOT 2

LOT 3

 <b>CHRISTOPHER B. BURKE ENGINEERING, LTD.</b> 9575 W. Higgins Road, Suite 610 Rosemont, Illinois 60018 (847) 623-0560	<b>CLIENT:</b> <b>VILLAGE OF ORLAND PARK</b>		<b>TITLE:</b> <b>8121 KRISTO LANE ORLAND PARK, IL. 60462</b>	
	<b>DESIGN CONE.</b> <b>CHRO.</b> <b>SCALE:</b> <b>DATE:</b> <b>FILE#:</b>	<b>W.L.</b> <b>1" - 20'</b> <b>5/1/2016</b> <b>5173</b>	<b>PRINTED DATE</b> <b>2016</b> <b>OR 2016</b>	

LEGAL DESCRIPTION  
FOR  
TEMPORARY EASEMENT  
PIN 27-11-212-003-0000

8121 Kristo Lane  
Orland Park, Illinois 60462

LOT 8 (\*8121) 10.00' TEMPORARY CONSTRUCTION EASEMENT LEGAL DESCRIPTION:

THE EAST 10.00 FEET OF LOT 8 IN CASCADE GLENN, BEING A SUBDIVISION OF PART OF THE NORTH EAST QUARTER OF SECTION 11, TOWNSHIP 36 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

CONTAINING 1,220 SQ. FT., MORE OR LESS

Exhibit B