



**FRED BUCHOLZ**  
DUPAGE COUNTY RECORDER  
DEC. 18, 2015 4:01 PM  
OTHER \$30.00 06-17-115-019  
**002 PAGES R2015-137759**

### Private Storm Sewer Maintenance Agreement

This Agreement is between the owners of 840 S. Hammerschmidt Avenue and 836 S. Hammerschmidt Avenue regarding installing a shared privately owned and maintained storm sewer, backflow prevention valve and flow restrictor, pursuant to a requested variance to connect to the combined sewer system, in order to drain a depressional area partially contained on both of the subject properties.

Legal Description for 836 S. Hammerschmidt (PIN 06-17-115-018)

LOT 7 (EXCEPT THE NORTH 16 FEET THEREOF) IN BLOCK 9 IN ARTHUR T. MCINTOSH AND COMPANY'S LOMBARD GARDENS SUBDIVISION, BEING A SUBDIVISION IN THE WEST ½ OF THE NORTHWEST ¼ OF SECTION 17, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, RECORDED FEBRUARY 8, 1924 AS DOCUMENT NO. 174113, IN DUPAGE COUNTY, ILLINOIS.

Legal Description for 840 S. Hammerschmidt (PIN 06-17-115-019)

LOT 8 IN BLOCK 9 IN ARTHUR T. MCINTOSH AND COMPANY'S LOMBARD GARDENS SUBDIVISION, BEING A SUBDIVISION IN THE WEST ½ OF THE NORTHWEST ¼ OF SECTION 17, TOWNSHIP 39 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, RECORDED FEBRUARY 8, 1924 AS DOCUMENT NO. 174113, IN DUPAGE COUNTY, ILLINOIS.

This Maintenance Agreement is being put in place and agreed to by both parties, as the required 2" restrictor and back flow preventer will need to be maintained from time to time and this Agreement makes both property owners responsible for the required replacement and/or maintenance for the storm structures and storm sewer line that is proposed to be installed on 846, 840, and 836 S. Hammerschmidt Avenue properties located within an existing utility easement.

If/when maintenance is found to be required, if one owner refuses to complete the maintenance, the other one is still obligated to have the maintenance performed. Lack for either property owner to comply will be enforced per the Village's Nuisance Code (Chapter 94) to both property owners.

This Maintenance Agreement shall run with the land and shall be binding upon the declarants, their successors, heirs, executors and assigns, to ensure the integrity of the stormwater facilities.

Signed:

  
Owner of 836 S. Hammerschmidt Avenue

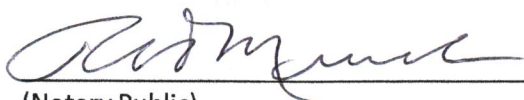
  
Owner of 840 S. Hammerschmidt Avenue

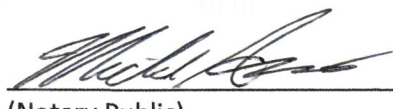
**SUBSCRIBED AND SWORN TO** before me this

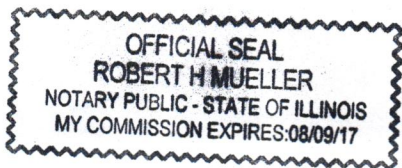
21<sup>ST</sup> day of NOV., 2015.

**SUBSCRIBED AND SWORN TO** before me this

20<sup>TH</sup> day of NOVEMBER, 2015.

  
(Notary Public)

  
(Notary Public)



PREPARED BY e-MAIL TO:  
VILLAGE OF LOMBARD  
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