

**COVENANT RUNNING WITH THE LAND RECORD**

THE DECLARATION OF COVENANTS made this

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

being **all** of the owners of the following described property; to-wit: **(Insert Legal Description)**

Parcel Number: \_\_\_\_\_-\_\_\_\_\_-\_\_\_\_\_

Commonly known as: \_\_\_\_\_  
(Address – Please Print)

WHEREAS, the Village of Sugar Grove regulates the right-of-ways within its boundaries; and

WHEREAS, the declarants (Property Owners) wish to install Non-Standard Pavement in said right-of-way;

NOW, THEREFORE, in consideration of the Village of Sugar Grove issuing a permit to the declarants to install Non-Standard Pavement in the right-of-way adjacent to the above-described property, said property is hereby made subject to the following covenants and restrictions, all of which shall be deemed to run with the above-described property:

1. The declarants, their assigns and successors in title hereby agree to install Non-Standard Pavement in full compliance with the laws, ordinances, resolutions, rules and regulations of the Village of Sugar Grove, Kane County, the State of Illinois or any other governmental unit or agency having jurisdiction, applicable thereto as amended from time to time.

2. The declarants, their assigns and successors in title hereby agree to and do hereby release the Village of Sugar Grove, its officers, agents and employees which are from time to time authorized to use said right-of-way for any obligation as a result of damages to the Non-Standard Pavement which may occur in the course of the installation, removal, maintenance or repair of any utility within said right-of-way, or as the result of street construction/repair, snow removal, or street cleaning by the Village of Sugar Grove,

3. The declarants, their assigns and successors in title hereby agree to indemnify and save the Village of Sugar Grove and the public utilities which are from time to time authorized to use said easements and public parkways, and both groups' officers, agents and employees harmless for any damages, injuries, and costs including damages to the utility equipment, occasioned by the installation, maintenance, location, repair of the Non-Standard Pavement described above. Said costs to include attorney fees and costs of litigation.

4. The declarants, their assigns and successors in title hereby agree to indemnify and save the Village of Sugar Grove, its officials, employees and agents harmless from any and all claims, causes of action, judgments, expenses, and damages, including attorneys' fees and costs incurred by the Village, alleged to have occurred from the installation, construction, repair, maintenance, continued existence, or removal of the Non-Standard Pavement.

IN WITNESS WHEREOF, the undersigned have executed this declaration at \_\_\_\_\_, Illinois

\_\_\_\_\_  
Print Full Name

\_\_\_\_\_  
Print Full Name

\_\_\_\_\_  
Property Owner's Signature

\_\_\_\_\_  
Property Owner's Signature

STATE OF ILLINOIS                    )  
  ) SS.  
COUNTY OF KANE                    )

I, \_\_\_\_\_, a Notary Public in and for said County, in the State of Illinois,  
do hereby certify that \_\_\_\_\_,  
personally known to me to be the same person whose name is subscribed in the foregoing instrument,  
appeared before me this day in person and acknowledged that

\_\_\_\_\_  
signed, sealed and delivered said instrument as a free and voluntary act for the uses and purposes  
therein set forth.

Given under my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC

*Prepared by:*  
Steven A. Andersson  
Mickey, Wilson, Weiler, Renzi & Andersson, P.C.  
2111 Plum Street, Suite 201  
Aurora, IL 60506

*Return to after recording:*  
Village Clerk  
Village of Sugar Grove  
10 S. Municipal Drive  
Sugar Grove, IL 60554