

Eleanor E. Jungels
 RECORDER OF DEEDS

APR 13 1981

AGREEMENT
 BETWEEN
 ILLINOIS DEPARTMENT OF CONSERVATION
 AND
 CITY OF ELGIN

THIS AGREEMENT, made and entered into this 26th day of February, 19 81, by and between the Illinois Department of Conservation, hereinafter called Conservation; and City of Elgin, hereinafter called City.

WHEREAS, Conservation has transferred, awarded and paid to the City an historic preservation annual program grant in the amount of Seventy Nine Thousand Dollars (\$79,000.00) which sum was granted to Conservation by the United States Heritage Conservation and Recreation Service for preservation of the Elgin Academy in Elgin, Kane, Illinois under the provisions of the National Historic Preservation Act of 1966 (PL 89-665) as amended;

WHEREAS, this grant is used exclusively for the purpose and scope of work relating to the historic preservation of Elgin Academy as specified in the application from Conservation to the Heritage Conservation and Recreation Service, as amended from time to time by Conservation and the City;

WHEREAS, the historic preservation work accomplished under this grant is in accordance with the "Secretary of the Interior's Standards for Historic Preservation Projects" as evidenced in plans, specifications, detailed descriptions or other materials submitted to Conservation and to the Heritage Conservation and Recreation Service, and in accordance with recommendations and standards set forth;

WHEREAS, Federal funds were not used as all or part of its matching share under this program unless otherwise provided by Federal legislation (except for Housing and Urban Development's Community Development Block Grants and General Revenue Sharing Monies).

WHEREAS, the award to the City does not preclude the City or subsequent owners of the Elgin Academy from applying for, and being considered without prejudice for federal grants as may be necessary to preserve fully the Elgin Academy, except that no duplication shall exist in the work;

NOW THEREFORE, in consideration to the mutual advantages resulting from the respective obligations assumed under this AGREEMENT:

The City Agrees:

1. To maintain financial and administrative records pertaining to this grant award for at least three (3) years following the completion of all project work conducted under the grant, or until an audit of the records has been accomplished;
2. To comply with the requirements of Conservation and the Heritage Conservation and Recreation Service to assume the cost of continued maintenance and repair of the property so as to preserve the architectural, historical, or archeological integrity of the property for the specified period of time in order to protect and enhance those qualities that made the property eligible for listing on the National Register of Historic Places.

Conservation Agrees:

1. To report to the Heritage Conservation and Recreation Service when any part of this agreement and its covenants as it relates to the Federal administration of the grant, are not satisfied so that appropriate action may be taken;

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2. To make periodic inspections of the site and facilities;

3. To recommend normal and routine preventive care of those areas and facilities of the Elgin Academy affected by this historic preservation grant; and Conservation may proceed to enforce this provision through appropriate legal action.

THIS AGREEMENT SHALL BE EFFECTIVE for a period of Fifteen (15) years from the date of project completion, September 25, 1980 through September 24, 1995, and shall be recorded in the Office of the Recorder of Deeds of Kane County, Illinois, against the land whose legal description is as follows:

The South 163.0 feet of Lot 25 (measured along the West line) and the South 163.0 feet of the West 121.0 feet of Lot 24 (measured along the South and West lines) of B. W. Raymond's Addition to Elgin, according to the Plat thereof recorded on Page 3, Book A of Elgin City Maps and recorded in Geneva, Illinois on October 3, 1845. Being situated in the City of Elgin, Kane County, Illinois.

ACCORDINGLY, the parties have executed this agreement on the day and year first above written.

ILLINOIS DEPARTMENT OF CONSERVATION

David Kenney

David Kenney, Director



Witness:

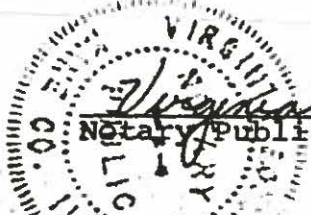
Thomas E. Richter

Notary Public Seal

CITY OF ELGIN

[Signature]

Witness:



Virginia Schuring

Notary Public Seal

This Instrument Prepared By:
Suzette Engerman, Program Manager
Grants Management Section
Illinois Department of Conservation
605 Wm. G. Stratton Building
400 South Spring Street
Springfield, IL 62706

Mail To:
City of Elgin
Legal Department
150 Dexter Court
Elgin, IL 60120

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ELGIN, ILLINOIS 60120

APR 13 1981

April 9, 1981

Ms. Suzette Engerman
Program Manager
Grants Management Section
Illinois Department of Conservation
605 William G. Stratton Building
400 South Spring Street
Springfield, Illinois 62706

Dear Ms. Engerman:

Enclosed is a copy of the covenant agreement for the Elgin Academy Old Main project, which has been properly filled in, notarized and recorded in the Office of the Recorder of Deeds of Kane County.

We hope this meets your requirements.

Cordially,

Andrea M. Paetsch
Secretary to the City Manager

amp
Enclosure

cc: Pat Damler