

EXHIBIT D

DOCKETED
JUN 29 1989

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	CIVIL ACTION
)	NO. 82 C 7308
)	
v.)	Judge Harry D. Lienenweber
)	
)	
CHICAGO PARK DISTRICT, ET AL.,)	
)	
Defendants.)	

ORDER

WHEREAS, The United States, and the Defendants, the Chicago Park District, et al., have jointly represented and stipulated that the Chicago Park District has developed a five-year program for the expenditure of capital improvement funds which program fully implements the policies of the current Park District administration in a manner consistent with the underlying goals of the consent decree by providing that:

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A. The Park District shall be guided by professional engineering and architectural surveys in identifying and establishing the relative priority of any rehabilitation, necessary expansion or replacement needs of Park District facilities;

B. After the major rehabilitation, necessary expansion and replacement needs of existing buildings have been addressed, the Park District shall be guided by the statistical system in existence on the date of this order based on estimates of need, including population density, availability of other facilities and community income, in identifying and establishing the relative priority of a community for construction of a new facility;

C. the Park District shall be guided by objective criteria or measures of need in identifying and establishing the relative priority of a park for landscape improvements and playground rehabilitation; and

D. the Park District shall engage in a program which funds city-wide and specialized facility construction or improvement, land acquisition and other construction in a manner which does not discriminate on the basis of race or national origin as between the community areas of the City.

WHEREAS, the Chicago Park District has represented that all future programs for the expenditure of capital improvement funds shall be consistent with the principles described above;

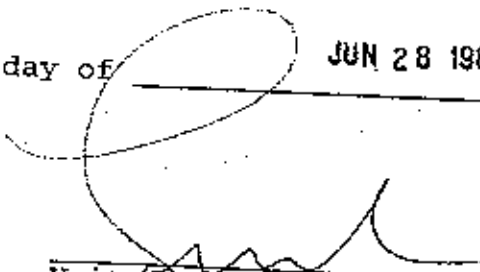
WHEREAS, the parties have represented that the original objectives of the Consent Decree with regard to the Park District's allocation of recreational personnel and programs and the establishment of fair and equitable schedules and systems for the maintenance, repair and upkeep of facilities and grounds have been achieved and that the Chicago Park District has been, is and will remain in compliance with those allocations, schedules and systems;

WHEREAS, the Court finds that given the establishment of the Park District's five-year program for current and future capital improvement expenditures and the Park District's achievement of the objectives of the Decree, there is no need for extending the minimum duration of the Consent Decree beyond the date of May 14, 1989, originally established by that decree; and

WHEREAS, the parties have jointly moved the Court for an order vacating the Consent Decree and all amendments thereto and dismissing this action,

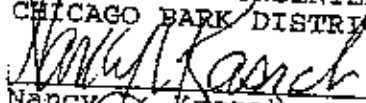
THEREFORE, IT IS HEREBY ORDERED, that the Consent Decree entered in this cause and all Amendments thereto shall stand as vacated effective May 14, 1989, and on that same date this action shall be dismissed.

ORDERED this _____ day of JUN 28 1989, 1989.



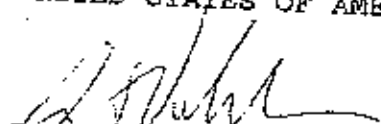
United States District Judge

AGREED AND CONSENTED TO:
CHICAGO BARK DISTRICT

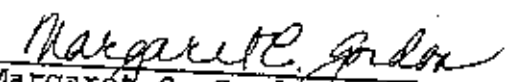


Nancy E. Keszak
General Attorney

AGREED AND CONSENTED TO:
UNITED STATES OF AMERICA



Anton R. Valukas
U. S. Attorney
Northern District of Illinois



Margaret C. Gordon
Assistant U.S. Attorney
Northern District of Illinois

NO. 82 C 7308

UNITED STATES DISTRICT COURT
for the
NORTHERN DISTRICT OF ILLINOIS
Eastern Division

UNITED STATES OF AMERICA,
Plaintiff,

-VS-

CHICAGO PARK DISTRICT,
ET AL.,

Defendants.

JOINT MOTION FOR AN ORDER
OF DISMISSAL

Office of
UNITED STATES ATTORNEY
United States Court House
Chicago, Illinois 60604

353-5300

H. STUART THOMPSON
CLERK U. S. DISTRICT COURT

JUN 21 1982

RECEIVED

chicago park district

541 N. Fairbanks Chicago, Illinois 60611



**THE CODE OF THE
CHICAGO PARK DISTRICT**

CHAPTER XIII. - DISTRIBUTION OF SERVICES AND FACILITIES

SECTION A. - BASIS FOR DISTRIBUTION

The Park District shall distribute its resources, services and facilities in a fair and equitable basis throughout the District.

1. The Park District shall distribute any unexpended capital improvement bond funds for the years 1986, 1987, 1988 and 1989 in a manner consistent with the Consent Decree entered in the United States of America v. Park District, et al., 83 C 7308, as amended.
2. The Park District shall expend its Capital Improvement Bond Funds in accord with the following criteria:
 - a. The Park District will use professional engineering and architectural surveys in identifying and establishing the relative priority of any rehabilitation and necessary repair and maintenance of Park District facilities;
 - b. The Park District shall be guided by a system based on factors of need which include population density, availability of other park and/or recreational facilities and community income in identifying and establishing the relative priority of a community for construction of a new facility;
 - c. The Park District shall be guided by objective criteria or measure of need in identifying and establishing the relative priority of a park for landscape improvements and playground rehabilitation; and
 - d. The Park District shall distribute funds for all its activities, including city-wide and specialized facility construction or improvement, land acquisition and other construction in a manner which does not discriminate on the basis of race or national origin as between the community areas of the city.

SECTION B. THE IMPLEMENTATION COMMITTEE

An Implementation Committee is hereby established which committee shall have the responsibility and duty to monitor the manner in which services and facilities are distributed throughout the Park District. The Committee shall include the General Superintendent, who will act as chairperson, and various Park District staff designated by the General Superintendent, three members of the general public and one member of the Board. The three members of the general public and the member from the Board shall be nominated to the committee by the President subject to approval of the Board for a term of office for one year or until their successors have been appointed. Once every calendar year, the General Superintendent shall provide to the Board a summary of the activities of the Implementation Committee.

SECTION C. APPROVAL OF BASIS FOR DISTRIBUTION

Once each calendar year the Implementation Committee shall submit to the Board a report which shall include a summary of the distribution of Park District capital improvement bond funds, land acquisition funds, landscape and facilities maintenance funds, and recreational staff hours. This summary shall include a description of the method used by the Park District for assuring that the distribution of these funds and hours are made on a fair and equitable basis throughout the Park District. Upon receiving the report from the Implementation Committee, the Board shall direct the Secretary to give public notice of the filing of the report for a period of 7 days in at least one newspaper having a general circulation in the Park District and to make the Committee's report available for public inspection for at least 10 business days in the office of the Secretary.