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0110692 4137004 53 801 Page 1 of 6 2000-02-15 13:24:48 Cook County Recorder 31.80

MEMORANDUM OF AGREEMENT

THIS MEMORANDUM OF AGREEMENT (the "Memorandum") is executed as of this 22nd day of October, 1999 by and between Commonwealth Edison Company, an Illinois corporation ("Grantor") and Citizens Lake Water Company, an Illinois corporation ("Grantee").

WITNESSETH:

THAT, Grantor and Grantee are parties to that certain Pipeline Construction and Easement Agreement dated as of October 22, 1999 (the "Pipeline Agreement"), whereby Grantor granted to Grantee, on the terms and conditions set forth in the Pipeline Agreement, a non-exclusive easement on a portion of certain property located in the Counties of DuPaga, Will and Cook in the State of Illinois, legally described in Exhibit A attached hereto;

THAT, among other terms and conditions, the Pipeinic Agreement governs Grantee's construction, installation and maintenance of a water main pipeline; upon completion of such pipeline Grantor and Grantee shall execute and record a certain "Water Main Pipeline Easement and Memorandum of Agreement" in the form attached as Exhibit B to the Pipeline Agreement (the "Easement Agreement");

THAT, upon the execution and recording of the Easement Agreement, this Momorandum shall automatically be released, extinguished and of no further force or effect, without any new for further action by the parties;

THAT, this Memorandum is executed and recorded in accordance with the terms of the Pipeline Agreement solely for the purpose of providing record notice of the Pipeline Agreement and shall not supersede or in any way modify the terms or conditions of the Pipeline Agreement. In the event of any conflict or inconsistency between this Memorandum and the Pipeline Agreement, the terms of the Pipeline Agreement shall govern and control.

BOX 76

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IN WITNESS WHEREOF, the parties hereto have executed and delivered this Agreement as of the day and year first set forth hereinabove.

COMMONWEALTH EDISON COMPANY

By: Name:

CITIZENS LAKE WA...

By: Mulechnow ...

Name: T. M. C. Williams

Title: Wick Pression

Prepared by and after recording mail to:

Nictoria L. Pasquesi

... Ed

... + ment Victoria L. Pasquesi Com Ed Legal Department Suite 1535 125 S. Clark Street Chicago, 12 leoloo3

I, the undersigned. a Notary public, in and for the County and State aforesaid. DO HEREBY CERTIFY, that T. D. L. D. BUTLEY. personally known to me to be the VICE VICES INTERIOR OF COMMONWEALTH EDISON COMPANY, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he/she signed and delivered the said instrument, as his/her free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth. Given under my hand and official seal, this State of State of Illinois My Commission Expires 4/19/03 Notary Public, State of Illinois My Commission Expires 4/19/03 I. LIGG M. LOMBOR D. A Notary Public, in and for said County, in the State aforesaid, do hereoy certify that Michael Could D. L.	STATE OF ILLINOIS)
CERTIFY, that 1. DL. 102 Burled., personally known to me to be the COMMONWEALTH EDISON COMPANY, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he/she signed and delivered the said instrument, as his/her free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth. Given under my hand and official seal, this 15 day of 16) SS. COUNTY OF COOK)
CERTIFY, that 1. DL. 102 Burled., personally known to me to be the COMMONWEALTH EDISON COMPANY, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he/she signed and delivered the said instrument, as his/her free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth. Given under my hand and official seal, this 15 day of 16	
COMMONWEALTH EDISON COMPANY, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he/she signed and delivered the said instrument, as his/her free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth. Given under my hand and official seal, this	I, the undersigned, a Notary public, in and for the County and State aforesaid, DO HEREBY CERTIFY, that I DLIFF BUTLER, personally known to me to be the Vice President of
acknowledged that he/she signed and delivered the said instrument, as his/her free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth. Given ender my hand and official seal, this	COMMONWEALTH EDISON COMPANY, personally known to me to be the same person
act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth. Given under my hand and official seal, this state aforesaid, do hereo; certify that such a corporation, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such the said instrument as his/her own free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth. Given under my hand and notarial seal this at the said instrument as his/her own free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth. Given under my hand and notarial seal this at the said instrument as his/her own free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth. Given under my hand and notarial seal this at the said instrument as how the said instrument as his/her own free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth.	acknowledged that he/she signed and delivered the said instrument, as his/her free and voluntary
Given ender my hand and official seal, this	act, and as the free and voluntary act and deed of said corporation, for the uses and purposes
Notary Public Commission expires: 4-192003 "OFFICIAL SEAL" MICHAEL McNAMARA Notary Public, State of Illinois My Commission Expires 4/19/03 TOFFICIAL SEAL" MICHAEL McNAMARA Notary Public, in and for said Country OFFIGURE OF COUNTY OF GUILD OF COMPANY OF COUNTY OF GUILD OF COMPANY OF COUNTY OF GUILD OF COMPANY OF COM	_
"OFFICIAL SEAL" MICHAEL MCNAMARA Notary Public, State of Illinois My Commission Expires 4/19/03 I, LISC M. LOMBACO , a Notary Public, in and for said County, in the State aforesaid, do hereo; certify that Michael Law, Uice President of Citizous, (also waterlos, a(n) Thinks corporation, personally known of me to be the same person whose name is subscribed to the foregoing instrument as such Lace (1/25/142/1) tappeared before me this day in person, and acknowledged that he/she signed and delivered the said instrument as his/her own free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth. Given under my hand and notarial seal this and day of Charles, 1999. Lim M. Homewood. Notary Public	Given under my hand and official seal, this day of, 1999.
"OFFICIAL SEAL" MICHAEL MCNAMARA Notary Public, State of Illinois My Commission Expires 4/19/03 I, LISC M. LOMBACO , a Notary Public, in and for said County, in the State aforesaid, do hereo; certify that Michael Law, Uice President of Citizous, (also waterlos, a(n) Thinks corporation, personally known of me to be the same person whose name is subscribed to the foregoing instrument as such Lace (1/25/142/1) tappeared before me this day in person, and acknowledged that he/she signed and delivered the said instrument as his/her own free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth. Given under my hand and notarial seal this and day of Charles, 1999. Lim M. Homewood. Notary Public	Muchael M-Noman
MICHAEL McNAMARA Notary Public, State of Illinois My Commission Expires 4/19/03 I, LISC M. COMMON A notary Public, in and for said County, in the State aforesaid, do hereo; certify that Michael County, Uice President of Citizers (also controls) a(n) Things corporation, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Lice Fresident appeared before me this day in person, and acknowledged that he/she signed and delivered the said instrument as his/her own free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth. Given under my hand and notarial seal this Adday of Company, for the uses and purposes therein set forth. Notary Public	Notary Public
My Commission Expires 4/19/03 SS COUNTY OF COMMISSION Expires 4/19/03 I, LIGO M. LOMBO M., a Notary Public, in and for said County, in the State aforesaid, do hereo; certify that Michael Could, Unce President of Citizons (also Controls), a(n) Thirds corporation, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Unce President appeared before me this day in person, and acknowledged that he/she signed and delivered the said instrument as his/her own free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth. Given under my hand and notarial seal this Andday of Company, 1999. And My Commission Expires 4/19/03 Notary Public.	MICHAEL McNAMARA
I, LISC M. LYMBOLO, a Notary Public, in and for said County, in the State aforesaid, do hereov certify that Michael Love, Use President of Citizons, (ako water lo, a(n)	STATE OF Connecticut My Commission Expires 4/19/03
County, in the State aforesaid, do hereo; certify that Michael County, Uice President of Citizous, (a/c county), a(n) This corporation, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Uct Fresident appeared before me this day in person, and acknowledged that he/she signed and delivered the said instrument as his/her own free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth. Given under my hand and notarial seal this Adday of Company, 1999. What M. Hondando	COUNTY OF FOIL CHUNCH (STANDER)
corporation, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such <u>Cartes, den</u> appeared before me this day in person, and acknowledged that he/she signed and delivered the said instrument as his/her own free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth. Given under my hand and notarial seal this and day of the land of the lan	County, in the State aforesaid, do hereo, certify that Michael Love,
name is subscribed to the foregoing instrument as such Ucc Fresident appeared before me this day in person, and acknowledged that he/she signed and delivered the said instrument as his/her own free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth. Given under my hand and notarial seal this day of Chip, 1999. What M. Hamburdo Notary Public	
his/her own free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth. Given under my hand and notarial seal this and day of the beautiful of the last of the last of the uses and purposes therein set forth. Given under my hand and notarial seal this and day of the last of the uses and purposes therein set forth. Notary Public	name is subscribed to the foregoing instrument as such Uce Fresident appeared before
Risa M. Sometarlo Notary Public	his/her own free and voluntary act and as the free and voluntary act of said Company, for the uses
Notary Public	
My Commission Expires: 3 0 Notary Public	Lisa M. Hombardo
, ,	My Commission Expires: 3 0 Notary Public

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EXHIBIT "A

PARCEL A

JOLIET - TIEDTVILLE - CHICAGO RIGHT OF WAY

Part of Parcel 61 of Grantor's Joliet - Tiedtville - Chicago Right of Way as situated in part of West half of the Southwest Quarter of Section 11, Township 37 North. Range 11 East of the Third Principal Meridian, in DuPage County, Illinois, as acquired by Quit Claim Deed dated March 4, 1926, and recorded in DuPage County on April 22, 1926 as Document No. 212003.

PARCEL B

POWER ON - CRAWFORD RIGHT OF WAY

Part of Parcel 443 and 444 of Grantor's Powerton - Crawford Right of Way as situated in part of the Southwest Quarter of Section 12, Township 37 North, Range 11 East of the Third Principal Meridian, in Cook County, Illinois, as acquired by Quit Claim Deed dated March 12, 1940, and recorded on Cook County on April 9, 1942 as Document No 12871746.

Part of Parcel 436 of Grantor's Powerton - Crawford Right of Way as situated in part of the Southeast Quarter of Section 14, Township 37 North, Range 11 East of the Third Principal Meridian, in Cook County, Illinois, as equired by Warranty Deed dated October 8, 1931, and recorded in Cook County on October 31, 1931 as Document No. 10987124.

Part of Parcel 434 of Grantor's Powerton - Crawlord Right of Way as situated in part of the Southeast Quarter of Section 14, Township 37 Nrth, Tange 11 East of the Third Principal Meridian, in Cook County, Illinois, as acquired by Wirranty Deed dated August 12, 1931, and recorded in Cook County on August 17, 1931 as Doctment No. 10955282.

Part of Parcels 432 and 433 of Grantor's Powerton - Crawford Right of Way as situated in part of the East half of the Northeast Quarter of Section 23, Township 37 North, Range 11 East of the Third Principal Meridian, in Cook County, Illinois, as acquired by Warranty Deed dated July 28, 1930, and recorded in Cook County on August 1, 1930 as Document No. 10717651.

Part of Parcel 431 of Grantor's Powerton - Crawford Right of Way as situated in part of the Northeast Quarter of the Southeast Quarter of Section 23, Township 37 North, Range 11 East of the Third Principal Meridian, in Cook County, Illinois, as acquired by Warranty Deed dated September 17, 1938 and recorded in Cook County on September 21 1938 as Document No. 12213446. PIN 22-23-401-003

Part of Parcel 429 of Grantor's Powerton - Crawford Right of Way as situated in part of the East half of the Northeast quarter of Section 26, Township 37 North, Range 11 East of the Third Principal Meridian, in Cook County, Illinois as acquired by Warranty Deed dated September 26, 1930, and recorded in Cook County on September 27, 1930 as Document No. 10757817.

Part of Parcel 428 of Grantor's Powerton - Crawford Right of Way as situated in part of the Northeast Quarter of the Southeast Quarter of Section 26, Township 37 North, Range 11 East of the Third Principal Meridian, in Cook County, Illinois as acquired by Warranty Deed dated October 6, 1930 and recorded in Cook County on October 15, 1930 as Document No. 10769690.

Part of Parcel 427 of Grantor's Powerton - Crawford Right of Way as situated in part of the Southeast Quarter of the Southeast Quarter of Section 26, Township 37 North, Range 11 East of the Third Principal Meridian, in Cook County, Illinois as acquired by Warranty Deed dated September 15, 1930, and recorded in Cook County on September 17, 1930 as Document No. 10750482. PIN 22-26-401-001

Part of Parcel 426 of Grantor's Powerton - Crawford Right of Way as situated in part of the East half of the Northeast Quarter, and the Northeast Quarter of the Southeast Quarter of Section 35, Township 37 North, Range 11 East of the Third Principal Meridian, in Cook County, Illinois as acquired by Warranty Deed dated May 24, 1935, and recorded in Cook County on May 25, 1935 as Document No. 116228787.

81N 22-35-401-005, 22-35-201-017, 22-35-201-018

Part of Parcel 425 of Grantor Powerton - Crawford Right of Way as situated in part of the Southeast Quarter of the Southeast Quarter of Section 35 Township 37 North, Range 11 East of the Third Principal Meridian in Cook County, Illinois as acquired by Warranty Deed dated May 26, 1720, and recorded in Cook County on May 28, 1930 as Document No. 10670092.

Part of Parce 1474 of Grantor's Powerton - Crawford Right of Way as situated in part of the Northeast Quarter of the Northeast Quarter of Section 2, Township 36 North, Range 11 East of the Third Principal Meridian, in Will County, Illinois as acquired by Warranty Deed dated July 14, 1930, and recorded in Will County on July 17, 1930 as Document No. 442890.

PIN 05-02-200-016

Part of Parcel 423 of Granter's Powerton - Crawford Right of Way as situated in part of the Southeast Quarter of the Northest Quarter of Section 2, Township 36 North, Range 11 East of the Third Principal Meridian, in Will County, Illinois as acquired by Warranty Deed dated June 12, 1931 and recorded in Will County on June 12, 1931 as Document No. 451019

Part of Parcel 422 of Grantor's Powerton - Crawford Right of Way as situated in part of the Northeast Quarter of the Southeast Quarter of Section 2, Township 36 North, Range 11 East of the Third Principal Meridian, in Will County, Illinois is acquired by Warranty Deed dated June 11, 1930, and recorded in Will County on June 18, 1930 as Document No. 442033.

Part of Parcel 421 of Grantor's Powerton - Crawford Right of Way as situated in part of the Southeast Quarter of the Southeast Quarter of Section 2, Towns nig 36 North, Range 11 East of the Third Principal Meridian in Will County, Illinois as acquired by Warranty Deed dated June 25, 1930 and recorded in Will County on June 30, 1930 as Document No 442397.

Part of Parcel 420 of Grantor's Powerton - Crawford Right of Way as situate (in part of the East half of the Northeast Quarter of Section 11, Township 36 North, Range 11 East of the Third Principal Meridian, in Will County, Illinois, as acquired by Warranty Deed dated Juga 12, 1931, and recorded in Will County on June 12, 1931 as Document No. 451020.

Part of Parcel 419 of Grantor's Powerton - Crawford Right of Way as situated in part of the Northeast Quarter of the Southeast Quarter of Section 11, Township 36 North, Range 11, East of the Third Principal Meridian, in Will County, Illinois as acquired by Warranty Deed dated September 30, 1931, and recorded in Will County on October 26, 1931 as Document No. 454004.

PARCEL C

STATION 18 - 220 KV RIGHT OF WAY

Part of Parcel 32 of Grantor's Station 18 - 220 KV Right of Way as situated in part of the West

half of the Northeast Quarter of Section 11, Township 36 North, Range 11 East of the Third Principal Meridian, in Will County, Illinois as acquired by Warranty Deed dated November 9, 1956, and recorded in Will County on November 9, 1956 as Document No. 809835.

PIN 05-11-200-036

Property of County Clark's Office