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Cook County Recorder 31.00



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**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 DuPage, Will and Cook in the State of Illinois, legally described in Exhibit A attached hereto;

THAT, among other terms and conditions, the Pipeline 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 Memorandum shall automatically be released, extinguished and of no further force or effect, without any need 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.

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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: [Signature]
Name: T. OLIVER BUTLER
Title: VICE PRESIDENT

CITIZENS LAKE WATER COMPANY

By: [Signature]
Name: J. MICHAEL LOVE
Title: VICE PRESIDENT

Prepared by and after recording mail to:

Victoria L. Pasquesi
Com Ed
Legal Department
Suite 1535
125 S. Clark Street
Chicago, IL 60603

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, the undersigned, a Notary public, in and for the County and State aforesaid, DO HEREBY CERTIFY, that T. DWIGHT BUTLER, personally known to me to be the Vice President 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 1ST day of DECEMBER, 1999.

Michael McNamara

Notary Public

Commission expires: 4-19-2003



STATE OF Connecticut)
) SS
COUNTY OF Fairfield)

I, Lisa M. Lombardo, a Notary Public, in and for said County, in the State aforesaid, do hereby certify that Michael Love, Vice President of Citizens Lake Water Co. a(n) Illinois corporation, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Vice 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 22nd day of October, 1999.

Lisa M. Lombardo

Notary Public

My Commission Expires: 10/31/01



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EXHIBIT "A"

PARCEL A

JOLIET - TIEDTVILLE - CHICAGO RIGHT OF WAY

Part of Parcel 61 of Grantor's Joliet - Tiedtvile - 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.
PIN 10-11-300-006

PARCEL B

POWERTON - 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.
PIN 22-12-300-014

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 acquired by Warranty Deed dated October 8, 1931, and recorded in Cook County on October 31, 1931 as Document No. 10987124.
PIN 22-14-401-014

Part of Parcel 434 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 acquired by Warranty Deed dated August 12, 1931, and recorded in Cook County on August 17, 1931 as Document No. 10955282.
PIN 22-14-402-002

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.
PIN 22-23-203-010

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.
PIN 22-26-201-001

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.
PIN 22-26-401-001

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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.

PIN 22-35-401-005, 22-35-201-017, 22-35-201-018

Part of Parcel 425 of Grantor's 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, 1930, and recorded in Cook County on May 28, 1930 as Document No. 10670092.

PIN 22-35-402-005

Part of Parcel 424 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 05-02-200-015

Part of Parcel 423 of Grantor's Powerton - Crawford Right of Way as situated in part of the Southeast 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 June 12, 1931 and recorded in Will County on June 12, 1931 as Document No. 451019

PIN 05-02-400-010

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 as acquired by Warranty Deed dated June 11, 1930, and recorded in Will County on June 18, 1930 as Document No. 442033.

PIN 05-02-400-010

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, Township 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.

PIN 05-02-400-010

Part of Parcel 420 of Grantor's Powerton - Crawford Right of Way as situated 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 June 12, 1931, and recorded in Will County on June 12, 1931 as Document No. 451020.

PIN 05-11-200-036

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.

PIN 05-11-400-002, 05-11-400-006

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

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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 Cook County Clerk's Office