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Cook County Recorder of Deeds
Date: 03/10/2004 10:06 AM Pg: 1 of 5

STATE OF ILLINOIS }
Kane COUNTY } ss.

I, (print name) Dolores Gudino being duly sworn, state that I have access to the copies of the attached document(s) (state type(s) of documents)

Memorandum of Agreement
as executed by (name(s) of party(ies)) Village of South Barrington

My relationship to the document is (ex. Title Company, agent, attorney)
Title Company

I state under oath that the original of this document is lost, or not in possession of the party needing to record same. To the best of my knowledge the original document was not intentionally destroyed or in any manner disposed of for the purpose of introducing a copy thereof in place of the original.

Affiant has personal knowledge that the foregoing statements are true.

Dolores Gudino
Signature

3/5/04
Date

Subscribed and sworn to before me this 5 day of March, 1994.

Jennifer Schultz
Notary Public

SEAL



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PREPARED BY/RETURN TO:
 Warren R. Fuller, Esq.
 Fuller and Berres
 69 South Barrington Road
 South Barrington, Illinois 60010

MEMORANDUM OF AGREEMENT

THIS MEMORANDUM OF AGREEMENT ("Memorandum") is executed as of the 26th day of June, 2003, by and between WILLIAM R. ROSE, as Trustee under the provisions of the Amendment and Restatement of the William R. Rose Declaration of Trust dated June 10, 1987 ("Owners") and THE VILLAGE OF SOUTH BARRINGTON, an Illinois municipal corporation ("Village").

1. The Village has approved the final Plat of Subdivision for the Glen of South Barrington which includes the subdivided lot ("Lot 123") more fully described in Exhibit A attached hereto subject to the conditions expressed in this Memorandum ("Conditions").
2. The conditions which relate to Lot 123 are:
 - Owner shall obtain a letter of map revision from the United States Army Corps of Engineers in response to the Owner's application therefore, a copy of which has been furnished to and kept on file with the Village.
 - Compliance with Village codes regarding the minimum area (51,000 square feet) above the 100 year flood crest elevation and other matters affecting the issuance of a building permit for a single family detached residence under the zoning district applicable to Lot 123.
3. Until the Owner has complied with the Conditions:
 - Lot 123 will not be conveyed to a third party purchaser;
 - no improvements, other than landscaping, will be installed or constructed on Lot 123.

BOX 333-CN

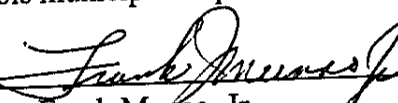
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4. The Conditions listed in paragraph 2 shall be deemed satisfied upon the submission of an engineer's certification that a minimum area of 51,000 square feet exists above the 100 year flood crest elevation, that such area shall be identified upon a plat, and that said plat shall be recorded as a flood plain easement. Upon satisfaction of the Conditions, the Village will execute an appropriate form of release of this Memorandum.


5. The Owner and the Village desire to record this Memorandum to make as a matter of public record the matters and conditions set forth herein.


IN WITNESS WHEREOF, the parties have executed this Memorandum of Agreement as of the day and year first above written.

VILLAGE OF SOUTH BARRINGTON, an Illinois municipal corporation

By: 
Name: Frank Murtao, Jr.
Its: Village President

ATTEST:


(Assistant) Secretary

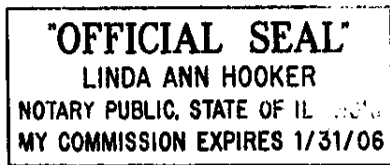

WILLIAM R. ROSE, as Trustee under the provisions of the Amendment and Restatement of the William R. Rose Declaration of Trust dated June 10, 1987

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STATE OF ILLINOIS)
)
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY that Frank J. Munao Jr., personally known to me to be the Village President of the VILLAGE OF SOUTH BARRINGTON, and Donna W. Wood, personally known to me to be the Village Clerk of said Village, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such Village President and as such Village Clerk, they signed and delivered such instrument as Village President and Village Clerk, respectively, and caused the seal of said Village to be affixed thereto, as their free and voluntary act and as the free and voluntary act and deed of said Village for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 23rd day of July, 2003.

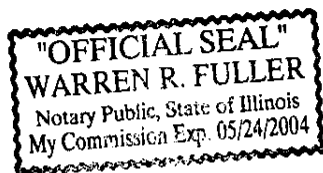


Linda Ann Hooker
Notary Public

STATE OF ILLINOIS)
)
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that **WILLIAM R. ROSE**, as Trustee under the Amendment and Restatement of the William R. Rose Declaration of Trust dated June 10, 1987, 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 signed, sealed and delivered the said instrument as his free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 26th day of June, 2003.



Warren R. Fuller
Notary Public

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EXHIBIT A

Legal Description

LOT 123 IN THE GLEN OF SOUTH BARRINGTON UNIT NO. 13 BEING A SUBDIVISION OF PART OF THE NORTHWEST 1/4 OF SECTION 35, TOWNSHIP 42 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, AND A RESUBDIVISION OF LAKE ADALYN DRIVE IN THE GLEN OF SOUTH BARRINGTON UNIT NO. 12, BEING A SUBDIVISION OF PART OF THE AFORESAID SECTION 35, TOWNSHIP 42 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 8, 1988 AS DOCUMENT NUMBER 88147730, COOK COUNTY, ILLINOIS.

Property of Cook County Clerk's Office