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Doc#: 0823410000 Fee: \$46.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 08/21/2008 11:16 AM Pg: 1 of 6

FIRST AMENDMENT TO EASEMENT AGREEMENT

This First Amendment to Easement Agreement (the "Amendment") is executed as of this 20th day of August, 2008 by **DUKE REALTY LIMITED PARTNERSHIP**, an Indiana limited partnership (hereinafter referred to as "**Duke**") and **Northlake Transfer, Inc.**, an Illinois corporation (hereinafter referred to as "**Northlake Transfer**").

WITNESSETH:

WHEREAS, Duke and Northlake Transfer entered into a certain Easement Agreement dated June 3, 2008 recorded with the Cook County Recorder of Deeds as Document No. 0815549003 on June 3, 2008 (the "Easement"); and

WHEREAS, Duke the fee simple owner of the Duke Property; and

WHEREAS, Northlake Transfer is the fee simple owner of the Northlake Transfer Property; and

WHEREAS, Duke and Northlake Transfer desire to amend the Easement to change the description of the Public Utility and Drainage Easement;

NOW THEREFORE, in consideration of the foregoing and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Duke and Northlake Transfer hereby amend the Easement as follows:

1. Incorporation of Recitals. The above recitals are hereby incorporated into this Amendment as if fully set forth herein.
2. Replacement of Exhibit C. Exhibit C of the Easement is hereby deleted in its entirety and the Amended Exhibit C attached hereto and incorporated herein by this reference is substituted in lieu thereof.

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3. Definitions. Except as specifically set forth herein, the terms set forth herein shall have the meanings set forth in the Easement.

4. Incorporation. This Amendment shall be incorporated into and made a part of the Easement and all provisions of the Easement not expressly modified or amended hereby shall remain in full force and effect.

IN WITNESS WHEREOF, this Amendment is executed on the day and year first written above.

Duke:

DUKE REALTY LIMITED PARTNERSHIP,
an Indiana limited partnership

By: Duke Realty Corporation,
an Indiana corporation, its general
partner

By: 

Steven W. Schnur
Senior Vice President

Northlake Transfer:

NORTHLAKE TRANSFER, INC.,
an Illinois corporation

By: 

Name: Daniel Gorske

Title: Market Vice President

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STATE OF ILLINOIS)
) SS:
COUNTY OF COOK)

Before me, a Notary Public in and for said County and State, personally appeared Steven W. Schnur, by me known and by me known to be the Senior Vice President of Duke Realty Corporation, an Indiana corporation, the general partner of Duke Realty Limited Partnership, an Indiana limited partnership, who acknowledged the execution of the foregoing "First Amendment to Easement Agreement" on behalf of said limited partnership.

WITNESS my hand and Notarial Seal this 20th day of August, 2008.



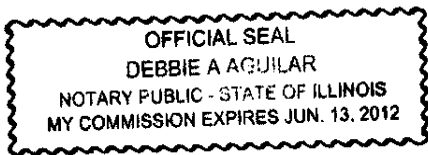
Lisa M. Starcevic
Notary Public
Lisa M. Starcevic
(Printed Signature)

My Commission Expires: 9/19/10
My County of Residence: COOK

STATE OF IL)
) SS:
COUNTY OF COOK)

Before me, a Notary Public in and for said County and State, personally appeared Daniel Gorka, by me known and by me known to be the Market Vice President of Northlake Transfer, Inc., an Illinois corporation, who acknowledged the execution of the foregoing "First Amendment to Easement Agreement" on behalf of said corporation.

WITNESS my hand and Notarial Seal this 20 day of Aug, 2008.



Debbie Aguilar
Notary Public
Debbie Aguilar
(Printed Signature)

My Commission Expires: 6/12/13
My County of Residence: COOK

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EXHIBIT A

“DUKE PROPERTY”

LOT 3 IN DUKE REALTY CORPORATION NORTHLAKE TWO SUBDIVISION A
SUBDIVISION OF PART OF SECTIONS 30 AND 31, TOWNSHIP 40, NORTH, RANGE 12
EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

PIN 12-30-300-013-0000

Property of Cook County Clerk's Office

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EXHIBIT B

"NORTHLAKE TRANSFER PROPERTY"

THAT PART OF THE SOUTHWEST FRACTIONAL $\frac{1}{4}$ OF FRACTIONAL SECTION 30, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 30, THENCE NORTH 00 DEGREE, 00 MINUTE, 00 SECOND EAST ALONG THE WEST LINE OF SAID SECTION 30, A DISTANCE OF 1051.81 FEET TO A "POINT A"; THENCE CONTINUING NORTH 00 DEGREE, 00 MINUTE, 00 SECOND EAST ALONG THE WEST LINE OF SAID SECTION 30, A DISTANCE OF 265.73 FEET, MORE OR LESS TO A POINT DISTANT 1322.44 FEET SOUTHERLY FROM THE NORTHWEST CORNER OF SAID SOUTHWEST $\frac{1}{4}$; THENCE NORTH 70 DEGREES, 11 MINUTES, 40 SECONDS EAST, A DISTANCE OF 360.00 FEET, MORE OR LESS TO A POINT ON THE EASTERLY LINE OF "ACCESS ROAD C", AS DESCRIBED IN THAT CERTAIN EASEMENT FROM THE CHICAGO AND NORTHWESTERN RAILWAY COMPANY TO THE CITY OF NORTHLAKE, RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS AS DOCUMENT 17834192 ON APRIL 20, 1960 AND REGISTERED IN THE OFFICE OF THE REGISTER OF TITLES AS LR1917780 FOR THE POINT OF BEGINNING OF THE TRACT OF LAND HEREIN DESCRIBED; THENCE NORTH 00 DEGREE, 00 MINUTE, 00 SECOND EAST ALONG THE EAST LINE OF SAID "ACCESS ROAD C", A DISTANCE OF 36.01 FEET; THENCE NORTH 90 DEGREES, 00 MINUTE, 00 SECOND EAST, A DISTANCE OF 100.00 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF THE COMMONWEALTH EDISON COMPANY EASEMENT, AS CONVEYED BY DOCUMENT 16827903 OF FEBRUARY 18, 1957 IN BOOK 52875 ON PAGES 192 TO 195 AND REGISTERED IN THE OFFICE OF THE REGISTRAR OF TITLES AS LR1723256; THENCE NORTH 70 DEGREE, 11 MINUTES, 40 SECONDS EAST ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 595.70 FEET; THENCE NORTH 57 DEGREES, 17 MINUTES EAST, A DISTANCE OF 227.66 FEET, THENCE SOUTHERLY ALONG A STRAIGHT LINE, A DISTANCE OF 330.00 FEET, MORE OR LESS TO A POINT DISTANT 1253.19 FEET NORTH 70 DEGREES, 11 MINUTES, 30 SECONDS EAST FROM SAID ABOVE DESCRIBED "POINT A"; THENCE SOUTH 70 DEGREES, 11 MINUTES, 30 SECONDS WEST (ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID COMMONWEALTH EDISON COMPANY EASEMENT), A DISTANCE OF 663.56 FEET; THENCE NORTH 90 DEGREES 00 MINUTE, 00 SECOND WEST, A DISTANCE OF 235.99 FEET TO A POINT ON THE EASTERLY LINE OF SAID "ACCESS ROAD C"; THENCE NORTH 00 DEGREE, 00 MINUTE, 00 SECOND EAST LONG SAID EASTERLY LINE OF "ACCESS ROAD C", A DISTANCE OF 167.00 FEET, MORE OR LESS TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

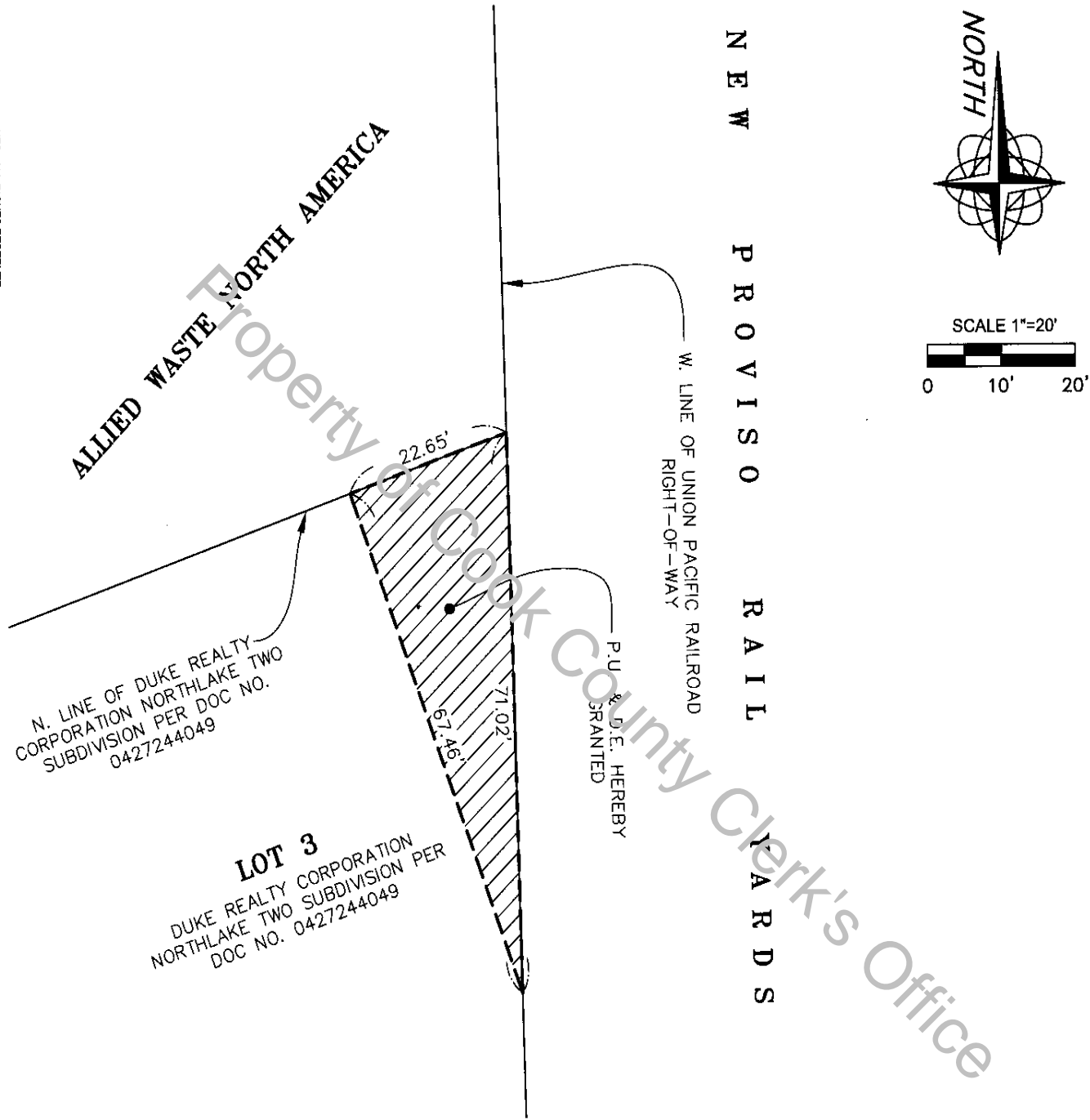
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EXHIBIT "C"

PUBLIC UTILITY AND DRAINAGE EASEMENT EXHIBIT

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LINE KEY	
	EASEMENT HEREBY GRANTED
	EXISTING LOT LINE
	P.U. & D.E.
	PUBLIC UTILITY & DRAINAGE EASEMENT

PREPARED FOR
NORTHLAKE TRANSFER, INC.

PUBLIC UTILITY & DRAINAGE EASEMENT EXHIBIT
 NORTHLAKE TRANSFER STATION
 NORTHLAKE, COOK COUNTY, ILLINOIS

WEAVER BOOS CONSULTANTS
 1818 N. MILL STREET, SUITE A, NAPERVILLE, ILLINOIS 60563
 (830) 717-4848 (MAIN) (830) 717-4850 (FAX)

NAPERVILLE, IL	SPRINGFIELD, IL	SOUTH BEND, IN
CHICAGO, IL	COLUMBUS, OH	FORT WORTH, TX
GRIFFITH, IN	DENVER, CO	

DRAWN BY: C/PIV	DATE: 08/13/08	FILE: NL000003.DWG
REVIEWED BY: DLZ	CAD: PROJ-1206-301	FIGURE 1

LOCATION: P:\PROJECTS\1206130\dwg\NL000003.dwg
 LAYOUT: A\X111 EXHIBIT
 DATE PLOTTED: August 13, 2008 - 4:47 pm
 PLOTTED BY: jcmccar