



THIS INSTRUMENT PREPARED  
BY AND RETURN TO:  
Richard G. Golab  
Schain, Firsel & Burney, Ltd.  
222 North LaSalle Street  
Suite 1910  
Chicago, Illinois 60601

MEMORANDUM OF CONSENT TO EASEMENT

THIS MEMORANDUM OF CONSENT TO EASEMENT, dated as of OCTOBER 19, 1999 by and between ROWELL CHEMICAL CORPORATION, successor in interest to PUBLICKER CHEMICAL CORPORATION, an Illinois corporation (hereinafter called "Rowell"), and CITIZENS LAKE WATER COMPANY, an Illinois corporation (hereinafter called "Citizens"):

WITNESSETH:

1. That by that certain Consent to Easement (hereinafter called "the Consent") dated <sup>OCTOBER 19</sup> ~~July~~ \_\_\_\_\_, 1999, Rowell has consented to and approved of that certain Easement by and between the Metropolitan Water Reclamation District of Greater Chicago ("MWRD") and Citizens on, over, above and across certain property demised and leased to Rowell from the MWRD, which Easement is for a term commencing January 31, 1999, and, unless extended or sooner terminated under the provisions thereof, continuing thereafter up to and including January 30, 2049 (the "Term"), the legal description of said property being attached hereto and hereby made a part hereof as Exhibit "A".

2. This Memorandum of Consent to Easement does not alter, amend or modify the Consent or Easement, but is solely for the purpose of giving notice of the Consent to Easement, the terms and conditions of which are incorporated into this Memorandum of Consent to Easement by reference as if set forth fully herein.

IN WITNESS WHEREOF, Citizens and Rowell have caused this Memorandum of Consent to Easement to be duly executed and sealed as of the day and year first above written.

ATTEST:

By: [Signature]  
Name: LEE ANN CONTI  
Its: ASSISTANT SECRETARY

CITIZENS:

CITIZENS LAKE WATER COMPANY, an Illinois corporation

By: [Signature]  
Name: REED T. SCHEPPMANN  
Its: VICE PRESIDENT & GENERAL MANAGER

ATTEST:

By: [Signature]  
Name: NAT J. ROWELL  
Its: PRESIDENT

ROWELL:

ROWELL CHEMICAL CORPORATION, an Illinois corporation

By: [Signature]  
Name: TERRENCE J. MURRAY  
Its: EXEC VP & SECY

STATE OF ILLINOIS )  
COUNTY OF DuPage ) SS.

I, GLORIA L. WEISS, a notary public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that REED T. SCHEPPMANN, VICE PRESIDENT + GEN MGR. of CITIZENS LAKE WATER COMPANY and LEE ANN CONTI, ASSISTANT SECRETARY of said corporation personally known to me to be the same persons whose names are subscribed to the foregoing Memorandum of Consent to Easement appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument, on behalf of the corporation and as their free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and seal, this 19<sup>th</sup> day of OCTOBER, 1999.



Gloria L. Weiss  
Notary Public

STATE OF Illinois )  
COUNTY OF Cook ) SS.

I, E. KENNETH FRIKER, a notary public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that NAT J. ROWELL, PRESIDENT of ROWELL CHEMICAL CORPORATION and TERRENCE J. MATRAY, Sec. + EXEC. V.P. of said corporation personally known to me to be the same persons whose names are subscribed to the foregoing Memorandum of Consent to Easement appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument, on behalf of the corporation and as their free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and seal, this 10<sup>th</sup> day of October, 1999.

E. Kenneth Friker  
Notary Public

LEGAL DESCRIPTION

THAT PART OF LOT 179 OF THE SANITARY DISTRICT TRUSTEE'S SUBDIVISION OF RIGHT OF WAY FROM NORTH AND SOUTH CENTERLINE OF SECTION 30, TOWNSHIP 39 NORTH, RANGE 14 EAST, OF THE THIRD PRINCIPAL MERIDIAN TO THE WILL COUNTY LINE, RECORDED MARCH 31, 1908, AS DOCUMENT 4180218, DESCRIBED AS A STRIP OF LAND 20 FEET IN WIDTH AND LYING 10 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE, TO WIT:

COMMENCING AT THE INTERSECTION OF THE NORTHWESTERLY LINE OF THE NORTHERLY ILLINOIS AND MICHIGAN CANAL RESERVE, AND THE WEST LINE OF SAID LOT 179, BEING ALSO THE WEST LINE OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 37 NORTH, RANGE 12 EAST, OF THE THIRD PRINCIPAL MERIDIAN; THENCE NORTH 01 DEGREES 38 MINUTES 02 SECONDS, 33.62 FEET, ALONG THE WEST LINE OF SAID LOT 179, TO THE BEGINNING OF SAID CENTERLINE; THENCE NORTH 66 DEGREES 19 MINUTES 13 SECONDS EAST, 1334.46 FEET, TO THE NORTHEASTERLY LINE OF ROWELL CHEMICAL LEASE PROPERTY AND THE TERMINUS OF SAID CENTERLINE, IN COOK COUNTY, ILLINOIS. THE SIDE LINES OF SAID 20 FOOT WIDE STRIP TO BE LENGTHENED OR SHORTENED TO TERMINATE AT THE WEST LINE OF SAID LOT 179 AND THE NORTHEASTERLY LINE OF ROWELL CHEMICAL LEASE PROPERTY.

TOGETHER WITH A TEMPORARY EASEMENT PREMISES 30 FEET IN WIDTH LYING NORTHWESTERLY OF AND ADJOINING THE ABOVE DESCRIBED EASEMENT PREMISES, THE NORTHWESTERLY LINE OF SAID TEMPORARY EASEMENT PREMISES TO TERMINATE AT THE WEST LINE OF SAID LOT 179 AND THE NORTHEASTERLY LINE OF ROWELL CHEMICAL LEASE PROPERTY.

and

THAT PART OF LOT 180 OF THE SANITARY DISTRICT TRUSTEE'S SUBDIVISION OF RIGHT OF WAY FROM NORTH AND SOUTH CENTERLINE OF SECTION 30, TOWNSHIP 39 NORTH, RANGE 14 EAST, OF THE THIRD PRINCIPAL MERIDIAN TO THE WILL COUNTY LINE, RECORDED MARCH 31, 1908, AS DOCUMENT 4180218, DESCRIBED AS A STRIP OF LAND 20 FEET IN WIDTH AND LYING 10 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE, TO WIT:

COMMENCING AT THE INTERSECTION OF THE NORTHWESTERLY LINE OF THE NORTHERLY ILLINOIS AND MICHIGAN CANAL RESERVE, AND THE EAST LINE OF SAID LOT 180, BEING ALSO THE EAST LINE OF THE SOUTHWEST QUARTER OF SECTION 6, TOWNSHIP 37 NORTH, RANGE 12 EAST, OF THE THIRD PRINCIPAL MERIDIAN; THENCE NORTH 01 DEGREES 38 MINUTES 02 SECONDS, 33.62 FEET, ALONG SAID EAST LINE OF SAID LOT 180, TO THE BEGINNING OF SAID CENTERLINE; THENCE SOUTH 66 DEGREES 19 MINUTES 13 SECONDS WEST, 795.17 FEET; THENCE SOUTH 71 DEGREES 15 MINUTES 36 SECONDS WEST, 45.86 FEET; THENCE SOUTH 65 DEGREES 35 MINUTES 36 SECONDS WEST, 255.17 FEET, TO THE SOUTH LINE OF SAID LOT 180, BEING ALSO THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 6 AND THE TERMINUS OF SAID CENTERLINE, IN COOK COUNTY, ILLINOIS. THE SIDE LINES OF SAID 20 FOOT WIDE STRIP TO BE LENGTHENED OR SHORTENED TO MEET AT ANGLE POINTS AND TO TERMINATE AT THE EAST LINE AND SOUTH LINE OF SAID LOT 180.

TOGETHER WITH A TEMPORARY EASEMENT PREMISES LYING NORTHWESTERLY OF AND ADJOINING THE ABOVE DESCRIBED EASEMENT PREMISES; DESCRIBED BY BEGINNING AT THE INTERSECTION OF THE NORTHWESTERLY LINE OF SAID EASEMENT PREMISES AND

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THE EAST LINE OF SAID LOT 180, BEING ALSO THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 6; THENCE NORTH 01 DEGREES 38 MINUTES 02 SECONDS WEST, 32.37 FEET, ALONG THE EAST LINE OF SAID LOT 180; THENCE SOUTH 66 DEGREES 19 MINUTES 13 SECONDS WEST, 620.37 FEET; THENCE SOUTH 47 DEGREES 48 MINUTES 03 SECONDS WEST, 52.51 FEET; THENCE SOUTH 65 DEGREES 35 MINUTES 36 SECONDS WEST, 483.01 FEET, TO THE SOUTH LINE OF SAID LOT 180, BEING ALSO THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 6; THENCE NORTH 88 DEGREES 15 MINUTES 08 SECONDS EAST, ALONG THE SOUTH LINE OF SAID LOT 180, 18.17 FEET; THENCE NORTH 65 DEGREES 35 MINUTES 36 SECONDS EAST, 279.62 FEET, ALONG THE NORTHWESTERLY LINE OF SAID EASEMENT PREMISES; THENCE NORTH 71 DEGREES 15 MINUTES 36 SECONDS EAST, 45.92 FEET, ALONG THE NORTHWESTERLY LINE OF SAID EASEMENT PREMISES; THENCE NORTH 66 DEGREES 19 MINUTES 13 SECONDS EAST, 798.79 FEET, ALONG THE NORTHWESTERLY LINE OF SAID EASEMENT PREMISES, TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

TOGETHER WITH A TEMPORARY LAYDOWN EASEMENT PREMISES LYING NORTHWESTERLY OF AND ADJOINING THE ABOVE DESCRIBED EASEMENT PREMISES; DESCRIBED BY COMMENCING AT THE INTERSECTION OF THE NORTHWESTERLY LINE OF SAID EASEMENT PREMISES AND THE EAST LINE OF SAID LOT 180, BEING ALSO THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 6; THENCE NORTH 01 DEGREES 38 MINUTES 02 SECONDS WEST, 32.37 FEET, ALONG THE EAST LINE OF SAID LOT 180; THENCE SOUTH 66 DEGREES 19 MINUTES 13 SECONDS WEST, 420.37 FEET, ALONG THE NORTHWESTERLY LINE OF SAID TEMPORARY EASEMENT PREMISES, TO THE POINT OF BEGINNING; THENCE SOUTH 65 DEGREES 19 MINUTES 13 SECONDS WEST, 200.00 FEET, ALONG THE NORTHWESTERLY LINE OF SAID TEMPORARY EASEMENT PREMISES; THENCE NORTH 23 DEGREES 40 MINUTES 47 SECONDS WEST, 100.00 FEET; THENCE NORTH 66 DEGREES 19 MINUTES 13 SECONDS EAST, 200.00 FEET; THENCE SOUTH 23 DEGREES 40 MINUTES 47 SECONDS EAST, 100.00 FEET, TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

and

THAT PART OF LOT 184 OF THE SANITARY DISTRICT TRUSTEE'S SUBDIVISION OF RIGHT OF WAY FROM NORTH AND SOUTH CENTERLINE OF SECTION 30, TOWNSHIP 39 NORTH, RANGE 14 EAST, OF THE THIRD PRINCIPAL MERIDIAN TO THE WILL COUNTY LINE, RECORDED MARCH 31, 1908, AS DOCUMENT 4180218, DESCRIBED AS A STRIP OF LAND 20 FEET IN WIDTH AND LYING 10 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE, TO WIT:

COMMENCING AT THE INTERSECTION OF THE NORTHWESTERLY LINE OF THE NORTHERLY ILLINOIS AND MICHIGAN CANAL RESERVE, AND THE NORTH LINE OF SAID LOT 184, BEING ALSO THE NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 7, TOWNSHIP 37 NORTH, RANGE 12 EAST, OF THE THIRD PRINCIPAL MERIDIAN; THENCE SOUTH 88 DEGREES 15 MINUTES 08 SECONDS, 76.49 FEET, ALONG SAID NORTH LINE OF LOT 184, TO THE BEGINNING OF SAID CENTERLINE; THENCE SOUTH 65 DEGREES 35 MINUTES 36 SECONDS WEST, 270.63 FEET; THENCE SOUTH 56 DEGREES 39 MINUTES 09 SECONDS WEST, 1144.11 FEET; THENCE SOUTH 55 DEGREES 22 MINUTES 30 SECONDS WEST, 422.24 FEET, TO THE WEST LINE OF SAID LOT 184, BEING ALSO THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 7 AND THE TERMINUS OF SAID CENTERLINE, IN COOK COUNTY, ILLINOIS. THE SIDE LINES OF SAID 20 FOOT WIDE STRIP TO BE LENGTHENED OR SHORTENED TO MEET AT ANGLE POINTS AND TO TERMINATE AT THE NORTH LINE AND WEST LINE OF SAID LOT 184.

TOGETHER WITH A TEMPORARY EASEMENT PREMISES LYING NORTHWESTERLY OF AND ADJOINING THE ABOVE DESCRIBED EASEMENT PREMISES; DESCRIBED BY BEGINNING AT THE INTERSECTION OF THE NORTHWESTERLY LINE OF SAID EASEMENT PREMISES AND THE NORTH LINE OF SAID LOT 184, BEING ALSO THE NORTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 7; THENCE SOUTH 88 DEGREES 15 MINUTES 06 SECONDS WEST, ALONG THE NORTH LINE OF SAID LOT 184, 18.17 FEET; THENCE SOUTH 65 DEGREES 35 MINUTES 36 SECONDS WEST, 243.65 FEET; THENCE SOUTH 59 DEGREES 03 MINUTES 06 SECONDS WEST, 145.00 FEET; THENCE SOUTH 55 DEGREES 38 MINUTES 18 SECONDS WEST, 564.99 FEET; THENCE NORTH 64 DEGREES 46 MINUTES 04 SECONDS WEST, 39.83 FEET; THENCE SOUTH 55 DEGREES 22 MINUTES 30 SECONDS WEST, 800.00 FEET, TO THE WEST LINE OF SAID LOT 184, BEING ALSO THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 7; THENCE SOUTH 01 DEGREES 44 MINUTES 29 SECONDS EAST, ALONG THE WEST LINE OF SAID LOT 184, 35.72 FEET; THENCE NORTH 55 DEGREES 22 MINUTES 30 SECONDS EAST, 415.88 FEET, ALONG THE NORTHWESTERLY LINE OF SAID EASEMENT PREMISES; THENCE NORTH 56 DEGREES 39 MINUTES 09 SECONDS EAST, 1145.00 FEET, ALONG THE NORTHWESTERLY LINE OF SAID EASEMENT PREMISES; THENCE NORTH 65 DEGREES 35 MINUTES 36 SECONDS EAST, 247.45 FEET, ALONG THE NORTHWESTERLY LINE OF SAID EASEMENT PREMISES, TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

and

THAT PART OF LOT 184 OF THE SANITARY DISTRICT TRUSTEE'S SUBDIVISION OF RIGHT OF WAY FROM NORTH AND SOUTH CENTERLINE OF SECTION 30, TOWNSHIP 39 NORTH, RANGE 14 EAST, OF THE THIRD PRINCIPAL MERIDIAN TO THE WILL COUNTY LINE, RECORDED MARCH 31, 1908, AS DOCUMENT 4180218, DESCRIBED AS FOLLOWS, TO WIT:

COMMENCING AT THE INTERSECTION OF THE NORTHWESTERLY LINE OF THE NORTHERLY ILLINOIS AND MICHIGAN CANAL RESERVE, AND THE WEST LINE OF SAID LOT 184, BEING ALSO THE WEST LINE OF THE NORTHWEST QUARTER OF SECTION 7, TOWNSHIP 37 NORTH, RANGE 12 EAST, OF THE THIRD PRINCIPAL MERIDIAN; THENCE NORTH 01 DEGREES 44 MINUTES 29 SECONDS, 79.94 FEET, ALONG THE WEST LINE OF SAID LOT 184, TO THE POINT OF BEGINNING; THENCE NORTH 01 DEGREES 44 MINUTES 29 SECONDS WEST, 119.08 FEET, ALONG THE WEST LINE OF SAID LOT 184; THENCE NORTH 55 DEGREES 22 MINUTES 30 SECONDS EAST, 160.35 FEET; THENCE SOUTH 34 DEGREES 37 MINUTES 30 SECONDS EAST, 100.00 FEET; THENCE SOUTH 55 DEGREES 22 MINUTES 30 SECONDS WEST, 225.00 FEET, TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

- PERMANENT INDEX NOS: :** 23-07-100-014  
 23-07-100-014-8001  
 23-07-100-014-8002  
 23-06-302-007  
 23-06-302-007-8001  
 23-06-302-007-8002  
 23-06-401-014