

# UNOFFICIAL COPY

THIS INSTRUMENT PREPARED BY  
AND TO BE RETURNED TO:

Scott A. Weisenberg, Esq.  
Selig Law Firm  
150 N. Riverside Plaza  
Suite 1810  
Chicago, IL 60606



Doc# 2201819017 Fee \$81.00

RHSP FEE: \$9.00 RPRF FEE: \$1.00

KAREN A. YARBROUGH

COOK COUNTY CLERK

DATE: 01/18/2022 11:29 AM PG: 1 OF 16

*This space reserved for Recorder's use only.*

## **FIFTH AMENDMENT TO DECLARATION OF COVENANTS, EASEMENTS, AND RESTRICTIONS FOR NORTHWEST POINT**

**THIS FIFTH AMENDMENT TO DECLARATION OF COVENANTS, EASEMENTS, AND RESTRICTIONS FOR NORTHWEST POINT** (this "Fifth Amendment"), is made as of the 27th day of October 2021 by the Members of the NORTHWEST POINT ASSOCIATION, an Illinois not-for-profit corporation (hereinafter called the "Association").

### **WITNESSETH:**

**WHEREAS**, La Salle National Bank, not personally or individually, but as Trustee under Trust Agreement dated March 15, 1980 and known as Trust No. 102000 made the Declaration of Covenants, Easements, and Restrictions for Northwest Point (hereinafter called the "Original Declaration") on December 30, 1982 and recorded February 3, 1983 as Document No. 26495247, affecting the real estate located in Elk Grove Village, Cook County, Illinois, and legally described in Exhibit A attached hereto and made a part hereof (the "Original Property");

**WHEREAS**, the Original Declaration was amended by the First Amendment to Declaration of Covenants, Easements, and Restrictions for Northwest Point dated September 30, 1987 and recorded May 9, 1988 as Document No. 88197029 (the "First Amendment");

**WHEREAS**, the Original Declaration was amended by the Second Amendment to Declaration of Covenants, Easements, and Restrictions for Northwest Point dated October 20, 1997 and recorded February 2, 1998 as Document Nos. 98085892 through 98085897 and re-recorded March 27, 1998 as Document No. 98240101 (the "Second Amendment");

**WHEREAS**, the Original Declaration was amended by the Third Amendment to Declaration of Covenants, Easements, and Restrictions for Northwest Point dated January 1, 1998 and recorded March 27, 1998 as Document No. 98240102 (the "Third Amendment").

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**WHEREAS**, the Original Declaration was amended by the Fourth Amendment to Declaration of Covenants, Easements, and Restrictions for Northwest Point dated October 27, 2015 and recorded December 17, 2015 as Document No. 1535119101 (the "Fourth Amendment"). The Original Declaration, First Amendment, Second Amendment, Third Amendment, and Fourth Amendment shall be referred to herein as the "Declaration";

**WHEREAS**, the Declaration was assigned pursuant to that certain Assignment and Assumption of Declaration of Covenants, Easements, and Restrictions for Northwest Point dated March 26, 1998 and recorded March 27, 1998 as Document No. 98240104; and,

**WHEREAS**, the Association desires to amend the Declaration to establish the permitted uses for the building sites.

**NOW, THEREFORE**, the Association hereby declares as follows:

1. The Declaration is hereby revised such that Section 2 of the Original Declaration is hereby deleted in its entirety and replaced with the following:

**"3.2 Permitted Uses: Building Sites shall be utilized only for administrative functions, research facilities, laboratories, hotels, offices, restaurants and such other uses as the Architectural Control Committee shall, in its sole discretion, determine, provided, however, said other uses shall be compatible with the maintenance and development of a first class office and industrial park."**

2. The undersigned constitute at least sixty-five percent (65%) of the total eligible votes of the membership of the Association.

3. Except as hereby amended, the Declaration, as amended, shall continue in full force and effect in accordance with its terms.

4. In the event of any conflict between the terms of this Fifth Amendment and the Declaration as it existed prior to this Fifth Amendment, the terms of this Fifth Amendment shall control.

5. Any capitalized term used herein but not defined herein shall have the meaning therefor specified in the Declaration.

6. Each individual signing this Fifth Amendment represents and warrants that they have the authority to sign this Fifth Amendment and bind to this Fifth Amendment the Member on whose behalf they sign.

7. Each Member agrees to ratify this Fifth Amendment, if requested, at any subsequent meeting of the Fifth.

8. This Fifth Amendment may be executed in counterparts and it is the intention of the Members that any executed counterpart shall constitute the agreement of the Members and that all of the counterparts shall together constitute one and the same Fifth Amendment to the Declaration.

**IN WITNESS WHEREOF**, the undersigned have executed this Fifth Amendment as of the date and years first above written.

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[SIGNATURES APPEAR ON THE FOLLOWING PAGES]

Property of Cook County Clerk's Office

COOK COUNTY CLERK OFFICE  
RECORDING DIVISION  
118 N. CLARK ST. ROOM 120  
CHICAGO, IL 60602-1387

COOK COUNTY CLERK OFFICE  
RECORDING DIVISION  
118 N. CLARK ST. ROOM 120  
CHICAGO, IL 60602-1387

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ADP, Inc., a Delaware corporation

By: Nicholas Maniaci

Name: Nicholas Maniaci

Title: Authorized Signatory

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 Nicholas Maniaci, personally known to me to be the Authorized Signatory of ADP, Inc., a Delaware corporation, and 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 severally acknowledged that as such Authorized Signatory he signed and delivered said instrument and caused the corporate seal of said corporation to be affixed thereto, pursuant to the authority given by the corporation, as his 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 notarial seal this 28th day of September 2021.

*Jennifer B. Maza*  
\_\_\_\_\_  
Notary Public

JENNIFER B. MAZA  
NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires 10/10/2022

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Yamazzen, Inc.

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

STATE OF ILLINOIS )

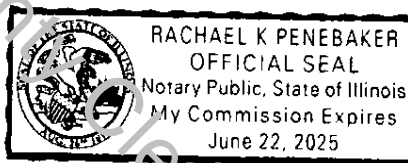
)ss.

COUNTY OF COOK )

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY, that SCOTT TORIUMI, personally known to me to be the CONTROLLER of Yamazzen, Inc., and 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 severally acknowledged that as such \_\_\_\_\_, he signed and delivered said instrument and caused the corporate seal of said corporation to be affixed thereto, pursuant to the authority given by the corporation, as his 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 notarial seal this 28 day of SEPTEMBER 2021.

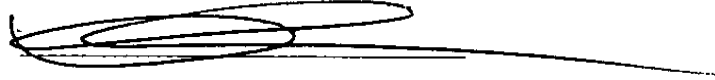
Notary Public



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BK ELK GROVE LLC, an Illinois  
limited liability company

By: BK Point LLC, an Illinois limited  
liability company, its sole Manager

By: 


Name: David Kahnweiler

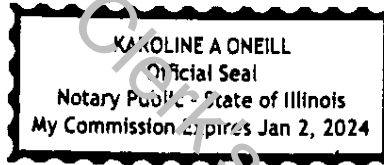
Title: Manager

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 David Kahnweiler, personally known to me to be the Manager of BK Elk Grove LLC, an Illinois limited liability company, and 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 severally acknowledged that as such DAVID, he signed and delivered said instrument pursuant to the authority given by the company, as his free and voluntary act, and as the free and voluntary act and deed of said company, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 30<sup>th</sup> day of September 2021.

  
\_\_\_\_\_  
Notary Public



# UNOFFICIAL COPY

J.J.M. Associates L.L.C., an Illinois  
limited liability company

By: [Signature]

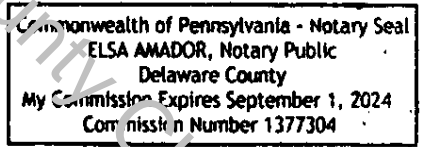
Name: JEFF MULLEN

Title: MEMBER/MANAGER

PENNSYLVANIA  
STATE OF ILLINOIS )  
DELRWARE ss.  
COUNTY OF ~~COOK~~ )

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY, that JEFF MULLEN, personally known to me to be the MEMBER/MANAGER of J.J.M. Associates L.L.C., an Illinois limited liability company, and 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 severally acknowledged that as such \_\_\_\_\_, he signed and delivered said instrument pursuant to the authority given by the company, as his free and voluntary act, and as the free and voluntary act and deed of said company, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 12<sup>th</sup> day of October 2021.  
[Signature]  
Notary Public



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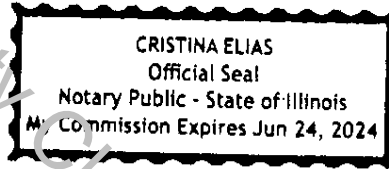
Silver Oak Ventures, LLC  
 By: [Signature]  
 Name: Naim J. Elias  
 Title: Manager

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 Naim J. Elias, D, personally known to me to be the Manager of Silver Oak Ventures, LLC and 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 severally acknowledged that as such Manager, he signed and delivered said instrument and caused the corporate seal of said corporation to be affixed thereto, pursuant to the authority given by the corporation, as h\_\_ 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 notarial seal this 21<sup>st</sup> day of October 2021.

[Signature]  
 Notary Public





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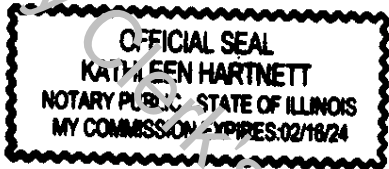
TOPCO Associates, LLC, an Illinois  
limited liability company

By: *Phil Churchill*  
Name: PHIL CHURCHILL  
Title: FACILITIES MANAGER

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 Phil Churchill, personally known to me to be the FACILITIES MANAGER of TOPCO Associates, LLC, an Illinois limited liability company, and 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 severally acknowledged that as such Phil Churchill he signed and delivered said instrument pursuant to the authority given by the company, as he free and voluntary act, and as the free and voluntary act and deed of said company, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 5 day of October 2021.  
*Kathleen Hartnett*  
Notary Public



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Suburban Bus Division of the Regional  
Transportation Authority

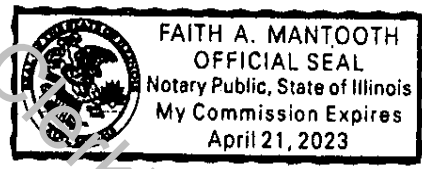
By: [Signature]  
Name: ROCCO L. DONATHUE  
Title: EXECUTIVE DIRECTOR

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 Rocco L. Donathue, personally known to me to be the Executive Director of the Suburban Bus Division of the Regional Transportation Authority, and 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 severally acknowledged that as such Executive Director, he signed and delivered said instrument pursuant to the authority given by the company, as his free and voluntary act, and as the free and voluntary act and deed of said company, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 3<sup>rd</sup> day of September 2021.

Faith A. Mantooth  
Notary Public



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MC Machinery, Inc.

a Delaware Corporation

By: [Signature]

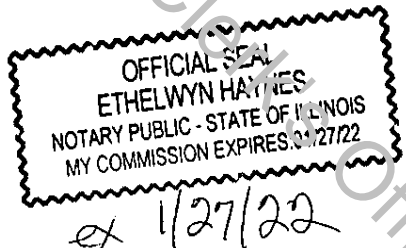
Name: Lou Clifford

Title: SR. Vice President, Logistics

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 Lou Clifford, personally known to me to be the SR. V.P., Logistics of MC Machinery, Inc, a Delaware Corporation, and 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 severally acknowledged that as such Lou Clifford he signed and delivered said instrument pursuant to the authority given by the company, as his free and voluntary act, and as the free and voluntary act and deed of said company, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 17 day of September, 2021.  
[Signature]  
Notary Public



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Northwest Point Association, an Illinois  
not-for-profit corporation

By: 

Name: PARIS Arnold

Title: Property manager

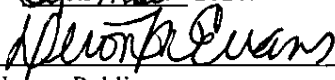
STATE OF ILLINOIS )

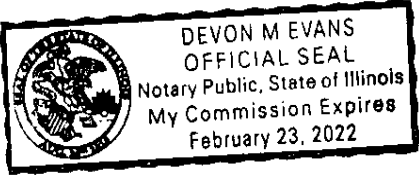
) ss.

COUNTY OF COOK )

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY, that Paris Arnold, personally known to me to be the manager of Northwest Point Association, an Illinois not-for-profit corporation, and 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 severally acknowledged that as such Paris Arnold, he signed and delivered said instrument pursuant to the authority given by the company, as he free and voluntary act, and as the free and voluntary act and deed of said company, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 27 day of September 2021.

  
Notary Public



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## EXHIBIT A REAL PROPERTY

### Property PIN and Address:

08-21-202-066; 141 Northwest Point Blvd., Elk Grove Village, IL  
08-21-202-073; 121 Northwest Point Blvd., Elk Grove Village, IL  
08-21-202-073; 120 Northwest Point Blvd., Elk Grove Village, IL  
08-21-202-074; 120 Northwest Point Blvd., Elk Grove Village, IL  
08-21-202-075; 100 Northwest Point Blvd., Elk Grove Village, IL  
08-21-202-076; 100 Northwest Point Blvd., Elk Grove Village, IL  
08-21-202-080; 25 Northwest Point Blvd., Elk Grove Village, IL  
08-21-202-081; 35 Northwest Point Blvd., Elk Grove Village, IL  
08-21-202-082; 150 Northwest Point Blvd., Elk Grove Village, IL  
08-21-202-083; 50 Northwest Point Blvd., Elk Grove Village, IL  
08-21-202-084; 141 Northwest Point Blvd., Elk Grove Village, IL  
08-22-100-016; 101 Northwest Point Blvd., Elk Grove Village, IL  
08-22-100-018; 101 Northwest Point Blvd., Elk Grove Village, IL  
08-22-100-019; 85 Northwest Point Blvd., Elk Grove Village, IL  
08-22-100-020; 85 Northwest Point Blvd., Elk Grove Village, IL  
08-22-102-241; 25 Northwest Point Blvd., Elk Grove Village, IL

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## EXHIBIT A

### Parcel 1

A tract of land comprised of parts of the South West 1/4 of Section 15, part of the South East 1/4 of Section 16, and part of the North East 1/4 of Section 21 and part of the North West 1/4 of Section 22, all in Township 41 North, Range 11, East of the Third Principal Meridian, described as follows: Beginning at a point in the East line of the North East 1/4 of Section 21 aforesaid 9.88 chains Northerly of the South East corner thereof; thence continuing North 00 degrees 01 minutes 00 seconds East along the East line of the North East 1/4 of Section 21 aforesaid 684.13 feet to the South West corner of the North West 1/4 of the North West 1/4 of Section 22 aforesaid; thence North 89 degrees 21 minutes 48 seconds East along the South line of the North West 1/4 of the North West 1/4 of Section 22 aforesaid 1326.41 feet to the South East corner thereof (also being the South West corner of Lot 11 in Owner's Subdivision of the West 15 rods of the South East 1/4 and the East 46/60 rods measured on the North and South lines) of the East 1/2 of the North West 1/4 of Section 15, Township 41 North, Range 11, East of the Third Principal Meridian, also the North East 1/4 of the North West 1/4 of Section 22, Township 41 North, Range 11, East of the Third Principal Meridian); thence North 89 degrees 21 minutes 48 seconds East along the South line of Lot 11 aforesaid 663.42 feet to the South East corner thereof; thence North 00 degrees 01 minutes 22 seconds West along the East line of Lot 11 aforesaid 122.54 feet to a point in the Southwesterly line of Northern Illinois Gas Company right of way as per Warranty Deed recorded as document number 17374100; thence Northwest along said Southwesterly line being an arc convex Northwest and having a radius of 11,251.70 feet for a distance of 657.47 feet more or less to an angle point; thence South 81 degrees 51 minutes 56 seconds West along said right of way line 90.77 feet to an angle point; thence North 48 degrees 46 minutes 19 seconds West along said right of way line 136.50 feet to a point in the West line of Lot 11 aforesaid; thence North 48 degrees 44 minutes 14 seconds West along the Southwesterly line of the Northern Illinois Gas Company right of way as per deed recorded as document number 17502850, 69.5 feet (more or less) to an angle point therein; thence North 51 degrees 10 minutes 35 seconds West along said right of way line 915.90 feet to a point in the North line of the North West 1/4 of Section 22 aforesaid; thence South 89 degrees 26 minutes 38 seconds West along said North line 2 feet (more or less) to another Southwesterly right of way line of the Northern Illinois Gas Company as per aforesaid deed recorded as document number 17502850; thence North 51 degrees 36 minutes 17 seconds West along said right of way line 175.5 feet (more or less) to an angle point therein; thence North 55 degrees 33 minutes 50 seconds West along said right of way line 676.20 feet to an angle point therein; thence North 57 degrees 20 minutes 51 seconds West along said right of way line 128.4 feet (more or less) to a point in the South line of Lot 1 in August Busse's Division of parts of the East 1/2 of Section 16, Township 41 North, Range 11, East of the Third Principal Meridian; thence North 58 degrees 36 minutes 15 seconds West 275.21 feet to a corner of parcel N-7A-20C of condemnation 70L737; thence North 86 degrees 45 minutes 06 seconds West 50.40 feet (more or less) along the Southerly line of said parcel N-7A-20C to a point in the West line of the East

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172.33 feet of Lot 1 aforesaid; thence South 00 degrees 04 minutes 50 seconds East along said West line 147.29 feet to the South line of Lot 1 aforesaid; thence South 89 degrees 47 minutes 09 seconds West along the South line of Lot 1 aforesaid 300.98 feet to a point in the Easterly line of parcel N-7A-22A of condemnation 70L736; thence South 58 degrees 51 minutes 05 seconds West along said Easterly line 278.4 feet; thence continuing South 36 degrees 59 minutes 50 seconds West along said Easterly line 125.3 feet; thence continuing South 16 degrees 16 minutes 33 seconds West along said Easterly line 33.7 feet to a point in the South line of the South East 1/4 of Section 16 aforesaid; thence North 89 degrees 59 minutes 01 seconds West along said South line 18.84 feet (more or less) to the West line of Arlington Heights Road; thence along the Easterly line of said Arlington Heights Road the following 5 courses and distances: South 08 degrees 08 minutes 29 seconds West along said East line 319.16 feet to an angle point; thence South 10 degrees 43 minutes 29 seconds West 232.68 feet to an angle point; thence South 17 degrees 25 minutes 30 seconds West 267.66 feet to an angle point; thence South 13 degrees 14 minutes 01 seconds West 599.18 feet to an angle point; thence South 18 degrees 21 minutes 38 seconds West 49.20 feet to a point in the Westerly extension of the North line of Lot 54 in Higgins Road Commercial Subdivision Unit 35 being a redivision in Section 21, Township 41 North, Range 11, East of the Third Principal Meridian; thence South 83 degrees 10 minutes 06 seconds East along the North lines of Higgins Road Commercial Subdivisions in Section 21 aforesaid 1670.18 feet to the point of beginning, in Cook County, Illinois.

Excepting therefrom, that portion of Parcel 2 described as follows:

THAT PART OF THE NORTH EAST 1/4 OF SECTION 21, TOWNSHIP 41 NORTH RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT A POINT IN THE EAST LINE OF THE NORTH EAST 1/4 OF SECTION 21 AFORESAID 9.68 CHAINS NORTHERLY OF THE SOUTH EAST CORNER THEREOF; THENCE NORTH 83 DEGREES 10 MINUTES 06 SECONDS WEST ALONG THE NORTH LINE OF HIGGINS ROAD COMMERCIAL SUBDIVISIONS IN SECTION 21 AFORESAID A DISTANCE OF 1670.18 FEET TO A POINT IN THE EAST LINE OF ARLINGTON HEIGHTS ROAD; THENCE NORTH 18 DEGREES 21 MINUTES 38 SECONDS EAST ALONG THE EAST LINE OF ARLINGTON HEIGHTS ROAD 40.20 FEET TO AN ANGLE POINT; THENCE NORTH 13 DEGREES 14 MINUTES 01 SECONDS EAST 592.0 FEET TO A POINT (HEREINAFTER REFERRED TO AS POINT "252"); THENCE EASTERLY ALONG A LINE (HEREINAFTER REFERRED TO AS "CENTER LINE 252-270") THE FOLLOWING BEARINGS AND DISTANCES: SOUTH 79 DEGREES 30 MINUTES 44 SECONDS EAST 79.95 FEET TO A POINT OF CURVATURE; THENCE EASTERLY ALONG AN ARC OF A CIRCLE CONVEX NORTHERLY AND HAVING A RADIUS OF 6954.69 FEET FOR A DISTANCE OF 599.63 FEET TO A POINT OF TANGENCY; THENCE SOUTH 74 DEGREES 34 MINUTES 20 SECONDS EAST 290.0 FEET TO A POINT OF CURVATURE; THENCE EASTERLY ALONG AN ARC OF A CIRCLE CONVEX SOUTHEASTERLY AND HAVING A RADIUS OF 439.68 FEET FOR A DISTANCE OF 375.40 FEET TO A POINT OF TANGENCY; THENCE NORTH 56 DEGREES 30 MINUTES 30 SECONDS EAST 128.05 FEET TO A POINT OF CURVATURE; THENCE NORTHEASTERLY ALONG AN ARC OF A CIRCLE CONVEX NORTHEASTERLY AND HAVING A RADIUS OF 368.11 FEET FOR A DISTANCE OF 81.38 FEET TO A POINT OF TANGENCY (HEREINAFTER REFERRED TO AS ARC 265-267); THENCE NORTH 49 DEGREES 10 MINUTES 30 SECONDS EAST A DISTANCE OF 28.40 FEET TO A POINT IN THE EAST LINE OF THE NORTH EAST 1/4 OF SECTION 21 AFORESAID WHICH IS 84.38 FEET NORTH OF THE NORTH WEST CORNER OF LOT 46 OF HIGGINS ROAD COMMERCIAL SUBDIVISION UNIT NO. 2

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BEING A SUBDIVISION IN THE WEST 1/2 OF SECTION 22, TOWNSHIP 41 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, SAID POINT HEREINAFTER REFERRED TO AS POINT "270") AND THE EAST TERMINUS OF "CENTER LINE 252-270"; THENCE SOUTH 00 DEGREES 01 MINUTES 00 SECONDS WEST ALONG THE EAST LINE OF THE NORTH EAST 1/4 OF SECTION 21 AFORESAID 35.31 FEET TO A POINT OF INTERSECTION WITH A LINE WHICH IS 33.0 FEET SOUTHEASTERLY OF AND PARALLEL WITH "CENTER LINE 252-270", HEREINBEFORE DESCRIBED SAID POINT BEING THE POINT OF BEGINNING OF LAND HEREIN DESCRIBED; THENCE SOUTH 00 DEGREES 01 MINUTES 00 SECONDS WEST ALONG THE EAST LINE OF THE NORTH EAST 1/4 OF SECTION 21 AFORESAID 385.40 FEET; THENCE NORTH 89 DEGREES 59 MINUTES 00 SECONDS WEST 135.0 FEET; THENCE NORTH 00 DEGREES 01 MINUTES 00 SECONDS EAST 293.26 FEET; THENCE NORTH 33 DEGREES 29 MINUTES 30 SECONDS WEST 13.93 FEET TO A POINT IN A LINE WHICH IS 33.0 FEET SOUTHEASTERLY OF AND PARALLEL WITH "CENTER LINE 252-270" HEREINBEFORE DESCRIBED; THENCE NORTH 53 DEGREES 30 MINUTES 30 SECONDS EAST ALONG SAID PARALLEL LINE 74.50 FEET TO A POINT OF CURVATURE; THENCE NORTHEASTERLY ALONG AN ARC OF A CIRCLE CONVEX NORTHEASTERLY, HAVING A RADIUS OF 335.11 FEET AND CONCENTRIC WITH ARC 265-267 HEREINBEFORE DESIGNATED FOR A DISTANCE OF 74.08 FEET; THENCE NORTH 69 DEGREES 10 MINUTES 30 SECONDS EAST 15.84 FEET TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

### Parcel 2

Non-Exclusive Easement for ingress and egress for the benefit of Parcel 1 over and across the following described lands: the East 28.25 feet of Lot 58 and the West 31.75 feet of Lot 59 in Higgins Road Commercial Subdivision Unit No. 3, being a subdivision in the West 1/2 of Section 22, Township 41 North, Range 11, East of the Third Principal Meridian, in Cook County, Illinois, as created by Easement Agreement dated December 15, 1980 and recorded January 20, 1981 as Document 2543727 made between Valden Corp., a corporation of Illinois, and LaSalle National Bank, as Trustee under Trust Agreement dated March 15, 1960 and known as Trust Number 102060, and Progress Record Distribution, Inc., an Ohio corporation.

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*YML*

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