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SECOND AMENDMENT TO FREDRICKSON FARM ANNEXATION AGREEMENT

This Agreement to amend the Fredrickson Farm Annexation Agreement (hereinafter referred to as the "Agreement to Amend") is made this 22nd day of March, 1988 by and among the VILLAGE OF SCHAUMBURG, an Illinois municipal corporation located in Cook and DuPage Counties, Illinois, (hereinafter the "Village"), FREDRICKSON REAL ESTATE IMPROVEMENT COMPANY, an Illinois corporation, (hereinafter "Fredrickson"), LINCOLN PROPERTY COMPANY E.C.W., INC., a Texas corporation, and LINCOLN MEADOWS ASSOCIATES, an Illinois general partnership; Lincoln Property Company E.C.W., Inc. and Lincoln Meadows Associates are hereinafter jointly referred to as "LPC". The Village, Fredrickson and LPC are sometimes referred to herein individually as a "Party" and jointly as the "Parties".

R E C I T A L S

A. On August 25, 1987 the Parties entered into the Fredrickson Farm Annexation Agreement (hereinafter the "Annexation Agreement") which was recorded with the Cook County Recorder of Deeds as Document No. 87-563923. The Annexation Agreement governs annexation and development of certain territory which is legally described in Exhibit A hereto and incorporated herein by this reference.

B. Paragraph 7 and 24 of the Annexation Agreement anticipated conveyance of certain portions of the Fredrickson farm property from Fredrickson to LPC within 150 days of approval of the Annexation Agreement. Said Paragraphs were amended by a subsequent agreement of the Parties on January 12, 1988 to anticipate conveyance within 210 days, said agreement being memorialized in the First Amendment To Fredrickson Farm Annexation Agreement (recorded as Document No. 88069074).

C. Due to circumstances beyond the control of any Party, said conveyance cannot take place as anticipated.

D. The Village, by vote of at least two-thirds of the Corporate Authorities holding office, has authorized and directed the President of the Village to execute, and the Village Clerk to attest, this Agreement to Amend on behalf of the Village.

NOW THEREFORE, for and in consideration of the special circumstances of LPC, and pursuant to the provisions of Section 11-15.1-1 et seq. of the Illinois Municipal Code, the Parties hereby agree as follows:

Prepared by: GREGORY L. DOSE
RUDNICK & WOLFE
203 N. LA SALLE ST. #1800
CHICAGO, IL 60601-1293

BOX 416

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FREDRICKSON REAL ESTATE IMPROVEMENT
COMPANY, an Illinois Corporation

By: *[Signature]*
Its: President

ATTEST:

John F. Fredrickson
ASST. SEC

LINCOLN PROPERTY COMPANY
E.C.W., INC., a Texas corporation

By: *[Signature]*
Its: Vice President

ATTEST:

Margaret O'Berry
CONTROLLER

LINCOLN MEADOWS ASSOCIATES, an
Illinois general partnership

By: *[Signature]*
A general partner of Lincoln
Property Co. No. 2006 limited
partnership, which is a general
partner of Lincoln Meadows
Associates

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11/11/08

FREDRICKSON FARM LEGAL DESCRIPTION

PART OF SECTION 24, TOWNSHIP 41 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL (EXCEPTING THEREFORE THOSE PORTIONS DEDICATED FOR MEACHAM AND OLD SCHALMBURG ROADS) MORE FULLY DESCRIBED AS FOLLOWS:

THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER, THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER AND THE SOUTH HALF OF THE SOUTHWESTERLY QUARTER OF THE NORTHEAST QUARTER OF SECTION 24, TOWNSHIP 41 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ALSO THAT PART OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 41 NORTH, RANGE 10 EAST, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE SOUTH QUARTER, ALSO BEING AT THE SOUTHWEST CORNER OF PRUDENTIAL'S RESUBDIVISION RECORDED AS DOCUMENT NO. 26-729-261; THENCE SOUTHERLY ON THE WESTERLY LINE OF SAID PRUDENTIAL'S RESUBDIVISION PRODUCED SOUTHERLY TO THE SOUTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER; THENCE WESTERLY ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF THE QUARTER OF THE SOUTH QUARTER; THENCE NORTHERLY TO THE NORTHWEST CORNER OF SAID QUARTER OF THE SOUTH QUARTER; THENCE EASTERLY ALONG THE QUARTER SECTION LINE TO THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS.

and

PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 41 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN (EXCEPT THE EAST 250.00 FEET THEREOF, THE SOUTH 41.50 FEET THEREOF AND THAT PART THEREOF LYING WEST OF THE WEST LINE OF PRUDENTIAL'S RESUBDIVISION PRODUCED SOUTHERLY), BEING MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF PRUDENTIAL'S RESUBDIVISION RECORDED AS DOCUMENT NO. 26-729-621, ALSO BEING THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER; THENCE NORTH 89 DEGREES 19 MINUTES 23 SECONDS EAST FOR A DISTANCE OF 1074.71 FEET ALONG THE SOUTHERLY LINE OF SAID PRUDENTIAL'S RESUBDIVISION TO THE WESTERLY RIGHT OF WAY LINE OF F.A.I. 90; THENCE SOUTH 0 DEGREES 40 MINUTES 57 SECONDS WEST FOR A DISTANCE OF 1277.80 FEET ALONG THE SAID WESTERLY RIGHT OF WAY LINE TO THE NORTHERLY RIGHT OF WAY LINE OF OLD SCHALMBURG ROAD AS DEDICATED PER DOCUMENT NO. 4623133; THENCE SOUTH 89 DEGREES 12 MINUTES 36 SECONDS WEST FOR A DISTANCE OF 1076.63 FEET ALONG THE SAID NORTHERLY RIGHT OF WAY LINE TO IT INTERSECTION WITH THE WEST LINE OF SAID PRUDENTIAL'S RESUBDIVISION PRODUCED SOUTHERLY; THENCE NORTH 0 DEGREES 45 MINUTES 58 SECONDS EAST FOR A DISTANCE OF 1279.97 FEET ALONG THE WESTERLY LINE OF SAID PRUDENTIAL'S RESUBDIVISION PRODUCED SOUTHERLY TO THE PLACE OF BEGINNING IN COOK COUNTY, ILLINOIS.

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CERTIFICATE OF PUBLICATION

PADDOCK PUBLICATIONS, INC.

Daily Herald

A Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of Daily Herald

That said Daily Herald is a secular newspaper and has been published daily in the Village of Hoffman Estates Schaumburg, County of Cook and State of Illinois, continuously for more than one year prior to, on and since the date of the first publication of the notice hereinafter referred to and is of general circulation throughout said Village, County and State.

I further certify that Daily Herald is a newspaper as defined in "an Act to revise the law in relation to notices" as amended by Act approved July 17, 1959 - Ill. Revised Statutes, Chap. 100, Para. 1 and 5.

That a notice of which the annexed printed slip is a true copy, was published in said Daily Herald on the 4 day of March, A.D. 1988.

IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed and its corporate seal affixed hereto, by MARGIE FLANDERS, its Treasurer, at Arlington Heights, Illinois, this 4 day of March, A.D. 1988.

228C9T88 88163872 PADDOCK PUBLICATIONS, INC.
DAILY HERALD NEWSPAPERS

By: Margie Flanders
Treasurer

Notice of Public Hearing

On Amendment to Annexation Agreement, Village of Schaumburg, Illinois
Notice is hereby given that a public hearing will be held by the President and Board of Trustees of the Village of Schaumburg, Illinois on March 22, 1988 at 8:00 p.m. at the Schaumburg Municipal Center, 101 Schaumburg Court, Schaumburg, Illinois 60193.

The public hearing shall be for the purpose of considering an amendment to the Fredrickson Farm Annexation Agreement which would extend the time periods for dedication of rights-of-way and voluntary termination by an additional forty (40) days. The property which is subject to the Fredrickson Farm Annexation Agreement is located generally at the northeast corner of Meacham Road and Old Schaumburg Road and is legally described as follows:

That part of the southwest quarter of Section 19, Township 41 North, Range 11 east of the Third Principal Meridian and Section 24, Township 41 North, Range 10 east of the Third Principal Meridian described as follows: The East of the south 1/4 of the southwest quarter of the northwest quarter of said Section 24; also the east 1/2 of the northeast quarter of the southwest quarter of said Section 24; also the south 1/2 of the southwest quarter of the northwest quarter of said Section 24; also the north half of the southeast quarter of said Section 24; also that part of said southwest quarter of Section 19, lying in the right-of-way of Federal Aid Interstate Route 90 and bounded on the north by the extension east of the north line of the southeast quarter of said Section 24 and bounded on the south by the extension of the east of the south line of the north 1/2 of the southeast quarter of said Section 24 (except the south 41.50 feet thereof) in Cook County, Illinois.

A copy of the proposed Amendment to the Fredrickson Farm Annexation Agreement is on file with the Village Manager. Said proposed amendment may be changed, altered, modified, amended or redrafted in its entirety after the public hearing. All persons present at the public hearing shall be given an opportunity to be heard.

Dated this 1st day of March, 1988.

GEORGE P. LONGMEYER
Village Manager
Published in Hoffman Estates-Schaumburg Herald March 4, 1988.

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COOK COUNTY RECORDER

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COOK COUNTY CLERK'S OFFICE
111 SOUTH WASHINGTON STREET
CHICAGO, ILLINOIS 60601