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### RELEASE EMERGENCY FIRE LANE EASEMENT (Real Estate Parcel NW-2)

THIS RELEASE is made as of the 4th day of November, 1993, by the Village of Northbrook, an Illinois municipal corporation (the "Village"), the Society of the Divine Word, an Illinois not-for-profit corporation (the "Society") and Park Place Estates of Northbrook Limited Partnership, an Illinois limited partnership (the "Developer").

RECITALS:

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of certain land comprising Real Estate Parcels NW-1 and NW-2 (as defined in the Annexation Agreement dated December 15, 1988, by and between the Society and the Village, a copy of which was recorded in the Office of the Recorder of Cook County, Illinois as Document No. 88581079, as amended by the First Amendment to the Annexation Agreement dated March 26, 1991, a copy of which was recorded in the Office of the Recorder of Cook County, Illinois, as Document No. 91137573 and by the Second Amendment to the Annexation Agreement dated November 91.1993, a copy of which was recorded in the Office of the Recorder of Cook County, Illinois, as Document No. 93916 442 (collectively, the "Anneation Agreement"));

WHEREAS, the Village has heretofore approved a final plat of subdivision for the land comprising Real Estate Parcels NW-1, NW-2 and NW-3 and has caused the final plat of subdivision for such land to be recorded in the Office of the Recorder of Cook County, Illinois, on May 14, 1993, as document no. 93366641 (the "Plat");

WHEREAS, in conjunction with the Plat, a Declaration of Easement dated May 14, 1993, a copy of which was recorded in the Office of the Recorder of Cook County, Illinois on May 14, 1993, as document no. 93366643, granted, reserved and created for the benefit of Real Estate Parcel NW-1, consisting of Lots 1 through 46, its owners, and their successors and assigns, and the Village (i) a permanent, but terminable, exclusive easement at, over, along across and upon that portion of Lot 47 created by the Plat and described and depicted in Exhibit A attrched hereto, to construct, maintain, inspect, repair, replace, reconstruct, change, relocate or remove ra emergency

This document prepared by and after recording return to: 95918404

Schiff Hardin & Waite 7200 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606 Attn: Brian D. Kluever

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fire lane to permit ingress and egress solely for Village fire and emergency vehicles to and from Real Estate Parcel NW-1 from Orchard Lane; (ii) a temporary construction easement adjacent to and extending 20 feet on each side of the boundaries of the emergency fire lane easement for use by the Society, the Developer, and the Park Place Estates Property Association, or their respective contractors, subcontractors, successors and assigns, for the purpose of temporary storage of materials, tools and equipment during the period of construction of the initial improvements to be located in the emergency fire lane easement; and (iii) an easement to the Developer and the Park Place Estates Property Association or their respective contractors, subcontractors, successors and assigns, over, across and along such other land owned by Society as is reasonably necessary for ingress and egress to and from the emergency fire lane easement and the temporary construction easement from the benefitted parcels and from any and all public roads that abut such real property owned by Society, and the right to do and perform any and all acts necessary or convenient to the carrying into effect the purposes for which each easement is granted or reserved (such easements are hereinafter conjectively referred to as the "Emergency Fire Lane Easement"):

WHEPEF.3, the Society has applied for and the Village has approved a tentative plan of resubdivision for Real Estate Parcel NW-2, which tentative plan of resubdivision contemplates a public road (the "Extensior, of West Voltz Road") that will permit ingress and egress for Village fire and emergency vehicles to and from Real Estate Parcel NW-1 and Real Estate Parcel NW-2 from Orchard Lane (when combined with the existing emergency fire lane easement over the Northbrook Park District's property vnich the Northbrook Park District granted in the Declaration of Easement dated May 14, 1993, a copy of which was recorded in the Office of the Recorder of Cook County, Illinois on May 14, 1993, as socument no. 93366642);

WHEREAS, the Emergency Fire Lane Easement will no longer serve any useful purpose upon the completion of the Extension of Vest Voltz Road and the fire lane connection between the actual location of the Extension of West Voltz Road and the existing emergency fire lane easement located on the Northbrook Park District's property (the "Fire Lane Connection") as depicted in the tentative plan of resubdivision for Real Estate Parcel NW-2, the Village, the Society and the Developer desire to release the Emergency Fire Lane Easement upon the terms and conditions contained herein.

NOW, THEREFORE, in consideration of the covenants and agreements set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

- 1. Recitals. The foregoing recitals are incorporated in this Recease by this reference as though fully set forth herein.
- 2. Release of Emergency Fire Lane Easement. The Village, the Society and the Developer hereby agree to release the Emergency Fire Lane Easement, effective automatically and without any act or instrument by any party upon the recording of a certificate of completion issued by the Village Engineer substantially in the form attached hereto as Exhibit B (the "Certificate of Completion") stating to the effect that the final plat of resubdivision for Real Estate Parcel NW-2 dedicating the Extension of West Voltz Road has been recorded, the Extension of West Voltz Road has been completed by the developer of Lot 47 and accepted by the Village and the Fire Lane Connection has been completed by the developer of Lot 47 and accepted by the Village.

- 3. Running of Benefits and Burdens. All provisions contained in this Release, including the benefits and burdens created hereby, shall run with the land and shall be binding upon and inure to the benefit of the successors and assigns of the Village, the Society and the Developer and all persons or entities claiming by, through, or under the Village, the Society and the Developer.
- 4. Governing Law: Complete Agreement. This Release shall be construed and governed in all respects under the laws of the State of Illinois. This Release sets forth the entire agreement of the parties with respect to the subject matter hereof.
- 5. Section Headings. The headings, titles and captions of this Release are inserted only as a matter of convenience and reference and in no way define, extend, limit or describe the scope or intent of this Release.
- 6. Partial Invalidity. If any term or provision of this Release or the application thereof to any person or circumstance shall, to any extent, be invalid and unenforceable, the remainder of this Release, or the application of such term or provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby, but such remaining provisions shall be interpreted, applied and enforced so as to achieve, as near as may be, the purposes and intent of this Release to the greatest extent not prohibited by law.
- 7. Capitalized Terms. All capitalized terms used in this Release and not otherwise defined herein shall have the meanings iscribed to them, respectively, in the Annexation Agreement. All references to a "Lot" or "Lots" used herein shall mean and refer to the Lots depicted on the Plat.

8. Recording of Release. A certified copy of this Release shall be file by the Village Clerk of the Village of Northbrook, Illinois for record in the Office of the Recorder of Deeds of Cook County, Illinois within one (1) month after the execution of this Release.

IN WITNESS WHEREOF, the parties have caused this Release to be duly executed and delivered in their names and on their behalf, as of the day and year first above written.

VILLAGE OF NORTHBROOK, an Illinois municipal corporation.

Provident

Attest: Vilage Clerk

SOCIETY OF THE DIVINE WORD, an Illinois not-for-profit corporation

By: Jans M. Burn, SKD

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PARK PIACE ESTATES OF NORTHBROOK LIMITED PARTNERSHIP, an Illinois limited partnership

By: That I have

president of said partnership become become perhaps

Attest: tauub 3

#### **ACKNOWLEDGMENTS**

STATE OF ILLINOIS )	
COUNTY OF COOK ) SS	
This document was auknowledged before a	ne on November 49, 1993 by
Mark W. Damisch and Lone N. L	aris as the Village President
and Vilege Clerk, respectively of the	VILLAGE OF NORTHBROOK, an Illinois
municipal corporation.	
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STATE OF ILLINOIS	
) SS	
COUNTY OF COOK )	
This document was acknowledged infore n  James m. Bergin and cucsise is	ne on Nevember 9, 1993 by
JAMES A. BERGIN and CHESTER &	vocation as the President and
the Secretary, respectively of	he society of the divine word, an
Illinois not-for-profit corporation.	40
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PROPERT H. KELLEY	Notary Public
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COUNTY OF COOK )	1/2
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Sutann Lugen and Paniel tre	as the President and
the Secretary, respectively of P.	ARK PLACE ESTATES OF NORTHBROOK
LIMITED PARTNERSHIP, an Illinois limited par	
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	Notary Public V
	My commission expires:
	OFFICIAL SEMAN  OAVID L. REIFMAN  DAVID L. REIFMAN  NOTARY PUBLIC. STATE OF ILLINOIS  NOTARY PUBLIC. STATE OF ILLINOIS  NOTARY PUBLIC. STATE OF ILLINOIS  NOTARY PUBLIC. STATE OF ILLINOIS
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Legal Description for Fire Lane Easement:

A 20.0 foot strip of land in the Northeast Quarter of Section 15, Township 42 North, Range 12, East of the Third Principal Meridian, described as follows: commencing at the intersection of the West line of the Northeast Quarter of said Section 15 with the South line of the North 5 chains of said Northeast Quarter of Section 15; Thence South 88° 59' 39" East along the last said South line 19.21 feet to the point of beginning; Thence continuing South 88° 59: 39\* East along the last said South line 20.79 feet; Thence Southeasterly 436.29 feat along the arc of a curve convex Southwesterly with a radius of 630.00 feet (the chord of said arc bearing South 349 531 30" East 42%-63 feet); Thence South 54° 43' 52" East tangent to the last said curve 119.81 feet to a point of curve; Thence Southeasterly 157,56 feet along the arc of a curve convex Northeasterly with a radius of 410.00 feet to a point of reverse. curve (the chord of said arc bearing South 44° 00' 05" East 152.66 Thence Southcasterly 391.38 feet along the arc of a.curve convex Southwesterly, tangent to the last said curve with a radius of 850.00 feet (the chord of said arc bearing South 46° 27' 45" East 387.93 feet); Thence South 33° 21' 51" West 20.03 feet; Northwesterly 399.54 feet along the arc of a curve convex Southwesterly with a radius of 870.00 feet to a point of reversecurve (the chord of said arc bearing North 46° 25° 40" West 396.03 feet); Thence Northwesterly 146.07 feet along the arc of a curve convex Northeasterly, tangent to the last said curve with a radius of: 390.00 feet (the chord of said arc bearing North 44° 00! 05" West 145.22 feet); Thence North 54° 43' 52. West tangent to the last said curve 119.81 feet to a point of curve; Thence Northwesterly 455.89 feet along the arc of a curve convex Southwesterly, tangent to the last said line with a radius of 650.00 feet (the chord of said arc bearing North 34° 38' 18" West 446.61 feet) to the point of. beginning, in Cook County, Illinois. Office

**UNOFFIÇ** NORTH LINE OF THE NORTHEAST 1/4 OF SEC. 15-42-12 19. 21' S88' 59' 39' E POINT OF BEGINNING \$88° 59' 39' E 20.791 SOUTH LINE OF THE NORTH 5 CHAINS OF THE NORTHEAST 1/4 OF SECTION 15-42-12 A=436. 29' R=630.00° Δ-39° 40′ 44° CH-\$34°53′30°E 427.63′ 1 = 100" CH-N34" 38" 18" N 446. 61" A=153.56' R=410, 00' A-21" 27' 34" CH-\$44' 00' 05' E 152. 66' A-146, 07" R-390.081 A-21'27'34-A-391. 38' CH=N44\* 00' 05" # 145. 22 R-850.00' V=26, 55, 24, CH-S46' 27' 45" E A=399. 54' R-870.00' Δ-25°18'44° CH=N46° 25' 40° W 396, 03'

A=455. 89 R=650. 00 Δ=40°11'09°

Page 2 of 2

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#### EXHIBIT B

#### CERTIFICATE OF COMPLETION

THIS CERTIF	FICATE is made as of the day of, 19 by the Village
Engineer of the Village	ge of Northbrook, an Illinois municipal corporation, who states as follows:
1.	the final plat of resubdivision for Real Estate Parcel NW-2 dedicating the Extension of West Voltz Road has been recorded;
2.	the Extension of West Voltz Road has been completed by the developer of Lot 47 and accepted by the Village; and
3.	the Fire Lane Connection has been completed by the developer of Lot 47 and accepted by the Village.
Easement as set forth 1993, a copy of which document no.	te is made in connection with the release of the Emergency Fire Lane in the Release of Emergency Fire Lane Easement dated November, has recorded in the Office of the Recorder of Cook County, Illinois as (the "Release"). All capitalized terms used in this Certificate and not ein shall have the meraings ascribed to them, respectively, in the Release.
IN WITNESS this Certificate to be o	WHEREOF, the Village Engineer of the Village of Northbrook has caused duly executed and delivered as of the day and year first above written.
	VILLAGE OF NORTHBROOK, an Illinois municipal corporation
	Ву:
	Its: Village Engine:
Attest:	0.
Village Cleri	U <sub>K</sub>

#### **ACKNOWLEDGEMENTS**

This document was ac	nowledged before me on	, 1993 by
and	nowledged before me onas the respectively of the VILLAGE OF NORT	HBROOK, an Illinois
municipal corporation.	,	
This document prepared by and after recording return to:	Notary	Public
	My commission expire	
This document prepared by and after recording return to:	c C	
Schiff Hardin & Waite 7200 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606 Attn: Brian D. Kluever	COOK COUNTY CONTY'S	
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