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 Eugene "Gene" Moore  
 Cook County Recorder of Deeds  
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**SUPPLEMENT TO AMENDED AND RESTATED DEVELOPMENT AGREEMENT  
 BETWEEN VILLAGE OF ORLAND PARK,  
 MAIN PLACE - ORLAND PARK ASSOCIATES, L.L.C.  
 (MAIN PLACE AT ORLAND PARK) -  
NORTHEAST CORNER OF 143RD STREET AND LA GRANGE ROAD**

This Supplement to Amended and Restated Development Agreement for Main Place at Orland Park ("Supplement") is made this 7<sup>th</sup> day of February, 2011 by and between the **VILLAGE OF ORLAND PARK**, an Illinois municipal corporation ("Village"), and **MAIN PLACE - ORLAND PARK ASSOCIATES III, L.L.C.**, a Delaware limited liability company ("Developer").

**RECITALS**

A. Village and Main Place - Orland Park Associates, L.L.C., a Delaware limited liability company ("Owner") did on December 22, 2004 enter into that certain agreement known as the Amended and Restated Development Agreement for Main Place at Orland Park (the "Agreement"), which Agreement was recorded in the Recorder's Office of Cook County, Illinois on January 26, 2005 as Document No. 0502639124. The Agreement contemplated that the property subject to the Agreement (the "Subject Property") would be developed in two or more phases and imposed certain requirements in connection with the development of both Phase 1 and Phase 2 (as such terms are defined in the Agreement). All capitalized terms used in this Supplement which are not defined in this Supplement shall have the meaning ascribed to such terms as set forth in the Agreement.

B. The Subject Property was subdivided into sixteen (16) lots pursuant to that certain plat of subdivision for Orland Park Crossing recorded in the Recorder's Office of Cook County, Illinois on September 15, 2005 as Document No. 0525845136 (the "Plat"), a copy of which is attached hereto as Exhibit A and made a part hereof. The lots designated in the Plat are hereinafter sometimes referred to collectively as the "Lots" and individually by number as a "Lot". Title to Lots 3, 8, 9, 12, 13, 14, 15 and 16 (the "Undeveloped Lots"), which comprise Phase 2, were transferred by Owner to Developer, an affiliated entity, on February 15, 2006, by a Deed recorded on February 23, 2006 as Document No. 0605427101. Owner currently remains the title holder to Lot 1, and Main Place - Orland Park Associates II, L.L.C. ("MP-OPAI"), a Delaware limited liability company, also an affiliated entity, acquired title to Lot 2 by a Deed from Owner recorded on February 23, 2006 as Document No. 0605427100. Lot 1 and Lot 2 comprise Phase 1.

C. SECTION TEN of the Agreement provides that the Agreement "shall be binding upon and inure to the benefit of the parties hereto, successor owners of record of the Subject Property" and "constitutes covenants which shall run with the land". Therefore, the rights and obligations of Owner under the Agreement that pertain to the Undeveloped Lots or Phase 2 were transferred to Developer at the time the Deed from Owner to Developer for the Undeveloped Lots was recorded. With respect to the Undeveloped Lots or Phase 2, all references in the



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RETURN TO RECORDERS BOX 324

For Recorder's Use Only

**GRANT OF TEMPORARY CONSTRUCTION EASEMENTS**

THIS INDENTURE WITNESSETH, that the Grantor, MAIN PLACE – ORLAND PARK ASSOCIATES III, L.L.C., a Delaware limited liability company, 622 Davis Street, Suite 200, Evanston, Illinois 60201 ("Grantor"), for and in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged and other good and valuable consideration as hereinafter provided, hereby represents that it owns the fee simple title to certain real property described on Exhibit A attached hereto and made a part hereof (being Lots 12 and 13 in ORLAND PARK CROSSING SUBDIVISION and sometimes hereinafter referred to as the "Property"), and does by these presents grant the right, easement and privilege to enter upon portions of the Property (i) as depicted by single-hatching on Exhibit B and legally described in Exhibit B-1 attached hereto and made a part hereof ("Easement Premises I"), (ii) as depicted by single-hatching on Exhibit C and legally described on Exhibit C-1 ("Easement Premises II"), and (iii) as depicted by single-hatching on Exhibit D and legally described on Exhibit D-1 ("Easement Premises III") unto the VILLAGE OF ORLAND PARK, an Illinois municipal corporation, having its address at 14700 S. Ravinia Avenue, Orland Park, Illinois 60462 ("Grantee"), including Grantee's agents, employees and contractors, for the purpose of improvement of the intersection of 143<sup>rd</sup> Street and LaGrange Road (the "Project"), upon the terms and conditions hereinafter set forth.

ADDRESS: 14201 S. LaGrange Road, Orland Park, Illinois 60462

PIN (Part of) 27-03-300-026 (part of Lot 12)

PIN (Part of) 27-03-300-027 (part of Lot 13)

Said Easement Premises I contains a total of 696.34 square feet, more or less, said Easement Premises II contains a total of 5,053 square feet, more or less, and said Easement Premises III contains a total of 655 square feet, more or less. Easement Premises I, Easement Premises II and Easement Premises III are sometimes hereinafter referred to collectively as the "Easement Premises".

1. This Grant of Temporary Construction Easements shall be in effect and commence beginning on the date of execution of this agreement (the "Easement Commencement Date") by the Grantor and shall remain in effect only for a period extending from the Easement Commencement Date to a date ending on the earliest of: (i) the expiration of three (3) years