

Prepared by:

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THIRD AMENDMENT TO AGREEMENT

This Third Amendment to Agreement ("Third Amendment") is executed this 6th day of October 2015, by and between Collodi Builders Inc., an Illinois corporation ("Collodi"), 614 West Street, Libertyville, IL 60048 and the County of Lake ("County"). This Third Amendment amends a certain Agreement between Collodi and the County dated August 3, 2010 and recorded August 3, 2010 as document no. 6628375, as amended by that certain First Amendment to Agreement dated July 31, 2012 and recorded August 7, 2012 as document no. 6881294 and as amended by that certain Second Amendment to Agreement dated August 5, 2014 and recorded November 7, 2014 as document no. 7146291 (all of which documents shall be collectively referred to herein as the "Agreement"). The purpose of the Agreement was to temporarily suspend the County's approval of the Final Plat documents regarding Bull Creek Drive Subdivision, which development encompasses the property described on Exhibit A.

The purpose of this Third Amendment is to clarify the applicable ordinance provisions as identified in paragraph 5 and to extend the completion date as described in paragraph 6 of the Agreement.

NOW THEREFORE, the parties agree as follows:

Paragraph 5 of the Agreement is hereby deleted from the Agreement and the following language is substituted in its stead:

5. All ordinances applicable to the Final Plat including, without limitation, the Unified Development Ordinance (now Chapter 151 of the Lake County, Illinois Code of Ordinances) and the Lake County Watershed Development Ordinance, shall remain applicable to the Final Plat as written at the time of approval of the original Final Plat (and not the Completion Date), such that the Final Plat may continue in effect without modification. Notwithstanding the foregoing, Collodi or its successors and assigns shall comply with the minimum standards of all mandatory State and Federal floodplain, floodway and wetland regulations which are in effect at the time of development and which cannot be exempted or waived by the County, and Collodi or its successors and assigns will make all appropriate amendments to the Final Plat and

Final Engineering plans to incorporate any necessary changes. Without limitation, this provision shall be deemed to comply with section 151.145 (C) of the Lake County, Illinois Code of Ordinances

Paragraph 6 of the Agreement is hereby deleted and the following is substituted in its stead:

6. In the event the Completion Date does not occur on or before December 31, 2017, unless further extended by the parties hereto, (a) the Approval of the Final Plat Documents shall be terminated, (b) Collodi or its success and assigns shall prepare and record a Plat of Vacation that meets the provisions of sections 151.204 (D) (2) and 151.204 (E) of the Lake County Code of Ordinances (as amended from time to time) to vacate the Final Plat, and (c) the Property shall be deemed to revert to its predevelopment status.

The provisions of the Agreement remain in full force and effect, modified only as expressly provided for in this Third Amendment. If a provision of this Third Amendment conflicts with a provision in the Agreement, the conflicting provision in this Third Amendment shall control. All capitalized terms used but not otherwise defined herein shall have the same meanings as ascribed to such terms in the Agreement.

This Third Amendment is signed by the Planning, Building and Zoning Committee members pursuant to authority delegated by the Lake County Board.

Collodi Builders Inc.

By: _____

Its: _____

Lake County Planning, Building and Zoning Committee members

EXHIBIT A

LEGAL DESCRIPTION

COMMENCING AT THE INTERSECTION OF THE EAST LINE OF BULL CREEK DRIVE AS SHOWN ON THE PLAT OF BULL CREEK WEST, BEING A SUBDIVISION RECORDED NOVEMBER 6, 1980 AS DOCUMENT NUMBER 2087424, WITH THE NORTHERLY LINE OF ILLINOIS ROUTE 137; THENCE NORTH 00 DEGREES 11 MINUTES 01 SECONDS EAST ALONG THE EAST LINE OF SAID BULL CREEK DRIVE, A DISTANCE OF 135.97 FEET BEING THE POINT OF BEGINNING; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST ALONG THE SOUTH RIGHT AWAY OF CAPRI COURT A DISTANCE OF 190.56 FEET; THENCE CONTINUING ALONG THE LAST DESCRIBED COURSE A DISTANCE OF 1.88 FEET TO A POINT OF CURVATURE HAVING A RADIUS OF 182.00 FEET CONCAVE TO THE SOUTHWEST A DISTANCE OF 118.84 FEET (ARC LENGTH) TO THE POINT OF TANGENCY; THENCE CONTINUING ALONG THE SOUTH RIGHT OF WAY OF CAPRI COURT SOUTH 52 DEGREES 35 MINUTES 20 SECONDS EAST A DISTANCE OF 114.29 FEET TO THE EASTERLY END OF CAPRI COURT; THENCE NORTH 28 DEGREES 16 MINUTES 50 SECONDS EAST A DISTANCE OF 30.38 FEET TO THE CENTER LINE OF CAPRI COURT; THENCE NORTH 61 DEGREES 45 MINUTES 24 SECONDS WEST A DISTANCE OF 308.85 FEET TO THE NORTH EAST CORNER OF LOT 4; THENCE NORTH 47 DEGREES 06 MINUTES 53 SECONDS WEST ALONG THE NORTHERLY LINE OF LOT 4 A DISTANCE OF 321.79 FEET; THENCE SOUTH 82 DEGREES 35 MINUTES 45 SECONDS A DISTANCE OF 142.78 FEET; THENCE SOUTH 66 DEGREES 29 MINUTES 36 SECONDS WEST A DISTANCE OF 66.32 FEET; THENCE NORTH 71 DEGREES 46 MINUTES 43 SECONDS WEST A DISTANCE OF 45.68 FEET; THENCE NORTH 89 DEGREES 48 MINUTES 59 SECONDS WEST A DISTANCE OF 56.47 FEET; THENCE SOUTH 38 DEGREES 06 MINUTES 22 SECONDS WEST A DISTANCE OF 61.35 FEET; THENCE SOUTH 79 DEGREES 12 MINUTES 23 SECONDS WEST A DISTANCE OF 40.41 FEET; THENCE SOUTH 55 DEGREES 59 MINUTES 00 SECONDS WEST A DISTANCE OF 73.85 FEET; THENCE SOUTH 00 DEGREES 11 MINUTES 01 SECONDS WEST BEING PARALLEL TO THE EAST RIGHT OF WAY OF SAID BULL CREEK DRIVE A DISTANCE OF 82.43 FEET TO A POINT OF CURVATURE; THENCE CONTINUING ALONG A CURVE HAVING A RADIUS OF 15 FEET CONVEX TO THE NORTHEAST AND ARC DISTANCE OF 23.61 FEET TO THE POINT OF TANGENCY; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST ALSO BEING THE NORTH RIGHT OF WAY OF SAID CAPRI COURT A DISTANCE OF 174.25 FEET TO A POINT OF CURVATURE; THENCE ALONG A CURVE HAVING A RADIUS OF 242.00 FEET AND ARC DISTANCE OF 158.02 FEET TO THE POINT OF TANGENCY; THENCE SOUTH 52 DEGREES 35 MINUTES 20 SECONDS EAST A DISTANCE OF 123.04 FEET; THENCE SOUTH 61 DEGREES 45 MINUTES 24 SECONDS WEST A DISTANCE OF 32.93 FEET ALSO BEING THE CENTER LINE OF CAPRI COURT; THENCE SOUTH 28 DEGREES 16 MINUTES 50 SECONDS EAST A DISTANCE OF 296.22 FEET TO THE SOUTHEAST CORNER OF LOT 5 ALSO BEING THE NORTH RIGHT OF WAY OF ILLINOIS ROUTE 137 (FAR 21); THENCE NORTH 55 DEGREES 09 MINUTES 20 SECONDS WEST A DISTANCE OF 55.99 FEET ALONG THE NORTH LINE OF AFORESAID RIGHT OF WAY OF ROUTE 137; THENCE CONTINUING ALONG AFORESAID RIGHT OF WAY NORTH 52 DEGREES 06 MINUTES 56 SECONDS WEST A DISTANCE OF 75.97 FEET TO THE SOUTHWEST CORNER OF LOT 5; THENCE NORTH 19 DEGREES 03 MINUTES 03 SECONDS EAST A

DISTANCE OF 134.77 FEET; THENCE NORTH 06 DEGREES 29 MINUTES 41 SECONDS WEST A DISTANCE OF 135.82 FEET TO THE SOUTH RIGHT OF WAY OF SAID CAPRI COURT; THENCE SOUTH 90 DEGREES WEST A DISTANCE OF 190.56 FEET ALONG THE AFORESAID RIGHT OF WAY TO THE POINT OF BEGINNING. ALL IN LAKE COUNTY, ILLINOIS.

OUTLOT A

POINT OF BEGINNING BEING THE NORTH EAST CORNER OF LOT 4; THENCE NORTH 47 DEGREES 06 MINUTES 53 SECONDS WEST ALONG THE NORTHERLY LINE OF LOT 4 A DISTANCE OF 321.79 FEET; THENCE SOUTH 82 DEGREES 35 MINUTES 45 SECONDS WEST A DISTANCE OF 142.78 FEET; THENCE SOUTH 66 DEGREES 29 MINUTES 36 SECONDS WEST A DISTANCE OF 66.32 FEET; THENCE NORTH 71 DEGREES 46 MINUTES 43 SECONDS WEST A DISTANCE OF 45.68 FEET; THENCE NORTH 89 DEGREES 48 MINUTES 59 SECONDS WEST A DISTANCE OF 56.47 FEET; THENCE SOUTH 38 DEGREES 06 MINUTES 22 SECONDS WEST A DISTANCE OF 61.35 FEET; THENCE SOUTH 79 DEGREES 12 MINUTES 23 SECONDS WEST A DISTANCE OF 40.41 FEET; THENCE SOUTH 55 DEGREES 59 MINUTES 00 SECONDS WEST A DISTANCE OF 73.85 FEET; THENCE NORTH 00 DEGREES 11 MINUTES 01 SECONDS EAST BEING PARALLEL TO THE EAST RIGHT OF WAY OF SAID BULL CREEK DRIVE A DISTANCE OF 58.10 FEET TO THE CENTERLINE OF BULL CREEK ACCORDING TO THE TOPOGRAPHIC MAP PROVIDED BY R. E. ALLEN AND ASSOCIATES. LTD. DATED APRIL 2, 2003; THENCE IN A NORTH EAST DIRECTION ALONG THE CENTERLINE OF SAID BULL CREEK TO THE INTERSECTION OF A LINE EXTENDED NORTH 61 DEGREES 45 MINUTES 24 SECONDS EAST; SAID LINE IS 316.6 FEET FROM THE NORTHEAST CORNER OF LOT 4 OF BULL CREEK SUBDIVISION; THENCE SOUTHWEST ALONG THE LAST DESCRIBED LINE TO THE NORTHEAST CORNER OF LOT 4 ALSO BEING THE POINT OF BEGINNING, ALL IN LAKE COUNTY, ILLINOIS.