

Prepared by and mail to:

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FIFTH AMENDMENT TO AGREEMENT

This Fifth Amendment to Agreement ("Fifth Amendment") is executed this 12th day of Nov. 2019, by and between Wanish LLC, an Illinois limited liability company ("Wanish, LLC"), 1200 N. Milwaukee Ave, Glenview, IL 60025, and the County of Lake, Illinois ("County"). This Fifth Amendment extends a certain Agreement between Wanish, LLC and the County dated July 13, 2010 and recorded July 14, 2010 as document no. 6621654, a certain First Amendment to Agreement dated June 13, 2012 and recorded August 7, 2012 as document no. 6881301, a certain Second Amendment to Agreement dated October 2, 2013 and recorded October 7, 2013 as document no. 7043817, a certain Third Amendment to Agreement dated September 1, 2015 and recorded October 6, 2015 as document no. 7236636 and a certain Fourth Amendment to Agreement dated November 22, 2017 and recorded November 22, 2017 as document no. 7445166 to extend the agreement to December 31, 2019 (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 Wanish Park Planned Development, which development encompasses the property described as follows:

The South half of the Northeast Quarter of Section 29, Township 45 North, Range 11 East of the Third Principal Meridian, lying East of the West 1647.5 feet thereof (except the West 330.0 feet of the North 759.95 feet and the South 260.0 feet of the East 321.90 feet and that part dedicated for public roads by document 6326548) in Lake County, Illinois.

PIN Numbers 07-29-204-018; 07-29-204-019; 07-29-204-020; 07-29-211-001.

Address: 33590, 33670 and 33560 N. Wanish Place and 33588 N. Hunt Club Road, Gurnee, IL

The purpose of this Fifth Amendment is to extend the completion date as described in paragraph 6 of the Agreement to December 31, 2021.

NOW THEREFORE, the parties agree as follows:

Paragraph 6 of the Agreement is hereby amended as follows:

6. In the event the Completion Date does not occur on or before December 31, 2021, unless further extended by the parties hereto, (a) the Approval of the Final Plat Documents shall be terminated, (b) Wanish, LLC or its successors or 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 Fifth Amendment. All capitalized terms used but not otherwise defined herein shall have the same meanings as ascribed to such terms in the Agreement.

This Fifth Amendment is signed by the Public Works, Planning and Transportation Committee members pursuant to authority delegated by the Lake County Board

Wanish, LLC

By: Robert Taylor
Robert Taylor

Lake County Public Works, Planning and Transportation
Committee
