

MARY ANN STUKEL

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Will County Recorder

Will County

R 2002062346

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HMC Date 04/11/2002 Time 10:41:03

Recording Fees: 30.00

ACCESS EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that **ANTON GROUP, LTD.**, a Delaware corporation, whose address for the purposes of this instrument is 106 Stephen Street, Lemont, Illinois 60439, ("Grantor"), for Ten and 00/100 Dollars and other good and valuable consideration to it paid by **THE BURLINGTON NORTHERN AND SANTA FE RAILWAY COMPANY**, a Delaware corporation, whose address for the purposes of this instrument is P.O. Box 961050, Fort Worth, Texas 76161-0050, ("Grantee"), does hereby grant, bargain sell and convey unto the Grantee, subject to the terms and conditions hereinafter set forth, a non-exclusive easement for ingress and egress purposes over, upon and across the following described premises, situated in Will County, State of Illinois, to wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF (the "Premises").

The foregoing easement is made subject to and upon the following express conditions:

1. The parties acknowledge and agree that several buildings and/or other improvements are situated on the Premises, and that as such, ingress and egress by Grantee to its adjacent railroad right-of-way (the "Right-of-Way") over and across most of the Premises shall be accomplished by means of roads and lanes as may currently exist, otherwise by such route or routes as shall occasion the least practicable inconvenience to Grantor's use of the premises.
2. The parties acknowledge and agree that Grantee will need to cross Grantor's spur tracks to access the Right-of-Way. Such crossing shall be situated between Grantee's Engineering Stations 2626+00 and 2626+50, with the exact location of being determined by the parties on site. Grantor shall not undertake any action that would require a relocation of the spur crossing without first obtaining the prior written consent of the Grantee, which consent shall not be unreasonably withheld, delayed or conditioned. The configuration of this Easement shall be agreed upon by the parties.

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- 3. This easement shall be binding upon and inure to the benefit of the successors and assigns of Grantor and Grantee.
- 4. Should the Grantee, its successors and assigns, cease to use the Premises for ingress and egress purposes for a period of ten (10) years, the same shall revert to the Grantor, its successors and assigns. Notwithstanding the foregoing, this Easement shall not be terminated if the Premises are being used even if such use commences prior to, but does not cease before the aforementioned 10-year period.

TO HAVE AND TO HOLD THE SAME, together with all the hereditaments and appurtenances thereunto belonging to Grantee for its use and enjoyment for the purposes aforesaid and for no other purpose whatsoever, subject to the terms and conditions hereinabove stated.

IN WITNESS WHEREOF, the said Grantor has caused this instrument to be signed on the _____ day of March, 2002.

ANTON GROUP, LTD., a Delaware corporation

By: *Patrick Stanton*
Patrick Stanton, President

STATE OF ILLINOIS)
) ss.
 COUNTY OF Cook)

This instrument was acknowledged before me this 26th day of March, 2002 by Patrick Stanton, President of Anton Group, Ltd, a Delaware corporation on behalf of the corporation.

Colleen Chestnutt
 Notary Public

My commission expires the 28th day of June, 2004.

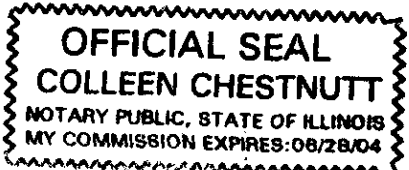


EXHIBIT "A"

THAT PART OF THE WEST 1/2 OF SECTION 34, TOWNSHIP 34, NORTH RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS: BEGINNING AT THE POINT OF INTERSECTION OF THE WESTERLY LINE OF THE ATCHISON, TOPEKA AND SANTA FE RAILWAY WITH THE NORTH LINE OF THE SOUTH 800.00 FEET OF THE NORTHWEST 1/4 OF SAID SECTION 34, THENCE THE FOLLOWING THREE (3) COURSES AND DISTANCES ALONG SAID WESTERLY LINE OF THE ATCHISON, TOPEKA AND SANTA FE RAILWAY: 1) SOUTH 19 DEGREES 42 MINUTES 45 SECONDS WEST A DISTANCE OF 1897.50 FEET TO A POINT OF CURVATURE; 2) THENCE SOUTHERLY ALONG A CURVE CONCAVE TO THE WEST HAVING A RADIUS OF 5696.65 FEET FOR AN ARC DISTANCE OF 997.71 FEET TO A POINT OF TANGENCY; 3) THENCE SOUTH 29 DEGREES 44 MINUTES 50 SECONDS WEST ALONG A LINE TANGENT TO THE LAST DESCRIBED CURVE AT THE LAST DESCRIBED POINT, A DISTANCE OF 451.93 FEET TO AN EASTERLY LINE OF THE F.A.I. ROUTE 55 PER DOCUMENT NO. R67-19165; THENCE THE FOLLOWING FIVE (5) COURSES AND DISTANCES ALONG SAID EASTERLY LINE OF F.A.I. ROUTE 55: 1) NORTH 49 DEGREES 25 MINUTES 17 SECONDS WEST A DISTANCE OF 2.54 FEET; 2) THENCE NORTH 27 DEGREES 27 MINUTES 05 SECONDS WEST A DISTANCE OF 168.18 FEET; 3) THENCE NORTH 49 DEGREES 25 MINUTES 17 SECONDS WEST A DISTANCE OF 329.78 FEET; 4) THENCE NORTH 24 DEGREES 34 MINUTES 17 SECONDS WEST A DISTANCE OF 412.63 FEET; 5) THENCE NORTH 00 DEGREES 16 MINUTES 43 SECONDS EAST A DISTANCE OF 108.35 FEET TO A POINT ON THE NORTH LINE OF THE SOUTH 1200 FEET OF THE SOUTHWEST 1/4 OF SAID SECTION 34; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST ALONG THE LAST DESCRIBED LINE A DISTANCE OF 486.62 FEET TO A POINT ON A LINE THAT INTERSECTS A POINT 800.00 FEET NORTH OF AND 1483.05 FEET EAST OF THE SOUTHWEST CORNER OF THE NORTHWEST 1/4 OF SAID SECTION 34 AND ALSO INTERSECTS A POINT 1200 FEET NORTH OF AND 622.90 FEET EAST OF THE SOUTHWEST CORNER OF THE SOUTHWEST 1/4 OF SAID SECTION 34; THENCE NORTH 21 DEGREES 12 MINUTES 45 SECONDS EAST ALONG SAID LINE THAT INTERSECTS A POINT 800.00 FEET NORTH OF AND 1483.05 FEET EAST OF THE SOUTHWEST CORNER OF THE NORTHWEST 1/4 OF SAID SECTION 34 AND ALSO INTERSECTS A POINT 1200.00 FEET NORTH OF AND 622.90 FEET EAST OF THE SOUTHWEST CORNER OF THE SOUTHWEST 1/4 OF SAID SECTION 34 FOR A DISTANCE OF 2399.45 FEET TO A POINT ON SAID NORTH LINE OF THE SOUTH 800.00 FEET OF THE NORTHWEST 1/4 OF SAID SECTION 34; THENCE SOUTH 89 DEGREES 42 MINUTES 36 SECONDS EAST ALONG SAID NORTH LINE OF THE SOUTH 800.00 FEET OF THE NORTHWEST 1/4 OF SECTION 34 FOR A DISTANCE OF 427.30 FEET TO SAID POINT OF BEGINNING.

PERMANENT TAX INDEX NOS. 10-34-300-011 & 10-34-100-004
COMMONLY KNOWN AS: 27421 & 27711 S. Frontage Road, Channahon, IL 60410

RETURN TO:
H.C. PECK & ASSOCIATES, INC.
P.O. BOX 480306
DENVER, CO 80248-0306
ATTN: J PARKER

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