

PARCEL 1:

LOT D IN DESIGN POINTE, BEING A SUBDIVISION PART OF SECTION 10, TOWNSHIP 38 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 27, 2006, AS DOCUMENT NUMBER R2006-055549, IN DUPAGE COUNTY, ILLINOIS. EXCEPTING THEREFROM THE FOLLOWING AS DISCLOSED BY CASE 2012ED 76: THAT PART OF LOTS D AND E IN DESIGN POINTE, BEING A SUBDIVISION OF PART OF SECTION 10, TOWNSHIP 38 NORTH; RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED- MARCH 27, 2006, AS DOCUMENT NUMBER R2006-055549, IN DUPAGE COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT E; THENCE NORTH 00 DEGREES 20 MINUTES 24 SECONDS EAST, SAID BEARING BASED ON THE ILLINOIS STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD 83 (2007), ALONG THE WEST LINE OF SAID LOTS D AND E A DISTANCE OF 383.55 FEET TO THE NORTHWEST CORNER OF SAID LOT D; THENCE SOUTH 89 DEGREES 38 MINUTES 36 SECONDS EAST ALONG THE NORTH LINE OF SAID LOT D 12.80 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 34 SECONDS WEST 142.42 FEET TO A CURVE; THENCE SOUTHERLY ALONG A CURVE TO THE RIGHT; HAVING A RADIUS OF 7,131.09 FEET, HAVING A CHORD BEARING SOUTH 00 DEGREES 30 MINUTES 00 SECONDS WEST, HAVING A CHORD LENGTH OF 35.04 FEET FOR A DISTANCE OF 35.04 FEET TO THE SOUTH LINE OF SAID LOT D; THENCE NORTH 89 DEGREES 38 MINUTES 36 SECONDS WEST ALONG THE SOUTH LINE OF SAID LOT D 5.00 FEET TO A CURVE; THENCE SOUTHERLY ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 7,126.09 FEET, HAVING A CHORD BEARING SOUTH 0.1 DEGREE 23 MINUTES 23 SECONDS WEST, HAVING A CHORD LENGTH OF 188.23 FEET FOR A DISTANCE OF 188.24 FEET TO A POINT OF TANGENCY; THENCE SOUTH 02 DEGREES 08 MINUTES 18 SECONDS WEST 19.79 FEET TO THE SOUTH LINE OF SAID LOT E; THENCE SOUTH 88 DEGREES 32 MINUTES 42 SECONDS WEST ALONG SAID SOUTH LINE OF LOT E 3.62 FEET TO THE PLACE OF BEGINNING.

PARCEL 2:

NON-EXCLUSIVE PERPETUAL EASEMENT FOR THE PASSAGE AND PARKING OF VEHICLES OVER AND ACROSS THE PARKING AND DRIVEWAY AREAS AND FOR THE PASSAGE AND ACCOMMODATION OF PEDESTRIANS OVER AND ACROSS THE PARKING, DRIVEWAY AND SIDEWALK AREAS, AND ALSO NON-EXCLUSIVE PERPETUAL EASEMENTS IN, TO OVER, UNDER ALONG AND ACROSS THOSE PORTIONS OF THE COMMON AREAS LOCATED ON THE DEVELOPER'S TRACT DESCRIBED AS EXHIBIT A, FOR THE INSTALLATION, OPERATION, FLOW, PASSAGE, USE, MAINTENANCE, CONNECTION, REPAIR, RELOCATION AND REMOVAL OF UTILITY LINES, INCLUDING BUT NOT LIMITED TO, SANITARY SEWERS, STORM DRAINS, AND WATER (FIRE AND DOMESTIC), GAS, ELECTRICAL, TELEPHONE, CABLE TV, DATA TRANSMISSION AND OTHER COMMUNICATION LINES, CONTAINED IN THE DECLARATION OF CONDITIONS, COVENANTS AND RESTRICTIONS OF DESIGN POINTE NAPERVILLE, ILLINOIS DATED AUGUST 30, 2006 AND RECORDED OCTOBER 2, 2007 AS DOCUMENT R2007180853.

PIN: 07-10-314-008

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