

**UTILITY FACILITIES AGREEMENT
FOR VANDEBROOK, INC.
(FIRST ADDITION TO VANDEBROOK)**

STATE OF ILLINOIS
COUNTY OF MONROE

190289
1994 FEB 25 AM 11:49

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THIS AGREEMENT is made this 22nd day of FEBRUARY, 1994, by and between Vandebrook, Inc., hereinafter referred to as "Vandebrook" and the City of Waterloo, a municipal corporation, organized and existing pursuant to the laws of the State of Illinois, in the County of Monroe and in the State of Illinois, hereinafter referred to as "City";

WHEREAS, Vandebrook is the developer of a subdivision in Monroe County, Illinois, known as First Addition to Vandebrook, a plat of which is recorded in the Office of the Recorder of Deeds of Monroe County, Illinois, in Plat Envelope 194C, hereinafter referred to as "First Addition;" and

WHEREAS, Vandebrook has installed a sewer line and related sewer facilities, hereinafter referred to as "Sewer Facilities," in and under First Addition; and

WHEREAS, Vandebrook has installed a water line and related water facilities, hereinafter referred to as "Water Facilities," in and under First Addition; and

WHEREAS, Vandebrook has agreed with the City to transfer the ownership of the Sewer Facilities and Water Facilities upon acceptance thereof by the City; and

WHEREAS, the City has agreed to accept said Sewer Facilities and Water Facilities.

NOW, THEREFORE, for and in consideration of the premises and the agreements contained herein, it is mutually agreed as follows:

1. Vandebrook does hereby assign, transfer, convey and quit claim to the City the Sewer Facilities and Water Facilities and does hereby agree that any extensions or additions to said Sewer Facilities and Water Facilities shall become the property of the City upon the installation thereof, without further action upon the part of Vandebrook, when such extensions or additions are accepted by the City.

2. No extensions or additions to the Sewer Facilities and Water Facilities shall be made by Vandebrook or any other person or entity without written permission of the City.

3. The City does hereby accept the Sewer Facilities and Water Facilities and assumes responsibility for the maintenance and operation of same.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed as of the day and year first above written.

VANDEBROOK, INC.

By: Kenneth R. Kohlmeier
President

ATTEST:

Gary R. Altus
SECRETARY

CITY OF WATERLOO, ILLINOIS

By: Thelma M. Smith
Mayor

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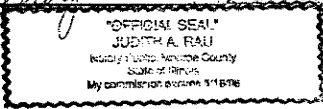
ATTEST:

Deputy
Maureen Kipp
City Clerk

STATE OF ILLINOIS)
) ss.
COUNTY OF MONROE)

I, the undersigned, a Notary public in and for said County in the state aforesaid, do hereby certify that Vandebrook, Inc., by its President and Secretary, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 16 day of February, 1994.



Judith A. Rau
Notary Public

STATE OF ILLINOIS)
) ss.
COUNTY OF MONROE)

I, the undersigned, a Notary public in and for said County in the state aforesaid, do hereby certify that the City of Waterloo, by its Mayor and City Clerk, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 16 day of February, 1994.



Judith A. Rau
Notary Public

