APPENDIX E

PROPERTY CONTROL
The Grantors, DUANE PATTON, also known as DUANE A. PATTON and JOY PATTON, also known as JOY A. PATTON, Husband and Wife, each in his or her own right and as spouse of the other, presently of 11915 West Southport Road, Brimfield, Illinois 61517, for and in consideration of the sum of Ten Dollars ($10.00) and other good and valuable considerations, in hand paid, CONVEY and WARRANT to the Grantees, the COUNTY OF PEORIA, an Illinois Municipal Corporation and the CITY OF PEORIA, an Illinois Municipal Corporation, with an address of 7500 North Illick Drive, Peoria, Illinois 61615, the following described Real Estate, to-wit:

A part of Section Twenty-two (22) and Section Twenty-three (23) in Rosefield Township, Township Nine (9) North, Range Six (6) East of the Fourth Principal Meridian, Peoria County, Illinois, more particularly described as follows:

Commencing at a stone marking the East Quarter corner of said Section 22, thence West along the East/West centerline of said Section 22, a distance of 1050.95 feet to a point, said point being the Point of Beginning of the Tract to be described; thence North 53 degrees 27 minutes East, a distance of 400.95 feet; thence North 39 degrees 29 minutes East, a distance of 209.48 feet; thence North 62 degrees 03 minutes East, a distance of 345.18 feet; thence North 87 degrees 25 minutes East, a distance of 212.09 feet; thence North 66 degrees 54 minutes East, a distance of 85.66 feet, to a point on the East line of Section 22; thence continuing North 66 degrees 54 minutes East, a distance of 141.41 feet; thence South 83 degrees 26 minutes East, a distance of 326.68 feet; thence South 71 degrees 59 minutes East, a distance of 174.66
feet; thence South 83 degrees 15 minutes East, a distance of 197.30 feet;
then North 3 degrees 25 minutes East, a distance of 193.31 feet; thence
South 52 degrees 32 minutes East, a distance of 60.74 feet; thence South 28
degrees 21 minutes East, a distance of 118.15 feet; thence South 26 degrees
25 minutes East, a distance of 394.06 feet, to a point on the East/West
centerline of Section 23; thence East along said East/West centerline of said
Section 23, a distance of 48.42 feet, to the Northwest corner of the North Half
of the Northeast Quarter of the Southwest Quarter of Section 23, Township
9 North, Range 6 East of the Fourth Principal Meridian; thence South along
the West line of said North Half, a distance of 672.53 feet; thence South 65
degrees 54 minutes 58 seconds East, a distance of 898.43 feet to a point, to an
iron rod set; thence South 80 degrees 01 minutes 42 seconds East, a distance
of 728.01 feet to an iron rod set; thence North 83 degrees 23 minutes 36
seconds East, a distance of 1115.07 feet to a point on the East line of the
West Half of the Southeast Quarter of said Section 23; thence South 00
degrees 23 minutes 56 seconds East along the said East line of the West Half
of the Southeast Quarter of Section 23, a distance of 1711.99 feet to an iron
pipe found marking the Southwest corner of the Southeast Quarter of the
Southeast Quarter of said Section 23; thence North 89 degrees 38 minutes 49
seconds West along the South line of the Southeast Quarter of Section 23, a
distance of 1327.69 feet to an iron rod marking the Southwest corner of the
Southeast Quarter of said Section 23; thence North 89 degrees 38 minutes 49
seconds West along the South line of the Southwest Quarter of Section 23, a
distance of 1327.69 feet; thence North 89 degrees 38 minutes 49 seconds
West, a distance of 1327.69 feet to an iron pipe marking the Southwest corner
of Section 23; thence North 00 degrees 05 minutes 59 seconds East along the
West line of Section 23, a distance of 1370.73 feet to an iron pipe; thence
North 89 degrees 16 minutes 44 seconds West, a distance of 2655.75 feet to
a point being on the North/South centerline of Section 22; thence North 00
degrees 58 minutes 07 seconds East along the North/South centerline of
Section 22, a distance of 1358.00 feet to a point; thence South 89 degrees 42
minutes 52 seconds East along the East/West centerline of Section 22, a
distance of 1583.45 feet to the Point of Beginning; situated in the County of
Peoria and State of Illinois;

Parcel Identification Nos.: 12-22-400-003; 12-22-400-004;
12-22-200-006; 12-23-100-006;
12-23-300-001;
(part of) 12-23-300-002;
(part of) 12-23-400-001;
Parcel Address: none assigned;

SUBJECT TO: Real Estate Taxes for the year 2003 which are due and payable in the year 2004 and all Real Estate Taxes levied and payable thereafter;

SUBJECT ALSO TO: all existing Roads and Highways, Easements, Rights-of-Way, Dedication, Covenants, Ordinances, Mineral Reservations, Coal Leases, Agreements, Reservations and Restrictions affecting the real estate, if any; Rights-of-Way for Drainage Tilles, Ditches, Feeders and Laterals, if any; and all applicable Zoning Ordinances and Restrictions;

This Warranty Deed represents a Transaction EXEMPT FROM TRANSFER TAX pursuant to Section 31-45, Paragraph (b), of the Illinois Real Estate Transfer Tax Law (55 Ill. C.S. 200/31-1 et seq.) as Certified By

[Signature]
Attorney, on this 15th day of May, 2003;

The Warrant of accessibility of the above described Real Estate to or from a public highway is expressly excluded from the Covenants of this Warranty Deed;

hereby releasing and waiving all rights under and by virtue of the Homestead Exemption Laws of the State of Illinois.

DATED this 15th day of May, 2003.

GRANTORS:

[Signature]
DUANE PATTON A/K/A DUANE A. PATTON

[Signature]
JOY PATTON A/K/A JOY A. PATTON
STATE OF ILLINOIS  
)  
COUNTY OF PEORIA  
) ss.

I, the Undersigned, a Notary Public in and for said County and State aforesaid, do hereby CERTIFY that DUANE PATTON, also known as DUANE A. PATTON and JOY PATTON, also known as JOY A. PATTON, Husband and Wife, each in his or her own right and as spouse of the other, who are 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 and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of Homestead.

Given under my hand and Notarial Seal, this 15th day of May, 2003.

[Signature]
Notary Public

Tax Statements for the year 2003 and subsequent years shall be sent to: COUNTY / CITY
Of PEORIA, 7500 North Hacker Drive, Peoria, Illinois 61615.

Please mail Recorded Deed to: Frank W. Ferulli, Peoria County Assistant State's Attorney,
Peoria County Courthouse, 324 Main Street, Peoria, Illinois 61602.

Page 4 of 4
THIS INDENTURE WITNESSETH, That the Grantor, ASARCO Incorporated, a corporation duly organized and existing under and by virtue of the laws of the State of New Jersey, and duly authorized to transact business in the State of Illinois, for and in consideration of ONE DOLLAR, AND NO/100 DOLLARS ($1.00) AND OTHER GOOD AND VALUABLE CONSIDERATIONS and pursuant to authority given by the Board of Directors of said Corporation, CONVEYS and QUIT CLAIMS unto the City of Peoria, an Illinois Municipal Corporation, and the County of Peoria, a Body Politic Incorporated, in Joint Tenancy, of the State of Illinois, all interest in the following described real estate, to-wit:

That part of the Southerly 536.00 feet of the Easterly 850.00 feet of the Northeast Quarter of the Northeast Quarter of Section 26 lying Northerly of Cottonwood Road (County Highway #35) in Rosefield Township, T-9-N, R-6-E of the 4th P.M., Peoria County, Illinois, being more particularly described as follows:

Commencing at the Southeast corner of the NE ¼ of the NE ¼ of said Section 26; thence N 00°09'-15" E (Bearings assumed) along the East line of the NE ¼ of said Section 26, 301.80 feet to a point on the Northerly R.O.W. line of Cottonwood Road as the Place of Beginning of the tract to be described; thence continuing N 00°09'-15" E along said East line 234.20 feet; thence N 89°27'-16" W, 850.00 feet; thence S 00°09'-15" W 536.00 feet to a point on the South line of the NE ¼ of the NE ¼ of said Sec. 26; thence S 89°27'-16" E along said South line 225.35 feet to a point on the Northerly R.O.W. line of Cottonwood Road; thence in a Northwesterly direction along a curved concave to the Southeast having a radius of 4,323.02 feet for an arc distance of 692.44 feet to the Place of Beginning, containing 8.149 Acres.

Grantor is conveying to Grantee by these presents, 8.149 acres, subject to that portion used for public roadway purposes along Cottonwood Road.

Grantee is to assume and pay the general taxes to be assessed for the year of 1982 payable in 1983 and all subsequent taxes.

THIS INSTRUMENT PREPARED BY: Joseph V. Toohill, Attorney at Law 74 East Fort St., Farmington, IL 615

LAW OFFICE OF TOOHILL, TOOHILL & TOOHILL, FARMINGTON, ILLINOIS
Subject to the rights of the public, the State of Illinois, and the Municipality in and to that part of said Real Estate taken or used for roads and highways, easements for public and quasi-public utilities over, across and under said Real Estate, rights-of-way for drainage ditches, drain tiles, feeders and laterals, if any, and without limiting the foregoing, also subject to the Zoning Resolution of Peoria County, Illinois, and amendments thereto.

IN WITNESS WHEREOF, said Grantor has caused its corporate seal to be hereto affixed, and has caused its name to be signed to these presents by its Vice President, and attested by its Assistant Secretary, this 5th day of September, A.D., 1982.

ASARCO INCORPORATED

BY

President

Vice President

Executive Vice President

Secretary

 ss. New York

COUNTY OF NEW YORK

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that personally known to me to be the President of the ASARCO Incorporated, a corporation, and personally known to me to be the Secretary of said corporation, and 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 as such President and Secretary, they signed and delivered the said instrument as President and Secretary of said corporation and caused the corporate seal of said corporation to be affixed hereto, pursuant to authority given by the Board of Directors of said corporation, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 14th day of September, A.D., 1982.

Name and Address of Grantee:

The tax statements for the year 1982 and subsequent years shall be sent to:

City of Peoria

82-14392

LAW OFFICE OF TOCHILL & TOCHILL, PARRINGTON, ILLINOIS
THIS INDENTURE WITNESSETH, That the Grantor, ASARCO Incorporated, a corporation duly organized and existing under and by virtue of the laws of the State of New Jersey, and duly authorized to transact business in the State of Illinois, for and in consideration of ONE DOLLAR AND NO/100 DOLLARS ($1.00) AND OTHER GOOD AND VALUABLE CONSIDERATIONS and pursuant to authority given by the Board of Directors of said corporation, CONVEYS and QUIT CLAIMS unto The City of Peoria, an Illinois Municipal Corporation, and the County of Peoria, a Body Politic Incorporate, in Joint Tenancy, of the State of Illinois, all interest in the following described Real Estate, to-wit:

The South half of the Southeast Quarter of Section 22, a part of the Northeast Quarter and a part of the Northwest Quarter of Section 26, a part of the Northeast Quarter of Section 27 and that part of the Easterly 350.00 feet of even width of the Northwest Quarter of Section 27 which lies Northerly of the previously dedicated portion of Cottonwood Road (County Highway #35), all in Rosefield Township, T-9-N, R-6-E of the 4th P.M., Peoria County, Illinois, being more particularly described as follows:

Commencing at a found iron pipe marking the East quarter corner of said Section 27; thence N 89°-61' 21" W (bearings assumed) along the South line of the NE 1/4 of said Sec. 27 (said line also being the approximate centerline of Cottonwood Road) 1543.67 feet to the Place of Beginning of the tract to be described; thence continuing N 89°-41' 21" W along said South line 1106.12 feet to a found iron rod marking the center of said Sec. 27; thence North along the East line of the NW 1/4 of Sec. 27, 40.00 feet to a point on the Northerly R.O.W. line of the previously dedicated portion of said Cottonwood Road; thence N 89°-30' 31" W along said Northerly R.O.W. line 350.01 feet to a point on a line parallel with and 350.00 feet normal distant Westerly of the East line of the NW 1/4 of said Sec. 27; thence North along said parallel line 2668.90 feet to a point on the North line of the NW 1/4 of said Sec. 27; thence S 89°-19' 06" E along said North line 350.02 feet to the South quarter corner of said Sec. 22; thence N 0°-53' 49" E along the West line of the SE 1/4 of said Sec. 22, 1358.37 feet to a point on the North line of the South half of the SE 1/4 of

THIS INSTRUMENT PREPARED BY: Joseph V. Toohill, Attorney at Law, 74 East Fort St., Farmington, IL 6153
said Sec. 22; thence S 89°-35'-28" W along said North line 2635.72 feet to a point on the East line of the SE 1/4 of said Sec. 22; thence S 00°-04'-36" W along said East line 1371.00 feet to the Southeast corner of the SE 1/4 of said Sec. 22; thence S 89°-52'-42" E along the North line of the NW 1/4 of said Sec. 26, 2656.80 feet to the North quarter corner of said Sec. 26; thence S 89°-22'-19" E along the North line of the NE 1/4 of said Sec. 26, 1326.23 feet to the Northeast corner of the NW 1/4 of said Sec. 26; thence S 58°-21'-03" E, 1555.30 feet to a point on the East line of the NE 1/4 of said Sec. 26; thence S 00°-09'-15" W along said East line 234.20 feet to a point on the Northerly R.O.W. line on the Cottonwood Road (County Highway #35); thence in a Southwesterly direction along said Northerly R.O.W. line along a curve concave to the Southeast having a radius of 4323.02 feet for an arc distance of 1795.64 feet, said curve being subtended by a chord bearing S 57°-21'-37" W a distance of 1782.76 feet; thence S 45°-28'-00" W along said Northerly R.O.W. line 614.77 feet; thence in a Southwesterly direction along said Northerly R.O.W. line along a curve concave to the Northwest having a radius of 652.77 feet for an arc distance of 532.65 feet; thence S 00°-27'-46" W 40.00 feet, to a found iron pipe on the South line of the NE 1/4 of said Sec. 26, said pipe being on the approximate centerline of said road, thence N 89°-32'-14" W along said South line 251.98 feet to a found iron pipe marking the center of said Sec. 26; thence S 89°-57'-18" W along the South line of the NW 1/4 of said Sec. 26 and approximate centerline of said road 1574.01 feet; thence N 10°-51'-45" E, 570.56 feet; thence N 44°-35'-46" W, 396.36 feet; thence S 89°-09'-58" W, 619.36 feet; thence N 3°-59'-45" W, 856.70 feet; thence N 86°-44'-40" W, 234.79 feet; thence N 02°-26'-13" E 365.40 feet; thence N 74°-06'-16" W, 346.09 feet; thence S 60°-22'-18" W, 275.91 feet; thence S 89°-21'-19" W, 441.88 feet; thence S 05°-51'-24" W, 1599.15 feet to the Place of Beginning, EXCEPTING THEREFROM the following described tract, to-wit:

All that portion of a part of the Northeast Quarter of the Northeast Quarter of Section Twenty-six (26), being a tract of Ten and forty-five one-hundredths (10.45) acres in the Southeast corner thereof, bounded and described as follows, to-wit:

Commencing at the Southeast corner of said Northeast Quarter of the Northeast Quarter of Section Twenty-six (26), thence North Five hundred thirty-six (536) feet, thence West Eight hundred fifty (850) feet, thence South Five hundred thirty-six (536) feet, thence East Eight Hundred fifty (850) feet to the place of beginning, lying Northerly of the Cottonwood Road.

Grantor is conveying to Grantee by these presents, 446.642 acres, subject to that portion used for public roadway purposes along Cottonwood Road.

Grantee to assume and pay the general taxes to be assessed for the year of 1980 payable in 1981 and all subsequent taxes.

Subject to the rights of the public, the State of Illinois, and the Municipality in and to that part of said Real Estate taken or used for roads and highways, easements for public and quasi public utilities over, across and under said Real Estate, rights-of-way for drainage ditches, drain tiles, feeders and laterals, if any, and without limiting the foregoing, also subject to the Zoning Resolution of Peoria County, Illinois, and amendments thereto.
IN WITNESS WHEREOF, said Grantor has caused its corporate seal to be hereunto affixed, and has caused its name to be signed to these presents by its Vice President, and attested by its Asst. Secretary, this 15th day of October, A.D., 1980.

ASARCO Incorporated

[Signature]

BY [Signature] Vice President

Approved as to form
LEGAL DEPARTMENT

[Signature]

Law Office of Todd, Todd, & Todd, Ft. Worth, Texas

81-11192
STATE OF NEW YORK  
COUNTY OF NEW YORK  

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that [Name] personally known to me to be the Vice President of the ASARCO Incorporated, a corporation, and [Name] personally known to me to be the Secretary of said corporation, and 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 severally acknowledged that as such Vice President and Secretary, they signed and delivered the said instrument as Vice President and Secretary, of said corporation, and caused the corporate seal of said corporation to be affixed thereto, pursuant to authority given by the Board of Directors of said corporation as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and Notorial Seal this 15th day of October, A.D. 1980.

[Signature]

Notary Public

[Address]

Name and Address of Grantee:

The tax statements for the year 1980 and subsequent years shall be sent to:

[Address]