

FIFTH AMENDMENT TO REDEVELOPMENT AGREEMENT

RECITAL

This Fifth Amendment to Redevelopment Agreement, dated as of _____, 2017 ("Amendment"), amends the Redevelopment Agreement dated April 29, 2015 (the "Agreement"), as previously amended by the First Amendment to the Redevelopment Agreement dated October 29, 2015, Second Amendment to the Redevelopment Agreement dated April 28, 2016, Third Amendment to the Redevelopment Agreement dated July 15, 2016, and Fourth Amendment to the Redevelopment Agreement dated November 15, 2016 between the City of Peoria, Illinois (the "City") and River Trail Drive, LP (the Developer"), which Agreement was duly entered into by authorized representatives of the parties thereto.

AGREEMENT

1. The above recital is incorporated herein by reference.
2. The Due Diligence Expiration Date, as defined in Section 1.3(c) of the Agreement and the period for objections to title set forth in Section 1.4.1 of the Agreement, are hereby extended to December 29, 2017.
3. This Agreement may be executed in any number of counterparts, each of which shall be an original, and such counterparts together shall constitute one and the same instrument. The exchange of executed signature pages by facsimile or Portable Document Format (PDF) transmission shall constitute effective delivery of such signature pages and may be used in lieu of the original signature pages for all purposes. In the event this instrument is executed by the exchange of facsimile or Portable Document Format (PDF) copies, the parties agree to exchange ink-signed counterparts promptly after the execution and delivery of this instrument.
4. Except as specifically amended herein, the Agreement shall continue in full force and effect in accordance with its original terms. Reference to this specific Amendment need not be made in any note, document, letter, certificate, the Agreement itself, or any communication issued or made pursuant to or with respect to the Agreement, any reference to the Agreement being sufficient to refer to the Agreement as amended hereby. All terms used herein which are defined in the Agreement shall have the same meaning herein as in the Agreement. In the event of any conflict between the terms of the Agreement and the terms of this Amendment, this Amendment shall control.

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

CITY OF PEORIA

RIVER TRAIL DRIVE, LP

By: _____
Its: City Manager

By: _____

ATTEST: _____
Its: City Clerk

Type or Print Name: _____
Its: General Partner

APPROVED AS TO FORM:

By: _____

By: _____
Its: Corporation Counsel

Type or Print Name: _____

By: _____
Its: Mayor

Its: _____