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Cook County Recorder

35.50

This Instrument was prepared by and after recording should be returned to:

Andrew D. Small, Esq. Katten Muchin Zavis 525 West Monroe Street Suite 1600 Chicago, Jilinois 60661

(The Above Space for Recorder's Use Only)

NOTICE OF TERMINATION OF MEMORANDUM OF LEASE

(Cincago Avenue Sublease)

This Notice of Termination of Mer or indum of Lease is made this 19 day of December, 2000 by and between 730 NORTH MICHIGAN AVENUE, L.L.C., an Illinois limited liability company ("Landlord") and PENTISULA CHICAGO LLC, a Delaware limited liability company ("Tenant").

WHEREAS:

- Under the terms of that certain Agreement to Lease date 1 January 1, 1996 ("Ground Lease") by and between LaSalle Bank National Association, as successor trustee to American National Bank and Trust Company of Chicago, not personally but solely as Trustee under Trust Agreement dated as of December 19, 1979 and known as Trust No. 48662-08 ("Ground Landlord") and LaSalle Bank National Association, as successor trust e to American National Bank and Trust Company of Chicago, not personally but solely as Trustee at der Trust Agreement dated April 20, 1994 and known as Trust No. 118199-01 ("Original Landlord"), Ground Landlord leased to Original Landlord the land and other property as more particularly described in the Ground Lease (the "Ground Leased Premises").
- Under the terms of that certain Agreement to Lease dated as of June 29, 1999 (the "Lease") by and between Original Landlord and Tenant, Original Landlord leased to Tenant a portion of the Ground Leased Premises, which property is described on Exhibit A attached hereto (the "Leased Premises");
- Original Landlord and Tenant are parties to that certain Memorandum of Agreement to Lease entered into on June 11, 1999 and recorded in the Cook County Recorder's Office on July 1, 1999 as Document No. 99632463 (the "Memorandum");

- D. Original Landlord has assigned all of its rights, title and interest in the Ground Lease and the Lease to Landlord;
- E. Pursuant to the terms of the Ground Lease, Landlord has caused Ground Landlord to convey fee title to the Ground Leased Premises to Tenant (such conveyance, the "<u>Transfer</u>");
- F. Pursuant to Subsection 18(b) of the Lease, as a result of the Transfer, the Lease has thereby terminated; and
- G. Landlord and Tenant desire to enter into this Notice of Termination of Memorandum of Lease as of the date and year above stated in order to provide record notice of the termination of the Lease and discharge of the Memorandum.
- NOW, THEREFURE, intending to be legally bound and in consideration of the mutual promises and conditions beginning the set forth the parties hereto agree as follows:
- 1. The recitals set forth above are hereby incorporated herein by reference as if same are fully set forth herein.
- 2. Pursuant to Subsection 12(3) of the Lease, and as a result of the transfers described in the recitals above, the parties acknowledge that the Lease has terminated.
- 3. The Memorandum is hereby discharged pursuant to this Notice of Termination of Memorandum of Lease.
- 4. This Notice of Termination of Memorandum of Lease may be executed in any number of counterparts and by different parties hereto in separate counterparts, each of which when so executed shall be deemed to be an original and all of which taken together shall constitute one and the same agreement.

[SIGNATURE PAGE TO FOLLOW]

UNOFFICIAL COPP003228

IN WITNESS WHEREOF, the parties hereby have executed this instrument the date and year first above set forth.

TENANT:

PENINSULA CHICAGO LLC, a Delaware limited liability company

By:

HSH, Chicago, Inc., a

Delaware corporation, its

merobor

By:

Name:

Pierra R

Its:

Director

LANDLORD:

730 NORTH MICHIGAN AVENUE, L.L.C., an Illinois limited liability company

By:

730 North Michigan Avenue Venture, an Illinois general partnership, its

managing member

By:

TKM L.L.C., an Illinois limited

liability company, its partner

Its:

Name:

Duly Authorized

Representative

0x Co04 C; By:

McGolden Mile Corporation, a Delaware corporation, its partner

By:

Name: CHRIS Its:

UICE MARINEN John Office

UNOFFICIAL COPY003228 Page 4 of 8

Consulate General of the)
United States of America) SS:
at Hong Kong)

On this the 19th day of	
before me, Michael Yen, Consul	, the undersigned officer,
personally appearedpierre R.	Boppe, and
	_, who acknowledgedhimself
to be the	and
respectively, of MSH, Chicago, Inc.	
a corporation, and that he	, as suchDirector
7	, being authorized so to do,
executed the foregoing instrument for	the purposes therein contained,
by signing the name of the corporatio	n by himself
as Director	<i>'</i>

In witness whereof I hereunto set my hand and official seal.

Michael Yen, Consul

UNOFFICIAL COPY 0003228 Fage 5 of 8

STATE OF) SS
COUNTY OF) SS
I,, a Notary Public in and for said County, in the Stat
I,, a Notary Public in and for said County, in the Stat aforesaid, DO HEREBY CERTIFY, that
of HSH Chicago, Inc., a Delaware corporation (the "Corporation"), the member of Peninsula Chicago LLC, a Delaware limited liability company
"Corporation"), the member of Peninsula Chicago LLC, a Delaware limited liability company
who is personally known to me to be the same person whose name is subscribed to the foregoin instrument as such
instrument as such, appeared before me this day in person and acknowledged that he/she signed and delivered the said instrument as his/her own free and
voluntary act and as the free and voluntary act of the Corporation, for the uses and purpose
therein set forth.
GIVEN under my acad and Notorial Scal thin day of 2000
GIVEN under my cand and Notarial Seal this day of, 2000.
GIVEN under my hand and Notarial Seal this day of, 2000. My commission expires Notary Public
My commission expires Notary Public
iviy commission expires
$C_{\mathcal{V}}$
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UNOFFICIAL COPY Separation of the Copy of

STATE OF <u>ILLINO</u> (S) SS.
COUNTY OF WILL.
I, CATHLEEU A. CHOCKE, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY, that, duly authorized representative of TKM L.L.C., an Illinois limited liability company (the "Limited Liability Company"), the partner of 730 North Michigan Avenue Venture, an Illinois general partnership, the managing member of 730 North Michigan Avenue, L.L.C., an Illinois limited liability company, v. no is personally known to me to be the same person whose name is subscribed to the foregoing instrument as such duly authorized representative, appeared before me this day in person and acknowledged that he/she signed and delivered the said instrument as his/her own free and voluntary act and as the free and voluntary act of the Limited Liability Company, for the uses and purposes therein set forth.
GIVEN under my hand and Notarial Seal this of day of Deember 2000. Cathler O. Cholke
Notary Public
My commission expires $\frac{\partial}{\partial \theta} \frac{\partial}{\partial \theta} $
"OFFICIAL SEAL" CATHLEEN A. CHOLKE Notary Public, State of Illinois My Commission Expires Dec. 20, 2003

STATE OF <u>TLLINOIS</u>)) SS.
STATE OF <u>TULINOIS</u> COUNTY OF <u>WILL</u>) SS.)
of McGolden Mile Corporation North Michigan Avenue Ver North Michigan Avenue, L.I. to me to be we same perso	on, a Delaware corporation (the "Corporation"), the partner of 73 sture, an Illinois general partnership, the managing member of 73 st.C., an Illinois limited liability company, who is personally known whose name is subscribed to the foregoing instrument as such
signed and delivered the said	opeared before me this day in person and acknowledged that he/shinstrument as his/her own free and voluntary act and as the free and ion on behalf of the Corporation, for the uses and purposes therein
GIVEN under my han	d and Notarial Seal this Ast day of DECEMBER 2000.
My commission expires _ (2	Catalier O. Challe Notary Public
	"OFFICIAL SEAL" CATHLEEN A. CHOLKE Notary Public, State of Illinois Av Commission Expires Dec. 20, 2003
	The for the second seco

EXHIBIT A

LEGAL DESCRIPTION OF LEASED PROPERTY

Lot 7 in 730 N. Michigan Avenue Subdivision being a subdivision in the North Fractional ½ of Section 10, Township 39 North, Range 14 East of the Third Principal Meridian in Cook County, Illinois recorded June 30, 1999 as document number 99631468.

Address of Property: 730 North Michigan Avenue, Chicago, IL

Numb.

Oberty Of County Clerk's Office Permanent Index Number: 17-10-102-014-0000