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Cook County Recorder

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MEMORANDUM OF COMMERCIAL LEASE WITH OPTION TO PURCHASE

dated November 30, 2001

by and between

Los Cuatros Caminos, Ltd., and Mid America Bank, fsb

Prepared by and after recording return to:

Shawn S. Magee, Esq. Vedder, Price, Kaufman & Kammholz 222 N. LaSalle Street, Suite 2400 Chicago, IL 60601

MEMORANDUM OF COMMERCIAL LEASE WITH OPTION TO PURCHASE

THIS MEMORANDUM OF COMMERCIAL LEASE WITH OPTION TO PURCHASE ("Memorandum") is dated effective as of this ______ day of ______ day of ______ by and between LOS CUACEOS CAMINOS, LTD., a ______ ("Landlord") and MID AMERICA BANK, fsb, a federally-chartered savings bank ("Tenant").

WITNESSETH:

Pursuant to that certain Commercial Lease dated January 28, 1994 (the "Lease") executed by Landlord and Mid-Town Bank of Chicago a/k/a Mid Town Bank and Trust Company of Chicago, an Illinois chartered bank and Tenant's predecessor in interest under the Lease, the Landlord has let and demised to Tenant, and Tenant has leased from Landlord certain real estate and improvements located in Cook County, Illinois, more particularly described in Exhibit "A" attached hereto and by reference made a part hereof (such real estate and all improvements now or hereafter located thereon are referred to hereinafter collectively as the "Leased Premises").

The Lease provides, among other things, that:

- 1. The term of the Lease commenced as of August 1, 1995 and shall expire on July 31, 2005, as may be extended pursuant to the terms of the Lease.
- 2. Tenant shall have the option to extend the term of the Lease for five (5) additional consecutive terms of five (5) years each, commencing upon the original expiration date, upon the terms and conditions set forth in the Lease.
- 3. The Lease further provides that Tenant has been granted the option to purchase the Leased Premises ("Option"), upon the terms and conditions set forth in the Lease.
- 4. The Lease further provides that Tenant has been granted a right of first refusal to purchase the Leased Premises ("Right of First Refusal") upon the terms and conditions set forth in the Lease.

This Memorandum is executed for the purposes of giving notice of the existence of the Lease, the Option, the Right of First Refusal and certain other terms thereof. To the extent of any inconsistency between the terms and conditions of this Memorandum and the terms and conditions of the Lease, the terms and conditions of the Lease shall be controlling.

The addresses of Landlord and Tenant are set forth below, and inquiries concerning the Lease and specific terms and conditions thereof may be made to Landlord or Tenant at such address:

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Landlord: Los Cuatros Caminos, Ltd. 3552 W. Armitage Ave. Chicago, IL 60647 Attn: Victor Diaz Tenant: Mid America Bank, fsb 55th & Holmes Ave. Clarendon Hills, IL 60514 Attn: Allen H. Koranda IN WITNESS WHEREOF, Landlord and Tenant have caused this Memorandum to be duly executed as of the date first above-written. Solvi Ox Cook LANDLORD: LOS CUATROS CAMINOS, LTD. a corporati Victor Diaz, President STATE OF ILLINOIS) SS: COUNTY OF COOK Before me, a Notary Public in and for such County and State, personally appeared Victor Diaz, President of Los Cuatros Caminos, Ltd., a COR POTATION acknowledged the execution of the foregoing Memorandum of Compercial Lease With Option to Purchase as such President acting for and on behalf of such _ CORPO 17/0N. WITNESS, my hand and Notarial Seal this 28th day of Novem, o NOTARY PUBLIC STATE OF ILLINOIS MY COMMISSION EXP. FEB. 20,2005

NOTARY PUBLIC

My County of Residence:

My Commission Expires: 2-20-2005

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TENANT:

MID AMERICA BANK, fsb, a federally-chartered savings bank

By: Michael J. Januser

Its: Senior Vice Plesident

STATE OF ILLINOIS

) SS:

COUNTY OF COOK)

Before me, a Notary Public in and for such County and State, personally appeared <u>Michael J. Tan sen</u>, the <u>Snior Vice President</u> of Mid America Bank, fsb, a federally chartered savings bank, and a knowledged the execution of the foregoing Memorandum of Commercial Lease With Option to Purchase as such officer acting for and on behalf of said bank.

WITNESS, my hand and Notar ai Seal this 29th day of November, 2001.

NOTARY PUBLIC

My Sounty of Residence:

My Commission Expires:

*9/13/*03

"OFFICIAL SEAL"

M. CHRISTINE ROBERG Notary Public, State of Illinois My Commission Expires 9-13-2003

This instrument prepared by and after recording return to Shawn S. Magee, Vedder, Price, Kaufman & Kammholz, 222 N. LaSalle Street, Chicago, Illinois 60601; telephone: 312-609-7500.

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EXHIBIT A

Legal Description

LOTS 17 TO 21, BOTH INCLUSIVE IN BLOCK 39 IN CHICAGO LAND COMPANY'S SUBDIVISION OF BLOCKS 17, 18, 20, 21 (EXCEPT LOTS 1, 6 AND 12) 23, 28, 29, 30, 31, 32 (EXCEPT LOTS 1, 2, 3, 6 AND 7) 33, 38, 39, 40 AND 41 IN SHEFFIELD'S ADDITION TO CHICAGO IN SECTION 31, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PIN:

14-31-400-049-0000

Common Address:

1955 W. Armitage Chicago, IL 60647