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2002-01-31 11:45:16

Cook County Recorder

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WHEN RECORDED MAIL TO:
Prepared by:
Robert J. Katz, PC
1990 M Street NW, Spite 410
Washington, DC 20036

AFTER RECORDING, RETURN TO: Attn: Christine A. Hathaway LandAmerica – Nat'l Commercial Svcs 10 South LaSalle Street, Suite 2500 Chicago, IL 60603 CHI-29346

MORANDUM OF LEASE

60610

THIS MEMORANDUM OF LEASE ("Memorandum of Lease") is executed as of January 24, 2002 by and between LASALLE BANK NATIONAL ASSOCIATION, NOT PERSONALLY, BUT SOLELY AS SUCCESSOR TRUSTEE OF COLUMBIA NATIONAL BANK OF CHICAGO AS TRUSTEE UNDER TRUST AGREEMENT FAFED APRIL 1, 1995, AS AMENDED BY AMENDED AND RESTATED TRUST AGREE'MENT DATED JANUARY 24, 2002, AND KNOWN AS TRUST NUMBER 01-4889, having it's office at 135 S. LaSalle Street, Chicago, IL 60603 (hereinafter referred to as the "Successor Lessor") and THE RENAISSANCE AT HILLSIDE, INC., AN ILLINOIS CORPORATION having it's office at 1033 N. Lincoln Avenue, Lincolnwood, IL 60045 (hereinafter called the "Lessee").

RECITALS

WHEREAS, Lessee and HILLSIDE LIMITED PARTNERSHIP, AN ILLINOIS LIMITED PARTNERSHIP (hereinafter referred to as "Original Lessor") have executed that certain Lease Agreement dated April 10, 1995, with respect to the skilled nursing facility component of RENAISSANCE AT HILLSIDE (hereinafter called the "Lease"), as amound by that certain Amendment to Lease Agreement by and between the Original Lessor and Lessee lated as of January 24, 2002 (hereinafter called the "Amendment to Lease Agreement") covering certain land as more particularly described in Exhibit A attached hereto and incorporated herein by this reference and is partially improved with a skilled nursing facility, together with Lessor's easements and appurtenants in adjoining and adjacent land, highways, roads, streets lands, whether public or private, reasonably required for the installation, maintenance, operation and service of sewer, water, gas, power and other utility lines and for driveways and approaches to and from abutting highways for the use and benefit of the above-described parcel of real estate located at 4600 N. Frontage Road, Village of Hillside, County of Cook, State of Illinois 60612.

WHEREAS, the Original Lessor has assigned its interest in the Lease as Amended by the Amendment to Lease Agreement to the Successor Lessor in accordance with an Assignment of Lessor's Interest in the Lease dated as of January 24, 2002, by and between the Original Lessor and the Successor Lessor (hereinafter referred to as the Assignment of Lease). The Lease, the Amendment to Lease Agreement, and Assignment of Lease are hereinafter collectively referred to as the "Lease Agreement".

WHEREAS, Successor Lessor and Lessee desire to record notice of the Lease Agreement in the public records of Cook County, Illinois.

Property of County Clerk's Office

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NOW THEREFORE, in consideration of the foregoing, Successor Lessor and Lessee hereby declare as follows:

- 1. **Demise.** Successor Lessor hereby leases the Property to Lessee and Lessee hereby leases the property from Successor Lessor, subject to the terms, covenants and conditions contained in the Lease Agreement.
- 2. Expiration Date. The term of the Lease Agreement ("Term") commenced on June 29, 1997, and shall expire on July 1, 2017, unless sooner terminated or extended as provided in the Lease Agreement. This Leas Agreement provides for three (3) extension options of ten (10) years each.
- 3. Counterparts. This Memorandum of Lease may be executed in any number of counterparts, each of which shall be deemed to be an original and all of which together shall comprise but a single instrument.

NO FURTHER TEXT ON THIS PAGE

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IN WITNESS WHEREOF, Successor Lessor and Lessee have executed this Memorandum of Lease as of the date and year first above written.

SUBJECT TO THE EXCULPATORY PROVISIONS ATTACHED HERETO AND MADE A PART HEREOF

LASALLE BANK NATIONAL ASSOCIATION, NOT PERSONALLY, BUT SOLELY AS SUCCESSOR TRUSTEE OF COLUMBIA NATIONAL BANK OF CHICAGO AS TRUSTEE UNDER TRUST AGREEMENT DATED APRIL 1, 1995, AS AMENDED BY AMENDED AND RESTATED ZPUST AGREEMENT DATED JANUARY 24, 2002, AND ZNOWN AS TRUST NUMBER 01-4889

By: CONTROL OF THE STATE OF THE

THE RENAISSANCE AT HILLSIDE, INC., AN ILLINOIS COPPORATION

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IN WITNESS WHEREOF, Successor Lessor and Lessee have executed this Memorandum of Lease as of the date and year first above written.

JOY OX

SUBJECT TO THE EXCULPATORY PROVISIONS ATTACHED HERETO AND MADE A PART HEREOF

LASALLE BANK NATIONAL ASSOCIATION, NOT PERSONALLY, BUT SOLELY AS SUCCESSOR TRUSTEE OF COLUMBIA NATIONAL BANK OF CHICAGO AS TRUSTEE UNDER TRUST AGREEMENT DATED APRIL 1, 1995, AS AMENDED BY AMENDED AND RESTATED PUST AGREEMENT DATED JANUARY 24, 2002, AND KNOWN AS TRUST NUMBER 01-4889

Ву:_____

THE RENAISSANCE AT HILLSIDE, INC., AN ILLINOIS CORPORATION

Blv:

Jack Rajchenbach, Secretary

0020130181

STATE OF ILLIMOIS)
COUNTY OF COOK) SS:
COUNTY OF COCK	,

I, the undersigned, a Notur, Public, in and for the County and State aforesaid, DO HEREBY CERTIFY THAT of LASALLE BAN's NATIONAL ASSOCIATION, NOT PERSONALLY, BUT SOLELY AS SUCCESSOR TRUSTEE OF COLUMBIA NATIONAL BANK OF CHICAGO AS TRUSTEE UNDER TRUST AGREEMENT DATED APRIL 1, 1995, AS AMENDED BY AMENDED AND RESTATED TRUST AGREEMENT DATED JANUARY 24, 2002, AND KNOWN AS TRUST NUMBER 01-4889 personally known to me to be the ASST. VICE PRESIDENT said Bank, as Trustee as aforesaid, and whose name is subscribed to the foregoing instrument appeared be one me this day in person and acknowledged that he executed the foregoing instrument and cased the corporate seal of said Bank, as Trustee as aforesaid, to be affixed thereto as his free and voluntary act and as the free and voluntary act and deed of said Bank, as Trustee as aforesaid, for the uses and purposes therein set forth.

Notary Prolic

STATE OF ILLINOIS) SS:

COUNTY OF COOK

OFFICIAL SEAL
JUTATH H PENZEL
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPRESSO 108/06

On this day of January 2002 before me personally came Jack Rajchenbacl, to me known, who being by me duly sworn, did depose and state that he is the Secretary of THE PENAISSANCE AT HILLSIDE, INC., AN ILLINOIS CORPORATION, and did acknowledge that he executed the foregoing instrument as the act and deed of said corporation.

Notary Public

OFFICIAL SEAL
JUDITH H PENZEL
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES:01/08/06

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EXCULPATORY PROVISIONS FOR RENAISSANCE AT HILLSIDE FEDERAL HOUSING ADMINISTRATION PROJECT NO. 071-22039

This document is executed by LASALLE BANK NATIONAL ASSOCIATION, NOT PERSONALLY, BUT SOL'SLY AS SUCCESSOR TRUSTEE OF COLUMBIA NATIONAL BANK OF CHICAGO AS TRUSTEE UNDER TRUST AGREEMENT DATED APRIL 1, 1995, AS AMENDED BY AMENDED AND RESTATED TRUST AGREEMENT DATED JANUARY 24, 2002, AND KNOWN AS TRUST NUMBER 01-4889 in the exercise of the power and authority conferred upon and vested in acid Trustee as such, and it is expressly understood and agreed that nothing in this document contained shall be construed as creating any monetary liability on said Trustee personally, to pay an indebtedness occurring thereunder, or any personal monetary liability on said Trustee with respect to the performance of any warranty or covenant, either expressed or implied, in said document (all such personal liability, if any, being expressly waived by the parties hereto and by every person now or hereafter claiming any right or security thereunder except that the said Trustee shall be liable for funds or property of the Trust Property coming into its hand, which by the Regulatory Agreement Housing for Multifamily Housing Projects, it is not entitled to retain.

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EXHIBIT A
LEGAL DESCRIPTION
RENAISSANCE AT HILLSIDE
FEDERAL HOUSING ADMINISTRATION
PROJECT NO. 071-22039

LEGAL DESCRIPTION: THAT PART OF THE SOUTH 1/2 OF THE NORTHWEST 1/4 OF SECTION 17, TOWNSHIP 39 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIPED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHWEST 1/4; THENCE NORTI 00 DEGREES 04 MINUTES 43 SECONDS EAST, 1324.21 FRET; THENCE NORTH 89 DEGREES 35 MINUTES 43 SECONDS EAST, 954.00 FEET TO A SET 1/2 INCH IRON ROD ON THE NORTHEASTERLY RIGHT OF W.Y LINE OF THE DWIGHT D. EISENHOWER EXPRESSWAY (A 370 FOOT RIGHT OF WAY), SAID IRON ROD BY TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED TRACT; THENCE NORTH 89 DEGREES 35 MINUTES 43 SECONDS EAST, 691.10 FEET; THENCE SOUTH 00 DEGREES 24 MINUTES 17 SECONDS EAST AT RIGHT INGLES TO THE PRECEEDING COURSE, A DISTANCE OF 165.00 FEET; THENCE SOUTH 89 DEGREES 35 MINUTES 43 SECONDS WEST AT RIGHT ANGLES TO THE PRECEEDING COURSE, A DISTANCE OF 65.00 1F:1; THENCE SOUTH 00 DEGREES 24 MINUTES 17 SECONDS EAST AT RIGHT ANGLES TO THE PRECEEDING COURSE, A DISTANCE OF 153.17 PEET TO A POINT ON THE NORTHEASTERLY RIGHT OF WAY LINE OF THE DW CHT D. EISENHOWER EXPRESSWAY, SAID POINT ALSO BEING ON A CURVE CONCAVE SOUTHWESTERLY, THENCE ALONG THE NORTHEASTERLY LINE OF SAID EXPRESSWAY, BEING A CURVE TO THE LEFT HAVING A RADIUS OF 4029.83 FEET AND SUBTENDING A CHORD OF LENGTH 702.31 FEET AND BEARING NORTH 63 DEGREES 27 MINUTES 57 SECONDS WEST, FOR AN ARC DISTANCE OF 703.20 FEET TO THE PCINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CKA 4600 Frontage RD. Hill side IL

PIN 15-17-101-014

Property of County Clerk's Office