

UNOFFICIAL COPY

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2002-03-20 12:15:25
Cook County Recorder 33.50

Prepared by and return to:
Timothy E. Flemming, P-12-03
203 E. Main Street
Spartanburg, SC 29319

Parcel No: 29-24-200-013-0000



**SATISFACTION OF MORTGAGE
AND RELEASE OF SECURITY DOCUMENTS**

THIS SATISFACTION OF MORTGAGE AND RELEASE OF SECURITY DOCUMENTS ("Satisfaction") is made as of June 1, 2000, by and between DENNY'S REALTY, INC., and DENNY'S INC., parties of the first part, and STATE STREET BANK AND TRUST COMPANY, as Trustee, as party of the second part.

WITNESSETH:

WHEREAS, the parties of the first part, to secure the payment of \$160,000,000.00 and interest, as evidenced by a note fully described in the below mentioned mortgage, did by Indenture of Mortgage, Deed of Trust, Security Agreement, Financing Statement, Fixture Filing, and Assignment of Leases and Rents (the "Mortgage") dated July 12, 1990 recorded as Document 90369357, on July 31, 1990, in the Recorder's Office of Cook County, Illinois, convey to the party of the second part, as Secured Party, Beneficiary and Mortgagee certain real estate located at 1380 Torrence Avenue, Calumet City, Illinois 60409, and described in Exhibit A attached hereto and by this reference made a part hereof (the "Property").

WHEREAS, as further security for the mortgage debt, party of the first part also delivered to party of the second part that certain Collateral Assignment of Lease, Rents and Revenues with respect to the Property, dated July 12, 1990, which was recorded contemporaneously with the mortgage (the mortgage and assignment are collectively referred to as the "Documents").

WHEREAS, the note secured by the Mortgage is now paid and the party of the first part has requested that the Property be now released unto them and the party of the second part as holder of the note secured by the Mortgage is willing that such be done and consents to this release.

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NOW, THEREFORE, WITNESSETH:

That for and in consideration of the premises and the sum of Five Dollars (\$5.00), cash in hand paid, the party of the second hereby releases unto the party of the first part all of the claim of the party of the second part under and by virtue of the Mortgage or Documents in and to the Property.

IN WITNESS WHEREOF, the party of the first part and the party of the second part, have hereunto set their hands, in multiple counterparts, as of the day and year first above written:

DENNY'S REALTY, INC., a Delaware corporation

By: Timothy E. Flemming
Timothy E. Flemming, Vice President

DENNY'S, INC., a California corporation

By: Timothy E. Flemming
Timothy E. Flemming, Vice President

STATE STREET BANK AND TRUST COMPANY, TRUSTEE
a Massachusetts corporation

By: [Signature]
Its: VICE PRESIDENT

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CORPORATE ACKNOWLEDGMENT
(For use in all states except LA)

STATE OF MASSACHUSETTS)
) SS
COUNTY OF SUFFOLK)

On JAN 31, 2002, before me, the undersigned officer, personally appeared PATRICK E. THORNDYKE (residing at MANFORD, MA) personally known and acknowledged himself/herself to me to be the VICE PRESIDENT of State Street Bank and Trust Company and that as such officer being duly authorized to do so pursuant to its bylaws or a resolution of its board of directors, executed and acknowledged the foregoing instrument for the purposes therein contained, by signing the name of the Corporation by himself/herself as such officer as his/her free and voluntary act and deed and the free and voluntary act and deed of said Corporation.

IN WITNESS WHEREOF, hereunder set my hand and official seal.

Beverly Ann Burack
Notary Public
Print Name: Beverly Ann Burack

NOTARY SEAL

My Commission expires 4/16/2004

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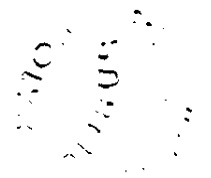


EXHIBIT A

Property of Cook County Clerk's Office

Lawyers Title Insurance Corporation

A Stock Company

Home Office ~ Richmond, Virginia

POLICY OF TITLE INSURANCE

AMOUNT

\$154,024.36

SCHEDULE A

NAME OF INSURED

DATE OF POLICY

OCTOBER 2, 1974

DENNY'S, INC.

1. The estate or interest in the land described herein and which is covered by this policy is:

FEE SIMPLE

2. The estate or interest referred to herein is at Date of Policy vested in:

DENNY'S, INC.

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3. The land referred to in this Policy is described as follows:

Lot A, in R.O.W. Subdivision, being a subdivision of part of Lot 2, in River Oaks West Unit Number 2, being a part of the Northeast 1/4 of Section 24, Township 36 North, Range 14, East of the Third Principal Meridian, according to plat thereof recorded August 9, 1973, as document Number 22433855, all in Cook County, Illinois.



Countersigned: ILLINOIS STATE OFFICE

Issued at: CHICAGO, ILLINOIS
(MG-10/31/74)

BY John P. O'Neill
Authorized Officer or Agent

Page 1 - Sched. A - Policy No. **P 696111**

ORIGINAL