

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

Parcel No: 23-121-102-017-0000



**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 7627 West 95th Street, Hickory Hills, Illinois 60457, 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

DENNY'S REALTY, INC.

CORPORATE ACKNOWLEDGMENT
(For use in all states except LA)

STATE OF SOUTH CAROLINA)
) SS
COUNTY OF SPARTANBURG)

On February 7, 2002, before me, the undersigned officer, personally appeared Timothy E. Flemming (residing at 101 Dug Hill Road, Landrum, South Carolina 29356), personally known and acknowledged himself to me to be the Vice President of Denny's Realty, Inc., a Delaware corporation, 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 as such officer as his free and voluntary act and deed and the free and voluntary act and deed of said Corporation.

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

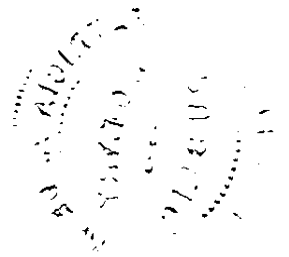
Patricia A. Dean
Patricia A. Dean, Notary Public

NOTARY SEAL

My Commission expires July 31, 2010

UNOFFICIAL COPY

Property of Cook County Clerk's Office



DENNY'S INC.

CORPORATE ACKNOWLEDGMENT
(For use in all states except LA)

STATE OF SOUTH CAROLINA)
) SS
COUNTY OF SPARTANBURG)

On February 7, 2002, before me, the undersigned officer, personally appeared Timothy E. Flemming (residing at 101 Dug Hill Road, Landrum, South Carolina 29355) personally known and acknowledged himself/herself to me to be the Vice President of Denny's, Inc., a California corporation 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 as such officer as his free and voluntary act and deed and the free and voluntary act and deed of said Corporation.

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

Patricia A. Dean
Patricia A. Dean, Notary Public

My commission expires July 31, 2010



NOTARY SEAL

UNOFFICIAL COPY

Property of Cook County Clerk's Office



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 DARWIN B. PUSIANO (residing at MANSFIELD, 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, I 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

UNOFFICIAL COPY

Property of Cook County Clerk's Office

COOK COUNTY CLERK'S OFFICE

EXHIBIT A

Property of Cook County Clerk's Office

LEGAL DESCRIPTION

SCROW OFFICER: Patricia Montgomery
SCROW NUMBER: 10433

DATE: July 2, 1969

Hickory Hills, County of Cook, State of Illinois, and more particularly described as follows:

That part of Lots 1 and 2, taken as a tract, in Cody and Others Sub-division of the East half of the Northwest quarter and the Northwest quarter of the Northwest quarter of Section 12, Township 37 North, Range 12 East of the Third Principal Meridian described as follows: Beginning at a point in the East line of said Lot 1 which is 70 feet South of the Northeast corner of said Lot 1; thence West along a line 70 feet South of, measured at right angles to, and parallel with the North line of said Lot 1 and 2, a distance of 296 feet; thence South at right angles to the last described course, a distance of 56 feet; thence South-easterly on a curved line, tangent to the last described course, convex to the Southwest, having a radius of 254.94 feet, a distance of 161.91 feet to a point in a line extending from a point in the West line of said Lot 2 which is 428.97 feet South of the Northwest corner of said Lot 2 to a point in the East line of said Lot 1, which is 71.97 feet South of the Northeast corner of said Lot 1; thence Northeasterly along said line extending from the West line of said Lot 2 to the East line of said Lot 1, a distance of 320.52 feet to the East line of said Lot 1; thence North 1.97 feet to the place of beginning, excepting therefrom the East 50 feet as measured along the North line thereof; together with all of the right, title and interest of the Seller in and to the land lying in the streets abutting the property, all in accordance with the terms and provisions hereinafter set forth.

Clerk's Office