

UNOFFICIAL COPY

Memorandum of Lease

Assessor's Parcel Number: 12-36-429-013

Between Pioneer Trust & Savings Bank, as Trustee under the provisions of a trust agreement dated the 10th day of April, 1973, known as Trust Number 18548 ("Landlord") and Voicestream GSM I Operating Company, Llc ("Tenant")

A Rooftop Lease with Option (the "Lease") by and between Pioneer Trust & Savings Bank, as Trustee under the provisions of a trust agreement dated the 10th day of April, 1973, known as Trust Number 18548 ("Landlord") and VoiceStream GSM I Operating Company, LLC a Limited Liability Company ("Tenant") was made regarding a portion of following the property:

See Attached Exhibit "A" incorporated herein for all purposes

The Option is for a term of twelve (12) months after the Effective Date of the Lease (as defined under the Lease), with up to one additional zero (0) month renewal ("Optional Period").

The Lease is for a term of five (5) years and will commence on the date as set forth in the Lease (the "Commencement Date"). Tenant shall have the right to extend this Lease for five (5) additional five-year terms.

IN WITNESS WHEREOF, the parties hereto have respectively executed this memorandum effective as of the date of the last party to sign.

LANDLORD: ~~North Star Trust Company as Successor Trustee~~ to Banco Popular F/K/A. # Pioneer Trust & Savings Bank, as Trustee under the provisions of a trust agreement dated the 10th day of April, 1973, known as Trust Number 18548

Trustee's Exoneration Rider Attached Hereto And Made A Part Hereof

By: *Maritza Castillo*
Printed Name: Maritza Castillo
Its: Sr. Land Trust Officer
Date: 8/6/03

TENANT: Voicestream GSM I Operating Company, Llc
By: *Rajesh Tank*
Printed Name: Rajesh Tank
Its: Executive Director of Engineering and Operations
Date: 7.25.03

16554108
Recording Requested by &
When Recorded Return To:
US Recordings, Inc.
2925 Country Drive Ste 201
St. Paul, MN 55117



Doc#: 0333522069
Eugene "Gene" Moore Fee: \$54.50
Cook County Recorder of Deeds
Date: 12/01/2003 11:41 AM Pg: 1 of 4

Handwritten initials/signature

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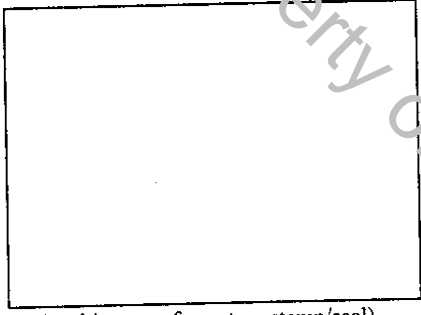
[Notary block for Landlord]

[Notary block for Corporation, Partnership, Limited Liability Company]

STATE OF Illinois)
) ss.
COUNTY OF Cook)

This instrument was acknowledged before me on 2/6/03 by August Maritza Castillo, [title] Sr. Land Trust Officer of NORTH STAR TRUST COMPANY IL Corp. [type of entity], on behalf of said NORTH STAR TRUST COMPANY [name of entity].

Dated: 2/6/03



(Use this space for notary stamp/seal)

Carol Castillo
Notary Public
Print Name _____
My commission expires _____

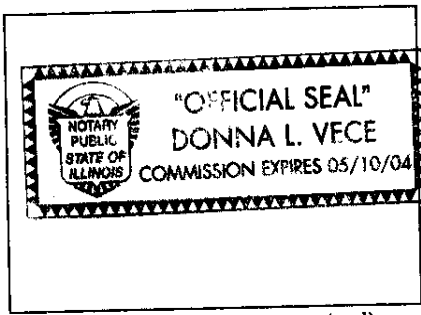


[Notary block for Tenant]

STATE OF Illinois)
) ss.
COUNTY OF COOK)

I certify that I know or have satisfactory evidence that Rajesh Tank is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath stated that he was authorized to execute the instrument and acknowledged it as the Executive Director of Engineering and Operations of VoiceStream GSM I Operating Company, LLC, a Limited Liability Company, to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: 7-25-03



(Use this space for notary stamp/seal)

Donna L. Vece
Notary Public
Print Name DONNA L. VECE
My commission expires 5-10-04

Handwritten initials

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Memorandum of Lease EXHIBIT A Legal Description

The Property is legally described as follows:

Lot 5 (except the West 25 feet thereof) in Block 27 in Mills and Son's Greenfield Subdivision of the East half (E 1/2) of the South East quarter (SE 1/4) and of the South half (S 1/2) of the North West quarter (NW 1/4) of the South East quarter (SE 1/4) also the South half (S 1/2) of the South West quarter (SW 1/4) of the North East quarter (NE 1/4) and the South half (S 1/2) of the South East quarter (SE 1/4) of the North West quarter (NW 1/4) of Section 36, Township 40 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois.

Property of Cook County Clerk's Office

Site Number: CH31-084
Site Name: Elmwood Park ~~Condominium Association~~
Market: Chicago

Handwritten initials: 11/24

UNOFFICIAL COPY**GENERAL DOCUMENT EXONERATION RIDER**

THIS DOCUMENT IS EXECUTED BY NORTH STAR TRUST COMPANY, NOT PERSONALLY BUT AS TRUSTEE UNDER TRUST NO. _____ AS AFORESAID, IN THE EXERCISE OF POWER AND AUTHORITY CONFERRED UPON AND VESTED IN SAID TRUSTEE, AND IT IS EXPRESSLY UNDERSTOOD AND AGREED THAT NOTHING IN SAID DOCUMENT CONTAINED SHALL BE CONSTRUED AS CREATING ANY LIABILITY ON SAID TRUSTEE PERSONALLY TO PAY ANY INDEBTEDNESS ACCRUING THEREUNDER OR TO PERFORM ANY COVENANTS, EITHER EXPRESSED OR IMPLIED INCLUDING BUT NOT LIMITED TO WARRANTIES, INDEMNIFICATION AND HOLD HARMLESS REPRESENTATIONS IN SAID DOCUMENT (ALL LIABILITY, IF ANY, BEING EXPRESSLY WAIVED BY THE PARTIES HERETO AND THEIR RESPECTIVE SUCCESSORS AND ASSIGNS) AND THAT SO FAR AS SAID TRUSTEE IS CONCERNED, THE OWNER OF ANY INDEBTEDNESS OR RIGHT ACCRUING UNDER SAID DOCUMENT SHALL LOOK SOLELY TO THE PREMISES DESCRIBED THEREIN FOR THE PAYMENT OF ENFORCEMENT THEREOF, IT BEING UNDERSTOOD THAT SAID TRUSTEE MERELY HOLDS LEGAL TITLE TO THE PREMISES DESCRIBED THEREIN AND HAS NO CONTROL OVER THE MANAGEMENT THEREOF OR THE INCOME THEREFROM, AND HAS NO KNOWLEDGE RESPECTING ANY FACTUAL MATTER WITH RESPECT TO SAID PREMISES, EXCEPT AS REPRESENTED TO IT BY THE BENEFICIARY OR BENEFICIARIES OF SAID TRUST. IN EVENT OF CONFLICT BETWEEN THE TERMS OF THIS RIDER AND OF THE AGREEMENT TO WHICH IT IS ATTACHED, ON ANY QUESTIONS OF APPARENT LIABILITY OR OBLIGATION RESTING UPON SAID TRUSTEE, THE PROVISIONS OF THIS RIDER SHALL BE CONTROLLING.



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REF# CH31-084C
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