

# UNOFFICIAL COPY

RECORDING REQUESTED BY  
AND WHEN RECORDED  
MAIL THIS MEMORANDUM OF  
OPERATING LEASE AND,  
UNLESS OTHERWISE  
SHOWN BELOW,  
MAIL TAX STATEMENTS TO:

McNaul Ebel Nawrot & Helgren PLLC  
Attn: Michelle Gail &/or Marc Winters  
600 University Street, Suite 2700  
Seattle, WA 98101-3143  
Telephone: (206) 467-1816  
Facsimile: (206) 624-5128



Doc#: 0509534036  
Eugene "Gene" Moore Fee: \$32.50  
Cook County Recorder of Deeds  
Date: 04/05/2005 10:45 AM Pg: 1 of 5



THIS SPACE ABOVE FOR RECORDER'S USE

## MEMORANDUM OF OPERATING LEASE

Landlord: MEHP O'Hare Ownership LLC, a Delaware limited liability company  
Tenant: MEHP O'Hare Operating LLC, a Delaware limited liability company  
Legal Description: See Exhibit A attached hereto and made a part hereof.  
Property Address: 6810 Mannheim Road, Rosemont, Illinois  
(in Cook County, IL)

8247886, 6524 P1 (2)

# UNOFFICIAL COPY

## MEMORANDUM OF OPERATING LEASE

THIS MEMORANDUM OF OPERATING LEASE made as of the 31<sup>st</sup> day of March, 2005 (the "Memorandum") by and between MEHP O'Hare Ownership LLC, a Delaware limited liability company ("Landlord"), with offices at c/o Kennedy Associates Real Estate Counsel, Inc., 1215 Fourth Avenue, Suite 2400, Seattle, Washington 98161 and MEHP O'Hare Operating LLC, a Delaware limited liability company ("Tenant"), with offices at c/o Kennedy Associates Real Estate Counsel, Inc., 1215 Fourth Avenue, Suite 2400, Seattle, Washington 98161.

### WITNESSETH:

1. Landlord is the owner of the land and existing improvements located at 6810 Mannheim Road in Rosemont, Illinois, which land is more particularly described in Exhibit A attached hereto (the "Property").
2. By lease dated as of June 28, 2004 (the "Operating Lease"), Landlord has leased to Tenant the Property for the Lease Term, as defined below, the Property as it exists on the Lease Date. The Landlord has leased the Property to Tenant and Tenant has agreed to commence and operate a hotel business on the Property and to furnish and equip the hotel located on the Property.
3. The term of the Operating Lease is for twenty (20) years ("Lease Term"). Pursuant to the Operating Lease, the commencement date of the Operating Lease is June 28, 2004 ("Lease Date"), and the expiration date of the Operating Lease is June 28, 2024 (unless the Lease Term is earlier terminated as provided in the Operating Lease).
4. Tenant has no option to extend or renew the Lease Term.
5. The purpose of this Memorandum is to put all persons on notice of the existence of the above-noted Operating Lease.
6. This Memorandum may be executed in counterparts each of which shall be deemed to be an original and shall constitute one and the same instrument.

[SIGNATURE BLOCKS ON FOLLOWING PAGE]

# UNOFFICIAL COPY

IN WITNESS WHEREOF, the parties hereto have set their hands and seals as of the date set forth above.

LANDLORD:

MEHP O'HARE OWNERSHIP LLC, a Delaware limited liability company

By: MEHP O'HARE LLC, a Delaware limited liability company, its sole member

By: MULTI-EMPLOYER HOTEL PARTNERS, L.P., a Delaware limited partnership, its sole member

By: MULTI-EMPLOYER HOTEL MANAGEMENT PARTNERS, L.L.C., a Delaware limited liability company, its General Partner

By: Kennedy Associates Real Estate Counsel, Inc., its Manager and Managing Member

By: Jack vanHartesvelt  
Name: Jack vanHartesvelt  
Its: Senior Vice President

TENANT:

MEHP O'HARE OPERATING LLC, a Delaware limited liability company

By: MEHP O'Hare Operating Management Inc., a Delaware corporation, its Manager

By: Jack vanHartesvelt  
Name: Jack vanHartesvelt  
Its: President

Property of Cook County Clerk's Office

# UNOFFICIAL COPY

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF KING )

On this 31<sup>st</sup> day of March, 2005, before me, a Notary Public in and for the State of Washington, personally appeared Jack vanHartesvelt, the Senior Vice President of Kennedy Associates Real Estate Counsel, Inc., the Washington corporation as Manager and Managing Member of Multi-Employer Hotel Management Partners, L.L.C., the General Partner of Multi-Employer Hotel Partners, L.P., the sole member of MEHP O'Hare LLC, the sole member of MEHP O'Hare Ownership LLC, a Delaware limited liability company that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said limited liability company for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument.

WITNESS my hand and official seal hereto affixed the day and year first as above written.



[NOTARIAL SEAL]

Sarah F. Prodzinski  
Name: Sarah F. Prodzinski  
NOTARY PUBLIC in and for the State of  
Washington, residing at Kirkland, WA  
My appointment expires: 3/25/08

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF KING )

On this 31<sup>st</sup> day of March, 2005, before me, a Notary Public in and for the State of Washington, personally appeared Jack vanHartesvelt, the President of MEHP O'Hare Management Inc., the Manager of MEHP O'Hare Operating LLC, a Delaware limited liability company that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument.

WITNESS my hand and official seal hereto affixed the day and year first as above written.



[NOTARIAL SEAL]

Sarah F. Prodzinski  
Name: Sarah F. Prodzinski  
NOTARY PUBLIC in and for the State of  
Washington, residing at Kirkland, WA  
My appointment expires: 3/25/08

# UNOFFICIAL COPY

## Exhibit A

### Legal Description of 6810 Mannheim Road, Rosemont, IL

#### Parcel 1:

The South  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 32, Township 41 North, Range 12, East of the Third Principal Meridian, (except that part taken for Mannheim Road and that part conveyed to the Illinois State Toll Highway Commission by deed recorded as Document No. 16738863), (and except that part taken in Case No. 64L21589), in Cook County, Illinois.

#### Parcel 2:

That part of the East  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of Section 32, Township 41 North, Range 12, East of the Third Principal Meridian, lying Westerly of the West line of Mannheim Road and North of the North line of the Illinois Toll Highway drawn from a point in the East line of said Southeast  $\frac{1}{4}$ , 315.2 feet South of the East  $\frac{1}{4}$  corner of said Section 32 to a point in the North line of said East  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$ , 844.54 feet measured on the said North line East of the Northwest corner of said East  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of said Section 32, (except that part taken in Case No. 64L21263), in Cook County, Illinois.

#### Parcel 3:

Lots 1 to 4 both inclusive, in Block 2 in Oliver Salinger and Company's First Addition to Glen Acres, being a subdivision of the North  $\frac{3}{4}$  of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 32, Township 41 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois.

#### Parcel 4:

That part of the South  $\frac{1}{2}$  of Morse Avenue, vacated by Document 26239728, lying North of and adjoining Lots 3 and 4 in Block 2 in Oliver Salinger and Company's First Addition to Glen Acres, being a subdivision of the North  $\frac{3}{4}$  of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 32, Township 41 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois.