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And When Recorded. Return To:

Jetco Properties, Inc.
c/o Albertson's, Inc.
250 Parkcenter Blvd.
Boise, Idaho 83726
Attention: Brent Tingey, #74200



Doc#: 0523544026 Fee: \$28.50
Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 08/23/2005 10:43 AM Pg: 1 of 3

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#3226—CERMAK & ROCKWELL
CHICAGO, IL

MEMORANDUM OF TERMINATION OF USE RESTRICTION

This Memorandum of Termination of Use Restriction ("Memorandum") is executed this ^{20th} day of April, 2005, by and between **Jetco Properties, Inc.**, a Delaware corporation ("Jetco"), and **2526 West Cermak LLC**, an Illinois limited liability company ("First Party").

WHEREAS, Jetco previously sold to First Party the real property located in the County of Cook, State of Illinois, more particularly described in Exhibit "A" attached hereto and incorporated herein ("**Subject Property**"), pursuant to a Special Warranty Deed dated June 14, 2002, and recorded July 2, 2002, as Document Number 0020734386 (the "**Deed**").

WHEREAS, the Deed provides in part that for a period of ten (10) years from the date of the Deed, no part of the Subject Property shall be used as a supermarket (which shall be defined as any store or department containing more than 20,000 square feet of floor area, including aisle space and storage, primarily devoted to the retail sale of off for off-premises consumption) or for the sale of fresh or frozen meat, fish, poultry or produce for off-premises consumption; or for the sale or offer of sale of any ethical pharmaceutical products requiring the services of a registered pharmacist (collectively the "**Restriction**").

WHEREAS, Jetco and First Party entered into an Agreement Regarding Use Restriction dated April 11, 2003, and as amended on October 11, 2004, and First Party has exercised its option thereunder to terminate the Restriction prior to its expiration.

NOW, THEREFORE, for and in consideration of the sum of Ten Dollars and No Cents (\$10.00) and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the Restriction is hereby terminated and shall no longer restrict such uses on the Subject Property or encumber the Subject Property, effective upon the recording of this Memorandum in the Official Records of the County of Cook, State of Illinois.

[SIGNATURES ON FOLLOWING PAGES]

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JETCO:

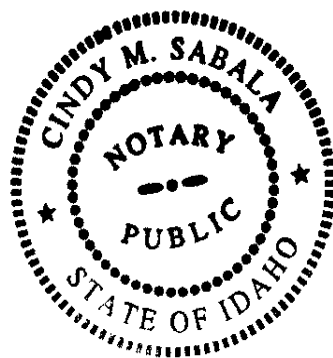
Jetco Properties, Inc., a Delaware corporation

By: *Paul G. Rowan*
Paul G. Rowan
President

STATE OF IDAHO)
) SS.
COUNTY OF ADA)

On this 20th day of April, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared Paul G. Rowan, to me known to be the President, of **Jetco Properties, Inc., a Delaware corporation**, the corporation that executed the foregoing instrument, and acknowledged to me that the said instrument is the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that he is authorized to execute the said instrument.

WITNESS MY HAND and official seal hereto affixed the date, month and year in this certificate first above written.



Cindy M. Sabala
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires: 2/26/08

Boise County Clerk's Office

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FIRST PARTY:

2526 West Cermak, LLC, an Illinois Limited Liability Company

By: *[Signature]*
James Drimonas, Sole Member

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

On this 12 day of April, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared James Drimonas, to me known to be the Sole Member of 2526 West Cermak, LLC, an Illinois Limited Liability Company, the company that executed the foregoing instrument, and acknowledged to me that the said instrument is the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that he is authorized to execute the said instrument.

WITNESS MY HAND and official seal hereto affixed the day, month and year in this certificate first above written.

Notary Public
My commission expires: 10/19/2008

Petros Drimonas
PETROS DRIMONAS
Notary Public - State of Illinois
My Commission Expires
October 19, 2008