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Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 09/19/2007 03:32 PM Pg: 1 of 4

Recording requested by  
And when recorded mail to:

Mitchell S. Falover, Esq.  
Kutak Rock LLP  
8601 North Scottsdale Road  
Suite 300  
Scottsdale, AZ 85253-2142

SPACE ABOVE THIS LINE RESERVED FOR  
RECORDER'S USE

## CONSENT AND JOINDER

**CONSENT AND JOINDER**, made this 12<sup>th</sup> day of September, 2007 by, **GRP Broadview, LLC**, an Illinois limited liability company.

### RECITALS:

A. The undersigned is one of the owners of a shopping center located in the City of Broadview, County of Cook, State of Illinois (the "Shopping Center"), legally described in Exhibit A attached hereto.

B. The Shopping Center is encumbered by that certain Operation and Easement Agreement dated July 20, 1993 and recorded on September 2, 1993 with the Cook County Recorder's Office as Document No. 93703155 (the "OEA"), as amended by that certain First Amendment to Operation and Easement Agreement dated September 12, 1994 and recorded on September 22, 1994 with the Cook County Recorder's Office as Document No. 94828436 (the "First Amendment"), that certain Second Amendment to Operation and Easement Agreement dated July 1, 2005 and recorded on September 13, 2006 with the Cook County Recorder's Office as Document No. 0625639059 (the "Second Amendment"), and that certain Third Amendment to Operation and Easement Agreement dated September 14, 2007 and submitted to the Cook County Recorder for recording on September 14, 2007 (the "Third Amendment").

7 of 33

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C. One of the signatories to the Third Amendment was Target Corporation ("Target").

D. The undersigned succeeded to Target's interest in a portion of the Shopping Center prior to the recording of the Third Amendment, and the undersigned wishes to state its agreement to be bound by the Third Amendment as hereinafter set forth.

**NOW, THEREFORE**, the undersigned hereby consents to all of the terms, covenants, and conditions of the Third Amendment, joins in the execution of the Third Amendment and agrees to be bound by the Third Amendment as if the undersigned were an original signatory thereto.

**IN WITNESS WHEREOF**, the undersigned has executed this Consent and Joinder as of the date first above written.

**GRP Broadview, LLC**, an Illinois limited liability company.

By: *Robert L. Palley*  
Name: Robert L. Palley  
Title: authorized signatory

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STATE OF ILLINIOS        )  
  )  
COUNTY OF \_\_\_\_\_ )        SS

I, THE UNDERSIGNED, a Notary Public in and for said County, in the State aforesaid, DOES HEREBY CERTIFY that Robert L. Palley, personally known to me to be authorized Signatory GRP Broadview, LLC, an Illinois limited liability company, and personally known to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day and in person and acknowledged that he signed and delivered said instrument pursuant to authority given by the member(s)/manager(s) of the company as his own free and voluntary act, and as the free and voluntary act and deed of said company, for the uses and purposes therein set forth.

Given under my hand and official seal as of September 12 2007.

Amy Kleinfeld-Betke  
Notary Public

SEAL



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## Exhibit A

### Legal Description of Shopping Center

#### PARCEL 1:

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12 in Broadview Village Square, being a subdivision of part of the Southeast Quarter of Section 22, Township 39 North, Range 12 East of the Third Principal Meridian, according to the Plat thereof recorded March 8, 1994 as Document 94212972 in Cook County, Illinois.

#### PARCEL 2:

Easement for ingress and egress for pedestrian and vehicular access as set forth in the Operation and Easement Agreement dated July 20, 1993 and recorded September 2, 1993, as Document No. 93703155, amended by First Amendment to Operation and Easement Agreement dated September 12, 1994, and recorded on September 22, 1994 as Document No. 94828436 and that certain Second Amendment to Operation and Easement Agreement dated July 1, 2005 and recorded on September 13, 2006 as Document No. 0625639059 over and across Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12 in Broadview Village Square, aforesaid.

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