

# UNOFFICIAL COPY



1127241111

This Instrument Was Prepared By  
And after recording, return to:

Michael Sanchez  
Shannon, Martin, Finkelstein & Alvarado, P.C.  
1001 McKinney St.  
Suite 1100  
Houston, Texas 77002

Doc#: 1127241111 Fee: \$44.00  
Eugene "Gene" Moore RHSP Fee:\$10.00  
Cook County Recorder of Deeds  
Date: 09/29/2011 12:58 PM Pg: 1 of 5

Cost Center # 116811 (Equilon)/ 6726 (RDK)

## TERMINATION OF ACCESS AGREEMENT

THIS TERMINATION OF ACCESS AGREEMENT ("Termination") is made effective on the 23<sup>rd</sup> day of September, 2011 ("Effective Date") by EQUILON ENTERPRISES LLC, a Delaware limited liability company ("Equilon").

WHEREAS, as part of the transaction in which Equilon leased the Premises to RDK Ventures LLC, a Delaware limited liability company ("RDK"), Equilon and RDK entered into an Access Agreement dated January 6, 2010 and recorded in the Cook County Official Records as Document No. 1001526290 ("Agreement") regarding and affecting the property situated in Cook County, Illinois, commonly known as 851 South Sutton Road, Streamwood, Illinois, more particularly described in attached Exhibit "A" and in said Agreement ("Premises");

WHEREAS, Equilon and RDK are mutually terminating the Bridge Lease and Equilon is has agreed to transfer to RDK and RDK has agreed to accept from Equilon, all of Equilon's right, title and interest in and to the Premises;

WHEREAS, RDK has requested that Equilon fully terminate and release the Agreement as to the Premises, and Equilon, for itself, its successors and assigns, has agreed to terminate and release same; and

Box 400 J. Egan

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WHEREAS, concurrently with this Termination, RDK and Equilon are entering into a new Access Agreement ("**New Agreement**") in connection with RDK's acquisition of all of Equilon's right, title, and interest in and to the Premises.

NOW, THEREFORE, for good and valuable consideration and adequate notice received and hereby acknowledged, Equilon, for itself, and its successors and assigns, does hereby TERMINATE, RELEASE and FOREVER DISCHARGE said Agreement, as the same may relate to the Premises. Except as expressly set forth in this Termination, all terms and conditions of all other agreements between Equilon and RDK, and their respective successors and assigns, shall remain in full force and effect according to their terms.

*(Remainder of Page Intentionally Left Blank)*

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IN WITNESS WHEREOF, Equilon and RDK have executed this Termination to be effective as of the Effective Date.

**EQUILON ENTERPRISES LLC**

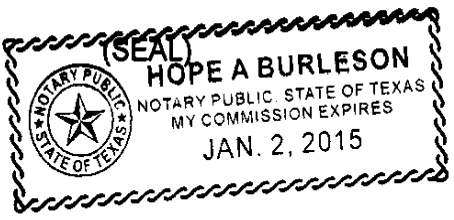
By: *Scott David*

Name: Scott David

Title: Portfolio Manager

State of Texas       §  
                                  §  
County of Harris   §

The foregoing instrument was acknowledged before me this 31<sup>st</sup> day of August, 2011, by Scott David, the Portfolio Manager of Equilon Enterprises LLC, a Delaware limited liability company, on behalf of the company.



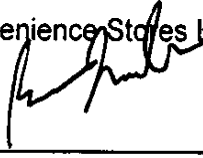
*Hope A. Burleson*  
Notary Public in and for the State of Texas

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**RDK VENTURES LLC**

By: Mac's Convenience Stores LLC, its Manager

By:   
Bruce Landini, Vice President  
Operations, Midwest Region

State of Indiana

County of Bartholomew

§  
§  
§

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2011, by Bruce Landini, who is the Vice President Operations, Midwest Region of Mac's Convenience Stores LLC, a Delaware limited liability company, the Manager of RDK Ventures LLC, a Delaware limited liability company, on behalf of the limited liability company.

Witness my hand and official seal.

  
NOTARY PUBLIC

[Notary Seal]

"OFFICIAL SEAL"  
BETH ANNE BUTLER  
Notary Public, State of Indiana  
My Commission Expires: 8/28/2014

Parcel Identification No.: 06-22-302-004-0000

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Exhibit A

48

## Legal Description

CC#116811

THAT PART OF THE SOUTHWEST 1/4 OF SECTION 22, TOWNSHIP 41 NORTH,  
RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT IN THE WEST LINE OF SAID SECTION 537.9 FEET  
NORTH OF THE SOUTHWEST CORNER OF SAID SECTION; THENCE SOUTH 89  
DEGREES 30 MINUTES EAST, 84.4 FEET TO A POINT IN THE EAST LINE OF A  
ROUTE HIGHWAY 3. E. I. ROUTE NUMBER 59 FOR A POINT OF BEGINNING;  
THENCE SOUTH 89 DEGREES 30 MINUTES EAST 136 FEET; THENCE NORTH 7  
DEGREES EAST 289.77 FEET TO THE PRESENT SOUTH LINE OF CHICAGO ELGIN  
ROAD; THENCE NORTH 83 DEGREES 40 MINUTES WEST ALONG SAID SOUTH LINE,  
141.2 FEET; THENCE ON A CURVE TO THE LEFT HAVING A RADIUS OF 25 FEET  
A DISTANCE OF 41.82 FEET TO THE EAST LINE OF ROUTE 59; THENCE SOUTH  
0 DEGREES 39 MINUTES 50 SECONDS WEST ALONG THE EAST LINE OF ROUTE-  
59, 277.39 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS

Tax Parcel ID No. 06-22-302-004-0000

Address: 851 South Sutton Road, Streamwood, IL 60107-2351

116811/6726