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Doc#: 1204618039 Fee: \$48.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 02/15/2012 01:04 PM Pg: 1 of 6

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Property of Cook County, Illinois

ACKNOWLEDGEMENT OF TERMINATION OF GROUND LEASE

THIS ACKNOWLEDGEMENT OF TERMINATION OF GROUND LEASE (this "Acknowledgement") is made as of the date set forth below by and between the UNITED STATES OF AMERICA, DEPARTMENT OF NAVY (the "Navy") and MIDWEST FAMILY HOUSING, LLC, an Illinois limited liability company ("MFH").

RECITALS

A. Pursuant to that certain Real Estate Ground Lease, Deed and Conveyance of Facilities (the "Original Ground Lease") by and between the Navy, as lessor, and Midwest Military Communities, LLC, an Illinois limited liability company ("MMC"), as lessee, a Memorandum of which Original Ground Lease was recorded in Cook County, Illinois on February 1, 2006 as Document Number 0603219135 and which Original Ground Lease was assigned to MFH pursuant to that certain Omnibus Assignment, Assumption, Consent and Release Agreement dated February 1, 2006 by and among MMC, as assigner, MFH, as assignee, the Navy, J.P. Morgan Trust Company, National Association, as indenture trustee, and Trimont Real Estate Advisors, Inc., as servicer, and recorded in Cook County, Illinois on February 1, 2006 as Document Number 0603219138, MFH is the lessee of certain real property generally located in the Village of Glenview, County of Cook, Illinois, and commonly known, and referred to herein, as "Glenview Naval Air Station" and the Original Ground Lease was subsequently (i) amended and restated on October 1, 2007 and a Memorandum thereof was recorded in Cook County, Illinois on October 2, 2007 as Document Number 0727541149, (ii) further amended by a first amendment dated October 3, 2007 and recorded in Cook County, Illinois on October 3, 2007 as Document Number 0727644004 and (iii) amended and restated again on July 16, 2010 and a Memorandum thereof recorded in Cook County, Illinois on July 21, 2010 as Document Number 1020218055 (said Original Ground Lease as so amended and amended and restated is hereinafter called the "Ground Lease");

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B. The Ground Lease provides, among other things, that the Ground Lease automatically terminates with respect to each portion of the Glenview Naval Air Station upon the conveyance to the lessee under the Ground Lease of fee title to such portion;

C. Pursuant to that certain Quit Claim Deed (the "**Deed**") by and between the Navy, as grantor, and MFH, as grantee, dated December __, 2011 (the "**Termination Date**"), the Navy has conveyed to MFH fee title to a portion of Glenview Naval Air Station consisting of the land legally described on **Exhibit A** attached hereto and incorporated herein (the "**Sale Parcel**") and pursuant to that certain Purchase and Sale Agreement which MFH intends to convey to Pulte Home Corporation, a Michigan corporation;

NOW THEREFORE, in accordance with the terms of the Ground Lease, and solely with respect to the Sale Parcel, MFH and the Navy hereby agree as follows:

1. **Incorporation of Recitals and Exhibits.** The foregoing Recitals and the exhibits attached to this Acknowledgement are hereby incorporated as if fully set forth herein.

2. **Termination.** Solely with respect to, and solely to the extent the Ground Lease affects, the Sale Parcel, MFH and the Navy hereby acknowledge that the Ground Lease terminated as of the Termination Date and that, from and after the Termination Date, (a) the Navy shall not have any right to occupy, possess or use the Sale Parcel, or any part thereof, except as such rights may be or have been granted or reserved to it pursuant to the Deed; and (b) , except as otherwise provided in the Ground Lease, neither the Navy nor MFH shall have any further rights or liabilities pursuant to the Ground Lease except with respect to liabilities arising or accruing prior to the Termination Date.

3. **Counterparts.** This Acknowledgement may be executed in counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

SIGNATURE PAGES FOLLOW

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[SIGNATURE PAGE TO ACKNOWLEDGEMENT OF TERMINATION OF GROUND LEASE]

IN WITNESS WHEREOF, MFH and the Navy have caused this Release to be executed as of this 18th day of Jan, 2012.

MIDWEST FAMILY HOUSING, LLC,
an Illinois limited liability company

By: Midwest Military Communities, LLC,
an Illinois limited liability company

By: Forest City Residential Group, Inc.,
an Ohio corporation

By: Thomas W. Henneberry
Thomas W. Henneberry
Its: Executive Vice President

STATE OF District of Columbia
COUNTY OF _____

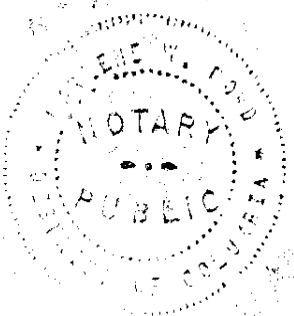
I, Darlene W. Ford, Notary Public in and for the state and county aforesaid, do HEREBY CERTIFY that Thomas Henneberry, the Executive Vice President of Forest City Residential Group, Inc., as managing member of Midwest Military Communities ("MMC"), as managing member of Midwest Family Housing ("MFH"), personally known to me to be the same person whose name is subscribed to the foregoing Acknowledgement, appeared before me this day in person and acknowledged that he signed and delivered said Acknowledgment as his own free and voluntary act, and as the free and voluntary act of said corporation, as the managing member of MMC, as the managing member of MFH.

GIVEN under my hand and notarial seal this 18th day of Jan, 2012.

Darlene W. Ford
Notary Public

My Commission Expires: May 14, 2012

DARLENE W. FORD
NOTARY PUBLIC DISTRICT OF COLUMBIA
My Commission Expires May 14, 2012



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[SIGNATURE PAGE TO ACKNOWLEDGEMENT OF TERMINATION OF GROUND LEASE]

**UNITED STATES OF AMERICA,
DEPARTMENT OF THE NAVY, and
authorized representatives**

By: Jana L. Hubner
Jana L. Hubner
Naval Facilities Engineering Command Atlantic
Department of the Navy

District of Columbia)
)
) SS
)

I, JOHN P. LEISE REDFERN, Notary Public in and for _____, do
HEREBY CERTIFY that Jana L. Hubner, Naval Facilities Engineering Command Atlantic, on
behalf of the United States of America, Department of the Navy, personally known to me to be
the same person whose name is subscribed to the foregoing Acknowledgment, appeared before
me this day in person and acknowledged that she signed and delivered said instrument as her
own free and voluntary act, and in the capacity described above, having been duly authorized to
execute such Acknowledgement in such capacity.

GIVEN under my hand and notarial seal this 18th day of JANUARY, 2012.

[Signature]
Notary Public

My Commission Expires: 1/31/2015

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EXHIBIT A

LEGAL DESCRIPTION OF THE SALE PARCEL

PARCEL 1:

THAT PART OF LOT 1 IN GLENVIEW NAVAL SUBDIVISION BEING A SUBDIVISION OF PART OF THE SOUTHEAST QUARTER OF SECTION 21, AND PART OF THE NORTHWEST QUARTER OF SECTION 27 AND PART OF THE NORTH HALF OF SECTION 28, ALL IN TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THERE OF RECORDED DECEMBER 28, 2009 AS DOCUMENT 0936218044, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 1; THENCE ALONG THE NORTHERLY, EASTERLY AND SOUTHERLY LINES OF SAID LOT 1 FOR THE NEXT EIGHT (8) COURSES; (1) THENCE SOUTH 89 DEGREES 54 MINUTES 07 SECONDS EAST, 908.75 FEET; (2) THENCE SOUTH 00 DEGREES 11 MINUTES 26 SECONDS WEST, 45.05 FEET; (3) THENCE SOUTH 89 DEGREES 52 MINUTES 05 SECONDS EAST, 222.96 FEET; (4) THENCE SOUTH 00 DEGREES 07 MINUTES 55 SECONDS WEST, 746.97 FEET; (5) THENCE NORTH 89 DEGREES 52 MINUTES 05 SECONDS WEST, 264.68 FEET; (6) THENCE SOUTH 00 DEGREES 07 MINUTES 55 SECONDS WEST, 130.29 FEET TO A POINT ON THE EASTERLY EXTENSION OF A SOUTHERLY LINE OF SAID LOT 1; THENCE SOUTH 89 DEGREES 44 MINUTES 10 SECONDS WEST, ALONG SAID SOUTHERLY LINE AND IT'S EASTERLY EXTENSION, 296.06 FEET; THENCE ALONG THE SOUTHERLY, WESTERLY AND EASTERLY LINES OF SAID LOT 1 FOR THE NEXT FIVE (5) COURSES; (1) THENCE NORTH 15 DEGREES 42 MINUTES 15 SECONDS WEST, 64.60 FEET; (2) THENCE NORTH 75 DEGREES 07 MINUTES 37 SECONDS WEST, 638.78 FEET; (3) THENCE NORTH 88 DEGREES 50 MINUTES 34 SECONDS WEST, 173.18 FEET; (4) THENCE SOUTH 86 DEGREES 51 MINUTES 32 SECONDS WEST, 73.59 FEET; (5) THENCE SOUTH 76 DEGREES 40 MINUTES 55 SECONDS WEST, 86.93 FEET; THENCE NORTH 54 DEGREES 55 MINUTES 43 SECONDS WEST, PERPENDICULAR TO THE SOUTHEASTERLY RIGHT OF WAY LINE OF THE CHICAGO AND NORTHWESTERLY RAILROAD, 88.28 FEET TO A POINT ON THE SOUTHEASTERLY RIGHT OF WAY LINE OF THE CHICAGO AND NORTHWESTERLY RAILROAD; THENCE NORTH 35 DEGREES 04 MINUTES 17 SECONDS EAST, ALONG SAID SOUTHEASTERLY LINE, 817.15 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS

PARCEL 2:

A NON-EXCLUSIVE EASEMENT FOR THE BENEFIT OF PARCEL 1 AS CREATED BY RESERVATION IN DEEDS FOR UNITED STATES OF AMERICA TO MIDWEST FAMILY HOUSING LLC DATED OCTOBER 12, 2007 AND RECORDED OCTOBER 22, 2007 AS DOCUMENT 0729540239 AND AS SET FORTH IN DEED FROM MIDWEST FAMILY HOUSING LLC TO THE VILLAGE OF GLENVIEW DATED OCTOBER 12, 2007 AND RECORDED OCTOBER 22, 2007 AS DOCUMENT 0729540240 FOR THE PURPOSE OF INGRESS AND EGRESS OVER TWO STRIPS OF LAND ACROSS LAND EAST DESCRIBED AS FOLLOWS: LOT 2 IN GLENVIEW NAVAL OF PART OF THE SOUTHEAST QUARTER OF SECTION 21 AND PART OF THE NORTHWEST QUARTER OF SECTION 27 AND PART OF THE NORTH HALF OF SECTION 28, ALL IN TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THERE OF RECORDED DECEMBER 28, 2009 AS DOCUMENT 0936218044, IN COOK COUNTY, ILLINOIS.

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PARCEL 3:

A NON-EXCLUSIVE EASEMENT FOR THE BENEFIT OF PARCEL 1 AS CREATED BY GRANT OF EASEMENT FROM UNITED STATES OF AMERICA TO THE VILLAGE OF GLENVIEW DATED MAY 24, 2001 AND RECORDED JUNE 21, 2001 AS DOCUMENT 0010545591 FOR THE PURPOSE OF INGRESS AND EGRESS AND MAINTENANCE OF A PAVED ROAD OVER AND ACROSS THE FOLLOWING REAL ESTATE: THAT PART OF SECTION 28, TOWNSHIP 42 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST MOST CORNER OF LOT 10 IN GLENVIEW NAVAL AIR STATION SUBDIVISION NO. 2, BEING A SUBDIVISION OF PART OF SECTIONS 15, 21, 22, 23, 26, 27, 28 AND 34, TOWNSHIP 42 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, SAID POINT BEING ALSO A POINT ON THE WEST LINE OF SHERMER ROAD AS DEDICATED BY SAID SUBDIVISION; THENCE SOUTH 37 DEGREES, 31 MINUTES, 19 SECONDS EAST ALONG SAID WEST LINE OF SHERMER ROAD 37.83 FEET; THENCE SOUTH 90 DEGREES, 00 MINUTES, 00 SECONDS WEST 288.06 FEET; THENCE NORTH 00 DEGREES, 05 MINUTES, 16 SECONDS WEST 39.74 FEET TO THE SOUTHWEST MOST CORNER OF SAID LOT 10; THE REMAINING COURSES BEING ALONG THE SOUTHERLY LINE OF SAID LOT 10; THENCE NORTH 89 DEGREES, 48 MINUTES, 19 SECONDS EAST 66.55 FT; THENCE SOUTH 24 DEGREES, 00 MINUTES, 00 SECONDS EAST 10.89 FEET; THENCE NORTH 90 DEGREES, 00 MINUTES, 00 SECONDS EAST 200.10 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCEL 4:

A NON-EXCLUSIVE EASEMENT FOR THE BENEFIT OF PARCEL 1 AS CREATED BY PLAT OF EASEMENT BY THE VILLAGE OF GLENVIEW RECORDED JULY 16, 2001 AS PLAT DOCUMENT 0010625383 FOR THE PURPOSE OF INGRESS AND EGRESS OVER AND ACROSS THE FOLLOWING REAL ESTATE: LOT 1 IN THE GLEN SUBDIVISION NO. 2, BEING A RESUBDIVISION OF PART OF LOT 10 IN GLENVIEW NAVAL AIR STATION SUBDIVISION NO. 2, BE A SUBDIVISION OF PART OF SECTIONS 15, 21, 22, 23, 26, 27, 28 AND 34, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Address: Vacant land

West of Shermer, North of West Lake Ave.
and East of C. & N.W.R.R.
Glenview, Illinois

PIN: 04-28-200-081-0000 (this tax number also affects other property)