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Doc#: 1205918011 Fee: \$52.00 Eugene "Gene" Moore RHSP Fee: \$10.00

Cook County Recorder of Deeds
Date: 02/28/2012 03:47 PM Pg: 1 of 8

MEMORANDUM OF ASSIGNMENT AND ASSUMPTION OF LEASE AND CONSENT

This Nemorandum of Assignment and Assumption of Lease and Consent is dated as of January 24, 2012 and is made and entered into by and among Simon Property Group (Illinois) L.P., an Illinois limited partnership ("Landlord"), whose mailing address is c/o Simon Property Group, 225 West Washington St., Indianapolis, Indiana 46204, Attn: Peripheral Development, Natron Corporation, a Delay are corporation ("Assignor"), whose address is 29375 W. 10 Mile Rd., Farmington Hills, Michigan 48336 and Windy Landings, Inc., a Michigan corporation, whose address is 7915 Kensington Court, Brighton, Michigan 48116 ("Tenant").

As of the date of this Memorandum, Assignor has assigned all of its right, title and interest as tenant under the following described lease to Assignee and Landlord has consented to such assignment:

DESCRIPTION OF LEASE. Lease dated as of August 15, 1989, as amended and assigned, between Landlord, as successor-in-interest to Matteson Joint Venture, an Indiana general partnership and Assignee/Tenant, as successor-in-interest to Taco Bell Corp., a California corporation, and Assignor.

2. AS AMENDED AND/OR ASSIGNED ON:

- Memorandum of Lease dated August 15, 1989 between MJV, as landlord and Taco Bell, as tenant (recorded on October 25, 1989 as Document No. 89507189); Assignment and Assumption Agreement dated as or September 1, 1994 between MJV, and Landlord (recorded on September 1, 1994 as Document No. 94771938);
- Assignment and Assumption of Lease Agreement and Consent among Landlord, Taco Bell and Natron Corporation, a Delaware corporation ("Natron") dated December 15, 1995;
- Memorandum of Assignment and Assumption of Lease Agreement dated December 15, 1995 among Landlord, Taco Bell and Natron (recorded on March 8, 1996 as Document No. 96178023);
- Affidavit of Natron dated December 7, 2005 (recorded on December 16, 2005 as Document No. 0535032061);
- Letter Agreement between Landlord and Natron dated February 26, 2009; and
- Assignment and Assumption of Lease and Consent dated as of January 24, 2012 among Landlord, Natron and Tenant.

8 pgs

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All documents listed above for which recording information is not listed are unrecorded.

3. DESCRIPTION OF LEASED PREMISES: See Exhibit A attached hereto and incorporated by reference.

The purpose of this Memorandum of Assignment and Assumption of Lease and Consent is to give record notice of (i) the assignment of the tenant's rights, title and interest in the Lease by Assignor to Assignee/Tenant and (ii) the consent of Landlord to such assignment.

In the event of a conflict between the provisions of this Memorandum and the terms of the Assignment and Assumption of Lease and Consent, the terms of the Assignment and Assumption of Lease and Consent shall control.

The parties here to have caused this Memorandum of Assignment and Assumption of Lease and Consent to be executed as of the day and date first written above.

SIMON PROPERTY GROUP (ILLINOIS), L.P. an Illinois limited partnership

By: CHARLES MALL COMPANY LIMITED FARTNERSHIP, a Maryland limited partnership

Its: General Partner

By: SIMON PROPERTY GROUP (DELAWARE), INC., a Delawar: co.poration

By: Richard S. Sokolov

Its: President and Chief Operating Officer

NATRON CORPORATION, a Delaware corporation

By:______Bhalchandra Sata
Its: President

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The parties hereto have caused this Memorandum of Assignment and Assumption of Lease and Consent to be executed as of the day and date first written above.

SIMON PROPERTY GROUP (ILLINOIS), L.P. an Illinois limited partnership

By: CHARLES MALL COMPANY LIMITED PARTNERSHIP, a Maryland limited partnership

Its: General Partner

By: SIMON PROPERTY GROUP (DELAWARE), INC., a Delaware corporation

Its: General Partner

By:_____

Richard S. Sokolov

Its: President and Chief Operating Officer

NATRON CORPORATION, a Delaware

corporation

By: Black State St

Bhaichandra Sata
Its: President

WINDY LANDINGS, inc., a Michigan corporation

Its: President

STATE OF ______)
SS
COUNTY OF _____)

DOOR CC

On the ___ day of January, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared Richard S. Sokolov, the President and Chief Operating Officer, Simon Property Group (Delaware), Inc., a Delaware corporation, and Charles Mall Company Limited Partnership, a Maryland limited partnership, the general partners of Simon Property Group (Illinois) L.P., an Illinois limited partnership, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within

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	WINDY LANDINGS, INC., a Michigan corporation
	By: Peter Lyders (Petersen Its: President
STATE OF INDIANA)	
)SS COUNTY OF MARION)	
Said State, personally appeared Richard S Simon Property Group (Pelaware), Inc., a Company Limited Partnership, a Marylan Property Group (Illinois) L.P., an Illinois I to me on the basis of satisfactory evidence within instrument and acknowledged to me	before me, the undersigned, a Notary Public in and for Sokolov, the President and Chief Operating Officer Delaware corporation, general partner of Charles Maind limited partnership, the general partner of Simon imited partnership, personally known to me (or proved) to be the person whose name is subscribed to the that he executed the same in his authorized capacity, the entity upon which the person acted executed the
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	Notary Public
	County, Acting inCounty
	Acting in County

My commission expires:

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WINDY LANDINGS, INC., a Michigan corporation

	By:	
	Its:	Peter Lyders-Petersen President
STATE OF INDIANA)		
)SS		
COUNTY OF MARION)		
muth.		
On the And day of January, 2012, b	efore m	ne, the undersigned, a Notary Public in and for
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Company Limited Partnership, a Marylan	ıd limite	ed partnership, the general partner of Simon
Property Group (Illinois) L.P., an Illinois li	mited p	artnership, personally known to me (or proved)
to me on the basis of satisfactory evidence	e) to be	the person whose name is subscribed to the
and that he his signature of the	that he	e executed the same in his authorized capacity
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My Commission Expires January 18, 2016	Notary	y Public
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COUNTY OF		
		"C-
On the day of January, 2012, be	efore me	e, the undersigned, a Notary Public in and for
said State, personally appeared Bhalchan	dra Sat	ta, the President of Natron Corporation a
delaware corporation, personally known to	o me (c	or proved to me on the basis of satisfactory
evidence) to be the person whose name is st	ıbscribe	ed to the within instrument and acknowledged
o me that he executed the same in his capac	ity as P	resident of the said corporation.
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	No	town Dakilla
	110	tary Public County
	Art	County, ting in County
		commission expires:
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instrument and acknowledged to me that he executed the same in his authorized capacity and that, by his signature on the instrument, the entity upon which the person acted executed the instrument

	WITNESS my hand and official seal.
D _C	Notary Public County, County Acting in County My commission expires:
STATE OF	} ss}
Delaware corporation, personally known	pefore me, the undersigned, a Notary Public in and for indra Sata, the President of Natron Corporation, and me (or proved to me on the basis of satisfactory subscribed to the within instrument and acknowledged with as President of the said corporation.
KAREN S. MALNAR NOTARY PUBLIC, WAYNE COUNTY, MI ACTING IN OAKLAND COUNTY MY COMMISSION EXPIRES NOV. 24, 2014	Notary Public Acting in County My commission expires
STATE OF MICHIGAN))SS COUNTY OF)	
aid State, personally appeared Peter Lyder Michigan corporation, personally known to within instrument and acknowledged to me	efore me, the undersigned, a Notary Public in and for rs-Petersen, the President of Windy Landings, Inc., a me to be the person whose name is subscribed to the that he executed the same in his authorized capacity Windy Landings, Inc. executed the instrument
	Notary Public, County, MI Acting in County, MI My commission expires:

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STATE OF MICHIGAN)
COUNTY OF OAKLANS)SS)

On the 3 day of January, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared Peter Lyders-Petersen, the President of Windy Landings, Inc., a Michigan corporation, personally known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity and that, by his signature on the instrument, Windy Landings, Inc. executed the instrument

Dropolity of Cook County Clerk's Office

Drafted by and, when recorded, return to: Dean & Fulkerson, P.C. 801 W. Big Beaver Rd., Ste. 500 Troy, MI 48084

Attn: Thomas P. Martin, Esq.

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EXHIBIT A

Legal Description

Land situated in the City of Matteson, County of Cook and State of Illinois more particularly described as follows:

Lot 2 in Matteson Plaza Subdivision of part of the Northeast 1/4 of the Southeast 1/4 of Section 22, Township 35 North, Range 13 East of the Third Principal Meridian, according to the Plat thereof recorded June 2, 2005 as Document No. 0515318015 in Cook County, Illinois.

Commonly known as: 4167 W. 211th St. Matteson, Illinois 60443

Tax Parcel Identification No.: 31-22-401-022-0000

410 cook Colling Clark's Office