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Karen A. Yarbrough  
Cook County Recorder of Deeds  
Date: 07/25/2013 11:08 AM Pg: 1 of 6

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Ralphs Legal Department  
1100 W. Artesia Blvd.  
Compton, CA 90220  
Loc. F4L #789

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**FIRST AMENDMENT TO AMENDED AND RESTATED MEMORANDUM OF  
LEASE**

THIS FIRST AMENDMENT TO AMENDED AND RESTATED MEMORANDUM OF LEASE ("**Amendment**") is made and entered into as of the 18<sup>th</sup> day of July 2013, by and between YARDS PLAZA, LLC, a Delaware limited liability company ("**Landlord**") and RALPHS GROCERY COMPANY, an Ohio corporation ("**Tenant**").

**RECITALS**

A. Landlord and Tenant entered into that certain unrecorded lease dated December 31, 2001, as amended by that certain Lease Amendment dated July 25, 2002, as further amended by that certain Second Amendment to Lease dated April 20, 2005, as further amended by that certain Third Amendment to Lease dated September 29, 2011 (collectively the "**Lease**"), for certain premises known as 4620 S. Damen Avenue, Chicago, IL, which premises are part of a shopping center more particularly described in **Exhibit A** attached hereto and incorporated by this reference ("**Premises**").

B. Landlord and Tenant previously caused that certain Amended and Restated Memorandum of Lease dated April 20, 2005 to be recorded April 22, 2005 in the Official Records of Cook County as Document No. 0511216093 (the "**Original Memorandum**").

C. Subsequent to the recording of the Original Memorandum, Tenant and Landlord's affiliate, Yards Plaza Mezz, LLC, a Delaware limited liability ("**Landlord's Affiliate**") entered into that certain unrecorded Ground Lease dated September 29, 2011 for those certain premises more particularly described in that certain Memorandum of Ground Lease dated September 29, 2011 and recorded in the Official Records of Cook County as Document No. 1135718042 ("**Fuel Station Premises**") whereby Landlord's Affiliate leased the Fuel Station Premises to Tenant. The Fuel Station Premises were not depicted on the Original Memorandum.

D. Landlord and Tenant desire to update the site plan attached to the Original Memorandum to depict the location of the Fuel Station Premises.

Near North National Title  
222 N. LaSalle  
Chicago, IL 60601

WR  
10/1  
NOV 21 994

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E. All capitalized terms shall have their meanings as set forth in the Lease, unless otherwise defined in this Amendment.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, and for other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, Landlord and Tenant hereby agree as follows:

1. SUBSTITUTION OF SITE PLAN. The Original Memorandum is hereby revised to delete Exhibit B of the Original Memorandum and to replace it with the site plan attached hereto as Exhibit B and incorporated by this reference.

2. PURPOSE OF AMENDMENT TO MEMORANDUM. This Amendment is prepared for the purposes of recording and giving notice of the revised site plan associated with the shopping center of which the Premises are part and in no way otherwise modifies the express and particular provisions of the Lease.

Executed on the above stated date.

LANDLORD:

YARDS PLAZA, LLC  
a Delaware limited liability company

By: [Signature]

Printed name: Aria Meluh

Title: Manager

TENANT:

RALPHS GROCERY COMPANY,  
an Ohio corporation

By: [Signature]

Printed name: Steven J. Prough

**Vice President and  
Assistant Secretary**

Title: \_\_\_\_\_

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## CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California )

County of Los Angeles )

On July 18, 2013 before me, Valerie L. Brown, Notary Public  
Date Here Insert Name and Title of the Officer

personally appeared Steven J. Pough  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence 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 the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Val L Brown  
Signature of Notary Public

Property of Cook County Clerk's Office

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## CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of California

County of Los Angeles

On July 23, 2013 before me, Mazy Williams, Notary Public  
(Here insert name and title of the officer)

personally appeared Aria Mehrabi

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Mazy Williams  
Signature of Notary Public



### ADDITIONAL OPTIONAL INFORMATION

#### DESCRIPTION OF THE ATTACHED DOCUMENT

\_\_\_\_\_  
(Title or description of attached document)

\_\_\_\_\_  
(Title or description of attached document continued)

Number of Pages \_\_\_\_\_ Document Date \_\_\_\_\_

\_\_\_\_\_  
(Additional information)

#### CAPACITY CLAIMED BY THE SIGNER

- Individual (s)
- Corporate Officer

\_\_\_\_\_  
(Title)

- Partner(s)
- Attorney-in-Fact
- Trustee(s)
- Other \_\_\_\_\_

#### INSTRUCTIONS FOR COMPLETING THIS FORM

*Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.*

- State and County information must be the state and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. he/she/~~they~~, is /~~are~~) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
  - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
  - ❖ Indicate title or type of attached document, number of pages and date.
  - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document

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## EXHIBIT A

### LEGAL DESCRIPTION OF THE SHOPPING CENTER OF WHICH THE PREMISES ARE PART

LOTS 1, 2, 3, 4 AND 6 OF YARDS PLAZA. BEING A SUBDIVISION OF PART OF  
THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 6,  
TOWNSHIP 38 NORTH, RANGE 14 EAST OFF THE THIRD PRINCIPAL  
MERIDIAN, IN THE CITY OF CHICAGO, COOK COUNTY, ILLINOIS,  
ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 16, 1992 AS  
DOCUMENT NO. 92856667, IN COOK COUNTY, ILLINOIS.

PINS: 20-06-303-020  
20-06-303-021  
20-06-303-022  
20-06-303-035

ADDRESS: 4620 S. DAMEN AVE, CHICAGO, IL

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## EXHIBIT B REPLACEMENT SITE PLAN

