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Karen A. Yarbrough
Cook County Recorder of Deeds
Date: 12/13/2013 01:55 PM Pg: 1 of 5

Prepared by and after recording
return to:

Holland & Knight LLP
800 17th Street NW, Suite 1100
Washington, DC 20006
Attn: Jill Chessen, Esq.

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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 "DoN") 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 072754114, (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; and

C. Pursuant to that certain Quit Claim Deed (the "DoN Quitclaim Deed") by and between the Navy, as grantor, and MFH, as grantee, dated July 25, 2013 (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, together with certain easement rights (collectively, the "First Avenue Parcel"), and pursuant to that certain Memorandum of Agreement dated as of July 25, 2013 by and between MFH and The Village of Glenview, an Illinois Home Rule municipal corporation ("Glenview"), MFH intends to convey the First Avenue Parcel to Glenview by Quitclaim Deed (the "Glenview Quitclaim Deed") for dedication as a public road.

NOW THEREFORE, in accordance with the terms of the Ground Lease, and solely with respect to the First Avenue Parcel, MFH and the DoN 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 First Avenue Parcel, MFH and the DoN hereby acknowledge that the Ground Lease terminated as of the Termination Date and that, from and after the Termination Date, (a) the DoN shall not have any right to occupy, possess or use the First Avenue Parcel, or any part thereof, except as such rights may be or have been granted or reserved to it pursuant to the Ground Lease or the DoN Quitclaim Deed; and (b) neither the DoN nor MFH shall have any further rights (except as such rights may be or have been granted or reserved to the DoN pursuant to the Ground Lease or the DoN Quitclaim Deed or to MFH pursuant to the Glenview Quitclaim Deed, as applicable) 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 DoN have caused this Acknowledgement to be executed as of this 19th day of August, 2013.

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 _____)
COUNTY OF DIST. OF COLOMBIA)

I, SANDRA C. WHITE, 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 19th day of August, 2013.

Sandra C. White
Notary Public

My Commission Expires: Sept 30, 2017



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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: Dawn C. Baumaner
Naval Facilities Engineering Command Atlantic
Department of the Navy

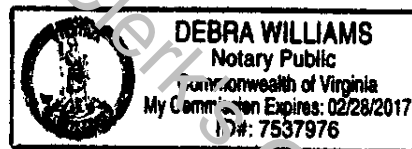
Commonwealth of Virginia)
City of Norfolk) SS
)

I, Debra Williams, Notary Public in and for the Commonwealth of Virginia, do HEREBY CERTIFY that Dawn Baumaner, Director, Public Private Ventures, 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 25th day of July, 2013.

Debra Williams
Notary Public

My Commission Expires: 2/28/2017



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EXHIBIT A

LEGAL DESCRIPTION OF FIRST AVENUE PARCEL

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:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 1; THENCE ALONG THE NORTHERLY, EASTERLY AND SOUTHERLY LINES OF SAID LOT 1 FOR THE NEXT SIX (6) COURSES; (1) THENCE SOUTH 89 DEGREES 54 MINUTES 07 SECONDS EAST, 908.75 FEET; (2) THENCE SOUTH 00 DEGREES 11 MINUTES 26 SECONDS WEST, 45.03 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, SAID POINT BEING THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 00 DEGREES 07 MINUTES 55 SECONDS WEST ALONG THE EAST LINE OF SAID LOT 1 A DISTANCE OF 563.16 FEET TO A SOUTHEAST CORNER OF SAID LOT 1; THENCE NORTH 89 DEGREES 52 MINUTES 05 SECONDS WEST ALONG A SOUTH LINE OF SAID LOT 1 A DISTANCE OF 45.22 FEET TO A SOUTHWEST CORNER OF SAID LOT 1; THENCE NORTH 00 DEGREES 07 MINUTES 55 SECONDS EAST ALONG A WEST LINE OF SAID LOT 1 A DISTANCE OF 562.85 FEET TO A POINT ON THE EASTERLY EXTENSION OF A SOUTHERLY LINE OF SAID LOT 1; THENCE NORTH 89 DEGREES 44 MINUTES 10 SECONDS EAST, ALONG SAID SOUTHERLY LINE AND IT'S EASTERLY EXTENSION, 45.22 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

P.I.N. 04-28-200-081-0000

Cook County Clerk's Office