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Doc#: 1517734078 Fee: \$80.00 RHSP Fee: \$9.00 RPRF Fee: \$1.00

Karen A. Yarbrough

Cook County Recorder of Deeds
Date: 06/26/2015 01:50 PM Pg: 1 of 7

#### EXHIBIT H

#### MEMORANDUM OF LEASE

### RECORDING REQUESTED BY AND WHEN RECORDED RETURN TO:

Aaftab Esmeil, Esq.
Bocarsly Emden Cowan Esmail
& Arndt LLP
633 West Fifth Street, 64th Floor
Los Angeles, CA 50071

#### MEMORANDUM OF LEASE

This MEMORANDUM OF LEASE is executed this 31 day of Decent 2014, by and between Vac V LLC, hereina ter referred to as "LANDLORD," and Famsa Financial, Inc., a Texas corporation, hereinafter refer ed to as "TENANT."

#### WITNESSETH, that:

- LANDLORD, in consideration of the rents reserved and agreed to be paid by TENANT, and of the covenants, agreements, conditions and understandings to be performed and observed by TENANT, all as more fully set out in the lense agreement executed by LANDLORD and TENANT, and dated as of even date herewith (the "Lease"), has leased to TENANT certain premises located at Melrose Park, Illinois (the "Premises"), more particularly described in Exhibit A attached hereto, together with all of LANDLORD'S tights privileges, easements and appurtenances in, over and upon adjoining and adjacent public and private land, highways, roads and streets reasonably required for ingress and egress to or from the Premises.
- 2. The term of the Lease shall commence on the Commencement Date (as defined in the Lease) and will expire five (5) years thereafter.
- 3. TENANT has three (3) options to renew the Lease for a period of (iv) (5) years each, on the terms and conditions set forth in the Lease.
- 4. This instrument is a memorandum of the aforesaid Lease and is subject to all of the terms and conditions thereof.
- 5. This Memorandum of Lease may be executed in duplicate counterparts, each of which shall be deemed an original. All Exhibits attached hereto are incorporated herein by reference.

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[signature page next page]

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CCRD REVIEWER

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### **UNOFFICIAL COPY**

### Exhibit A to Memorandum of Lease

#### Legal Description

PARCEL 1

PAICEL 2

EASEMFUL FOR THE BENEFIT OF PARCEL 1 FOR INGRESS AND EGRESS OVER A STRIP OF LAND 30 FEET ACTION AS RESERVED IN DEED FROM INTERNATIONAL HARVESTER COMPANY TO INDIANA MASSON BELT RAILROAD COMPANY RECORDED DECEMBER 7. 1955. AS DOCUMENT 16440486. AND AS SET FORTH IN DEEDS RECORDED DECEMBER 9. 1985, AS DOCUMENTS 85316181 AND 81316182 FROM INTERNATIONAL HARVESTER COMPANY TO JOHN ZAWALINSKI AND FROM JOHN M. ZAWALINSKI TO AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO. AS TRUSTEE ENDER TRUST NUMBER 65769. ACROSS THE FOLLOWING LAND:

THE SOUTH :- SO FEET OF THE NORTH 49 50 FEET OF THE SOUTHWEST 1/4 OF SECTION 33. TOWNSHIP 40 NORTH, RANGE 12 SAST OF THE THIRD PRINCIPAL MERIDIAN. EXCEPT THE WEST 50 FEET THEREOF DEDICATED FOR THE EAST 1/2 OF MANNHEIM ROAD, AND EXCEPT THAT PART LYING EAST OF THE FOLLOWING DESCRIBED LINE: BEGINNING AT A POINT WHICH IS 296.51 FEET WEST OF THE WEST LINE OF CONVELL AVENUE, MEASURED ALONG A LINE PARALLEL TO THE NORTH LINE OF SAID SOUTHWEST 1/4. AND 92.2 FEET SOUTH OF THE NORTH LINE OF SAID SOUTHWEST 1/4. AS MEASURED ALDIG A LINE MAKING AN ANGLE WITH THE NORTH LINE OF SAID SOUTHWEST 1/4 OF 90 DEGREES 20 ADDITES DEFLECTED FROM WEST TO SOUTH. THENCE NORTH A DISTANCE OF 92.2 FEET ALONG THE LAST DESCRIBED LINE TO THE NORTH LINE OF SAID SOUTHWEST 1/4; SAID EASEMENT TO BE AT LOCATION KNOWN AS GATE SA AS OF THE DATE OF SAID DEEDS OR AT SUCH OTHER RELOCATIONS OF GATE SA AS MAY BE REQUIRED BY THE GRANTOR FROM TIME TO THE

PARCEL 3

EASEMENTS FOR THE BENEfit of PARCEL 1 AS CREATED. LIMITETAND DEFINED IN CONSTRUCTION. OPERATION AND RECIPROCAL EASEMENT AGREEMENT AFCOODED DECEMBER 9 1935 AS DOCUMENT 85316185. AS SUPPLEMENTED BY JUNIOR DECLARATION OF MUTUAL RECIPROCAL EASEMENTS. COVENANTS AND RESTRICTIONS RECORDED AUGUST 44, 1987. AS DOCUMENT 87452704 WADE BY AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO. AS TRUSTEE UNDER TRUST NUMBER 65789, AND ANTHONY A PETRACCA, AND ASSIGNED TO HIGH EQUITY PARTNERS L.P. - SERIES 86. AND AS SUPPLEMENTED FROM THAT TO TIME BY UNIOR DECLARATIONS OF NUTUAL AND RECIPROCAL EASEMENTS. COVENANTS RESTRICTIONS FOR THE VARIOUS LUTS ORIGINALLY OWNED BY AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO. AS TRUSTEE UNDER TRUST NUMBER 65769, FOR INGRESS AND EGRESS. PASSAGE OF VEHICLES AND PEDESTRIANS. PARKING. UTILITY FACILITIES. CONSTRUCTION. BUILDING ELEMENTS AND ROOF FLASHING ENCROCHMENTS. COMMON AREA IMPROVEMENTS AND EXTERIOR LIGHTS IN THOSE LOCATIONS SPECIFIED IN SAID AGREEMENT AND IN THAT CERTAIN JOINT IMPROVEMENT AGREEMENT DATED DECEMBER 9. 1985, MADE BY AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO. AS TRUSTEE UNDER TRUST NUMBER 65769, AND THE MAY

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DEPARTMENT STORES COMPANY

PARCEL 4

EASEMENT FOR THE BENEFIT OF PARCEL: AS SET FORTH IN LICENSE AGREEMENT FOR PRIVATE GRADE CROSSING RECORDED FEBRUARY 25, 1986. AS DOCUMENT 86077228. MADE BY THE INDIANA HARBOR BELT RAILROAD COMPANY AND AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO. AS TRUSTEE UNDER TRUST NUMBER 65769. TO CONSTRUCT, USE. MAINTAIN. REPAIR RENEW AND ULTIMATELY REMOVE A TIMBER ASPHALT RAILROAD CROSSING OVER THE INDIANA HARBOR BELT RAILROAD-COMPANY TRACKS AS SHOWN ON THE PLANS PREPARED BY MACKIE CONSULTANTS, INC. DATED SEPTEMBER 16, 1985. AND LOCATED ON THAT PORTION OF THE INDIANA HARBOR BELT RAILROAD RIGHT-OF-WAY AND TRACK LYING (A) SOUTH OF ARMITAGE AVENUE (B) NORTH OF LOT 1 IN K & M - VENTURE RESUBDIVISION OF LOTS; AND 2 IN MANNHEIM-NORTH COMMERCIAL SUBDIVISION OF PART OF THE WEST 1/2 OF THE SCUTHWEST 1/4 OF SECTION 33. TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, AND (C) BETWEEN THE EAST LINE OF SAID LOT 1 IN K & M - VENTURE OF SHORTH OF INDIANA HARBOR BELT RAILROAD COMPANY PLAT NO. 16156-U-4 DATED OCTOBER 16, 1985.

PARCEL 5:

EASEMENT FOR THE BENEFAT OF PARCEL 1 AS SET FORTH IN LICENSE AGREEMENT FOR WIRE. PIPE AND CABLE. TRANSVERS' CROSSINGS AND LONGITUDINAL OCCUPATIONS RECORDED FERWARY 25, 1986. AS DOCUMENT BEO77227 MADE BY THE INDIANA HARBOR BELT RAILROAD COMPANY AND AMERICAN NATIONAL PANK AND TRUST COMPANY OF CHICAGO. AS TRUSTEE UNDER TRUST NUMBER 65769, TO CONSTRUCT MAINTAIN, REPAIR, RENEW, RELOCATE AND ULTIMATELY REMOVE ONE (1) 48 INCL. STORM SEWER PIPE AND ONE (1) 12 INCH WATER MAIN, CROSSING UNDER THE INDIANA HARBOR BELT RAILROAD RIGHT-OF-WAY AND TRACK LOCATED ON THAT PORTION OF THE INDIANA HARBOR BELT RAILROAD RIGHT-OF-WAY AND TRACK LYING (A) SOUTH OF ARMITAGE AVENUE. (B) NORTH OF LOT 1 IN K & M - VENTURE RESUBDIVISION OF LOTS 1 AND 2 IN MANNHET L-DORTH COMMERCIAL SUBDIVISION OF PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 33, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN. AND (C) BETWEEN THE EAST LINE OF SAID LOT 1 IN K & M - VENTURE RESUBDIVISION, AS EXTENDED MUPLY, AND A LINE 40 FEET TO THE WEST THEREOF. AS SHOWN ON INDIANA HARBOR RAILROAD COMPANY PLAT NO 16157-U-4 DATED OCTOBER 16, 1985

PARCEL 6

LOT 7 IN K & M . VENTURE RESUBDIVISION OF LOTS 1 AND 2 IN MALMACIN-NORTH COMMERCIAL SUBDIVISION OF PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 33. TOWNSHIP 40 NORTH RANGE 12, EAST OF THE THIRD PRINCIPAL NURSELAW, IN COOK COUNTY. ILLINOIS.

PIN: 12-33-301-024-0000 Address: 1903 N. Mannheim Rd, Melrose Park, IL 60160

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IN WITNESS WHEREOF, Landlord and Tenant have caused this FAMSA Lease to be executed as of the date first above written.

#### LANDLORD:

V AND V LLC, a limited liability company

By:	Name: VAL TRIF Title: MANAGER
TENA	NT:
HAMS Texa By:	Name:Title:
	T'S OFFICE

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//
STATE OF Illinois
COUNTY OF Cook ) ss
On FFB 16 2015  before me Mchoe Before  , a notary public in and for said state, personally appeared Mriff , 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 instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.
WITNESS my nand and official seal.
(SEAL)  Notary Public  "OFFICIAL SEAL"  MICHAEL BERGER  Notary Public, State of Illinois  My Commission Expires Doc. 28, 2017  Commission No. 392166
(SEAL)  "OFFICIAL SEAL" MICHAEL BERGER Notary Public, State of Illinois My Commission Expires Dec. 28, 2017 Commission No. 292166

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## **UNOFFICIAL COPY**

**EXECUTED** as of the date first written above.

LANDLORD:

Trusted knowling Co

TENANT:

FAMSA FINANCIAL, INC.,
a Texas corporation

2 Martines For Famsa fingocia, Inc Clart's Office

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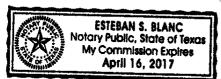
County Clark's Office

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STATE OF	TEXAS	)	
COUNTY OF _	DALLAS	) :	58

On 12 31 2014 before me, ESTEBAN BIANC, a notary public in and for said state, personally appeared PCACO MARTNEZ, 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 instrument 2.1d acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



(SEAL)

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