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Doc# 1909245035 Fee \$46.00

RHSP FEE:\$9.00 RPRF FEE: \$1.00

EDWARD M. MOODY

COOK COUNTY RECORDER OF DEEDS

DATE: 04/02/2019 01:51 PM PG: 1 OF 5

## FIRST AMENDMENT TO SHORT FORM LEASE

THIS FIRST AMENDMENT SHORT FORM LEASE (this "**Amendment**") is entered into as of this 29th day of MARCH, 2019, by and between GMX MIDLAND HOMEWOOD II, LLC, an Ohio limited liability company ("**Landlord**"), and CHICK-FIL-A, INC., a Georgia corporation ("**Tenant**").

### RECITALS:

A. Landlord and Tenant have entered into a Ground Lease dated June 29, 2018, as amended by the First Amendment to Ground Lease dated September 12, 2018, as amended by the Second Amendment to Ground Lease dated MARCH 29, 2019 (as subsequently amended, the "**Lease**"). The Lease is evidenced by that certain Short Form Lease dated June 29, 2018 recorded August 8, 2018 as Document 1822045048 (the "**Short Form Lease**").

B. Landlord and Tenant desire to file this First Amendment to Short Form Lease to revise the legal description of the Land and as further set forth in this Amendment.

NOW, THEREFORE, for and in consideration of the mutual covenants contained in this Declaration and Short Form Lease and in the Lease, Landlord and Tenant hereby agree as follows:

1. Land; Adjoining Property. Exhibit A-1 of the Short Form Lease is hereby deleted and replaced with Exhibit A-3 attached hereto. Exhibit A-2 of the Short Form Lease is hereby deleted and replaced with Exhibit A-4 attached hereto.

2. Commencement Date. Notwithstanding anything to the contrary set forth in the Lease or the Short Form Lease, the Commencement Date is MARCH 29, 2019.

4. Defined Terms. All capitalized terms and words of art which are used but not defined in this Amendment will have the same respective meaning designated for such terms and words of art in the Lease and the Short Form Lease.

3. No Modification. Except as expressly modified by this Amendment, the terms of the Short Form Lease will remain in full force and effect.

[Signatures commence on the following page]

*Re*

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SS0095  
058-5868



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"TENANT"

CHICK-FIL-A, INC., a Georgia corporation

By: [Signature]  
Name: John Mark Wood  
Title: Director, SE/ATL/International

(CORPORATE SEAL)

State of Georgia )  
County of Fulton ) ss.

On this 26<sup>th</sup> day of March, 2019, before me, the undersigned Notary Public in and for the said County and State, residing therein, duly commissioned and sworn, personally appeared John Mark Wood to me personally known, who by me duly sworn, did say that he/she is the Director of Tenant, that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation under proper authority and as the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in said County the day and year in this certificate first above written.

Sally Pierce (Seal)  
Notary Public, and for said County and State

My commission expires: 5/14/19.



document prepared by:  
Troutman Sanders  
Gary D. Knopf  
600 Peachtree Street, NE, Suite 3000  
Atlanta, GA 30308

after recording mail to:  
Fidelity National Title  
Attn: Carly Stillings  
3301 Windy Ridge Parkway Suite 300  
Atlanta, GA 30339

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EXHIBIT A-3

LEGAL DESCRIPTION OF LAND

LOT 1 IN THE FINAL PLAT OF GMX-MIDLAND SUBDIVISION, BEING A SUBDIVISION IN THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 26 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 25, 2018 AS DOCUMENT NUMBER 1826816006, IN COOK COUNTY, ILLINOIS.

CONTAINING 43,560 SQUARE FEET (1.000 ACRES, MORE OR LESS)

part of 29-29-409-027-0000  
part of 29-29-409-018-0000

unimproved land northwest corner  
of Halsted and West 175th St.

Homewood, IL

Property of Cook County Clerk's Office

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EXHIBIT A-4

LEGAL DESCRIPTION OF ADJOINING PROPERTY

LOT 2 IN THE FINAL PLAT OF GMX-MIDLAND SUBDIVISION, BEING A SUBDIVISION IN THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 26 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 25, 2018 AS DOCUMENT NUMBER 1826816006, IN COOK COUNTY, ILLINOIS.

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part of 29-29-409-027-0000  
part of 29-29-409-018-0000  
29-29-409-022-0000