

ELA:md
7917L

Schiller Park, IL
M-1318

86511383

14⁰⁰

DECLARATION OF FRANCHISE AGREEMENT

Know all men by these presents: that Howard Johnson Franchise Systems, Inc., a Delaware corporation, (hereinafter referred to as the "Company") and American National Bank and Trust Company of Chicago, under Trust Agreement dated December 3, 1985 and known as Trust Number 100388-00 and Inn of O'Hare International Associates, an Illinois limited partnership, jointly and severally (collectively hereinafter referred to as the "Franchisee," do hereby certify unto whom it may concern, and the world will take notice, that under date of September 30, 1986, Company and Franchisee made and entered into a certain Franchise Agreement covering the premises ("premises") as described on Exhibit A annexed hereto.

That said Franchise Agreement is now in effect and is for a term commencing September 30, 1986 and ending January 9, 1994 with the right and privilege to extend unless sooner terminated in accordance with the provisions in said Franchise Agreement; that said Franchise Agreement contains the entire contract between the parties, including the royalty fee to be paid; a provision restricting the sale, lease, alienation and use of the premises and prohibiting the sale, pledge, hypothecation, assignment or transfer of Franchisee's interest in said Franchise Agreement without written consent of the Company; a provision granting the Company a right of first refusal to purchase Franchisee's interest in the premises; a provision limiting the Company's liability for any debts incurred on behalf of the premises or business thereon; and other provisions and covenants as regulate and govern the relationship between the parties; that all persons are hereby put on notice of the existence of such Franchise Agreement and are referred to the said Franchise Agreement itself for its terms and conditions.

IN WITNESS WHEREOF this Declaration of Franchise Agreement has been duly executed, under seal, as of the 30th day of October, 1986.

COMPANY:

HOWARD JOHNSON FRANCHISE SYSTEMS, INC.

By John B. Be...
Vice President

ATTEST:

E. Par...
(Assistant) Secretary

FRANCHISEE:

INN OF O'HARE INTERNATIONAL ASSOCIATES,
an Illinois limited partnership

COOK COUNTY, ILLINOIS
FILED FOR RECORD

1986 OCT 31 AM 10:23

86511383

86511383

70-73-779-01

10

UNOFFICIAL COPY

02012008

Property of Cook County Clerk's Office

8881127

UNOFFICIAL COPY 8 6 5 1 7 8 3

By INN OF O'HARE INTERNATIONAL MANAGEMENT PARTNERS, an Illinois limited partnership, its general partner

By SHELL DEVELOPMENT CORPORATION OF O'HARE INTERNATIONAL, an Illinois corporation, its general partner

By [Signature]

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, UNDER TRUST AGREEMENT DATED DECEMBER 3, 1985 AND KNOWN AS TRUST NO. 100388-00

By [Signature]
(Vice) President

ATTEST:

By [Signature]
(Assistant) Secretary

This instrument is executed by AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not personally but solely as Trustee, as aforesaid. All the covenants and conditions to be performed hereunder by AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO are undertaken by it solely as Trustee, as aforesaid and not individually and no personal liability shall be asserted or be enforceable against AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO by reason of any of the covenants, statements, representations or warranties contained in this instrument.

This instrument is executed by AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not personally but solely as Trustee, as aforesaid. All the covenants and conditions to be performed hereunder by AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO are undertaken by it solely as Trustee, as aforesaid and not individually and no personal liability shall be asserted or be enforceable against AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO by reason of any of the covenants, statements, representations or warranties contained in this instrument.

COMMONWEALTH OF MASSACHUSETTS))SS
COUNTY OF NORFOLK)

I HEREBY CERTIFY that on this day before me, an officer duly authorized in the state and county aforesaid to take acknowledgments, personally appeared Curtis B. Bean and Richard C. LaForge, to me known and known to be the (Vice) President and (Assistant) Secretary of Howard Johnson Franchise Systems, Inc., and they acknowledged before me that they executed the within instrument as such officer, that they were authorized to do so, and that such was the free act and deed of the corporation.

WITNESS my hand and seal this 27th day of October, 1985.

[Signature]
Notary Public

My Commission expires:

Mary Ann DiPiero
Notary Public
My Comm. Expires Dec. 9, 1988

86511383

Prepared by & mail to:
Rudnick & Wolfe
30 N. La Salle
Chicago, Illinois
60602

BOX 333 - TH

attn B. Lewis

UNOFFICIAL COPY

Property of Cook County Clerk's Office

00000000



00000000

UNOFFICIAL COPY

8 6 5 1 1 3 3 3

STATE OF ILLINOIS)
)SS
COUNTY OF COOK)

I HEREBY CERTIFY that on this day before me, an officer duly authorized in the state and county aforesaid to take acknowledgments, personally appeared PERRY J. SNYDERMAN, to me known and known to be the (Vice) President of Shell Development Corporation of O'Hare International, the General Partner of Inn of O'Hare International Management Partners, the General Partner of Inn of O'Hare International Associates and he acknowledged before me that he executed the within instrument as such officer, that he was authorized to do so, and that such was the free act and deed of Shell Development Corporation of O'Hare International, Inn of O'Hare International Management Partners and Inn of O'Hare International Associates.

WITNESS my hand and seal this 29th day of October, 1986.

Cynthia A. Kinney
Notary Public

My Commission expires:

June 11, 1988

STATE OF IL)
)SS
COUNTY OF Cook)

I HEREBY CERTIFY that on this day before me, an officer duly authorized in the state and county aforesaid to take acknowledgments, personally appeared J.M. WHEELER and S.G. BAKER to me known and known to be the (Vice) President and (Assistant) Secretary of American National Bank and Trust Company of Chicago, under Trust Agreement dated December 3, 1985, and known as Trust No. 200388-00 and they acknowledged before me that they executed the within instrument as such officer, that they were authorized to do so, and that such was the free act and deed of the said Trustee for the uses and purposes therein set forth, pursuant to the authority of its Board of Directors.

WITNESS my hand and seal this ___ day NOV 30 1986, 1986.

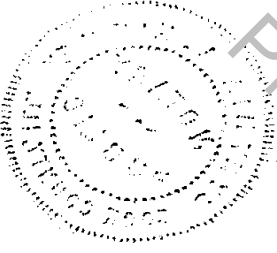
Loretta M. Sovenski
Notary Public

My Commission expires:



86511383

UNOFFICIAL COPY



Property of Cook County Clerk's Office

00000000

ALL THOSE CERTAIN LOTS, PIECES OR PARCELS OF LAND situate, lying and being in the South West Quarter of Section 16, Township 40 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois, as more particularly bounded and described.

Parcel - A:

That part of Lot 2 in Subdivision of the West half of the Southwest 1/4 of Section 16, Township 40 North, Range 12, East of the Third Principal Meridian, lying Northerly of a line drawn from a point on West line of said Lot, 557.681 feet South of the Northwest corner thereof, to a point on East line of said Lot, 500.00 feet South of the Northeast corner thereof, excepting therefrom that part thereof lying North of a line which intersects the East and West boundaries of said Lot 2, 27.46 feet South of the Northeast and Northwest corners thereof as per Document #57C-6303, all in Cook County, Illinois.

Parcel - B:

That part of Lot 2 in Subdivision of the West 1/2 of the Southwest 1/4 of Section 16, Township 40 North, Range 12, East of the Third Principal Meridian, lying southerly of a line drawn from a point on the West line of said lot, 557.681 feet South of Northwest corner thereof, to a point on East line of said lot, 500.00 feet South of the Northeast corner thereof, and the North 8.98 feet of Lot 7 in said Subdivision of the West 1/2 of the Southwest 1/4 of Section 16, Township 40 North, Range 12, East of the Third Principal Meridian, all in Cook County, Illinois.

also

That part of Lot 1 in Subdivision of the West half of South West one-quarter of Section 16, Township 40 North, Range 12, East of the Third Principal Meridian, described as follows:

Commencing at the South West corner of said Lot 1; thence North along West line of said Lot 1 to a point 500 feet South of North West corner of said Lot 1; thence Easterly along a line forming an angle of 90 degrees to right with last described line a distance of 232.74 feet to a point; thence Southwesterly along a line (said line running to left and having a radius of 5854.58 feet), a distance of 352.59 feet to a point on South line of said Lot 1, 214.50 feet West of South East corner of said Lot 1; thence West along South line of said Lot 1 to place of beginning, in Cook County, Illinois.

also

That part of Lot 8 in the Subdivision of the West half of the South West quarter (except that part lying North of Irving Park Road) of Section 16, Township 40 North, Range 12, East of the Third Principal Meridian, lying Northwesterly of a curved line, said line being the arc of a curve to the right with a radius of 5,854.58 feet and intersects the West line of said Lot 8, 383.01 feet North of its South West corner and the North line of said Lot 8, 214.5 feet West of its North East corner, in Cook County, Illinois.

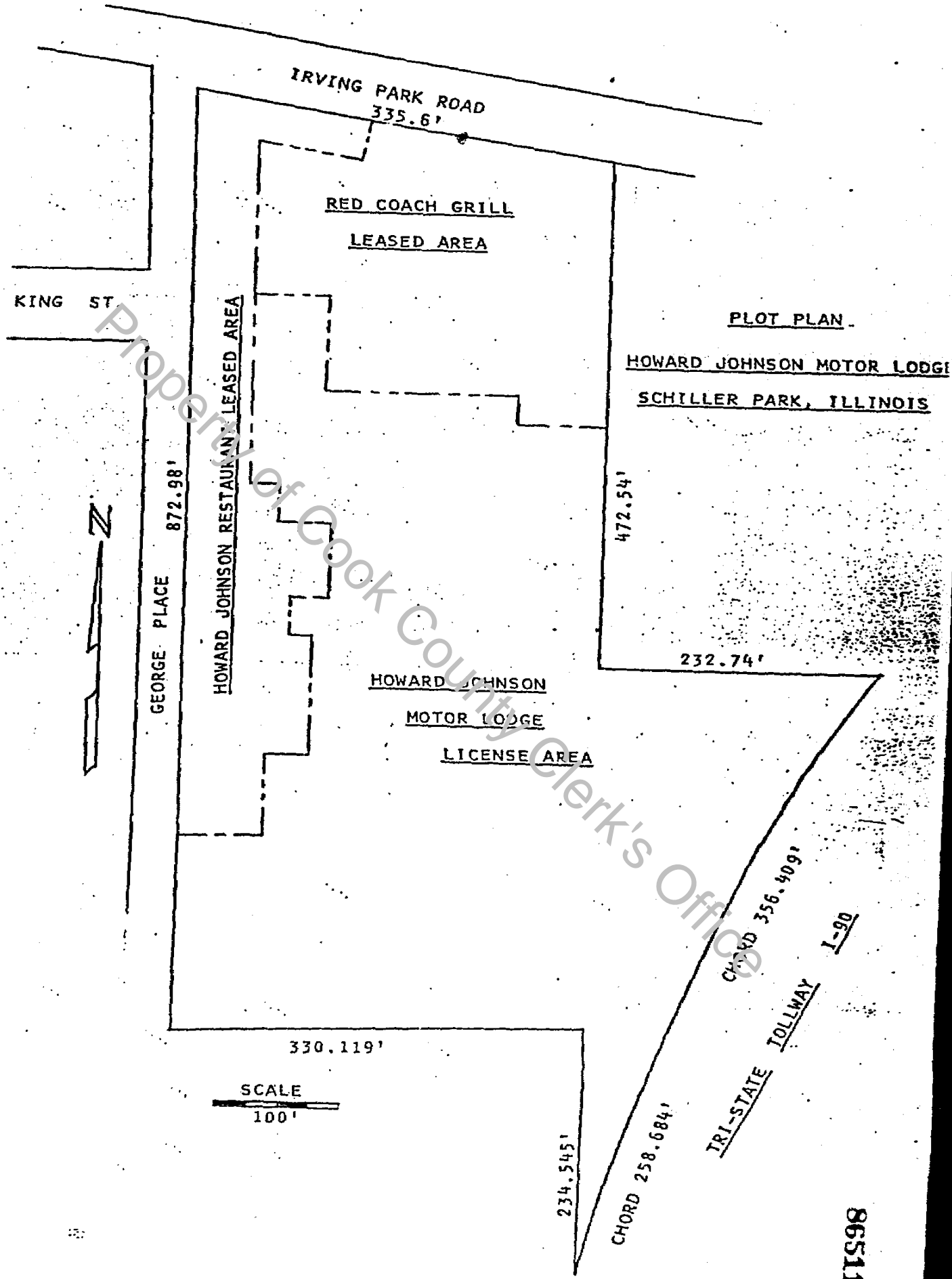
Known as: S. E. corner of Irving Park Road & George Pl, Schiller Park, Illinois

86511383

UNOFFICIAL COPY

Property of Cook County Clerk's Office

00000000



Property of Cook County Clerk's Office

86511383

UNOFFICIAL COPY

Property of Cook County Clerk's Office