

# UNOFFICIAL COPY

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## MEMORANDUM OF GROUND LEASE AGREEMENT

This Memorandum of Ground Lease Agreement made and entered into as of the 1st day of September, 1989 by and between The Northern Trust Company, an Illinois State banking association, John F. Cuneo, Jr., and Frank C. Cuneo, as Co-Trustees under the Last Will and Testament of Frank C. Cuneo, Deceased ("Lessor") and to American National Bank and Trust Company of Chicago, not personally but as Trustee under Trust Agreement dated June 1, 1989 and known as Trust No. 108479-03, ("Lessee"),

### W I T N E S S E T H:

Pursuant to the terms of a Ground Lease Agreement ("Ground Lease") of even date herewith, Lessor has leased, demised and let to Lessee, and Lessee has leased from Lessor, and by these presents Lessor does hereby lease, demise and let to Lessee, and Lessee hereby does lease from Lessor, on the terms and conditions set forth in the Ground Lease, that certain real property, lying and being situated in the Cook County, Illinois and more particularly described in Exhibit A hereto (the "Land").

The Ground Lease is for a term commencing on October 30, 1989 and expiring on December 31, 2063.

The Ground Lease contains and sets forth other important terms and provisions, including the right of the Lessee to purchase the Land under certain circumstances. This Memorandum of Ground Lease Agreement is executed for the purpose of placing parties dealing with the Land, or with any of the improvements constructed on the Land, on notice of the existence of the Ground Lease, and, where appropriate, its contents.

Neither Lessee nor any of Lessee's agents, employees, representatives, contractors, or subcontractors shall have any authority or power to do any act or this or to make any contract or agreement which shall result in the creation of any mechanic's lien or claim upon or against Lessor or Lessor's interest in the leased premises, and Lessor shall have no responsibility to Lessee or to any contractor, subcontractor, supplier, materialman, or workman who shall engage in or participate in any additions, alterations, changes or replacements thereof.

This Memorandum of Ground Lease Agreement will inure to the benefit of and be binding on Lessor and Lessee and their respective heirs, successors and assigns, to the extent, but only to the extent, provided in the Ground Lease.

IN WITNESS WHEREOF, The Northern Trust Company, an Illinois State banking association, as a Co-Trustee under the Frank Cuneo Trust, has, this 1st day of September, 1989, caused its corporate seal to be hereto affixed and the foregoing Memorandum of Ground Lease Agreement signed by Kurt A. Chelsie and Mark A. Hale, its Vice President and Assistant Secretary John F. Cuneo, Jr., and Frank C. Cuneo, as Co-Trustees under the

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Last Will and Testament of Frank Cuneo, Deceased have executed the foregoing Memorandum of Ground Lease Agreement, and the under- signed, American National Bank and Trust Company of Chicago, not personally, but as Trustee under Trust Agreement dated June 1, 1989, and known as Trust No. 108479-03, the Lessee therein, executed the foregoing Memorandum of Ground Lease Agreement dated September, 1, 1989, this 1st day of September, 1989, all according to law.

"LESSOR"

THE NORTHERN TRUST COMPANY,  
as Co-Trustee under the Last Will and  
Testament of Frank Cuneo, Deceased

ATTEST:

Mark A. Hill  
ASSISTANT Secretary

By Kurt A. Carlisle  
Name: KURT A. CARLISLE  
Title: VICE PRESIDENT

John F. Cuneo, Jr. and  
John F. Cuneo, Jr., as Co-Trustee  
under the Last Will and Testament of  
Frank Cuneo, Deceased

Frank C. Cuneo, Jr. and  
Frank C. Cuneo, Jr., as Co-Trustee  
under the Last Will and Testament of  
Frank Cuneo, Deceased

"LESSEE"

AMERICAN NATIONAL BANK AND TRUST  
COMPANY OF CHICAGO, not personally  
but as Trustee under Trust Agreement  
dated June 1, 1989 and known as Trust  
No. 108479-03,

Ellis J. [Signature]  
ASSISTANT SECRETARY      Second Vice President

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Property of Cook County

This instrument is a copy of the original as recorded in the Public Records of Cook County, Illinois, on 09/01/89, at 1:00 PM. The recording fee is \$1.00. The instrument is a copy of the original as recorded in the Public Records of Cook County, Illinois, on 09/01/89, at 1:00 PM. The recording fee is \$1.00. The instrument is a copy of the original as recorded in the Public Records of Cook County, Illinois, on 09/01/89, at 1:00 PM. The recording fee is \$1.00.

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STATE OF ILLINOIS §

COUNTY OF COOK § to wit:

I, JOYCE D. JUNGE, a Notary Public in and for the aforesaid jurisdiction, do hereby state that KURT A. CARLISLE and MARK A. HALE, who are the VICE President and Assistant Secretary for The Northern Trust Company, an Illinois State banking association, as Co-Trustee under the Frank Cuneo Trust, party to the foregoing and annexed agreement, bearing date as of the \_\_\_\_\_ day of \_\_\_\_\_, 1989, personally appeared before me in said jurisdiction the said KURT A. CARLISLE and MARK A. HALE being personally well known to me (or satisfactorily proven) as the person named as VICE PRESIDENT and Assistant Secretary of The Northern Trust Company, and acknowledged said agreement to be the act and deed of the said banking association, in the capacity therein stated, and that he delivered the same as such.

GIVEN under my hand and seal this 1st day of September, 1989.

Joyce D. Junge  
Notary Public

My Commission Expires:

My Commission Expires October 9, 1989

STATE OF ILLINOIS §

COUNTY OF COOK § to wit:

I, HARRY R. NEEN, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that John F. Cuneo, Jr., personally well known to me (or satisfactorily proven) to be the person who executed the foregoing and annexed agreement, bearing date as of the \_\_\_\_\_ day of \_\_\_\_\_, 1989, personally appeared before me in said jurisdiction and acknowledged said agreement to be his act and deed, and that he executed said instrument for the purposes therein contained.

GIVEN under my hand and seal this 5th day of September, 1989.

Harry R. Neen  
Notary Public

My Commission Expires:

Nov. 15, 1991

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STATE OF Ala. §

COUNTY OF Broward § to wit:

I, Julie A. Burke, a Notary Public in and for the aforesaid jurisdiction, do hereby certify that Frank C. Cuneo, personally well known to me (or satisfactorily proven) to be the person who executed the foregoing and annexed agreement, bearing date as of the \_\_\_\_\_ day of \_\_\_\_\_, 1989, personally appeared before me in said jurisdiction and acknowledged said agreement to be his act and deed, and that he executed said instrument for the purposes therein contained.

GIVEN under my hand and seal this 7 day of Sept., 1989.

Julie A. Burke  
Notary Public

My Commission Expires:  
\_\_\_\_\_

NOTARY PUBLIC, STATE OF FLORIDA AT LARGE  
MY COMMISSION EXPIRES JAN. 28, 1993  
BONDED THRU AGENTIS NOTARY BROKERAGE

STATE OF ILLINOIS §

COUNTY OF COOK § to wit:

I, KAREN E. BURNS, a Notary Public in and for the aforesaid jurisdiction, do hereby state that P. JOHANSEN and Claire Rosati Feley, who are the Second Vice President and ASSISTANT SECRETARY for the American National Bank and Trust Company of Chicago, a national banking association, as Trustee under a Trust Agreement dated June 1, 1989 and known as Trust No. 108479-03, party to the foregoing and annexed agreement, bearing date as of the OCT 26 1989 day of \_\_\_\_\_, 1989, personally appeared before me in said jurisdiction the said Second Vice President and ASSISTANT SECRETARY being personally well known to me (or satisfactorily proven) as the person named as Second Vice President and ASSISTANT SECRETARY of the American National Bank and Trust Company of Chicago, and acknowledged said agreement to be the act and deed of the said banking association, in the capacity therein stated, and that they delivered the same as such.

GIVEN under my hand and seal this OCT 26 1989 day of \_\_\_\_\_, 1989.

Karen E. Burns  
Notary Public



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EXHIBIT A  
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Legal Description 5 1 4 1

THE NORTH 14 AND 2/3RDS FEET OF LOT 3 AND ALL OF LOT 2 IN RASKOPF AND OTHERS SUBDIVISION OF THE SOUTH HALF OF BLOCK 9 IN CANAL TRUSTEES' SUBDIVISION OF THE SOUTH FRACTIONAL QUARTER OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, ALSO LOTS 4 AND 5 IN THE SUBDIVISION OF THE NORTH HALF OF BLOCK 9 IN CANAL TRUSTEES' SUBDIVISION OF THE SOUTH FRACTIONAL QUARTER OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

PARCEL 2:

THE SOUTH 40.2 FEET OF LOT 3 (EXCEPT THE EAST 27 FEET, 4 INCHES THEREOF) IN ROSKOPF AND OTHERS' SUBDIVISION OF THE SOUTH 1/2 OF BLOCK 9 IN THE CANAL TRUSTEES' SUBDIVISION OF THE SOUTH FRACTIONAL 1/4 OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, (EXCEPTING FROM SAID PREMISES ANY PORTION THEREOF, IF ANY, FALLING WITHIN THE NORTH 14 2/3 FEET OF SAID LOT 3) IN COOK COUNTY, ILLINOIS.

PARCEL 3:

LOT 1 IN ROSSKOPF AND OTHERS' SUBDIVISION OF THE SOUTH 1/2 OF BLOCK 9 IN CANAL TRUSTEES' SUBDIVISION OF THE SOUTH FRACTIONAL 1/4 OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PREPARED BY (WHEN RECORDED RETURN TO):

Amy L. Listick  
Keck, Mahin & Cate  
8300 Sears Tower  
233 S. Wacker Drive  
Chicago, Illinois 60606

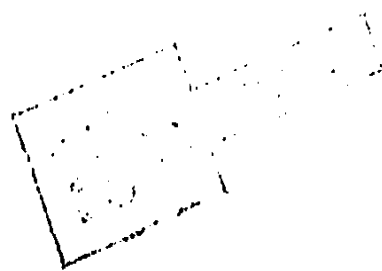


PIN: 17-03-206-004  
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17-03-206-002

State & Walton

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COOK COUNTY RECORDER

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