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Memorandum of Lease is for a period of fifteen years, commencing on the commencement date (as established in the Lease based upon the substantial completion of the improvements upon the property). Thereafter, Tenant has the right under the Lease to renew and extend the term of the Lease for three (3) successive periods of five (5) years each.

II. Exclusive Operations Privilege. The Lease provides that Tenant shall enjoy the sole and exclusive privilege in the Shopping Center located on the property to operate a pharmacy, drugstore and health and beauty aids store subject only to the rights of certain tenants and occupants of the Shopping Center as set forth in the Lease to engage in similar operations.

III. Successors. The covenants, conditions and agreements made and entered into by the parties hereto shall be binding upon and inure to the benefit of their respective heirs, administrators, executors, representatives, successors and assigns.

IV. Incorporation of Lease. All terms and conditions of the Lease are hereby incorporated herein by reference as if fully set forth herein.

V. Conflicts with Lease. This Memorandum of Lease is solely for notice and recording purposes and shall not be construed to alter, modify, expand, diminish or supplement the provisions of the Lease. In the event of any inconsistency between the provisions of this Memorandum of Lease and the provisions of the Lease, the provisions of the Lease shall govern.

Landlord and Tenant have entered into a Lease (the "Lease") dated March 1, 1991, whereby Landlord has leased to Tenant a portion of the real property (the "Property"), in the Village of Orland Hills, Cook County, Illinois, the legal description of which Property is set forth on Exhibit A attached hereto. The Lease contains provisions and rights appurtenant to the Property, some of which are as follows:

This Memorandum of Lease is made this 17 day of March, 1991, between ORLAND HILLS I PARTNERSHIP, an Illinois partnership (hereinafter referred to as "Landlord"), and PHAR-MOR, INC., a Pennsylvania corporation (hereinafter referred to as "Tenant").

MEMORANDUM OF LEASE

91671656

DEPT-01 RECORDING 16.0
104444 TRAN 8799 12/20/91 13:23:00
#3249 # D # - 21 - 671656
COOK COUNTY RECORDERS

UNOFFICIAL COPY

Property of Cook County Clerk's Office

JHM10931.00C

Janet H. Wainingham, Esq.
JENNER & BLOCK
One IBM Plaza
Chicago, Illinois 60611

Instrument drafted by
and when recorded by
return to:

ASSISTANT SECRETARY

Richard H. Wainingham
Its Secretary

By:

ATTEST:

Charity J. Imbrie
VICE PRESIDENT

Its VICE PRESIDENT

By:

PHAR-MOR, INC., a Pennsylvania
corporation

Its Secretary

By:

ATTEST:

Its Vice President

By:

ORLAND HILLS I PARTNERSHIP,
a Texas
limited partnership,
general partner
By: Orland Hills Property Company,
Inc., a Delaware
corporation, general
partner

William A. Meek
Its Vice President

IN WITNESS WHEREOF, this Memorandum of Lease has
been duly executed by the parties hereto as of the day and
year first above written.

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Property of Cook County Clerks Office

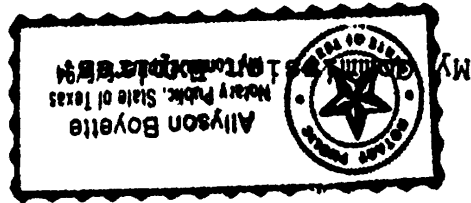
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Property of Cook County Clerk's Office

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91671656

Property of [Handwritten Name]
Notary Public



I, Allyson Boyette, a Notary Public in and for said county and in the state aforesaid, DO HEREBY CERTIFY THAT William D. Harte William D. Harte President of Orhillis Property company, Inc., and G. James McWilliam Secretary thereof, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such William D. Harte President and William D. Harte Secretary respectively of said corporation, as general partner of Orhillis Limited Partnership ("OHLP"), general partner of Orhillis Partnership (the "Partnership"), appeared before me this day in person and acknowledged that they signed and delivered said instrument as their own free and voluntary act, and as the free and voluntary act of said corporation, OHLP and the Partnership for the uses and purposes therein set forth; and said Secretary did affix said corporate seal of said corporation to said instrument as his/her own free and voluntary act, and as the free and voluntary act of said corporation, OHLP and the Partnership for the uses and purposes therein set forth.

GIVEN under my hand and Notarial seal this 14th day of November, 1991.

STATE OF ILLINOIS
COUNTY OF DODGE
} SS.
}

LANDLORD ACKNOWLEDGEMENT (PARTNERSHIP)

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My Commission Expires:

Pamela M. Carter
Notary Public

GIVEN under my hand and notarial seal this 6th day of December, 1991.

I, PAMELA M. CARTER, a Notary Public within and for said County, in the State aforesaid, do hereby certify that CHARITY INBRIZ, personally known to me to be the VICE-President of Phar-Mor, Inc., a Pennsylvania corporation, and RICHARD NIMITZ, personally known to me to be the secretary of said corporation, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that they signed and delivered the said instrument as VICE-President and Secretary of said corporation, pursuant to authority given by the Board of Directors of said corporation, as the free and voluntary act and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

STATE OF PENNSYLVANIA)
COUNTY OF ALLEGHENY)
SS.)
_____)

UNOFFICIAL COPY

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Property of Cook County Clerk's Office



11/11/2009

05/19/09, 05/17/09, 05/14/09
05/12/09, 05/11/09, 05/08/09
05/07/09, 05/06/09, 05/05/09

05/04/09, 05/03/09, 05/02/09

05/01/09, 04/30/09, 04/29/09
04/28/09, 04/27/09, 04/26/09

91671656

05/19/09, 05/17/09, 05/14/09
05/12/09, 05/11/09, 05/08/09
05/07/09, 05/06/09, 05/05/09
05/04/09, 05/03/09, 05/02/09
05/01/09, 04/30/09, 04/29/09
04/28/09, 04/27/09, 04/26/09

05/19/09, 05/17/09, 05/14/09, 05/12/09, 05/11/09, 05/08/09, 05/07/09, 05/06/09, 05/05/09, 05/04/09, 05/03/09, 05/02/09, 05/01/09, 04/30/09, 04/29/09, 04/28/09, 04/27/09, 04/26/09

ARTICLE 5

91671656

Property of Cook County Clerk



PROPERTY ADDRESS:
Southeast corner of 159th
Street and 94th Avenue
Orland Hills, Illinois

Janet H. Birmingham
JENNER & BLOCK
One IBM Plaza
Chicago, Illinois 60611

PIN: 27-22-101-008
27-22-101-009

This instrument was prepared
by and after recording return
mail to:

LEGAL DESCRIPTION OF THE SHOPPING CENTER
EXHIBIT A
Lots 1, 2, 3, 5 and 6 in Orland Towne Center
subdivision, being a subdivision of part of the Northeast
Quarter of Section 22, Township 36 North, Range 12 East of
Third Principal Meridian, in Cook County, Illinois.