



**OPUS NORTH CORPORATION**

DESIGNERS • BUILDERS • DEVELOPERS

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9700 Higgins Road  
Suite 900  
Rosemont, Illinois 60018-4713  
(708) 692-4444  
FAX (708) 318-1618

June 25, 1992

482218

VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Foodmaker, Inc. (#2553)  
9330 South Balboa  
San Diego, CA 92112

Attention: George W. White

92482218

Re: Agreement for Temporary Easement and for Permanent Easement dated as of July 29, 1981 (the "Agreement"), between National Boulevard Bank of Chicago, as Trustee (L/T/A dated 11/15/78 A/K/A Trust No. 5850 ("Grantor") and Foodmaker, Inc. ("Grantee")

Dear Mr. White:

Reference is hereby made to the Agreement. Opus Properties, Inc. ("OPI") is the successor in interest to Grantor under the Agreement.

OPI intends to improve that part of Parcel 1 (as defined in the Agreement) legally described on Exhibit A attached hereto and made a part hereof ("Shopping Center Property") with a shopping center project, including parking facilities. Pursuant to Paragraph 5 of the Agreement, OPI hereby certifies to Grantee that OPI intends to improve the Shopping Center Property with parking facilities. This letter shall constitute the Termination Notice contemplated by said Paragraph 5. Accordingly, the Temporary Easement (as defined in the Agreement) shall automatically cease and terminate and be of no further force and effect ten (10) days after the date hereof. Please be advised that OPI intends to prepare the Interim Parking Area (as defined in the Agreement) to a reasonably flat grade and lay a uniform crushed stoned surface on the Interim Parking Area within ninety (90) days from the date of this letter.

Upon completion of the aforesaid parking facilities, OPI agrees to grant to Grantee a non-exclusive easement appurtenant to Parcel 2 (as defined in the Agreement and as legally described on Exhibit B attached hereto and made a part hereof) over the Permanent Easement Premises (as defined in the Agreement) for the sole and exclusive purpose of vehicular and pedestrian ingress and egress and parking of 42 standard size motor vehicles, subject to negotiation of a mutually acceptable easement agreement providing for, among other things, payment by Grantee to OPI a proportionate share of the cost of maintaining, repairing, replacing, insuring and operating the parking facilities.

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If you have any questions concerning the matters raised here, please do not hesitate to contact the undersigned.

Sincerely,

OPUS PROPERTIES, INC.

By: Keith P. Bednarski  
Its: Pres

STATE OF ILLINOIS )  
                                  ) SS.  
COUNTY OF COOK )

I, CATHERINE GRACE, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that KEITH P. BEDNARSKI personally known to me to be the PRESIDENT of Opus Properties, Inc., and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed and delivered said instrument as PRESIDENT of said corporation, as his free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

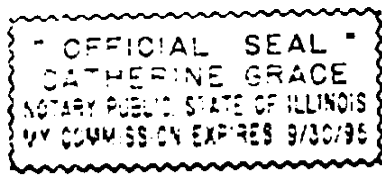
GIVEN under my hand and notarial seal this 26<sup>th</sup> day of June, 1992



Catherine Grace  
Notary Public

My Commission Expires: 9-30-95

Prepared by, and after recording return to:  
  
D. Albert Daspin  
Winston & Strawn  
35 West Wacker Drive  
Chicago, Illinois 60601



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## EXHIBIT A

### Legal Description

#### Parcel 1:

Lot 4 in Woodfield Business Center, being a Subdivision of part of the Southwest 1/4 of Section 11, Township 41 North, Range 10, East of the third principal meridian, recorded November 9, 1979 as Document Number 25234483, in Cook County, Illinois.

#### Parcel 2:

Lot 6 in Woodfield Business Center, being a Subdivision of part of the Southwest 1/4 of Section 11, Township 41 North, Range 10, East of the third principal meridian, excepting therefrom the following two tracts of land:

Lot 41 in Woodfield Business Center Unit 13, being a resubdivision of part of said Lot 6 in Woodfield Business Center;

Lot 31 in Woodfield Business Center Unit 8, being a resubdivision of part of said Lot 6 in Woodfield Business Center, in Cook County, Illinois.

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## EXHIBIT B

Lot 41 in Woodfield Business Center Unit 13, being a Resubdivision of Part of Lot 6 in Woodfield Business Center, a Subdivision of part of the South West Quarter of Section 11, Township 41 North, Range 10, East of the Third Principal Meridian, in Cook County, Illinois.

Property of Cook County Clerk's Office

02/20/2013

**OPUS NORTH CORPORATION**