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TOC #7 Franklin Park, Illinois

LEASE CANCELLATION AGREEMENT

(Affects Document 90215263)

THIS LEASE CANCELLATION AGREEMENT is made and entered January 30 , 1992, by and between:

> NEW LENOX STATE BANK As Trustee under Trust Agreement dated as of January 1, 1990 and known as Trust No. 1349 110 West Maple New Larox, Illinois

("Lessor"),

THORNTON OLL CORPORATION 10101 Linn Station Road, Suite 200 Louisville, Kentucky 40223

("Lessee")

AND

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JAMES H. THORNTON 10101 Linn Station Road, Suite 200 Louisville, Kentucky 40223

("Thornton").

WITNESSETH:

- Pursuant to the terms of a Lease dated January 1, 1990, a memorandum of which is of record at Document 90215263 in the Office of the Recorder off Cook County, Illinis (the "Lease"), Lessor leased to Lessee the real property located in Melrose Park, Cook County, Illinois described in Exhibit A attiched hereto and made a part hereof, together with all easements, rights, licenses, and appurtenances used in connection therewith or belonging thereto (the "Land"); together with the buildings, structures and other improvements now standing, constructed or placed on the Land; and together with all fixtures and equipment constructed or placed thereon or in the buildings or other improvements standing thereon. All of the foregoing is hereinafter referred to collectively as the "Leased Property."
- On the date hereof (the "Effective Date"), Lessor, Thornton, and Lessee hereby terminate and cancel the Lease.
- Lessor, Thornton, and Lessee each hereby release and discharge the other from any and all respective rights, duties, and obligations arising under the Lease from and after the Effective Date.

STATE OF ILLINOIS \SS: Will COUNTY OF

I, the undersigned Notary Public in and for said County, in the State aforesaid, do hereby certify that Vincent C. Ruggiero Trust Officer of the New Lenox State Bank, and R. Joseph Huff said Bank, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Trust Office and Sr. Vice President , respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act, and the free and voluntary act of said Bank, for the uses and purposes therein set forth; and the said Trust Officer did also then and there acknowledge that (s)he, as custodian of the corporate seal of said Bank, did affix the said corporate seal of said Bank to said instrument as her/his own free and voluntary act, and as the free and voluntary act of said Bank, for the uses and purposes set forth.

3rd day of Given under my hand and notarial seal this "OFFICIAL SEAL" April , 1992. Pam Simons Nethry Collin, State of Illinois My commission expires

Notary Public

cery ke INSTRUMENT PREPARED BY:

Seewer

WYATT, TARRANT & COMBS

Citizens Plaza

Louisville, Kentucky 40202

(502) 589-5235

Exhibit List

A - Legal Description of Land

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Trustee's Exculpation. It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the representations, covenants, undertakings and agreements herein made on the part of Lessor, while in form purporting (except as herein otherwise expressed and except Lessor warrants that it has authority to execute this Lease Cancellation Agreement) to be the representations, covenants, undertakings and agreements of the Lessor, are nevertheless each and every one of them made and intended not as personal representations, covenants, undertakings and agreements by the Lessor personally, but are made and intended for the purpose of binding only that portion of the trust property specifically leased under the Lease, and this Lease Cancellation Agreement is executed by and delivered by the Lessor not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee, that no duty shall rest upon the Lessor to sequester the trust estate or the rents, issues and profits arising therefrom, or the proceeds arising from any sale or other disposition thereof, and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against Lessor, or any of the beneficiaries under the Trust Agreement, on account of this Lease Cancellation Agraement or on account of any representations, covenants, undertakings or agreements of the Lessor, in this Lease Cancellation Agreement contained either expressly or impliedly, all such personal liability, it any, being expressly waived and released by Lessee herein and by all persons claiming by, through or under Lessee.

IN WITNESS WHEREOF, Lessee and Thornton have entered into this Lease Cancellation Agreement on the dates set forth below.

ATTEST:

NEW LENCY STATE BANK, not personally, but as Trustee under Trust No. 1249

By:

Title:

Thornton officer (Seal)

ATTEST:

By:

Thornton officer (Seal)

By:

David M. Brauckmann Vice President-Finance

JAMES H. THORNTON

2242745

| COUNTY OF Lefteron) |
|---|
| I, the undersigned notary public in and for said County, in the State aforesaid, do hereby certify that James H. Thornton, 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 the said instrument as his own free and voluntary act, for the uses and purposes therein set forth. |
| Given under my hand and notarial seal this <u>30th</u> day of $\frac{1992}{1000000000000000000000000000000000000$ |
| Sux do Mrs. Notary Public |
| STATE OF KENTUCKY) SS: COUNTY OF JEFFERSON) |
| I, the undersigned Notary Public in and for said County, in the State aforesaid, do hereby certify that David M. Brauckmann, Vice President, Finance of Thorncon Oil Corporation, and Militarda Company of said corporation, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Vice President, and person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act, and as the free and voluntary act of said corporation, for the uses and purposes therein set forth and the said of the corporate seal of said corporation did affix the said corporate seal of said corporation to said instrument as her/his own free and voluntary act, and as the free and voluntary act of said corporation, for the uses and purposes set forth. |
| Given under my hand and notarial seal this 30/4 day of famually, 1992. My commission expires: 5/15/95 |

Lots 88 and 89 in Frederick H. Bartlett's Grand Farms Unit "D," being a subdivision of the North half of the South half of the North half of the East three-quarters of the Southeast quarter of Section 29, Township 40 North, Range 12 East of the Third Principal Meridian in Cook County, Illinois.

Permanent Identification Nos. 12-29-409-005-0000 and 12-239-409-006-0000

dr. ark, Of Cook County Clerk's Office Common address: 2640-50 North Mannheim Road, Leyden Township, Melrose Park, Illinois

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Property of Coot County Clert's Office