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COOK COUNTY ILLINOIS
RECORDER OF DEEDS

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MEMORANDUM OF ARTICLES OF AGREEMENT

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THIS MEMORANDUM is being recorded in the Office of the Recorder of Deeds of Cook County, Illinois, to impart constructive notice upon all parties taking an interest in and to the real estate described below following the recording of this document.

The undersigned have entered into an Installment Agreement for Deed dated February 4, 1993, with a term to end April 7, 1996, for the property commonly known as 8455 South 77th Avenue, Bridgeview, Illinois, and legally described as follows:

Parcel 1:

That part of the East $\frac{1}{4}$ of the East $\frac{1}{4}$ of the South West $\frac{1}{4}$ of Section 36, Township 38 North, Range 12 East of the Third Principal Meridian, described as follows:

Commencing at a point on the West line of said East $\frac{1}{4}$ of the East $\frac{1}{4}$ of the South West $\frac{1}{4}$ 1391.0 feet North of the South line of Section 36; thence East along a line perpendicular to last described course 33 feet to the point of beginning, said point being also the North West corner of property conveyed to Elizabeth J. Olson by Deed recorded December 10, 1965 as Document 19680315; thence North along a line 33.0 feet East of and parallel with the West line of the East $\frac{1}{4}$ of the East $\frac{1}{4}$ of the South West $\frac{1}{4}$ of Section 36, 400.0 feet; thence

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Exemption provisions restricting any liability of Harris Trust and Savings Bank, attached hereto, is hereby expressly made a part hereof.

East along a line perpendicular to last described course to the West right of way of the Baltimore and Ohio Chicago Terminal Railroad; thence Southerly along said West right of way 400.0 feet to the North East corner of said lands conveyed to Elizabeth J. Olson; thence West along the North line of said lands to the point of beginning, in Cook County, Illinois.

ALSO

Parcel 2:

Easement for the benefit of Parcel 1 as created by Deed from Indiana Harbor Belt Railroad Company, a corporation of Indiana, to Robert K. Wolf dated May 12, 1967 and recorded July 20, 1967 as Document 20203651 for ingress and egress over that part of the West 33 feet of the East $\frac{1}{4}$ of the East $\frac{1}{4}$ of the South West $\frac{1}{4}$ of Section 36, Township 38 North, Range 12, East of the Third Principal Meridian, lying South of the South line of 83rd Street and North of the North line of 87th Street, in Cook County, Illinois.

P.I.N. 18-36-306-005

The parties acknowledge that the Buyer shall have unlimited prepayment privilege throughout the term of this Agreement.

DATED: February 4, 1993.

SELLER:

HARRIS TRUST AND SAVINGS BANK, as Trustee as aforesaid

BY:

Its: Assistant Vice President

ATTEST:

Its: Assistant Secretary

BUYER:

BORKOWSKI FAMILY INVESTMENT PARTNERSHIP, an Illinois general partnership

JOHN S. BORKOWSKI TD GIFTS TRUSTS FOR THE BENEFIT OF JASON BORKOWSKI AND JENNIFER BORKOWSKI, a Partner

BY:

Edward Borkowski
EDWARD BORKOWSKI, Co-Trustee

John Scott
JOHN SCOTT, Co-Trustee

EXCULPATORY CLAUSE

It is expressly understood and agreed by and between the parties hereto, hereby, anything therein to the contrary notwithstanding, that each and all of the warranties, representations, covenants, indemnities, undertakings and agreements herein made on the part of the Haris Trust and Savings Bank while in form purporting to be the warranties, representations, covenants, indemnities, undertakings and agreements of said Haris Trust and Savings Bank are nevertheless each and all of them made and intended not as personal warranties, representations of binding said Haris Trust and Savings Bank personally, but are made and intended solely for the purpose of binding that portion of the trust property specifically described herein; and this instrument is executed and delivered solely for the purpose of binding that portion of the trust property specifically described herein; and this instrument is executed and delivered by said Haris Trust and Savings Bank not in its own right, but solely in the exercise of the powers conferred upon it by virtue of the land trust agreement; and that no personal liability or personal responsibility is assumed by, nor shall it at any time be asserted or enforceable against the Haris Trust and Savings Bank in account of this instrument or on account of any warranties, representations, indemnities, covenants, undertakings or agreements in this instrument contained, either expressed or implied, and all such personal liability, if any, being expressly waived and released by the other parties to this instrument and by all persons claiming by, through, or under said parties. The parties to this instrument hereby acknowledge that under the terms of the land trust agreement the Haris Trust and Savings Bank has no obligations or duties in regard to the operation, management and control of the trust premises, nor does it have any possessory interest therein; and that said bank has no right to any of the rents, profits and proceeds from said trust premises, notwithstanding anything in this instrument contained to the contrary. Haris Bank is not the agent for the trustee of the trust; and in the event of any conflict between the provisions of this Haris Trust and Savings Bank and the body of this instrument, the provisions of this paragraph shall control.

Property

Bank's Office

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EDWARD BORKOWSKI TD GIFTS TRUSTS FOR
THE BENEFIT OF MICHAEL E. BORKOWSKI,
DAVID B. BORKOWSKI AND BRADLEY R.
BORKOWSKI, a Partner

BY: *Linda Borkowski*
LINDA BORKOWSKI, Co-Trustee
David J. Piatak
DAVID PIATEK, Co-Trustee

This instrument prepared by:

KENNETH J. NEMEC, JR.
GOLDSTINE, SKRODZKI, RUSSIAN, NEMEC
AND HOFF, LTD.
7660 West 62nd Place
Summit, Illinois 60501
Phone: (708) 458-1253

MAIL

DICK HOMER
RUDNICK - WOLFE
203 N. LA SALLE ST.
CHICAGO, IL 60601

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STATE OF ILLINOIS)
) S.S.
COUNTY OF C O O K)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that _____ and _____, _____ Trust Officer and _____ Secretary, respectively, of HARRIS TRUST AND SAVINGS BANK, 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 acknowledged that they signed, sealed 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 herein set forth.

Given under my hand and official seal, this _____ day of _____, 1993.

Commission Expires: _____

Notary Public

STATE OF ILLINOIS)
) S.S.
COUNTY OF C O O K)

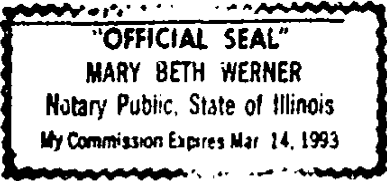
I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that EDWARD BORKOWSKI AND JOHN SCOTT, Co-Trustees of the JOHN S. BORKOWSKI TD GIFTS TRUSTS FOR THE BENEFIT OF JASON BORKOWSKI AND JENNIFER BORKOWSKI, and LINDA BORKOWSKI AND DAVID PIATEK, Co-Trustees of the EDWARD BORKOWSKI TD GIFTS TRUSTS FOR THE BENEFIT OF MICHAEL E. BORKOWSKI, DAVID B. BORKOWSKI AND BRADLEY R. BORKOWSKI, Partners in the BORKOWSKI FAMILY INVESTMENT PARTNERSHIP, 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 acknowledged that they signed, sealed and delivered the said instrument as their own free and voluntary act, and as the free and voluntary act of said partnership, for the uses and purposes herein set forth.

Given under my hand and official seal, this 11th day of February, 1993.

Commission Expires: _____

Mary Beth Werner

Notary Public



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