This instrument was prepared by and after recording return to:

Steven J. Holler Hopkins & Sutter Three First National Plaza Suite 4300 Chicago, Illinois 60602

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COOK COUNTY RECORDER

95278648

### MUMORANDUM OF LEASE TERMINATION AGREEMENT

This Memorandum of Lease Termination Agreement ("Memorandum") is made this 2 day of April, 1995, by and among George J. Priester ("Priester") and Esther E. Noffke ("Noffke"), as successors to Waukee Realty Company and as co-partners constituting beneficial owners; Motel Land Corporation (Priester, Noffke and Motel Land Corporation being collectively referred to as the "Lesso."); and First Midwest Bank/Illinois N.A. (the "Lessee").

### PECITALS

- A. The Lessor and Tri Cities Enterprises, Inc., an Illinois corporation, ("Tri Cities") entered into a Lease dated April 23, 1965 as disclosed by a short-form lease dated August 10, 1965 and recorded in the Cook County Recorder's Cifice on March 14, 1967 as Document No. 20084220 (the "Lease"), whereby the Lessor leased to Tri Cities certain real property located in Cook County, Illinois (the "Leased Premises"), for the operation of a motel thereon. The Leased Premises are legally described in Exhibit A hereto.
- B. Pursuant to an Assignment of Lease dated August 12, 1977 and recorded in the Cook County Recorder's Office on August 15, 1977 as Document No. 24058810, rerecorded on October 21, 1977 as Document No. 24159370 and rerecorded on November 29, 1977 as document No. 24213701 to correct the legal description, Tri-Cities transferred its interest in the Leased Premises to Rose M. Urban.
- C. Pursuant to an Assignment of Lease dated August 12, 1977 and recorded in the Cook County Recorder's Office on August 15, 1977 as Document No. 24058811, rerecorded on October 21, 1977 as document No. 24159371 and rerecorded on November 29, 1977 as Document No. 24213702 to correct the legal description, Rose M. Urban transferred her interest in the Leased Premises to Amalgamated Trust and Savings Bank, as Trustee under Trust Agreement dated August 1, 1977 and known as Trust No. 3297 (the "Trust").
  - D. Pursuant to a Sheriff's Deed dated March 5, 1991, recorded in Cook County,

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Illinois as Document Number 91101318, Lessee acquired the Trust's leasehold interest under the Lease. The Lease was then amended by Lessor and Lessee by agreement dated March 8, 1994.

E. Pursuant to that certain Lease Termination Agreement between Lessor and Lessee dated April 21, 1995, Lessor and Lessee have agreed to terminate the Lease and agreed to record this Memorandum to evidence such termination.

### TERMINATION AND RELEASE

NOW THEREFORE, in consideration of the above recitals, the mutual agreements set forth in the Lease Termination Ten Dollars and other good and valuable consideration, the receipt whereof is hereby acknowledged, Lessee does hereby remise, convey, release and quitclaim all right title, interest, claim or demand whatsoever that Lessee may have acquired in, through or by the Lesse.

IN WITNESS WHEPEOF, the parties have executed this Memorandum as of the date sat forth above.

George J. Priester

Esther E. Noffke

Motel Land Corporation

By: CITTLE WHILE Name: ESTHERE NOFFKE First Midwest Bank/Illinois N.A.

By: <u>faul H Yaur d</u>

Name: Paul H, Kaskela

Its: Vice President

Pint 03-13-400-014 / 03-13-400-013

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CILA: 1100 5. MILWAUKET.

#### LEGAL DESCRIPTION

That part of Lots 1 and 2 in George Strongs Subdivision of the Southeast 1/4 of Section 13, Township 42 North, Range II East of the 3rd Principal Meridian bounded by a line described as follows to-wit: commencing at the point of intersection of the centerline of Milwaukee Avenue and the South line of said Lot 1, thence N. 900 - 00! West along the South line of said Lot 1, 424.77 feet, thence South 250 311. East along a line drawn parallel to the centerline of Milwaukee Avenue 120.00 feet, thence South 640 - 291 West, a distance of 46.70 feet, thence North 25° - 31' West, a distance of 523.75 feet, thence North 62° 14' East, a distance of 430.10 feet to the centerline of Milwaukee Avenue; thence Southerly and Easterly along the centerline of Milwarkee Avenue, being a curved line having a radius of 2291.23 feet and being concave Northeasterly, a distance of 17.02 feet, (Long Chord is South 250 - 18t East) to a point of tangency: thence South 250 - 31' East along the centerline of Milwauke Avenue a distance of 586, 43 feet to the place of beginning of his description all in Cook County, Illinois. Parcel contains 5.00 acres.

#### EXCLUDING

THAT PART OF LOTS (AND 2 IN GEORGE STRONG'S SUBDIVISION OF THE SOUTH EAST 1/4 AND THE NORTH EAST 1/4 OF THE SOUTH WEST 1/4 OF SECTION 13, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD FPINCIPAL MERIDIAN, BOUNDED BY A LINE DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE CENTURLINE OF MILWAUKEE AVENUE AND THE SOUTH LINE OF SAID LOT 1; THENCE 90 DEGREES 00 MINUTES WEST ALONG THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 427.21 FEET; THENCE SOUTH 65 DEGREES 35 MINUTES 37 SECONDS WEST, A DISTANCE OF 47.39 FEET; THENCE NORTH 24 DEGREES 31 MINUTES 09 SECONDS WEST, A DISTANCE OF 50.60 FEET; THENCE NORTH 65 DECREES 28 MINUTES 51 SECONDS EAST, A DISTANCE OF 2.95 FEET; THENCE NORTH 25 DEGREES 31 MINUTES WEST, A DISTANCE OF 104.72 FEET; THENCE NORTH 62 DEGREES 14 MINUTES EAST, A DISTANCE OF 450.10 FEET TO THE CENTERLINE OF MILWAUKEE AVENUE, THENCE SOUTHERLY AND EASTERLY ALONG THE CENTERLINE OF MILWAUKEE AVENUE, BEING A CURVED LINE HAVING A RADIUS OF 2.291.83 FEET AND BEING CONCAVE NORTHEASTERLY, A DISTANCE OF 17.02 FEET (LONG CHORD IS SOUTH 25 DEGREES 31 MINUTES EAST ALONG THE CENTURINE OF MILWAUKEE AVENUE, BEING A CURVED LINE HAVING A RADIUS OF 2.291.83 FEET AND BEING CONCAVE NORTHEASTERLY, A DISTANCE OF 17.02 FEET (LONG CHORD IS SOUTH 25 DEGREES 31 MINUTES EAST ALONG THE CENTURINE OF MILWAUKEE AVENUE, A DISTANCE OF 34.34 FEET; THENCE SOUTH 63 DEGREES 09 MINUTES 56 SECONDS WEST, A DISTANMCE OF 318.02 FEET; THENCE SOUTH 38 DEGREES 22 MINUTES 17 SECONDS WEST, A DISTANCE OF 125.53 FEET TO THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS.

# UNOFFICIAL COPY : . . .

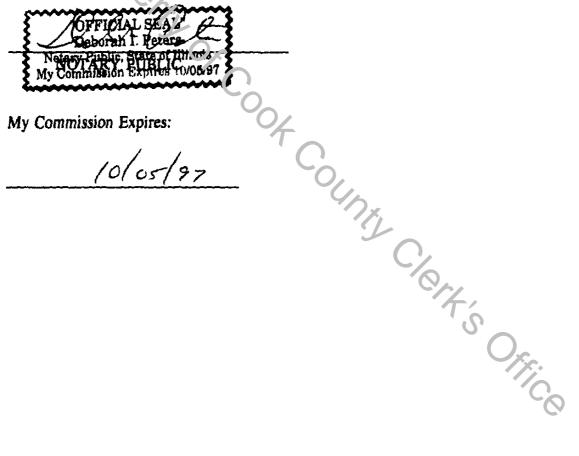
STATE OF ILLINOIS COUNTY OF COOK	) ) SS )
Motel Land Corporation, p subscribed to the foregoing this day in person and ackno officer of said corporation, a	Peter, a Notary Public in and for said County, in the State RTIFY that <u>Folker and Notary of Dersonally known to me to be the same person whose name is instrument as such <u>Problem</u>, appeared before me lowledged that <u>cho</u> signed and delivered said instrument as such as <u>low</u> own free and voluntary act and as the free and voluntary act uses and purposes therein set forth.</u>
GIVEN under my ha	nd and Notarial Seal this 2 day of April, 1995.
NOTA Rictor Bablic, S My Commission I	Deloca State of Lilinois Expires 10/05/97
My Commission Expires:	- County Charles
	Clork's Orginal

# UNOFFICIAL C

STATE OF ILLINOIS	)	
COUNTY OF COOK	)	SS

1, Delo-cah Peters, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that George J. Priester, 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 his free and voluntary act for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 2 day of April, 1995.



My Commission Expires:

10/05/97

My Commission Expires:

10/05/97

STATE OF ILLINOIS ) ) SS COUNTY OF COOK )
I, Peter a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Paul H. Kaskela, the Vice President of First Midwest Bank/Illinois, N.A. (the "Bank"), personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Vice President, appeared before me this day in person and acknowledged that he signed and delivered said instrument as such officer of said Bank, as his own free and voluntary act and as the free and voluntary act of such Bank for the uses and purposes therein set forth.
GIVEN under my hand and Notarial Seal this 2 day of April, 1995.
OFFICIAL SEAL  Deports I Peters  Notary Public, State of Blinds  MN2FARY OPUBLIC 10/05/9
My Commission Expires:  \[ \langle \la
C/O/X/S O/FE

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