

# UNOFFICIAL COPY

RECORDATION REQUESTED BY:

AFTER RECORDATION RETURN TO:

IHOP PROPERTIES, INC.  
525 N. Brand Blvd.  
3rd Floor  
Glendale, California 91203-1903  
Phone: (818) 240-6055

RETURN BY: MAIL (X) PICKUP ( )

IHOP #5304  
Bridgeview, Cook County, Illinois

## MEMORANDUM OF LEASE

THIS MEMORANDUM OF LEASE is made as of July 15, 1997, between CNL INCOME FUND XVIII, LTD, a Florida limited partnership, having an office for business at 400 East South St., Suite 500, Orlando, Florida 32801, hereinafter called "Landlord" and IHOP PROPERTIES, INC., a California corporation, having an office for business at 525 N. Brand Blvd., 3rd Floor, Glendale, California 91203-1903, hereinafter called "Tenant".

In consideration of ONE AND NO/100 DOLLARS (\$1.00) and other valuable consideration paid by Tenant to Landlord and the mutual covenants contained in that certain Lease between the parties hereto dated on even date herewith (hereinafter called the "Lease"), Landlord has leased and does hereby lease to Tenant, and Tenant has hired and does hereby hire from landlord, upon the terms and conditions set forth in said Lease, the real property more particularly described in Exhibit "A" attached hereto and made a part hereof (the "Premises").

The term of the Lease is twenty (20) years commencing on the date hereof and ending on July 15, 2017. Said Lease provides for options to renew for three (3) five (5) year terms and contains a right of first refusal to purchase the Premises during the term of said Lease and any extension or renewal thereof, and an option to purchase the Premises.

Lawyers Title Insurance Corporation

97-05185

(Signature)

Lawyers Title Insurance Corporation

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Signed, Sealed and Delivered  
in the presence of:

"LANDLORD"

CNL INCOME FUND XVIII, LTD., a  
Florida limited partnership

  
Name: Mary Lee Stallings

  
Name: Cynthia Hegler

By:   
Robert A. Bourne, as General Partner

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STATE OF FLORIDA  
COUNTY OF ORANGE

The foregoing instrument was acknowledged before me this 14 day of July, 1997 by **ROBERT A. BOURNE**, as General Partner of **CNL INCOME FUND XVIII, LTD.**, a Florida limited partnership, on behalf of the partnership. He is personally known to me and did not take an oath.

  
\_\_\_\_\_  
Notary Signature

\_\_\_\_\_  
Printed Name  
Notary Public, State of Florida  
Commission Number: \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_

 Mary Lee Stallings  
My Commission CC478280  
Expires July 08, 1999

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"TENANT"

IHOP PROPERTIES, INC., a California corporation

[Signature]  
Name: James Sotomayor

By: [Signature]  
Name: Richard V. Herrera

Name: \_\_\_\_\_

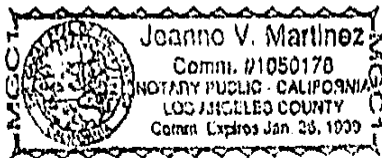
Fees.

STATE OF CALIFORNIA  
COUNTY OF Los Angeles

On this 15 day of July, in the year 1997, before me, Joanne V. Martinez, a Notary Public of said State, personally appeared Richard V. Herrera, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

Witness my hand and official seal.

(NOTARY SEAL)



Joanne V. Martinez  
Notary Public, State of California  
Printed Name: Joanne V. Martinez  
Notary Commission No. 1050176  
My Commission Expires 1/28/99

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## EXHIBIT A

### LEGAL DESCRIPTION

THAT PART OF THE SOUTH WEST 1/4 OF THE SOUTH 1/2 OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 25, TOWNSHIP 38 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTH LINE OF THE SOUTH EAST 1/4 OF SAID SECTION 25, 604.08 FEET EAST OF THE SOUTHWEST CORNER OF THE SOUTH WEST 1/4 OF THE SOUTH EAST 1/4 OF THE SOUTH EAST 1/4 OF SAID SECTION 25; THENCE NORTH 154.03 FEET ALONG A LINE PARALLEL TO THE WEST LINE OF THE SOUTH WEST 1/4 OF THE SOUTH EAST 1/4 OF THE SOUTH EAST 1/4 OF SAID SECTION 25 TO A POINT; THENCE NORTHEASTERLY ALONG THE ARC OF A CURVE WHOSE RADIUS IS 963 FEET CONVEXED SOUTHEASTERLY, AND THE CENTER OF SAID CURVED LINE BEING 1095 FEET NORTH OF THE SOUTH LINE AND 925 FEET WEST OF THE EAST LINE OF SAID SOUTH EAST 1/4 OF SECTION 25, A DISTANCE OF 58.25 FEET, MORE OR LESS, TO THE EAST LINE OF THE SOUTH WEST 1/4 OF THE SOUTH EAST 1/4 OF THE SOUTH EAST 1/4 OF SAID SECTION 25; THENCE SOUTH ON SAID EAST LINE OF THE SOUTH WEST 1/4 OF THE SOUTH EAST 1/4 OF THE SOUTH EAST 1/4 OF SAID SECTION 25; THENCE WEST ALONG SAID SOUTH LINE OF THE SOUTH EAST 1/4 OF SAID SECTION 25, 67.10 FEET TO THE PLACE OF BEGINNING.

ALSO

THE WEST 134 FEET OF THE SOUTH 379.26 FEET OF THE SOUTH EAST 1/4 OF THE SOUTH EAST 1/4 OF THE SOUTH EAST 1/4 OF SECTION 25, TOWNSHIP 38 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, EXCEPTING THEREFROM THAT PORTION THEREOF DEDICATED FOR HIGHWAY PURPOSES BY DOCUMENT 19158724 RECORDED MAY 10, 1961.

PIN 18-25-406-016-0000

*ORA 7240 W. 79th St.*

*BRIDGEVIEW, ILL. 60455*

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