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1. The undersigned, REPUBLIC WINDOWS & DOORS, INC., as Seller, 1725 W. DIVERSEY, L.L.C., as Purchaser, and FIRST NATIONAL BANK OF CHICAGO, as Lender, are parties to the transfer of an interest in real property located at 1725 West Diversey Parkway, Chicago, Illinois.

- 2. Such transfer may be subject to certain environmental disclosure requirements set forth in the Responsible Property Transfer Act of 1988 (765 ILCS 90/1, et seq.) ("RPTA").
- 3. Section 4(a) of RPTA requires delivery of a RPTA disclosure document "within 30 days following execution of a written contract, if any, for the transfer of the property, but not later than 30 days prior to the transfer of real property subject to this Act."
- 4. Section 4(b) of RPTA authorizes parties to a transfer that is subject to RPTA to waive the time period specified in Section 4(a) "if all such parties indicate in writing that they are aware of the purpose and intent of the disclosure document."
- 5. Section 2 of RPTA provides as follows:

The purpose of the Act is to ensure that parties involved in certain real estate transactions are made aware of the existing environmental liabilities associated with ownership of such properties, as well as the past use and environmental status of such properties. It is also the purpose of this Act to ensure that the interest of the People of the State is protected by providing a mechanism whereby parties to a real estate transaction are advised of the environmental condition of such property and thus are encouraged to act in a responsible manner so as to fulfill the purpose and intent of existing environmental laws.

6. The undersigned parties are aware of the purpose and intent of the RPTA disclosure document and hereby waive the time period specified in Section 4(a) of RPTA.

REPUBLIC WINDOWS & DOORS, INC.	1725 W. DIVERSEY, L.J.C.
By: Jones Sul	By: Mush Me
Its:	Its: Otter & Member
Date:	Date: 5/13/99

I:\PROJECTS\LINDA\Republic\waiver-30day

ENVIRONMENTAL DISCLOSURE DOCUMENT FOR TRANSFER OF REAL PROPERTY

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The following information is provided pursuant to the Responsible Property Transfer Act of 1988

Seller: _	Repub	ic V/indows & Doors, Inc.		
Buver:	1725 VI.	Diversey L.L.C.		
,				
Docume	ent No			
		Ox		
I. PRO	OPERTY IDE	NTIFICATION Parkway	v Chicago	40 North
Α.	Address of pro	operty: 1725 West Diversey Parkwa Street	City or Village	Township
		al Estate Index No.: <u>14-30-463-</u> 921		
R	Legal Descrip	tion:		
.	Section		orti Rang	ge 14 East
			4	
	Enter or attack	current legal description in this area:	(see attached)	
	Permanent Re 14-30-403-02	al Estate Index Nos. 14-30-403-022, 1 6, 14-30-403-029, 14-30-403-031, 14-	4-30-403-023, 14-30 40 30-403-033, 14-30-403	03-024, 14-30-403-025, -037, 14-30-403-052.
Pre	pared by:	Ronald Spielman	Return to:	Rone'd Spielman
		name		930 West rivergreen Avenue
		930 West Evergreen Avenue address		40 iress
		Chicago, IL 60622	ALCOLOGUE	Chicago, IL 6062?
		LIABILITY	DISCLOSURE	C
render	them liable for	ansferees of real property are advised any environmental clean-up costs who associated with the property.	that their ownership or c ther or not they caused	other control of such property may or contributed to the presence of
C.	Property Char	racteristics:		
	Lot Size	140,000 sq. ft.	Асте	age3.21
	Check all type	e of improvement and uses that pertain	to the property:	
				11.4441
	Араг	tment building (6 units or less)	X Industri	al building
	Com	mercial apartment (over 6 units)	Farm, w	ith buildings
	Store	, office, commercial building	Other, s	pecify

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UNOFFICIAL COP'	YES NO
A. (1) Is this a transfer by deed or other instrument of conveyance?	<u>X</u>
A. (1) is this a transfer by deed of other institution of configuration interest of an Illinois lan	trust? X
(2) Is this a transfer by assignment of over 25% of beneficial interest of an Illinois lan	X
(3) A lease exceeding a term of 40 years? 99468	137 - - - - - - - - -
(4) A mortgage or collateral assignment of beneficial interest?	
B. (1) <u>Identify Transferor</u> : Near North National Exchange Company, 222 N. LaSall	e St., Chicago, IL 6060
Name and Current Address of Transferor	
	Trust No.
Name and Address of Trustee if this is a transfer of beneficial interest of a land trust. (2) Identify person who has completed this form on behalf of the Transferor and who informatical contained in this form: Ronald Spielmen, Republic Windows & Doors, Inc., 930 W. Evergreen, Chgo, Name, Position (1/20), and address	
· · · · · · · · · · · · · · · · · · ·	
C. Identify Transferee: 1725 W. Diversey, L.L.C. Name and Current Address of Transferor	
Under the Illinois Environmental Protection Act, owners of real property may be held lia release of hazardous substances. 1. Section 22.2(f) of the Act states: "Notwithstanding any other provision or rule of law, and subject only to the defenses set Section, the following persons shall be liable for all costs of removal or remedial action incur a result of a release or substantial threat of a release of a lineardous substance: (1) The owner and operator of a facility or vessel from which there is a release or substantial	forth in subsection (j) of this red by the State of Illinois as
hazardous substance	
(2) Any person who at the time of disposal, transport, storage or treatment of a hazardou operated the facility or vessel used for such disposal, transport, treatment or storage from who	s substance owned of ch there was a release or
multipropertial threat of a release of any such hazardous substance:	
(3) Any person who by contract agreement or otherwise has arranged with another par	y or entity for transport,
storage, disposal or treatment of hazardous substances owned, controlled or possessed by suc	h person at a facility there is
a release or substantial threat of a release of such hazardous substances; and	
(4) Any person who accepts or accepted any hazardous substances for transport to dispose	sal, storage of freatment
facilities or sites from which there is a release or a substantial threat of a release of a haz ardo	15 Substation.
2. Section 4(q) of the Act states: "The Agency shall have the authority to provide notice to any person who may be liable	pursuant to Section 22.2(f) of
this Act for a release or a substantial threat of a release of a hazardous substance. Such notice	e thall include the identified
response action and an opportunity for such person to perform the response action."	
3 Section 22 2(f) of the Act states:	s constat
"If any person who is liable for a release or substantial threat of release of a hazardous si	bstance fair, without
sufficient cause to provide removal or remedial action upon or in accordance with a notice a	in tednest by the afferior or
upon or in accordance with any order of the Roard or any court, such person may be liable to	tile state to building
damages in an amount at least equal to, and not more than 3 times, the amount of any costs i Illinois as a result of such failure to take such removal or remedial action. The punitive dam	age imposed by the Board
Himois as a result of such failure to take such removal or remedial action. The pullitive dam	- Angusta by the seconds

shall be in addition to any costs recovered from such person pursuant to this Section and in addition to any other penalty or relief provided by this Act or any other law."

4. Section 22.18(a) of the Act states:

"Notwithstanding any other provision or rule or law, except as provided otherwise in subsection (b), the owner or operator, or both, of an underground storage tank shall be liable for all costs of preventive action, corrective action and enforcement action incurred by the State of Illinois as a result of a release or a substantial threat of release of petroleum from an underground storage tank."

5. The text of the statutes set out above is subject to change by amendment. Persons using this form may update it to reflect changes in the text of the statutes cited, but no disclosure statement shall be invalid merely because it sets forth an

obsolete or superseded version of such text.

	YES	NO		YES	NO
Landfill		x	Injection Wells		X
Surface Impoundment		<u> </u>	Wastewater Treatment Units		X
Land Treatment		X	Septic Tanks		X
Waste Pile		x	Transfer Sections		<u> </u>
Incinerator		X	Waste Recycling Operations		<u>x</u>
Storage Tank (Above Ground)		X	Waste Treatment Detoxification		X
Storage Tank (Underground)	<u>x</u>		Other Land Disposal Area		X
Container Storage Area		X			

IV. ENVIRONMENTAL INFORMATION	-	•	-		
Decides - Information During Current Owner	chin				

Regulatory Information During Current Ownership

1. Has the transferor ever conducted operations on the property which involved the generation, manufacture, processing, transportation, treatment, storage or handling of "hazardous substances," as defined by the Illinois Environmental Protection Act? This question shall not be applicable for consumer goods stored or handled by a retailer in the same form, approximate amount, concentration and manner as they are sold to consumers, provided that such retailer does not engage in any commercial mixing (other than paint mixing or tinting of consumer sized containers), finishing, refinishing, servicing, or cleaning operations on the property.

Yes _X No ____

2. Has the transferor ever conducted operations on the property which involved the processing, storage or handling of petroleum, other than that which was associated directly with the transferor's vehicle usage?

Yes __X __ No ___

3. Has the transferor ever conducted operations on the property which involved the generation, transportation, storage, treatment or d'sposal of "hazardous or special wastes," as defined by the federal Resource Conservation and Recovery Act and the Ilupois Environmental Protection Act?

Yes ____ No <u>X</u>

4. Are there any of the following specific units (operating or closed) at the property which are or were used by the transferor to manage waste, hazardous wastes, hazardous substances or petroleum?

	YES	NO		YES	NO
Landfill	0,	c x .	Injection Wells		<u> </u>
Surface Impoundment		X	Wastewater Treatment Units		X
Land Treatment		<u>x</u>	Septic Tanks		X
Waste Pile		Ox	Transfer Sections		<u> </u>
Incinerator		W/	Waste Recycling Operations		X
Storage Tank (Above Ground)		x	Waste Treatment Detoxification	n	_X
Storage Tank (Underground)	x		Other Land Disposal Area		X
Container Storage Area	X		0,		

If there are "YES" answers to any of the above items and the transfer is other than a mortgage or collateral assignment of beneficial interest, attach a site plan which identifies the location of each unit, such site plan to be filed with the Environmental Protection Agency along with this disclosure document.

5. Has the transferor ever held any of the following in regard to this real property?

a. Permits for discharges of wastewater to waters of the State.

b. Permits for emissions to the atmosphere.

c. Permits for any waste storage, waste treatment or waste disposal operation.

YES

X

X

X

6. Has the transferor had any wastewater discharges (other than sewage) to a publicly owned treatment works?

owned treatment works?

7. Has the transferor taken any of the following actions relative to this property?

a. Prepared a Chemical Safety Contingency Plan pursuant to the Illinois Chemical Safety Act.

b. Filed an Emergency and Hazardous Chemical Inventory Form pursuant to the federal Emergency Planning and Community Right-to-Know Act of 1986.

c. Filed a Toxic Chemical Release Form pursuant to the federal Emergency Planning and Community Right-to-Know Act of 1986.

8. Has the transferor or any facility on the property or the property been the subject of any of the following State or federal governmental actions?

a. Written notification regarding known, suspected or alleged contamination on or emanating from the property.

b. Filing an environmental enforcement case with a court or the Pollution Control Board for which a final order or consent decree was entered.

c. If item (b) was answered by checking Yes, then indicate whether or not the final order or decree is still in effect for this property.

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V. CERTIFICATION

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REPUBLIC WINDOWS & DOORS, INC.

A. Based on my inquiry of those persons directly responsible for gathering the information, I certify that the information submitted is, to the best of my knowledge and belief, true and accurate.

	/ one pul
	signature
	type or print name
	TRANSFEREE OR TRANSFEREES (or on behalf of Transferee)
B. This form was delivered to me with all e	elements completed on
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O/x	1725 W DIVERSEY L.L.C.
2	Signature Steeler
Ox	MICHHER BROWN
	type or print name
	TRANSFEREE OR TRANSFEREES (or on behalf of Transferee)
C. This form was delivered to me with all e	elements completed on
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EXHIBIT A

PREMISES

PARCEL 1:

LOT 7 (EXCEPT THE EAST 16 FEET DEDICATED FOR PUBLIC ALLEY, BUT NOW VACATED) AND ALL OF LOTS 8, 9 AND 10 IN BLOCK 2 IN FULLERTON'S 4TH ADDITION TO CHICAGO, A SUBDIVISION IN THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSH IP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN.

PARCEL 2:

A STRIP OF LAND 16 FLET IN WIDTH (FORMERLY ALLEY, NOW VACATED) LYING SOUTH OF AND ADJOINING 5 AID LOT 7 (EXCEPT THE EAST 16 FEET THEREOF) AND SOUTH OF AND ADJACENT TO ALL LOTS 8, 9 AND 10 IN BLOCK 2 IN FULLERTON'S 4TH ADDITION TO CHICAGO, AFGRESAID.

PARCEL 3:

THE NORTH 70 FEET OF LOT 2 IN THE NORTHV/ESTERN TERRA COTTA COMPANY'S RESUBDIVISION OF PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 40 NORTH, AANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN.

PARCEL 4:

THE EAST HALF OF THAT PART OF VACATED NORTH HERMITAGE AVENUE LYING SOUTH OF THE SOUTH LINE OF WEST DIVERSEY PARKWAY, AND NORTH OF THE SOUTH LINE OF THE NORTH 70 FEET OF LOT 2, EXTENDED WEST ACPOSS SAID VACATED NORTH HERMITAGE AVENUE IN SAID NORTHWESTERN TERMA COTTA COMPANY'S RESUBDIVISION.

PARCEL 5:

THOSE PARTS OF LOT 2 AND VACATED NORTH HERMITAGE AVENUE LYING WEST OF AND ADJOINING SAID LOT 2, IN THE NORTHWESTERN TERRA COTTA COMPANY'S RESUBDIVISION, AFORESAID, WHICH PARTS OF SAID LOT 2 AND VACATED AVENUE ARE DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EAST LINE OF SAID LOT 2 WHICH IS 70 FEET SOUTH OF THE NORTHEAST CORNER THEREOF, AND RUNNING THENCE WEST ALONG A LINE 70 FEET SOUTH OF AND PARALLEL TO THE NORTH LINE OF SAID LOT 2 AND SAID LINE EXTENDED WEST, A DISTANCE OF 326.01 FEET TO A POINT

5.00 FEET EAST OF THE WEST LINE OF SAID VACATED N. HERMITAGE AVENUE; THENCE SOUTH ALONG A LINE PARALLEL TO SAID WEST LINE OF VACATED N. HERMITAGE AVENUE, A DISTANCE OF 127.00 FEET; THENCE EAST ALONG A LINE PARALLEL TO THE NORTH LINE OF THE PROPERTY HEREIN DESCRIBED, A DISTANCE OF 326.04 FEET TO SAID EAST LINE OF LOT 2; AND THENCE NORTH ALONG SAID EAST LINE A DISTANCE OF 127.00 FEET TO THE POINT OF BEGINNING.

PARCEL 6:

THOSE PARTS OF LOT 3 AND VACATED NORTH HERMITAGE AVENUE LYING EAST OF AND ALJOINING SAID LOT IN NORTHWESTERN TERRA COTTA COMPANY'S RESUBDIVISION AFORESAID, WHICH PARTS OF SAID LOT 3 AND VACATED AVENUE ARE DESCRIBED AS FOLLOWS:

BEGINNING AT THE PCINT OF INTERSECTION OF A WESTWARD EXTENSION OF A LINE 70 FEET SOUTH OF AND PARALLEL TO THE NORTH LINE OF LOT 2 IN SAID RESUBDIVISION WITH A LIVE 5.00 FEET EAST OF AND PARALLEL TO THE WEST LINE OF SAID VACATED NORTH HERMITAGE AVENUE; AND RUNNING; THENCE SOUTH ALONG A LINE 5.00 FEET EAST OF AND PARALLEL TO SAID WEST LINE OF VACATED NORTH HERMITAGE AVENUE, A DISTANCE OF 120.47 FEET; THENCE NORTHWESTERLY ALONG AN ARC OF A CIRCLE, CONVEX TO THE NORTHEAST AND HAVING A RADIUS OF 225.02 FEET A DISTANCE OF 46.07 FEET TO A POINT OF COMPOUND CURVE; THENCE NORTHWESTERLY ALONG AN ARC OF A CIRCLE, CONVEX TO THE NORTHEAST AND HAVING A PADIUS OF 153.77 FEET A DISTANCE OF 85.97 FEET TO A POINT ON SAID WESTWARD EXTENSION OF A LINE 70.00 FEET SOUTH OF AND PARALLEL TO THE NORTH LINE OF LOT 2 IN SAID NORTHWESTERN TERRA COTTA COMPANY'S RESUBDIVISION; THENCE EAST ALONG SAID WESTWARD EXTENSION A DISTANCE OF 44.21 FEET TO THE POINT OF BEGINNING.

PARCEL 7:

THOSE PARTS OF LOT 2 AND VACATED NORTH HERMITAGE AVENUE LYING WEST OF AND ADJOINING SAID LOT IN THE NORTHWESTERN TERRA COTTA COMPANY'S RESUBDIVISION AFORESAID, WHICH PARTS OF SAID LOT 2 AND VACATED NORTH HERMITAGE AVENUE ARE DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EAST LINE OF SAID LOT 2 WHICH POINT IS 197.00 FEET SOUTH OF THE NORTHEAST CORNER THEREOF; AND RUNNING THENCE WEST ALONG A LINE 197.00 FEET SOUTH OF AND PARALLEL TO THE NORTH LINE OF SAID LOT 2 AND SAID PARALLEL LINE EXTENDED WEST, A DISTANCE OF 326.04 FEET TO A POINT 5.00 FEET EAST OF THE WEST LINE OF VACATED NORTH HERMITAGE AVENUE; THENCE SOUTH ALONG A LINE 5.00 FEET EAST OF AND PARALLEL TO SAID WEST LINE OF VACATED NORTH HERMITAGE AVENUE, A DISTANCE OF 50.00 FEET; THENCE EAST, ALONG A LINE PARALLEL TO THE NORTH LINE OF THE PROPERTY HEREIN DESCRIBED A DISTANCE OF 326.05 FEET TO SAID

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EAST LINE OF LOT 2; AND THENCE NORTH ALONG SAID EAST LINE OF LOT 2 A DISTANCE OF 50.00 FEET TO THE POINT OF BEGINNING.

PARCEL 8:

THAT PART OF LOT 3 (SOMETIMES BLOCK 35 IN NORTHWESTERN TERRA COTTA COMPANY'S RESUBDIVISION AFORESAID, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT OF INTERSECTION OF THE WEST LINE OF THE EAST 15.32 FEET OF SAID LOT 3, WITH A LINE 890.00 FEET NORTH OF AND PARALLEL WITH THE SOUTH DINE OF SAID LOT 3; AND RUNNING THENCE WEST ALONG A LINE 890.00 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF LOT 3 A DISTANCE OF 139:00 FEET; THENCE NORTH ALONG A LINE PARALLEL WITH THE EAST LINE OF SAIC LOT 3 A DISTANCE OF 42.38 FEET; THENCE WEST ALONG A STRAIGHT LINE A DISTANCE OF 95.33 FEET TO A POINT 931.63 FEET NORTH OF A WESTWARD EXTENSION OF SAID SOUTH LINE OF LOT 3; THENCE NORTHWARDLY, EASTWARDLY AND SOUTHWARDLY ALONG THE ARC OF A CIRCLE HAVING A RADIUS OF 142.16 FEET AND CONVEX WESTERLY, NORTHERLY, AND EASTERLY A DISTANCE OF 446.62 FEET TO A POINT ON SAID WEST LINE OF THE EAST 15.32 FEET OF SAID LOT 3, WHICH POINT IS 933.83 FEET NORTH OF THE SOUTH LINE OF SAID LOT 3; THENCE SOUTH ALONG 5 ID WEST LINE OF THE EAST 15.32 FEET OF LOT 3 A DISTANCE OF 43.73 FEET TO THE POINT OF BEGINNING, EXCEPT THEREFROM THAT PART OF THE FOREGOING PARCEL WHICH LIES NORTH OF A LINE WHICH IS 972 FEET NORTH OF AND PARALLEL WITH SAID SOUTH LINE OF AND WESTWARD EXTENSION THEREOF, ALL IN COOK COUNTY, ILLINOIS.

PARCEL 9:

A STRIP OF LAND, 16 FEET WIDE, (FORMERLY THE EAST AND WEST PUBLIC ALLEY BUT NOW VACATED), LYING SOUTH OF AND ADJACENT TO LOTS 1, 2, 3, 4, 5, 6 AND SOUTH OF THE SOUTH LINE OF LOT 6 EXTENDED WEST; ALSO A STRIP OF LAND, FORMERLY THE NORTH AND SOUTH PUBLIC ALLEY BUT NOW VACATED, SAID FORMER ALLEY BEING THE EAST 16 FEET OF LOT 7, ALL IN ELOCK 2 OF FULLERTON'S 4TH ADDITION TO CHICAGO, BEING A SUBDIVISION IN THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 10:

LOT 1 IN BLOCK 2 IN FULLERTON'S 4TH ADDITION TO CHICAGO, BEING A SUBDIVISION IN THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

PARCEL 11:

LOT 2 IN BLOCK 2 IN FULLERTON'S 4TH ADDITION TO CHICAGO, A SUBDIVISION IN THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 12:

LOTS 3, 4, 5 AND 6 IN FULLERTON'S 4TH ADDITION TO CHICAGO, BEING A SUBDIVISION IN THE NORTH HALF OF THE SOUTHEAST QUARTER SECTION 30, TOWNSHIP 40 NORTH RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

JUNIL CIENTS OFFICE

Tax Identification No.: 14-30-403-021

14-30-403-022

14-30-403-023

14-30-403-024

(4) 30-403-025

14-30-403-026

14-36-403-029

14-30-403-931

14-30-403-633

14-30-403-037

14-30-403-051

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