

# UNOFFICIAL COPY



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Cook County Recorder 29.00

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## MEMORANDUM OF OFFICE LEASE

THIS MEMORANDUM OF OFFICE LEASE is made and entered into as of the 19 day of ~~January~~<sup>March</sup>, 1999, by and between Schaumburg Hines Development, LLC, a Delaware limited liability company ("Landlord"), and First Penn - Pacific Life Insurance Company, an Indiana corporation ("Tenant"), on the covenants, terms and conditions set forth below.

For good and valuable consideration exchanged by Landlord and Tenant, the receipt and sufficiency of which is hereby acknowledged by them, Landlord and Tenant agree as follows:

1. **Premises.** Landlord has demised unto Tenant and Tenant has leased from Landlord, on the terms and conditions set forth in that certain office lease (the "Lease") dated as of December 22, 1998, certain premises (the "Leased Premises") more particularly described in the Lease, located within the office building to be constructed on real property in the Village of Schaumburg, County of Cook, State of Illinois, as described on Exhibit "A" attached hereto (the "Real Property").

2. **Term.** The initial term of the Lease is for ten (10) years commencing on or about May 1, 2000 (subject to adjustment as set forth in the Lease), and expiring on the date which is the last day of the tenth (10<sup>th</sup>) year thereafter, unless sooner terminated or extended pursuant to the terms of the Lease (the "Term"). Tenant has the option to extend the Term of the Lease on all of the same terms and conditions except for rental (which is stipulated in the Lease) for two (2) additional five (5) year periods following the expiration of the initial Term.

**BOX 333-CTI**

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3. **Additional Provisions.** The entirety of the Lease has been incorporated herein by reference, and all of the terms thereof shall apply to and be binding upon Landlord and Tenant in connection with this Memorandum of Office Lease. This Memorandum of Office Lease is intended to give record notice to third parties of the existence of the Lease and the respective rights and obligations of Landlord and Tenant thereunder. To the extent of any conflict or inconsistency between any term or condition of this Memorandum of Office Lease and any term or condition contained in the Lease, such term or condition contained in the Lease shall govern and control.

EXECUTED as of the date first above written.

**LANDLORD:**

**TENANT:**

**SCHAUMBURG HINES DEVELOPMENT, LLC**, a Delaware limited liability company

**FIRST PENN-PACIFIC LIFE INSURANCE COMPANY**, an Indiana corporation

By: **Hines Interests Limited Partnership**, a Delaware limited partnership, its sole member

By: *James P. Soreen*  
Name: JAMES P. SOREEN  
Its: VICE PRESIDENT & TREASURER

By: **Hines Holding, Inc.**, a Texas corporation, its general partner

By: *C. Kevin Shannahan* (675)  
Name: C. Kevin Shannahan  
Title: Executive Vice President

STATE OF ILLINOIS )  
 )  
COUNTY OF COOK )

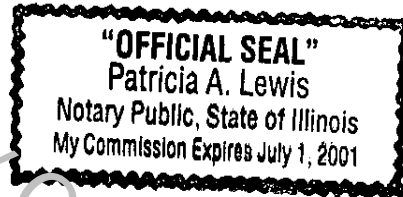
I, Patricia A. Lewis, a Notary Public in and for said County in the State aforesaid, DO HEREBY CERTIFY that C. Kevin Shannahan, being the executive vice president of Hines Holding, Inc., a Texas corporation, a general partner of Hines Interests Limited Partnership, a Delaware limited partnership, being the sole member of Schaumburg Hines Development, LLC, a Delaware limited liability company, and personally known to me to be the same person whose name is subscribed to the foregoing instrument as such executive vice president, appeared before me this day in person and acknowledged that he signed and delivered the said instrument as his own free and voluntary act and the free and voluntary act of said corporation, as general partner of said limited partnership, on behalf of said limited liability company, as aforesaid, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 14<sup>th</sup> day of March, 1999.

Patricia A. Lewis  
Notary Public in and for the State of Illinois

My Commission Expires:

7/1/01



# UNOFFICIAL COPY

STATE OF ILLINOIS )  
 )  
COUNTY OF COOK )

I, \_\_\_\_\_, a Notary Public in an for said County in the State aforesaid, DO HEREBY CERTIFY that JAMES P. SWARTEN, being the VICE PRESIDENT & TREAS of First Penn-Pacific Life Insurance Company, an Indiana corporation, and personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Officer, appeared before me this day in person and acknowledged that he/she signed and delivered the said instrument as his/her own free and voluntary act and their free and voluntary act of said corporation, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 17 day of March, 1999.

Paula Leonard  
Notary Public in and for the State of Illinois

My Commission Expires: 01/13/2007

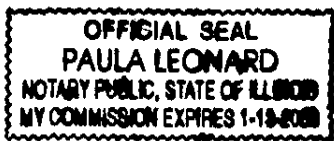


EXHIBIT "A"

LEGAL DESCRIPTION OF THE REAL PROPERTY

LOT 1 IN WOODFIELD PRESERVE SUBDIVISION ACCORDING TO THE PLAT RECORDED JANUARY 20, 1999 AS DOCUMENT NUMBER 99060953, BEING A RESUBDIVISION OF LOT 9 IN LINCOLN MEADOWS SUBDIVISION, BEING A SUBDIVISION OF PART OF SECTION 24, TOWNSHIP 41 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT RECORDED JANUARY 6, 1989 AS DOCUMENT NUMBER 89007940, ALL IN COOK COUNTY, ILLINOIS.

P/W: 07-24-401-002

P/A: NW corner of Schaumburg Rd  
& Rohlwing Rd in Schaumburg IL.