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MEMORANDUM OF PURCHASE OPTION



THIS AGREEMENT, made and entered into in Cook County, Illinois, as of this 6 day of July. 1999, by and between First United Bank, as Trustee under Trust Agreement dated March 5, 1993, and known as Trust No. 1630 ("OPTIONOR") and The Big "R" Real Estate Company, Inc. ("OPTIONEE").

Notice is hereby given of the grant by the Optionor to the Optionee of an option to purchase the following described property upon tire terms and conditions contained therein:

Lot Onc (1) in County West Plaza, being a rest or ivision of Lots Nineteen (19) to Twentyeight (28) in Frank Delugach's Wooded Estate, being 2 Subdivision of the North half (N1/2) of the East half (E1/2) of the Southwest Quarter (SW1/4), the North half (N1/2) of the Southeast Quarter (SE1/4), the Southeast Quarter (SE1/4) of the Southeast Quarter (SE1/4). the East half (E1/2) of the East half (E1/2) of the Southwest Quarter (SW1/4) of the Southeast Quarter (SE1/4) of section Eighteen (18), Township Therty-six (36) North, Range Twelve (12) East of the Third Principal Meridian, and that part of the East Half (E1/2) of vacated 112th Court, as per Document No. 94535894 lying North of the South line of said Lot One (1) extended Westerly and South of the North line of said Lot on: (1) extended Westerly in Cook County, Illinois, SEE ATTACHED EXHIBIT A

THIS DOCUMENT PREPARED BY AND AFTER RECORDING, MAIL TO:

MICHAEL T. O'CONNOR, ESQ. FUCHS & ROSELLI, LTD. 6 WEST HUBBARD, SUITE 800 **CHICAGO, ILLINOIS 60610-4695**  PROPERTY ADDRESS:

VACANT LAND LOCATED SOUTH OF 158™ STREET ON THE WEST SIDE OF WOLF ROAD, ORLAND PARK, ILLINOIS P.I.N.:



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COMMONLY KNOWN AS:

VACANT LAND LOCATED SOUTH OF 148<sup>TH</sup> STREET ON THE WEST SIDE

OF WOLF ROAD, ORLAND PARK, ILLINOIS.

**P.I.N.**:

This instrument is merely a memorandum of the aforedescribed Purchase Option and is subject

to all of the terms, conditions and provisions thereof. In the event of an inconsistency between the

terms of said Purchase Option and this instrument, the terms of said Purchase Option shall prevail as

between the parties hereto.

It is further agreed that this Memorandum hereby ratifies and confirms said Purchase Option.

This Memorandum is hereby made binding up on the heirs, executors, administrators and assigns of

the parties hereto.

IN WITNESS WHEREOF, the parties have executed this MEMORANDUM OF PURCHASE OPTION

is entered into on the day and year first above written.

**OPTIONEE:** 

THE BIG "R" REAL ESTATE COMPANY, INC.

AM J. FRANK - PRESIDENT

OPTIONOR:

FIRST UNITED BANK, AS TRUSTEE UNDER TRUST

AGREEMENT DATED MARCH 5, 1993, AND

KNOWN AS TRUST NO. 1630

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#### **EXONERATION CLAUSE - MISCELLANEOUS INSTRUMENTS**

It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the representations, covenants, undertakings and agreements herein made on the part of the trustee while in form purporting to be the representations, covenants, undertakings and agreements of said Trustee are nevertheless each and every one of them, made and intended not as personal representations, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally but are made and intended for the purpose of binding only that portion of the trust property specifically described herein, and this instrument is executed and delivered by said Trustee not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against the FIRST UNITED BAINK or any of the beneficiaries under said Trust Agreement, on account of this instrument or on account of any representations, covenants, undertakings or agreements the said Trustee, whether or not in this instrument contained, either expressed or implied, all such personal liability, if any, being expressiv vaived and released.

Date	July 16, 1999	
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FIRST UNI	TED BANK, not	individually, but solely as Trustee under
Trust Numbe	er <u>1630</u> Date	ed March 5, 1993
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STATE OF ILLINOIS	)	
	) ss.	
COUNTY OF COOK	)	
90-		
I, <u>///////</u>	T. O'COULOR, A	NOTARY PUBLIC IN AND FOR SAID COUNTY IN THE
STATE AFORESAID, DO HE	REBY CERTIFY THAT WII	LIAM J. FRANK, PRESIDENT OF THE BIG "R" REAL
ESTATE COMPANY, INC.	, PERSON/LLY KNOWN	TO ME TO BE THE SAME PERSON WHOSE NAME IS
SUBSCRIBED TO THE FO	REGOING INSTRUMENT, .	APPEARED BEFORE ME THIS DAY IN PERSON AND
ACKNOWLEDGED THAT H	E SIGNED, SEALED AND D	ELIVERED THE SAID INSTRUMENT AS HIS FREE AND
VOLUNTARY ACT, FOR TH	E USES AND PURPOSES T	TIEREIN SET FORTH.
		0,
GIVEN UNDER MY	Y HAND AND NOTARIAL S	EAL THIS LEDAY OF JULY, 1999.
		4
		Them T. Mamor
		NOTARY PUBLIC
MY COMMISSION EXPIRE	s: <i>4/24/00</i>	OFFICIAL SEAL
	, ,	MICHAEL T O'CONNORS
		NOTARY PUBLIC, STATE OF ILLINOIS MY COMMISSION EXPIRES:04/24/00
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STATE OF ILLINOIS )
) ss.
COUNTY OF COOK )
I. Cunthia Crebic A NOTARY PUBLIC IN AND FOR SAID COUNTY IN THE
STATE AFORESAID TO HEDERY CERTIFY THAT / Inde /ce / Into _ As / and Trust
I, <u>Cynthia Grebic</u> , a Notary Public in and for said County in the State aforesaid, do hereby certify that <u>Linda Lee Lutz</u> , as <u>Land Trust</u> <u>Office</u> of First United Bank, and, Assistant
SECRETARY OF SAIT BANK, WHO ARE PERSONALLY KNOWN TO ME TO BE THE SAME PERSONS WHOSE
NAMES ARE SUBSCRIBLD TO THE FOREGOING INSTRUMENT AS SUCH AND ASSISTANT
SECRETARY/TRUST OFFICE, RESPECTIVELY, APPEARED BEFORE ME THIS DAY IN PERSON AND
ACKNOWLEDGED THAT THEY SICNED AND DELIVERED THE SAID INSTRUMENT AS THEIR OWN FREE AND
VOLUNTARY ACT AND THE FREE AND VOLUNTARY ACT OF SAID BANK, AS AFORESAID, FOR THE USES
AND PURPOSES THEREIN SET FORTH; AND THE SAID ASSISTANT SECRETARY THEN AND THERE
ACKNOWLEDGED THAT SAID ASSISTANT SECRE. ARY, AS CUSTODIAN OF THE CORPORATE SEAL OF SAID
BANK, DID AFFIX THE SEAL OF SAID BANK TO SAID IN STRUMENT AS SAID ASSISTANT SECRETARY'S
OWN FREE AND VOLUNTARY ACT AND AS THE FREE AND VOLUNTARY ACT OF SAID BANK, FOR THE USES
AND PURPOSES THEREIN SET FORTH.
GIVEN UNDER MY HAND AND SEAL THIS // DAY OF JULY, 1999.
Cipatha Dhin
NOTARY PUBLIC
"OFFICIAL SEAL" CYNTHIA GREBIC MY COMMISSION EXPINITY Public, State of Illinois My Commission Expires (12/09/2002)

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EXHIBIT "A"

LOT 1 IN COUNTY WEST PLAZA, BEING A RESUBDIVISION OF LOTS 19 TO 28 INCLUSIVE AND THE EAST 33.00 FEET OF VACATED SOUTH 112TH COURT, IN FRANK DELUGACH'S WOODED ESTATES, BEING A SUBDIVISION OF THE NORTH 1/2 OF THE EAST 1/2 OF THE SOUTHWEST 1/4, THE NORTH 1/2 OF THE SOUTH EAST 1/4, THE SOUTH EAST 1/4 OF THE ST, ANGÉ 1.

ODORON OR COOK COUNTY CIONES OFFICE SOUTH EAST 1/4, THE EAST 1/2 OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF THE SOUTH EAST 1/4 OF SECTION 18, TOWNSHIP 36 NOP 11 RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.