

TERMINATION AND RELEASE OF MEMORANDUM OF LEASE

THIS TERMINATION AND RELEASE OF MEMORANDUM OF LEASE ("Release") made this 14th day of January, 1999, between CASTLEWOOD REALTY COMPANY, INC. ("Landlord"), THE MAY DEPARTMENT STORES COMPANY ("Tenant"), and PAYLESS SHOESOURCE, INC. ("Subtenant").

WHEREAS, by Memorandum of Lease made and recorded December 23, 1987 as document number 87672428 in Cook county (hereinafter referred to as the "Memorandum"), Landlord leased certain real property to Tenant located in the City of Chicago, County of Cook, State of Illinois, as described in attached Exhibit A and in the Memorandum; and

WHEREAS, Tenant subleased the property to Subtenant by Sublease dated April 2, 1996; and

WHEREAS, the Lease between Landlord and Tenant pertaining to the property expired on December 31, 1997; and

WHEREAS, the parties hereto desire to terminate and release the Memorandum.

NOW, THEREFORE, THIS RELEASE WITNESSETH, that for and in consideration of the sum of Five dollars (\$5.00), the receipt and sufficiency of which are hereby acknowledged, the parties hereto do hereby agree as follows:

The Memorandum is hereby terminated and released.

This document may be signed in any number of counterparts each of which taken together shall constitute an original.

WITNESS the hands of the parties hereto the day and year first above written.

LANDLORD

WITNESS/ATTEST

CASTLEWOOD REALTY COMPANY, INC.

Neil E. Kuba

By: *Walter L. McManus, Jr.*
Walter L. McManus, Jr., President

TENANT

ATTEST:

THE MAY DEPARTMENT STORES COMPANY

Robert J. Geiger
Assistant Secretary

By: *Sam J. Gunn* *RJB*
Its:

SUBTENANT

ATTEST:

PAYLESS SHOESOURCE, INC.

Mary M. Thomas
Mary M. Thomas, Assistant Secretary

By: *R. Swain*
Randall S. Swain, Vice President



Lots 1, 2, 3, 4 and 5 (except the westerly 6.9 feet) in Block 1 in Sweet, Cole and Buell's Subdivision of Blocks 1 and 2 in David Hunter's Subdivision of the Northwest Quarter of Section 31, Township 38 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

Property of Cook County Clerk's Office
P I # 20-31-103-26 & 27 ALL
D B O

COOK COUNTY CLERK'S OFFICE
100 N. WASHINGTON ST. CHICAGO, ILL. 60601
TELEPHONE 312-600-3000

Prepared by: Castlewood Realty
2041 N. Joppa Rd
Towson MD.

Mail to: Joshua Glazier
The Glazier Corp.
308 W. Erie #705
Chicago, IL 60610



87672428

87672428

1300

EXHIBIT A

APPROVED BY: LANDLORD _____ TENANT _____	Payless ShoeSource	no. 1597
	LOCATION: 201 West 79th Street Chicago, Illinois	
SCALE	1" =	Δ REVISION
DATE		
DRAWN BY		
CHECKED BY		
APPROVED BY		

UNOFFICIAL COPY

ACKNOWLEDGMENT OF LANDLORD

STATE OF Maryland)
) ss:
COUNTY OF Baltimore)

On this 19th day of January, 1999, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Walker L. McManus, Sr., who is/are personally known to me to be the same person(s) who executed the foregoing instrument and they acknowledged the execution of the same as their free and voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.

Deborah Glass
Notary Public

My commission expires: 5-1-00



ACKNOWLEDGMENT OF TENANT

STATE OF MISSOURI)
) ss:
CITY OF ST. LOUIS)

On this 26th day of January, 1999, before me, the undersigned, a Notary Public in and for the City and State aforesaid, came LOUIS J. GARR, JR., who is/are personally known to me to be the same person(s) who executed the foregoing instrument and they acknowledged the execution of the same as their free and voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.

Judy L. Vaughn
Notary Public

My commission expires: 4-13-99

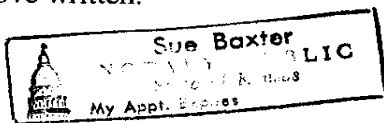


ACKNOWLEDGMENT OF SUBTENANT

STATE OF KANSAS)
) ss:
COUNTY OF SHAWNEE)

On this 14 day of January, 1999, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Randall S. Swain, Vice President, and Mary M. Thomas, Assistant Secretary of Payless ShoeSource, Inc., a Missouri corporation, who are personally known to me to be the same persons who executed the foregoing instrument as Vice President and Assistant Secretary, respectively, of Payless ShoeSource, Inc., and said Vice President duly acknowledged the execution of the same as an act of Payless ShoeSource, Inc., and said Assistant Secretary duly acknowledged the attestation of the same for and on behalf of Payless ShoeSource, Inc.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.



Sue Baxter
Sue Baxter, Notary Public

My Commission expires: September 30, 2002

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