

Cust. mer # CTI
 Torrens Memo
 Ctl. # 1458201
 Grantor MOREAN GUARANTY TR Co
 S.S.# _____
 Grantor _____
 S.S.# _____
 Grantee _____
 S.S.# _____
 Grantee _____
 S.S.# _____
 PIN # 03-27-401-077
 Filing Date 10/27/90
 L.F. Date _____
 Tax # 281481

SEARCH

DATE OF SEARCH:

RESULT OF

None

Title Office _____
 Title Company Chp Title
 Trust Dept Approval _____
 Survey Dept Approval _____
 Refused _____
 Type of Document Amend & Cease
Amend only

Total No. Docs 2

Logged _____

To Tax Dept. _____

Reviewer _____

Typist _____

Revisor _____

New Ctl. # _____

Delivery _____

Customer Signature _____

FORM NO. 300

Microfilm _____

Ret'd _____

Date _____

Date _____

Date _____

Date _____

Federal Tax Lien _____

809874

10/29/90 11:05

INTENDED GRANTEES OR ASSIG.

RESULT OF SEARCH:

(Circular stamp)
 10/29/90
 11:05
 [Signature]

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0 3 9 2 1 1 5 5

LEGAL DESCRIPTION OF REAL PROPERTY ON
CITY # 1458304 AND OTHER PROPERTY
10/23/56

* Capitalized terms not otherwise defined herein are defined in Section 1.

B. Reference is also hereby made to that certain First Amendment to Ground Lease dated as of the date hereof between Lessor and Lessee (the "First Amendment to Lease") whereby the Lessor and Lessee made certain amendments to the Lease deleting provisions relating to Rent Shortfalls effective-

A. Reference is hereby made to that certain Restated Ground Lease dated as of October 27, 1988 between Lessor and Lessee (the "Lease") and that certain Memorandum of Restated Ground Lease dated as of October 27, 1988 between Lessor and Lessee which was recorded on October 31, 1988 in the Office of the Recorder of Cook County, Illinois as Document No. 88501075 and registered in the Office of the Registrar of Titles for said County as Document No. LR3750217 (the "Memorandum"), which Lease affects the Land described therein and in Exhibit A hereto.

WHEREAS*:

WITNESSETH:

AMENDMENT (this "Amendment"), dated as of October 10, 1990 between MORGAN GUARANTY TRUST COMPANY OF NEW YORK, a New York corporation, as Trustee under Declaration of Trust dated December 9, 1960 for the Commingled Pension Trust Fund (Special Station Investments - Real Estate), having an address at 522 Fifth Avenue, New York, New York 10036 ("Lessor"), and ROUSE BANDHURST SHOPPING CENTER, INC., a Maryland corporation having an address at 10275 Little Patuxent Parkway, Columbia, Maryland 21044 ("Lessee").

FIRST AMENDMENT TO
MEMORANDUM OF RESTATED GROUND LEASE

=====

This instrument was prepared by and after recording is to be returned to:
Joseph J. Sperber, Esq.
Davis Polk & Wardwell
1 Chase Manhattan Plaza
New York, New York 10005

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SECTION 4. Except as specifically amended by the First Amendment to Lease and hereby all of the provisions of the Memorandum shall remain in full force and effect and are hereby ratified and confirmed and from and after the effective dates of the First Amendment to Lease, all of the terms, covenants, conditions and other provisions of the Lease as

and inserting the word '[Reserved.]' in their place."

'to the Lender, all cumulative Shortfall interest (if any) accrued or accruing on the Loans and the Notes on the payment date and unpaid; and to Lessor, all cumulative Shortfall Rent accrued or accruing under this Lease on the payment date and unpaid;'

"SECTION 9. Section 19 of the Lease is hereby amended by deleting from the twenty-fifth through thirty-first lines thereof the following words:

SECTION 3. The First Amendment to Lease contains the following provision:

SECTION 2. Lessor and Lessee intend that this Amendment shall constitute a memorandum of the First Amendment to Lease which amends certain provisions of the Lease referred to in Section 5 of the Memorandum.

SECTION 1. Capitalized terms used, but not defined, in this Amendment are defined in, or by reference in, Section 1.1 of the Lease as amended by the First Amendment to Lease and have the same meanings herein as therein.

NOW, WHEREFORE, in consideration of the premises, in consideration of the covenants and agreements set forth in the Lease, and intending to be bound by the Lease and hereby, the parties hereby agree that the Memorandum is hereby amended as follows:

C. Lessor and Lessee desire to record this Amendment as a memorandum of the First Amendment to Lease and to amend the Memorandum as set forth herein and to record this Amendment as a memorandum of the Lease and the First Amendment on the date hereof in the Office of the Recorder of Cook County, Illinois and in the Office of the Registrar of Titles for said County.

tive as of July 1, 1988 and certain other amendments to the Lease effective as of the date thereof.

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Property of Cook County Clerk's Office

amended by the first Amendment to Lease all are incorporated in this Amendment by reference and the Lease, the first Amendment to Lease, the Memorandum and this Amendment shall be deemed to be a single document.

SECTION 5. No provision of this Amendment shall be modified, waived or terminated, except by an instrument in writing, signed by the party against whom enforcement of such modification, waiver or termination is to be enforced.

SECTION 6. This Amendment shall be governed by and construed in accordance with the laws of the state of Illinois.

SECTION 7. This Amendment may be signed in any number of counterparts, each of which shall be deemed by be an original, with the same effect as if the signatures thereto and hereto were upon the same instrument, and it shall not be necessary in making proof hereof to produce or account for more than one such counterpart.

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IN WITNESS WHEREOF, Lessor and Lessee have caused this Amendment to be duly executed as of the date first above written.

LESSOR:

MORGAN GUARANTY TRUST COMPANY
OF NEW YORK, as Trustee
under Declaration of Trust
dated December 9, 1960 for
the Commingled Pension Trust
Fund (Special Situation
Investments - Real Estate)

By: James M. Walsh
Name: James M. Walsh
Title: Vice President

[Corporate Seal]

Attest:

Name: Donna Bonafide
Title: Assistant Secretary

LESSEE:

ROUSE-RANDHURST SHOPPING
CENTER, INC.

By: Anthony W. Grabus, Jr.
Name: Anthony W. Grabus, Jr.
Title: Vice President

[Corporate Seal]

Attest:

Name: Kathleen E. Barry
Title: Assistant Secretary

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DEBORAH A. DEMARCO
State of New York No. 02-421348
Qualified in Bronx County
Cort. Filed in New York County
Commission Expires 12/22/90

Commission Expires:

[Notary Seal]

Notary Public

Deborah A. Demarco

GIVEN under my hand and Notarial Seal this 17 day of October, 1990.

I, Deborah A. Demarco, a Notary Public in and for said County in the State aforesaid, do hereby certify that James M. Walsh, personally known to me to be a Vice President of MORGAN GUARANTY TRUST COMPANY OF NEW YORK, a New York corporation, and Donna Bonafide, personally known to me to be an Assistant Secretary of said corporation and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that they signed and delivered the said instrument as said Assistant and Assistant Secretary, respectively, and said Assistant Secretary caused the Corporate Seal of said corporation to be affixed thereto, pursuant to authority given by the Board of Directors of said corporation, as their free and voluntary act and as the free and voluntary act of said corporation, for the uses and purposes therein set forth.

STATE OF NEW YORK)
COUNTY OF NEW YORK)
SS.:)

0021155

DIANE F. GRUBERSON
Notary Public, State of New York
No. 24-6192600
Qualified in Richmond County
Commission Expires November 30, 1990

November 30, 1990

Commission Expires:

[Notary Seal]

Diane F. Gruberson
Notary Public

GIVEN under my hand and Notarial Seal this 18th day of October, 1990.

I, DIANE F. GRUBERSON a Notary Public in and for said County in the State aforesaid, do hereby certify that Anthony W. Grubus, Jr., personally known to me to be a Vice President of ROUSE-RANDHURST SHOPPING CENTER, INC., a Maryland corporation, and Kathleen E. Barry, personally known to me to be an Assistant Secretary of said corporation and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that they signed and delivered the said instrument as said Vice President and Assistant Secretary, respectively, and said Assistant Secretary caused the Corporate Seal of said corporation to be affixed thereto, pursuant to authority given by the Board of Directors of said corporation, as their free and voluntary act and as the free and voluntary act of said corporation, for the uses and purposes therein set forth.

COUNTY OF NEW YORK)

) SS.:

STATE OF NEW YORK)

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IN DUPLICATE

1
1/5-8201

Amend Lease

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COOK COUNTY CLERK OF TITLE

IDENTIFIED NO.
8921155
REGISTERED
CHICAGO TITLE INS. CO.

CHICAGO TITLE INS. CO.

G#

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71-78-297

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TOGETHER WITH AND SUBJECT TO that certain Declaration of Reciprocal Easements dated as of July 21, 1987 by Lasalle National Bank, as Trustee under Trust Agreement dated May 5, 1981 and known as Trust No. 103910, and recorded in the Office of the Recorder of Deeds of Cook County, Illinois

LESS AND EXCEPTING from said Lot one that part of the West 1/2 of the South East 1/4 of Section 27, Township 42 North, Range 11, East of the Third Principal Meridian, (except that part thereof falling in a 100 foot strip conveyed to the County of Cook by Deed recorded May 6, 1941 as Document 12674702 and filed May 5, 1941 as Document 1r. 895623) described as following: beginning at the South West corner of the South East 1/4 of said Section 27; thence on an assumed bearing of North 00 degrees 00 minutes 33 seconds East along the west line of said South East 1/4 259.99 feet; thence South 89 degrees 59 minutes 27 seconds East 50.00 feet to the Easterly right of way line of Elmhurst Road as dedicated per plat recorded September 24, 1928 as Document 10155704 in said County; thence South 34 degrees 48 minutes 52 seconds East 99.76 feet; thence South 45 degrees 31 minutes 35 seconds East 168.13 feet; thence South 67 degrees 48 minutes 12 seconds East 74.96 feet to the Northerly right of way line of Kensington Road (Foundry Road); thence South 00 degrees 10 minutes 27 seconds West 32.88 feet to the South line of the South East 1/4 of said Section 27; thence North 89 degrees 49 minutes 33 seconds West along said South line 296.28 feet to the Point of Beginning).

Lots One and Two in Randhurst Center Resubdivision - No. 1, being a resubdivision of Lot One in Randhurst Center, being a subdivision of part of the Southeast 1/4 of Section 27, Township 42 North, Range 11 East of the 3rd Principal Meridian Cook County, Illinois, according to the Plat of said Randhurst Center Resubdivision - No. 1 recorded in the Office of the Recorder of Deeds of Cook County, Illinois as Document No. 87408581 and registered in the Office of the Registrar of Titles of said County as Document No. 3637429.

Description of the Land

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-2-

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as Document No. 87408582 and registered in the Office of the Registrar of Titles of said county as Document No. 3637430.
PIN: 03-27-401-077
Common Street Address: Rand Road and Elmhurst Road
Mt. Prospect, Illinois