

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

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MORRIS W. CARTER
RECORDER

STATE OF INDIANA §
COUNTY OF LAKE §

KNOW ALL MEN BY THESE PRESENTS:

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MEMORANDUM OF CONTRACT**

THIS MEMORANDUM OF CONTRACT is made this 30th day of June, 2000 between **GEORGE AND TAMMY L. GROGLOTH** (collectively, "Seller") and **CYPRESS/MERRILLVILLE I, LTD.**, a Texas limited partnership ("Buyer").

WITNESSETH:

Seller and Buyer have entered into two (2) Purchase Agreements, each dated March 9, 2000 (as amended, collectively, the "Purchase Agreements"), with respect to certain real property located in Lake County, Indiana, and described on Exhibit A attached hereto (collectively, the "Properties"). The Purchase Agreements contain provisions and rights pertinent to the Properties, including, without limitation, provisions for the conveyance of the Properties to Buyer, notice of which is hereby given. Upon vesting of title to the Properties in Buyer (or an assignee of Buyer) through a valid and binding deed conveying the Properties to Buyer from Seller, this Memorandum of Contract shall be of no further force or effect, and, by its terms, shall be deemed terminated.

Effective as of the date first written above.

COMMUNITY TITLE COMPANY

FILE NO 8 19968 my

Seller:

George Grogloth
GEORGE GROGLOTH

Tammy L. Grogloth
TAMMY L. GROGLOTH

FILED

SEP 8 2000

PETER BENJAMIN
LAKE COUNTY AUDITOR

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Buyer:

CYPRESS/MERRILLVILLE I, LTD.,
a Texas limited partnership


By: Cypress/Merrillville Management, Inc., a
Texas corporation, its general partner

By: 
Christopher C. Maguire
President

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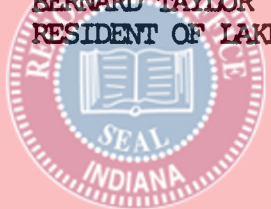
STATE OF INDIANA
COUNTY OF LAKE

BEFORE ME, a Notary Public in and for said County and State, on this 21st day of AUGUST, 2000, personally appeared George Grogloth and Tammy L. Grogloth, who acknowledged execution of the foregoing instrument, and who, having been duly sworn, stated that the representations therein contained are true.


Notary Public in and for the State of Indiana
BERNARD TAYLOR
RESIDENT OF LAKE COUNTY

My Commission Expires:

3-31-2007



STATE OF TEXAS §
 §
COUNTY OF DALLAS §

This instrument was acknowledged before me on June 30, 2000 by Christopher C. Maguire, President of Cypress/Merrillville Management, Inc., a Texas corporation, general partner of Cypress/Merrillville I, Ltd., a Texas limited partnership, on behalf of said partnership.

M. Biagiou
Notary Public in and for the State of Texas

My Commission Expires:

May 31, 2007

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Exhibit A

Legal Description

PARCEL 1: Pleasantdale lot 29 plus the W 100' of lots 17, 18, 19. , LAKE COUNTY, IN.

PARCEL 2: Pleasantdale lot 21. , LAKE COUNTY, IN.

