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STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2007 096451

2007 DEC 10 AM 9:25

MICHAEL A. BROWN  
RECORDER

THIS INSTRUMENT PREPARED BY  
AFTER RECORDING MAIL TO:

Thomas H. Page, Esq.  
Barack Ferrazzano Kirschbaum & Nagelberg LLP  
200 West Madison Street, Suite 3900  
Chicago, Illinois 60606

**TERMINATION OF LEASE**

THIS TERMINATION OF LEASE (the "Termination") is made and entered into this 31<sup>st</sup> day of July, 2007 by and between Lake County Trust Company, as Trustee under a Trust Agreement dated August 10, 1981 and known as Trust No. 3145 ("Landlord"), and Walgreen Co., an Illinois corporation ("Tenant").

WITNESSETH:

WHEREAS, Landlord is the legal owner of that certain parcel of real property which is legally described on Exhibit A attached hereto and made a part hereof (the "Parcel"); and

WHEREAS, on February 1, 1982, Landlord and Tenant caused to be recorded in the Office of the Recorder for Lake County, Indiana as document no. 657999 that certain Memorandum of Lease dated December 17, 1981 (the "MOL"), which MOL memorialized the lease of a portion of the Parcel by Landlord to Tenant; and

WHEREAS, the aforesaid lease has terminated, and Landlord and Tenant desire to terminate the MOL of record to confirm such termination.

NOW, THEREFORE, in consideration of the foregoing recitals, Landlord and Tenant hereby terminate the MOL.

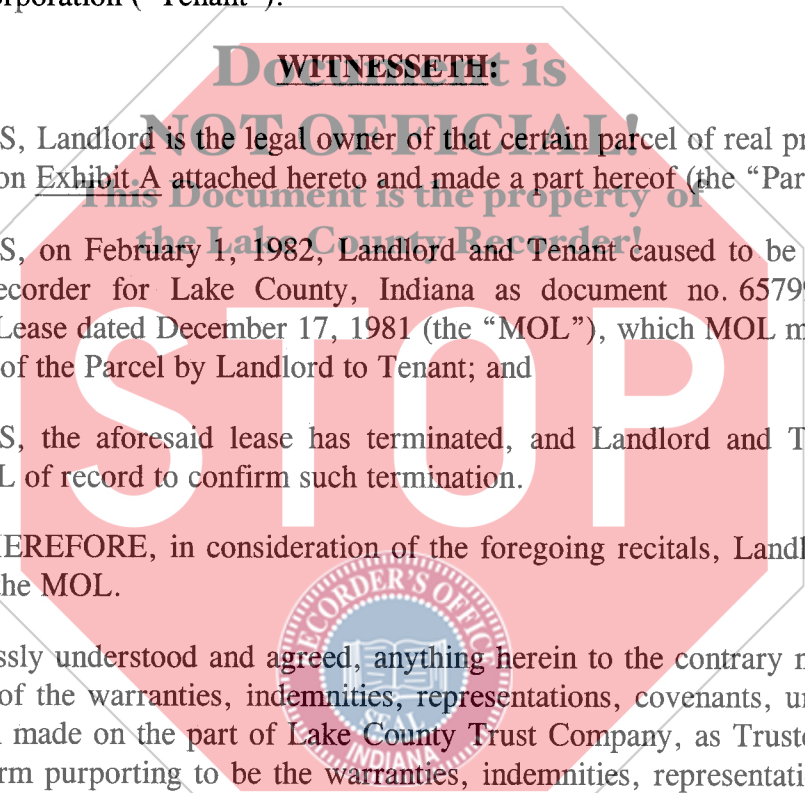
It is expressly understood and agreed, anything herein to the contrary notwithstanding, that each and all of the warranties, indemnities, representations, covenants, undertakings and agreements herein made on the part of Lake County Trust Company, as Trustee of Trust No. 3145, while in form purporting to be the warranties, indemnities, representations, covenants, undertakings and agreements of said Trustee, are nevertheless, each and every one of them, made and intended not as personal warranties, indemnities, 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

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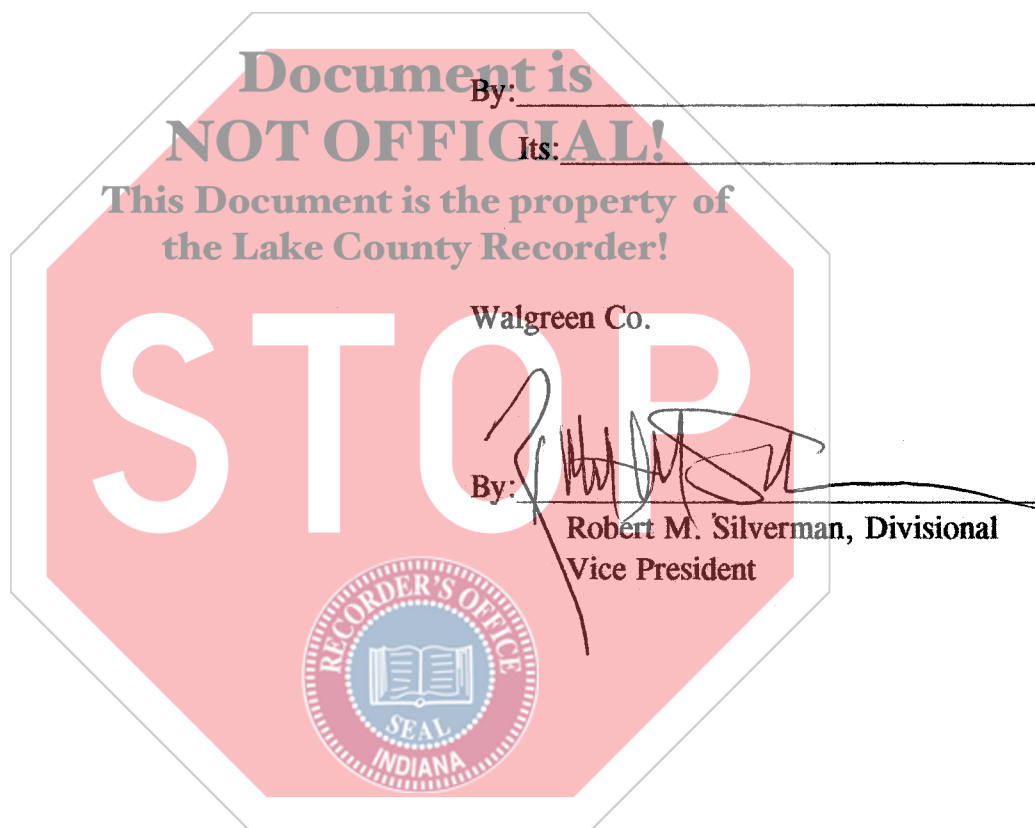
CHIGAGO TITLE INSURANCE COMPANY



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 Lake County Trust Company, on account of this instrument or on account of any warranty, indemnity, representation, covenant, undertaking or agreement of said Trustee in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released.

IN WITNESS WHEREOF, Landlord and Tenant have caused this Termination to be executed and delivered upon the date first above written.

Lake County Trust Company, as Trustee as  
aforesaid and not personally



as such Trustee; and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against Lake County Trust Company, on account of this instrument or on account of any warranty, indemnity, representation, covenant, undertaking or agreement of said Trustee in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released.

IN WITNESS WHEREOF, Landlord and Tenant have caused this Termination to be executed and delivered upon the date first above written.

Lake County Trust Company, as Trustee as aforesaid and not personally

By: *Elaine M. Sievers*  
Its: ELAINE M. STEVERS  
TRUST OFFICER



STATE OF \_\_\_\_\_ )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

I, \_\_\_\_\_, a Notary Public in and for the said County, in the State aforesaid, DO HEREBY CERTIFY that \_\_\_\_\_, as \_\_\_\_\_ of Lake County Trust Company, as Trustee under a Trust Agreement dated August 10, 1981 and known as Trust No. 3145, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument as such \_\_\_\_\_, 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 as the free and voluntary act of said company for the uses and purposes therein set forth, and as trustee of the aforesaid trust.

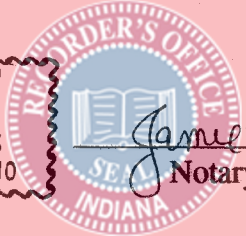
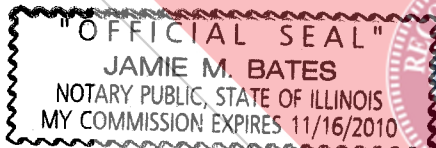
GIVEN, under my hand and notarial seal, this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

Notary Public  
Printed Name: \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_  
County of Residence: \_\_\_\_\_

STATE OF ILLINOIS § This Document is the property of  
§ the Lake County Recorder!  
COUNTY OF LAKE §

On this 20<sup>TH</sup> day of NOVEMBER 2007, before me appeared Robert M. Silverman, to me personally known, who, being by me duly sworn, did say that he is the Divisional Vice President of Walgreen Co., an Illinois corporation, and that said instrument was signed in behalf of said corporation by authority of its board of directors, and said Divisional Vice President acknowledged said instrument to be the free act and deed of said corporation.

(Seal)



*Jamie M Bates*  
Notary Public

My term expires: 11/16/2010

County of Residence: COOK

I hereby affirm under penalties of perjury that I have taken reasonable care to redact each Social Security Number in this document, unless required by law.

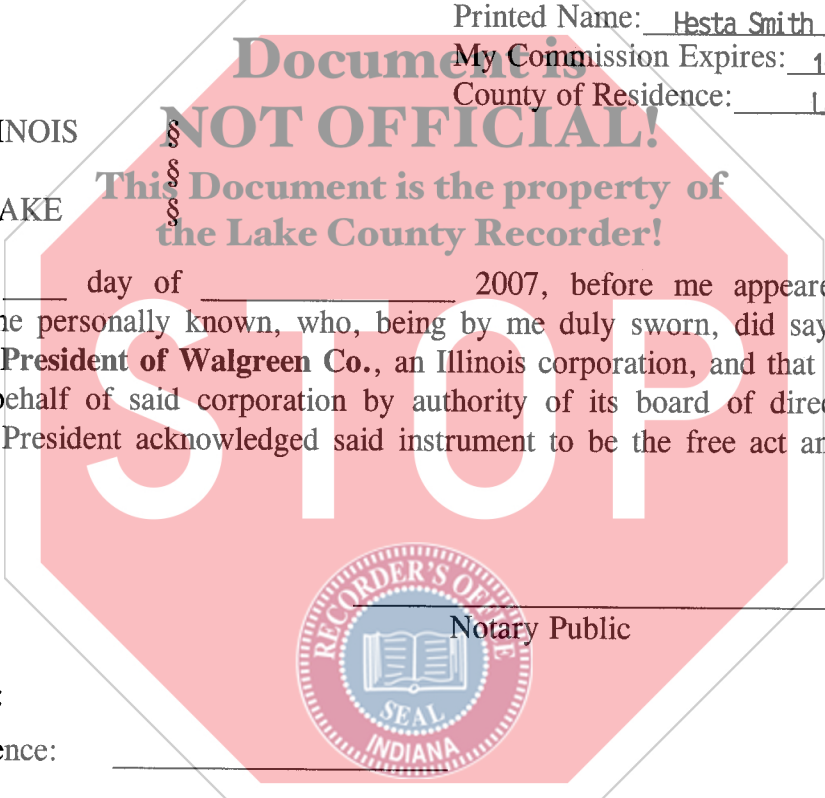
STATE OF Indiana)  
) ss.  
COUNTY OF Lake)

I, Hesta Smith, a Notary Public in and for the said County, in the State  
aforesaid, DO HEREBY CERTIFY that Elaine M. Sievers, as  
Trust Officer of Lake County Trust Company, as Trustee under a Trust  
Agreement dated August 10, 1981 and known as Trust No. 3145, who is personally known to  
me to be the same person whose name is subscribed to the foregoing instrument as such  
Trust 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 as the free and voluntary act of said company for the uses and purposes  
therein set forth, and as trustee of the aforesaid trust.

GIVEN, under my hand and notarial seal, this 26th day of Nov., 2007.

Hesta Smith  
Notary Public  
Printed Name: Hesta Smith  
My Commission Expires: 10-11-15  
County of Residence: Lake

STATE OF ILLINOIS  
COUNTY OF LAKE



On this \_\_\_\_\_ day of \_\_\_\_\_, 2007, before me appeared **Robert M. Silverman**, to me personally known, who, being by me duly sworn, did say that he is the **Divisional Vice President of Walgreen Co.**, an Illinois corporation, and that said instrument was signed in behalf of said corporation by authority of its board of directors, and said Divisional Vice President acknowledged said instrument to be the free act and deed of said corporation.

(Seal)

Notary Public

My term expires:  
County of Residence: \_\_\_\_\_

I hereby affirm under penalties of perjury that I have taken reasonable care to redact each Social Security Number in this document, unless required by law.

Thomas H. Page  
Printed Name: Thomas H. Page

**EXHIBIT A**

**PARCEL 1**

Lots 1, 2, 3 and 4, Rothschild's Addition to Whiting, as per plat thereof, recorded in Plat Book 10, page 25, in the Office of the Recorder of Lake County, Indiana.

**PARCEL 2**

A part of the Southeast Quarter of the Northeast Quarter of Section 7, Township 37 North, Range 9 West of the Second Principal Meridian, described as follows:

Commencing at the Northeast corner of Lot 1 in Rothschild's Addition to Whiting; thence South 5.50 feet along the East line of said Lot 1 to the point of beginning; thence East to the Northwest corner of Lot 1 in Atchinson's Addition to the City of Whiting in the aforesaid Southeast Quarter of the Northeast Quarter of Section 7; thence South along the West line of Lot 1 in said Atchinson's Addition to the Southwest corner thereof; thence Northwesterly to the Southeast corner of Lot 1 of Rothschild's Addition to Whiting aforesaid; thence North along the East line of said Lot to the hereinabove designated place of beginning, except the East 19 feet thereof, all in Lake County, Indiana.

